

FORTIETH DAY

St. Paul, Minnesota, Wednesday, April 18, 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	Novak	Schrom
Arnold	Dunn	Kleinbaum	Ogdahl	Sillers
Ashbach	Fitzsimons	Knutson	Olhoft	Solon
Bang	Frederick	Kowalczyk	Olson, A. G.	Spear
Berg	Gearty	Krieger	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Laufenburger	O'Neill	Tennessen
Borden	Hanson, R.	Lewis	Patton	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chenoweth	Humphrey	McCutcheon	Perpich, G.	Wegener
Chmielewski	Jensen	Milton	Pillsbury	Willet
Coleman	Josefson	Moe	Purfeerst	
Conzemius	Keefe, J.	Nelson	Renneke	
Davies	Keefe, S.	North	Schaaf	

Quorum present.

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

INTRODUCTION OF BILLS

Messrs. Perpich, G.; Kowalczyk and Conzemius introduced—

S. F. No. 2119: A bill for an act relating to welfare; implementing provisions of the social security amendments of 1972; repealing certain obsolete statutory provisions; providing for the centralized disbursement of medical assistance payments; appropriating money; amending Minnesota Statutes 1971, Sections 6.20; 98.47, Subdivision 8; 245.0313; 245.033; 253A.15, Subdivision 11; 256.01, Subdivision 2; 256.12, Subdivision 10; 256.462, Subdivision 3; 256.73, Subdivision 3; 256.935; 256.98; 256B.06; 256B.09; 256B.22; 260.38; 261.03; 261.063; 261.07, Subdivision 2; 275.50, Subdivision 5; 393.06; 393.07, Subdivisions 2 and 6; 462.485; 573.02, Subdivision 1; and Chapter 256B, by adding sections; repealing Minnesota Statutes 1971, Sections 256.11; 256.12, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 11, 12, 13, 16, and 17; 256.13 to 256.23; 256.26; 256.27 to 256.455; 256.457 to 256.461; 256.462, Subdivisions 1, 2, 4, 5, 6, and 7; 256.463 to 256.64; and 256.66 to 256.71.

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

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

S. F. No. 2120: A bill for an act relating to Hennepin county; authorizing the county board of commissioners to increase the number of commissioner districts; repealing Laws 1963, Chapter 789.

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

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

S. F. No. 2121: A bill for an act relating to the city of Minneapolis; authorizing the city to acquire and finance a rehabilitation and therapy health care facility as a project under the municipal industrial development act.

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

Messrs. Hughes, Stokowski and Ashbach introduced—

S. F. No. 2122: A bill for an act relating to state government; advisory councils; and information services facilities; amending Minnesota Statutes 1971, Sections 16.91; 16.911; and 16.93; repealing Minnesota Statutes 1971, Section 16.92.

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

Mr. Purfeerst introduced—

S. F. No. 2123: A bill for an act relating to agriculture; investigation of complaints against wholesale produce dealers; amending Minnesota Statutes 1971, Section 27.13.

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

Messrs. Gearty; Keefe, J. and Keefe, S. introduced—

S. F. No. 2124: A bill for an act relating to judges of the municipal court of Hennepin county; providing for retirement and compensation allowance for said judges, and compensation allowances for surviving spouses of such judges.

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

Messrs. Arnold, Chmielewski and Willet introduced—

S. F. No. 2125: A bill for an act relating to transportation;

motor vehicle carriers; defining exempt carrier; amending Minnesota Statutes 1971, Section 221.011, Subdivision 22.

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

Mr. Solon introduced—

S. F. No. 2126: A bill for an act relating to St. Louis county; authorizing the issuance of seasonal on-sale intoxicating liquor licenses.

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

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

S. F. No. 2127: A bill for an act relating to inheritance taxes; defining and prescribing inheritance tax rates and exemptions for certain beneficiaries and donees; amending Minnesota Statutes 1971, Sections 291.03; 291.05; and 292.07, Subdivisions 3 and 5.

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

Messrs. Ashbach, Hughes and Milton introduced—

S. F. No. 2128: A bill for an act relating to education; providing school bus transportation for pupils in shared time programs, and to nonpublic schools in adjacent districts; amending Minnesota Statutes 1971, Sections 120.10, Subdivision 3; 123.78, by adding a subdivision; and 124.17, Subdivision 2.

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

Messrs. Kleinbaum, Berg and Willet introduced—

S. F. No. 2129: A bill for an act relating to wild animals; prescribing the wearing of fluorescent orange outer garments by hunters or trappers; reducing certain penalties for failing to wear such garments; amending Minnesota Statutes 1971, Sections 98.52, Subdivision 2; and 100.29, Subdivision 8; and repealing Minnesota Statutes 1971, Section 98.52, Subdivision 5.

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

Messrs. Laufenburger, Larson and Kleinbaum introduced—

S. F. No. 2130: A bill for an act relating to wild animals; permitting the use of certain rifles during shotgun deer season; amending Minnesota Statutes 1971, Section 100.29, Subdivisions 3 and 9.

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

Mr. Perpich, A. J. introduced—

S. F. No. 2131: A bill for an act relating to county hospitals and county hospital districts; permitting the use of certified public accountants to audit and examine their books in lieu of the public examiner.

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

Messrs. Borden, Krieger and Konzemius introduced—

S. F. No. 2132: A bill for an act relating to courts; providing for payment by state of certain expenses of litigation in lawsuits contesting constitutionality of laws.

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

Messrs. Purfeerst, Milton and Anderson introduced—

S. F. No. 2133: A bill for an act relating to education; aid for handicapped children under special residency conditions; amending Minnesota Statutes 1971, Sections 120.17, Subdivisions 6, 7, and 8; and 124.32, Subdivision 4; and by adding a subdivision.

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

Messrs. Brown, Coleman and Thorup introduced—

S. F. No. 2134: A bill for an act proposing an amendment to Article I of the Minnesota Constitution; adding a section requiring the due process of law and the equal protection of the law.

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

Messrs. Chenoweth, Ashbach and Keefe, S. introduced—

S. F. No. 2135: A bill for an act relating to prevention of cruelty; regulating the membership of the state bureau of child and animal protection; amending Minnesota Statutes 1971, Section 343.05.

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

Messrs. Milton, Stokowski and Bernhagen introduced—

S. F. No. 2136: A bill for an act relating to counties; commissioner districts; amending Minnesota Statutes 1971, Section 375.02.

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

Messrs. Krieger, Frederick and Laufenburger introduced—

S. F. No. 2137: A bill for an act authorizing the conveyance of certain state lands in Olmsted county to the county of Olmsted.

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

Messrs. Knutson, Purfeerst and Blatz introduced—

S. F. No. 2138: A bill for an act relating to education; school district capital expenditure taxing authority; amending Minnesota Statutes 1971, Section 124.04.

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

Mr. Kleinbaum introduced—

S. F. No. 2139: A bill for an act relating to the city of St. Cloud; payment of retirement benefits in certain instance by firemen's relief association.

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

Mr. Laufenburger introduced—

S. F. No. 2140: A bill for an act relating to the city of Winona; placing newly hired police and firemen under the public employees police and fire fund.

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

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

S. F. No. 2141: A bill for an act relating to taxation; parking lots and ramps owned by certain exempt institutions; amending Minnesota Statutes 1971, Section 272.02, by adding a subdivision.

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

Mr. Schaaf introduced—

S. F. No. 2142: A bill for an act relating to the policemen's relief association in the city of Fridley; and membership of certain police personnel in the public employees police and fire fund.

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

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

S. F. No. 2143: A bill for an act relating to metropolitan public

transit; tax levies; use of proceeds; authorizing the use of a portion of the proceeds of the tax to provide transit service to disabled persons; amending Minnesota Statutes 1971, Section 473A.111, Subdivision 4.

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

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

S. F. No. 2144: A bill for an act relating to education; establishing an upper division and graduate level extension center to provide continuing opportunities for residents of the Mesabi Iron Range; appropriating money.

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

Mr. Perpich, A. J. introduced—

S. F. No. 2145: A bill for an act relating to the town of White, St. Louis county; authorizing an increase in the salaries of clerk and treasurer.

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

Mr. McCutcheon, by request, introduced—

S. F. No. 2146: A bill for an act relating to dentistry; abolishing the continuing educational requirements for dentists and dental hygienists; repealing Minnesota Statutes 1971, Section 150A.09, Subdivision 2.

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

Mr. Borden introduced—

S. F. No. 2147: A bill for an act relating to school districts; providing aid in lieu of non-taxable land; appropriating money; amending Minnesota Statutes 1971, Section 124.30, Subdivisions 1, 2, and 4.

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

Messrs. North, Novak and McCutcheon introduced—

S. F. No. 2148: A bill for an act relating to Independent School District No. 625; amending Laws 1969, Chapter 911, Section 2, as amended.

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

Messrs. O'Neill, North and Chenoweth introduced—

S. F. No. 2149: A bill for an act relating to education; providing state transportation aid under certain circumstances; amending Minnesota Statutes 1971, Section 124.22, by adding a subdivision.

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

Messrs. Novak, McCutcheon and Coleman introduced—

S. F. No. 2150: A bill for an act relating to education; increasing the permissible mill rate limitation for cities of the first class maintaining post secondary area vocational technical schools; amending Minnesota Statutes 1971, Section 275.125, Subdivision 3.

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

Mr. Chmielewski introduced—

S. F. No. 2151: A bill for an act relating to St. Louis county; levy of taxes for major capital improvements.

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

Mr. Laufenburger introduced—

S. F. No. 2152: A bill for an act relating to agriculture; authorizing the sale of natural and organic fertilizers and providing for the regulation thereof; providing a penalty.

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

Mr. Laufenburger introduced—

S. F. No. 2153: A bill for an act relating to the public employee's retirement association; minimum annuities; amending Minnesota Statutes 1971, Section 353.29, Subdivision 3.

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

Mr. Laufenburger introduced—

S. F. No. 2154: A bill for an act relating to retirement; credit for legislators for service under more than one program; amending Minnesota Statutes 1971, Chapter 3A, by adding a section.

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

Messrs. Jensen, Fitzsimons and Ashbach introduced—

S. F. No. 2155: A bill for an act relating to elections; disclosure of campaign contributions; providing a penalty.

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

Mr. Wegener introduced—

S. F. No. 2156: A bill for an act relating to Mille Lacs county; permitting the county attorney to also act as village, city and school attorney.

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

Messrs. Chmielewski and Laufenburger introduced—

S. F. No. 2157: A bill for an act relating to the county state-aid highway system; payment of contract price; amending Minnesota Statutes 1971, Section 162.04.

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

Messrs. Borden and Conzemius introduced—

S. F. No. 2158: A bill for an act relating to the operation of state government; updating statutory references to printing; providing for more complete advance payments to state employees for travel expenses; clarifying the commissioner of administration's responsibility to supervise and control all state telecommunication facilities; enabling the commissioner of administration to dispose of lost or abandoned property in alternate ways; eliminating the requirement for contractor's bonds or security for negotiated state public work contracts; specifying certain services to be performed by the commissioner for other state departments or agencies; clarifying the state record disposition and record management functions; clarifying procedures for extending social security benefits to certain governmental entities; amending Minnesota Statutes 1971, Sections 3.21; 15.181; 16.02, by adding a subdivision; 16.022; 16.0231; 16.027, Subdivision 5; 16.07, Subdivision 11; 94.10, Subdivision 1; 138.17, Subdivisions 1, 4 and 7; 138.19; 138.20; 138.21; §31.09; and 355.17.

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

Messrs. Milton, North and Lewis introduced—

S. F. No. 2159: A bill for an act relating to the department of corrections; community corrections centers; amending Minnesota Statutes 1971, Sections 241.31; and 241.32.

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

Mr. Arnold introduced—

S. F. No. 2160: A bill for an act relating to Itasca county; authorization to employ a full-time county attorney.

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

Messrs. Milton, Kleinbaum and Ogdahl introduced—

S. F. No. 2161: A bill for an act relating to mobile homes; establishing a section on mobile homes; providing for licensing of certain activities relating to mobile homes; providing penalties; appropriating money.

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

Messrs. Thorup, Bang and Novak introduced—

S. F. No. 2162: A bill for an act relating to insurance; providing for legal expense insurance; amending Minnesota Statutes 1971, Sections 60A.06, Subdivision 1; 60A.07, Subdivisions 5a, 5b, and 5c; and 60A.08, by adding a subdivision.

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

Mr. Wegener introduced—

S. F. No. 2163: A resolution memorializing the President of the United States to provide for the establishment of protective cover crops on all lands diverted from agricultural production under federal land diversion programs.

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

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

S. F. No. 2164: A bill for an act providing for filing reports on lands drilled or explored to discover ore deposits, empowering commissioner of taxation to examine records pertaining thereto and providing a penalty for violations.

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

Mr. Fitzsimons introduced—

S. F. No. 2165: A bill for an act relating to the city of Red Lake Falls; determination of financial requirements for the firemen's relief fund.

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

Mr. Novak, for the Committee on Finance, introduced—

S. F. No. 2166: A bill for an act relating to the organization

and operations of the state government; appropriating money to the department of highways, and for other purposes.

Under the Rules of the Senate, to lie over one day.

Mr. Novak, for the Committee on Finance, introduced—

S. F. No. 2167: A bill for an act relating to the organization and operation of state government; appropriating money for the conservation and development of the state's natural resources; providing for maintenance of the Minnesota historical society; for county and district agricultural societies; for various stock-breeders', dairymen's, horticultural and poultry association and societies; for sheriffs' per diem and mileage in certain cases; for vessel tonnage tax; for maintenance of the Sibley house; for maintenance of various semi-state activities; for aids to local subdivisions of government and school districts; for maintenance of the uniform laws commission; for maintenance of the capitol area architectural and planning commission; and for other purposes; and amending Minnesota Statutes 373.23.

Under the Rules of the Senate, to lie over one day.

Mr. Perpich, A. J. introduced—

S. F. No. 2168: A bill for an act relating to transportation; motor vehicle carriers; defining exempt carrier; amending Minnesota Statutes 1971, Section 221.011, Subdivision 22.

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

Messrs. Perpich, A. J.; Larson and Spear introduced—

S. F. No. 2169: A bill for an act relating to the sale of goods and services; limiting finance charges of open end credit sales; prescribing penalties; amending Minnesota Statutes 1971, Sections 334.16, Subdivision 1; and 334.18.

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

Mr. Perpich, A. J. introduced—

S. F. No. 2170: A bill for an act relating to the salary of county assessors; amending Minnesota Statutes 1971, Section 273.061, Subdivision 6.

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

Mr. Gearty introduced—

S. F. No. 2171: A bill for an act relating to workmen's compensation; providing judicial relief for employees who have been

thwarted in, or discriminated against for, the exercise of their lawful rights; providing penalties.

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

Messrs. Chenoweth and Gearty introduced—

S. F. No. 2172: A bill for an act creating a legislative commission to study problems relating to the Twin Cities seven county metropolitan area; appropriating money therefor.

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

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 277, 317, 460, 655, 783, 829, 274, 442, 489, 688, 778, 790 and 823.

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

Returned April 16, 1973

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 819 and 895.

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

Returned April 17, 1973

Mr. President:

I have the honor to announce that the House accedes to the request of the Senate for the return of Senate File No. 1182 for further consideration.

S. F. No. 1182. A bill for an act relating to Houston county; providing for a county licensing bureau.

Senate File No. 1182 is herewith returned to the Senate.

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

Returned April 16, 1973

Mr. President:

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

S. F. No. 6: A bill for an act relating to real estate; liens for improvements thereto; extent and amount thereof; requiring notice to owners; amending Minnesota Statutes 1971, Sections 514.01; 514.03; 514.05; 514.07; 514.08; and 514.11; and Chapter 514, by adding a section.

Senate File No. 6 is herewith returned to the Senate.

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

Returned April 16, 1973

Mr. Tennesen moved that S. F. No. 6 be laid on the table. Which motion prevailed.

Mr. President:

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

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

Senate File No. 197 is herewith returned to the Senate.

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

Returned April 16, 1973

Mr. Chenoweth moved that S. F. No. 197 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 66, 759, 833, 1548, 1639, 1714, 611, 629, 632, 633, 1005, 1031, 83, 146, 231, 346, 906, 1275, 1200, 255, 368, 954, 978, 1053, 1080, 1338, 242, 565, 1047, 1211, 1452, 1666 and 1547.

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

Transmitted April 16, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 574, 685, 1264, 1500, 102, 864, 1103, 1184, 1219, 1483, 1704 and 1776.

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

Transmitted April 17, 1973

FIRST READING OF HOUSE BILLS

H. F. No. 66: A bill for an act relating to the village of Roseville; procedure upon levy of certain special assessments.

H. F. No. 759: A bill for an act relating to probate proceedings; bond in summary administration; amending Minnesota Statutes 1971, Section 525.51, Subdivision 5.

H. F. No. 833: A bill for an act relating to decedent's estates; requiring mailing of notice to a foreign consul in certain circumstances; amending Minnesota Statutes 1971, Section 525.83.

H. F. No. 1548: A bill for an act relating to Nicollet county; authorizing an increased annual appropriation to the county extension committee.

H. F. No. 1639: A bill for an act authorizing the village of Plymouth to refund temporary improvement bonds issued in the years 1969 to 1973; amending Laws 1971, Chapter 557, Section 1.

H. F. No. 1714: A bill for an act authorizing the issuance of bonds by Independent School District No. 877.

H. F. No. 611: A bill for an act relating to public safety; division of highway patrol; providing salary adjustments for members of the highway patrol assigned to air patrol duty; amending Minnesota Statutes 1971, Section 299D.03, Subdivision 3.

H. F. No. 629: A bill for an act relating to employment; setting the time to pay employees of public service corporations; amending Minnesota Statutes 1971, Section 181.08.

H. F. No. 632: A bill for an act relating to intoxicating liquor; authorizing the issuance of additional on-sale licenses in the county of Cook.

H. F. No. 633: A bill for an act relating to towns; authorizing all towns to make local improvements and to assess the cost thereof against benefited property; amending Minnesota Statutes 1971, Sections 429.011, Subdivision 2; and 435.19, Subdivision 1.

H. F. No. 1005: A bill for an act relating to agriculture; registration and inspection fees for apiaries; requiring posting of ownership in certain cases; amending Minnesota Statutes 1971, Sections 19.19, Subdivisions 1 and 2; 19.20, by adding subdivisions; and Chapter 19, by adding a section.

H. F. No. 1031: A bill for an act relating to education; vocational rehabilitation work activity centers; amending Minnesota Statutes 1971, Sections 121.71; 121.711; 121.712; 121.713; and 121.714.

H. F. No. 83: A bill for an act relating to licenses; prohibiting the issuance of licenses in certain instances.

H. F. No. 146: A bill for an act relating to trade regulations; providing for unit pricing of certain packaged commodities; providing for exemptions.

H. F. No. 231: A bill for an act relating to the metropolitan sewer board; payment of annual credit to municipalities; amending Minnesota Statutes 1971, Section 473C.05, Subdivision 4.

H. F. No. 346: A bill for an act relating to public water and sewer systems; powers of county boards and district courts; amending Minnesota Statutes 1971, Section 116A.01, Subdivision 1.

H. F. No. 906: A bill for an act relating to probate proceedings; liability of a representative or his surety for mismanagement or other misconduct; amending Minnesota Statutes 1971, Section 525.501.

H. F. No. 1275: A bill for an act relating to education; school district elections; amending Minnesota Statutes 1971, Section 123.32, Subdivisions 5 and 24, and by adding subdivisions.

H. F. No. 1200: A bill for an act relating to workmen's compensation; creating a division of workmen's compensation within the department of labor and industry; providing powers and responsibilities to such commission; making the commissioner of the department of labor and industry the head and administrator of such division; providing powers and responsibilities to such commissioner; amending Minnesota Statutes 1971, Sections 79.28; 121.33, Subdivision 2; 175.006, Subdivisions 1 and 4; 175.10; 175.11, Subdivision 1; 175.16; 175.17; 175.36; Chapter 175, by adding sections; 176.011, Subdivision 6; 176.021, Subdivisions 3 and 5; 176.061, Subdivision 9; 176.081; 176.091; 176.101, Subdivisions 3, 6 and 8; 176.111, Subdivisions 5, 10, 11, 17 and 18; 176.131, Subdivisions 3, 4, 5, 6, 9, 10, 11 and 12; 176.132, Subdivision 4; 176.135, Subdivisions 1, 2, 3 and 4; 176.151; 176.155, Subdivisions 2, 3, 4 and 5; 176.161, Subdivisions 1 and 2; 176.165; 176.171; 176.181, Subdivisions 2 and 3; 176.183, Subdivision 2; 176.185, Subdivisions 1, 6 and 7; 176.191; 176.195, Subdivisions 2 and 5; 176.215, Subdivision 3; 176.221, Subdivisions 1, 2, 5 and 6; 176.225, Subdivisions 1, 2 and 3; 176.231, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10; 176.235; 176.241, Subdivisions 1, 2, 3 and 4; 176.245; 176.251; 176.261; 176.265; 176.271; 176.275; 176.281; 176.285; 176.291; 176.295, Subdivisions 1, 2, and 4; 176.301, Subdivision 1; 176.305, Subdivisions 1, 2 and 3; 176.311; 176.321, Subdivision 3; 176.331; 176.341, Subdivisions 1, 2 and 3; 176.351, Subdivisions 1, 2, 3 and 4; 176.361; 176.381, Subdivisions 1 and 2; 176.391, Subdivisions 1, 2, 3 and 4; 176.421, Subdivisions 4, 5 and 7; 176.431, Subdivision 1; 176.441, Subdivisions 1 and 2; 176.461; 176.471, Subdivisions 3, 5, 6 and 8; 176.491; 176.511, Subdivision 2; 176.521, Subdivisions 1 and 2; 176.531, Subdivision 1; 176.541, Subdivisions 2, 3, 4 and 6; 176.561; 176.571, Subdivisions 1, 2, 3, 4, 5, 6 and 7; 176.581, Subdivisions 1, 2 and 3; 176.591, Subdivision 3; 176.601; 176.611, Subdivisions 2, 3 and 4; 176.621, Subdivisions 1, 4 and 5; 176.631, Subdivision 1; 176.66, Subdivisions 5 and 7; 176.661; 176.662; 176.663; 176.664; 176.665; 176.666; 176.667; 176.668; 176.669, Subdivisions 1 and 2; Chapter 176, by adding a section; 251.042; 251.043, Subdivision 1; 251.052; 251.053; 352A.01, Subdivision 8; repealing Minnesota Statutes 1971, Sections 175.12 and 175.13.

H. F. No. 255: A bill for an act relating to barbering by nursing aides; amending Minnesota Statutes 1971, Section 154.04.

H. F. No. 368: A bill for an act relating to the state college board; authorizing the establishment of educational television and telecommunication projects at the state college at Bemidji.

H. F. No. 954: A bill for an act relating to elections; providing for the reception and counting of absentee ballots; amending Minnesota Statutes 1971, Section 207.11.

H. F. No. 978: A bill for an act relating to tort liability of political subdivisions; extending governmental immunity from tort liability for certain towns; amending Minnesota Statutes 1971, Section 466.12, Subdivision 4.

H. F. No. 1053: A bill for an act relating to workmen's compensation; raising minimum weekly benefits; coordinating the payment of workmen's compensation death benefits with governmental death benefits; extending coverage to occupational diseases; amending Minnesota Statutes 1971, Sections 176.101, Subdivisions 1, 2, and 3; 176.111, Subdivisions 19, 20, and by adding a subdivision; 176.131, Subdivision 7; 176.132, Subdivision 2; 176.151; 176.66, Subdivision 1; and repealing Minnesota Statutes 1971, Sections 176.66, Subdivisions 2, 3, 4, 5, 6, 7, 8 and 9; 176.661 to 176.668.

H. F. No. 1080: A bill for an act relating to taxation; requiring the payment of certain taxes prior to the registration or licensing of aircraft; amending Minnesota Statutes 1971, Chapters 297A and 360, by adding sections.

H. F. No. 1338: A bill for an act relating to Olmsted county; authorizing expenditures for promotion of economic or industrial development.

H. F. No. 242: A bill for an act relating to highway traffic regulations; television in motor vehicles; prohibiting the use of certain listening devices while operating a motor vehicle; amending Minnesota Statutes 1971, Section 169.471.

H. F. No. 565: A bill for an act relating to a tax study commission; amending Extra Session Laws 1971, Chapter 31, Article 13, Section 1.

H. F. No. 1047: 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.

H. F. No. 1211: A bill for an act relating to rates for publication of legal notices; amending Minnesota Statutes 1971, Sections 3.21 and 331.08.

H. F. No. 1452: A resolution urging Amtrak to restore Duluth as a regular passenger stop.

H. F. No. 1666: A bill for an act relating to elections; providing for the joint nomination and election of the governor and

lieutenant governor; amending Minnesota Statutes 1971, Sections 202.04, by adding a subdivision; 202.11, Subdivision 1; 203.28, Subdivision 1, as amended; and 206.07, Subdivision 1, as amended.

H. F. No. 1547: A bill for an act relating to Hennepin county; permitting county to lease real property for periods up to 15 years; amending Laws 1969, Chapter 476, Section 1.

H. F. No. 574: A bill for an act relating to motor vehicles; maximum length of motor vehicle transport vehicles; amending Minnesota Statutes 1971, Section 169.81, by adding a subdivision.

H. F. No. 685: A bill for an act relating to investments; legal investments for certain financial institutions; amending Minnesota Statutes 1971, Sections 48.67; and 50.14, Subdivision 8.

H. F. No. 1264: A resolution memorializing the President and Congress to enact a moratorium on railroad abandonments.

H. F. No. 1500: A bill for an act relating to the legislature; enacting the present legislative apportionments into statutory form with minor alterations; repealing Minnesota Statutes 1971, Sections 2.021 to 2.712.

H. F. No. 102: A bill for an act relating to public employment; providing for leave of absence for employees who serve in the legislature; amending Minnesota Statutes 1971, Chapter 3, by adding a section.

H. F. No. 864: A bill for an act relating to transportation; appropriating money to the public service commission for the purpose of contracting for railroad passenger service.

H. F. No. 1103: A bill for an act relating to the city of Mankato; authorizing the issuance of three additional on-sale liquor licenses.

H. F. No. 1184: A bill for an act relating to cities; prohibiting resigning member of city council from voting on his successor.

H. F. No. 1219: A bill for an act relating to the organization and operation of state government; providing the commissioner of natural resources with additional power to organize and reorganize the department; amending Minnesota Statutes 1971, Sections 84.-081, Subdivision 1; and 84.083, Subdivision 1.

H. F. No. 1483: A bill for an act relating to the city of St. Cloud; authorizing additional on-sale intoxicating liquor licenses.

H. F. No. 1704: A bill for an act authorizing the city of Minneapolis to pay costs of street maintenance and street lighting from general revenues.

H. F. No. 1776: A bill for an act relating to hazardous buildings; amending Minnesota Statutes 1971, Chapter 463, by adding a section.

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

REPORTS OF COMMITTEES

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

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

S. F. No. 518: A bill for an act relating to divorce; abolishing the action and substituting proceedings for dissolution; amending Minnesota Statutes 1971, Sections 518.001; 518.01; 518.03; 518.06; 518.07; 518.09; 518.10; 518.11; 518.12; 518.13; 518.14; 518.15; 518.16; 518.17; 518.25; 518.27; 518.29; 518.54; 518.55; 518.57; 518.58; 518.59; 518.62; 518.63; 518.64 and 518.66; and Chapter 518, by adding a section; repealing Minnesota Statutes 1971, Sections 518.08; 518.26 and 518.28.

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

Page 4, line 11, strike "*the*" and insert in lieu thereof "*a court of competent jurisdiction*"

Page 4, line 12, strike "*district court*"

Page 4, line 13, strike "*a permanent*" and insert "*an irretrievable*"

Page 4, line 14, strike "*due to irreconcilable differences*"

Page 5, line 7, after "*all*" insert "*such*"

Page 5, line 8, strike "*for dissolution*"

Page 6, line 10, strike the period and insert in lieu thereof a semicolon

Page 6, line 12, strike the period and insert in lieu thereof a semicolon

Page 6, line 14, strike the period and insert in lieu thereof a semicolon

Page 6, line 16, strike the period and insert in lieu thereof a semicolon

Page 6, line 20, strike the period and insert in lieu thereof a semicolon

Page 6, line 22, strike the period and insert in lieu thereof a semicolon

Page 6, line 23, strike "*a permanent*" and insert in lieu thereof "*an irretrievable*"

Page 6, line 24, strike "*due to irreconcilable differences.*" and insert in lieu thereof a semicolon

Page 6, line 26, strike "*without enumerating the*" and insert ";;"

Page 6, strike line 27

Page 7, line 2, after "money" strike ", without enumerating the" and insert " ; and"

Page 7, strike line 3

Page 7, line 4, strike everything after "(10)"

Page 7, strike lines 5 and 6

Page 7, line 7, strike "information required by this section, must"

Page 7, line 9, strike ", specifying the county in which the petitioner has"

Page 7, strike line 10

Page 7, line 11, strike "deducting all absences from the state;"

Page 7, line 14, strike "(11)"

Page 11, lines 12 to 16, restore the stricken language.

Page 11, after line 17, add a new section as follows:

"Sec. 15. Minnesota Statutes 1971, Section 518.175, Subdivision 1, is amended to read as follows:

Subdivision 1. In all ~~divorce~~ proceedings for dissolution, subsequent to the commencement of the ~~action~~ proceeding and continuing thereafter during the minority of the child, the court may, upon the request of the noncustodial parent, grant such rights of visitation as will enable the child and the noncustodial parent to maintain such child to parent relationship as will be beneficial to the child. The court shall consider the age of the child and the child's relationship with the noncustodial parent prior to the commencement of the ~~action~~ proceeding. The court may deny visitation rights to the noncustodial parent if such visitation is not in the best interest of the child. A parent's failure to pay support because of the parent's inability to do so shall not be sufficient cause for denial of visitation, unless such inability is willful."

Renumber the remaining sections.

Page 12, line 1, after "EFFECT OF" insert "DISSOLUTION"

Page 12, line 1, strike "WIFE" and insert "PARTY"

Page 12, line 4, strike "In all actions for a"

Page 12, line 5, strike "dissolution brought by a woman,"

Page 12, line 7, strike "such woman" insert in lieu thereof "either party"

Page 12, strike lines 9 to 25, and renumber the remaining sections.

Page 14, after line 18, add a new section as follows:

"Sec. 20. Minnesota Statutes, Section 518.551, is amended to read:

518.551 [ALIMONY AND SUPPORT PAYMENTS MADE TO WELFARE AGENCIES.] Notwithstanding any law to the contrary, any court having jurisdiction over ~~matters of divorce proceedings for dissolution~~ shall direct that all payments ordered for alimony and support shall be made to the agency responsible for the welfare payments, when it appears that the party who is to receive the alimony and support payments will receive public assistance. Amounts so received by the board over and above the amount granted to the party receiving public assistance shall be remitted to that party.

The agency responsible for the welfare payments shall be notified by the ~~plaintiff~~ *petitioner* of all ~~actions for divorce proceedings for dissolution~~, separate maintenance or for the custody of a child if either party is receiving aid to families of dependent children or applies for such aid subsequent to the commencement of such ~~action proceeding~~. Failure of such notification shall not affect the validity of the ~~action for divorce proceeding for dissolution~~, separate maintenance, or custody of the child."

Renumber the remaining sections.

Page 18, strike lines 7 to 24

Page 18, before line 25, add the following new section:

"Sec. 28. *In the next and subsequent editions of Minnesota Statutes wherever the word "divorce" appears, the revisor of statutes is directed to replace it with the words "dissolution" or "dissolution of marriage," if and as appropriate.*"

Renumber the remaining sections accordingly

Page 18, line 28, after "1973" insert "*and may be invoked by either party in proceedings pending on that date*"

Amend the title as follows: Line 8, following "518.17;" by inserting "518.175, Subdivision 1;"

Line 8, strike "518.29"

Line 9, after "518.55;" insert "518.551;"

Line 10 strike "and Chapter"

Line 11 strike "518, by adding a section;"

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. 1609: A bill for an act relating to probate; establishing conservatorships; prescribing and regulating powers, duties and procedures in conservatorships and guardianships; amending Minnesota Statutes 1971, Sections 525.54; 525.541; 525.542; 525.543; 525.55; 525.551; 525.56; 525.57; 525.58; 525.581; 525.582; 525.59; 525.591; 525.60; 525.61; 525.611; 525.612; and amending Minnesota Statutes 1971, Chapter 525, by adding sections.

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

Page 2, line 13, strike "*said*" and insert in lieu thereof "*these*"

Page 4, line 21, strike "*such*" and insert in lieu thereof "*the*"

Page 4, line 28, strike "*said*" and insert in lieu thereof "*the*"

Page 5, line 1, strike "*such*" and insert "*the*" in both places

Page 5, line 3, strike "*such*"

Page 11, line 16, strike "*such*"

Page 11, line 17, strike "*such*" and insert "*the*"

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. 1731: A bill for an act relating to courts; establishing salary and cost of living increases for court reporters in fourth judicial district; amending Laws 1969, Chapter 568, Section 1, Subdivision 1, as amended; and by adding a subdivision.

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

Page 1, lines 22 through 31 and page 2, lines 1 through 4, strike all of Sec. 2

Amend the title in line 3 by striking "and cost of living increases"

Line 6 strike "and by"

Line 7 strike "adding a subdivision"

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. 1061: A bill for an act relating to natural resources; indemnifying landowners who permit public use of private land for recreational purposes against loss; regulating recreational trails and landowner's liability; amending Minnesota Statutes 1971, Sections 85.015, Subdivision 1; 85.015, by adding a subdivision; and 87.023; repealing Minnesota Statutes 1971, Sections 84.029, Subdivision 2; and 85.015, Subdivision 9.

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

Page 1, line 30, after "*landowner.*" insert "*Unless the state of Minnesota is served with timely notice of the suit brought against*

the landowner, the state of Minnesota shall have no duty of defense and shall have no duty of indemnification to the landowner. The attorney general, on behalf of the state of Minnesota, shall have the right to intervene in and to control and direct the defense of any suit by a user of the trail against the landowner. The losses for which the state will indemnify a landowner shall include but need not be limited to reasonable attorney's fees paid by the landowner in defense of a suit, whether or not the state has intervened in the suit, and the amount the landowner is required to pay pursuant to a judgment or agreement of settlement."

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. 1193: A bill for an act relating to taxation; providing for a definition of cigarettes subject to tax; amending Minnesota Statutes 1971, Section 297.01, Subdivision 2.

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

Page 1, line 15, after "*appearance*," insert "*size*,"

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. 1296: A bill for an act relating to taxes on and measured by net income; exempting public pensions, benefits and allowances from gross income; amending Minnesota Statutes 1971, Section 290.08, Subdivision 6.

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

Page 1, line 14, strike "*public entity*" and insert "*its political or governmental subdivisions*"

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. 1961: A bill for an act relating to taxes on and measured by net income; definition of gross income; amending Minnesota Statutes 1971, Section 290.01, Subdivision 20.

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

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

H. F. No. 1257: A bill for an act relating to taxation; providing a

method of determining the percentage of gross earnings assignable to Minnesota for railroad gross earnings tax; amending Minnesota Statutes 1971, Section 295.01, Subdivision 2.

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

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

H. F. No. 1259: A bill for an act relating to taxes on and measured by net income; nondeductible items; amending Minnesota Statutes 1971, Section 290.10.

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

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

S. F. No. 1766: A bill for an act relating to taxes on and measured by net income; filing time for claims for credits; amending Minnesota Statutes 1971, Sections 290.0604; 290.086, Subdivision 7; and 290.985.

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

Page 1, line 21, strike "*accrued*" and insert "*are due and payable*"

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. 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.

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

Page 7, line 24, strike "*survivorship*" and insert in lieu thereof "*survivorship*"

Page 8, line 5, strike "*transfers*" and insert in lieu thereof "*transfers*"

Page 12, line 9, strike "*this chapter*" and insert in lieu thereof "*sections 1 to 16*"

Page 12, line 17, strike "*The forms*"

Page 12, strike line 18

Page 12, line 19, strike "*less than 12 point boldface type.*"

Page 12, line 25, strike "*said*" and insert in lieu thereof "*the*"

Page 12, line 27, before "The" insert a quote mark

Page 13, line 10, at the end insert a quote mark

Page 13, line 11, strike "Provided further, that"

Page 13, line 15, strike "said" and insert in lieu thereof "the"

Page 13, line 17, strike "said" and insert in lieu thereof "the"

Page 13, line 19, before "I" insert a quote mark

Page 13, line 27, at the end insert a quote mark

Page 14, line 27, strike the second "such" and insert in lieu thereof "the"

Page 14, line 28, strike "such" and insert in lieu thereof "an"

Page 15, line 6, strike "such" and insert in lieu thereof "a"

Page 15, line 9, strike "such" and insert in lieu thereof "the"

Page 15, line 11, strike "such" and insert in lieu thereof "the"

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

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

H. F. No. 679: A bill for an act relating to wild animals; regulating the public exhibition of wildlife; providing penalties; amending Minnesota Statutes 1971, Chapter 97, by adding a section, and Section 346.21, Subdivision 8.

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

Page 1, line 5, after "person" insert "*in connection with any commercial enterprise*"

Page 1, line 11, strike the first "*such*" and insert in lieu thereof "*the*" strike the second "*such*"

Page 1, line 15, strike "*such*" and insert in lieu thereof "*that*"

Page 2, line 2, strike "*such*" and insert in lieu thereof "*the*"

Page 2, line 3, strike "*such*"

Page 2, line 5, strike "*standards adopted thereunder*" and insert in lieu thereof "*lawful rules and regulations promulgated thereunder*"

Page 2, line 6, strike "*or the provisions of any permit*"; strike "*, and upon conviction, shall be pun-*" and insert in lieu thereof a period

Page 2, strike line 7

Page 2, line 9, strike "*such*" and insert in lieu thereof "*the*"

Page 2, line 10, strike "*such*"

Page 2, line 12, strike "*such*" and insert in lieu thereof "*that*"

Page 2, line 13, strike "*such*" and insert "*the*"

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. 2011: A bill for an act relating to taxation and the termination of county assessors; amending Minnesota Statutes 1971, Section 273.061, Subdivision 2.

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

Page 1, line 25, strike "*office, specifying in detail the reasons*" and insert "*term,*"

Page 1, line 26, strike "*why*"

Page 1, line 26, strike "*Within a*"

Page 1, strike lines 27, 28, and 29

Page 1, line 30, strike "*assessor is not being reappointed.*"

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 the following appointment

TAX COURT

Earl B. Gustafson, 1818 East Third Street, Duluth, St. Louis County, appointed effective March 14, 1973, for a term expiring March 1, 1979.

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

Mr. Perpich A. J. moved that the foregoing Committee report be laid on the table.

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

S. F. No. 1025: A bill for an act relating to taxation; real property; providing for taxation of townhouse property; amending Minnesota Statutes 1971, Section 273.13, by adding a subdivision.

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

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

S. F. No. 509: A bill for an act relating to taxation; excise tax on gasoline; certain unrefunded taxes; providing for the distribu-

tion and use of unrefunded taxes used for snowmobile purposes; appropriating money; amending Minnesota Statutes 1971, Sections 296.16, Subdivision 1; and 296.421, by adding subdivisions.

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

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

S. F. No. 1693: A bill for an act relating to taxes on and measured by net income; providing for information returns; amending Minnesota Statutes 1971, Section 290.41, by adding a subdivision.

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

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

S. F. No. 2012: A bill for an act relating to taxes on and measured by net income; prescribing penalties; amending Minnesota Statutes 1971, Section 290.92, Subdivision 15.

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. 1513: A bill for an act relating to mileage allowances of public officers and employees; amending Minnesota Statutes 1971, Sections 15A.20, Subdivisions 1 and 3; and 387.29, Subdivision 2; and repealing Minnesota Statutes 1971, Section 387.29, Subdivisions 1 and 3.

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. 1782: A bill for an act relating to the county of McLeod; tax levy for road and bridge purposes.

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

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

S. F. No. 1908: A bill for an act relating to corporations; take-overs; regulating corporate take-overs; providing a penalty.

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. 771: A bill for an act regulating mobile home lot rentals; prescribing penalties.

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

Page 1, line 18, after "oil," insert "natural or propane"

Page 1, line 27, after "the" strike "exact"

Page 2, strike lines 20 through 23 and insert in lieu thereof the following:

"Subd. 2. No lessor shall deny any mobile home park tenant the right to sell said tenant's mobile home within the park or require the tenant to remove the mobile home from the park solely on the basis of the sale thereof. The lessor may reserve the right to approve the purchaser of said mobile home as a tenant, but such permission may not be unreasonably withheld, and the lessor shall not exact a commission or fee with respect to the price realized by the seller unless the lessor has acted as agent for the seller in the sale pursuant to a written contract."

Page 2, line 27, after "exceed" strike "one" and insert "two"; strike "month's" and insert "months"

Page 3, line 14, after "other" insert "comparable"

Page 3, line 17, after "area" insert "with comparable service"

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

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

S. F. No. 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.

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. 1454: A bill for an act relating to motor vehicle carriers; reinstating the rights of certain permit carriers upon filing proof of insurance or other security; amending Minnesota Statutes 1971, Section 221.141.

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. 1791: A bill for an act relating to motor vehicles; prohibiting tampering with odometers and the altering of mileage measurements thereof; prescribing penalties.

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

Page 1, line 27, after "or" insert " , with intent to defraud,"

Page 2, strike lines 9 through 14 and insert:

"Subd. 4. No person shall sell or offer for sale any motor vehicle with knowledge that the mileage registered on the odometer has been altered so as to reflect a lower mileage than has actually been driven by the motor vehicle without disclosing such fact to prospective purchasers.

Subd. 5. No person shall conspire with any other person to violate sections 2 or 3.

Subd. 6. Nothing in this section shall prevent the service, repair, or replacement of an odometer, provided the mileage indicated thereon remains the same as before the service, repair, or replacement. Where the odometer is incapable of registering the same mileage as before such service, repair, or replacement, the odometer shall be adjusted to read zero and a written notice shall be attached to the left door frame of the vehicle by the owner or his agent specifying the mileage prior to repair or replacement of the odometer and the date on which it was repaired or replaced. No person shall remove or alter such a notice so affixed."

Page 2, strike lines 15 through 28 and page 3, strike lines 1 through 8 and insert:

"Sec. 3. [TRANSFER OF MOTOR VEHICLE; MILEAGE DISCLOSURE.] No person shall transfer a motor vehicle without disclosing in writing to the transferee the true mileage registered on the odometer reading or that the actual mileage is unknown if the odometer reading is known by the transferor to be different from the true mileage. The registrar of motor vehicles shall adopt, pursuant to the administrative procedure act, rules not inconsistent with this act or Title IV of the Federal Motor Vehicle Information and Cost Savings Act or any rules promulgated thereunder prescribing the manner in which such written disclosure shall be made. No transferor shall violate any rules adopted under this section or knowingly give a false statement to a transferee in making any disclosure required by such rules."

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

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

S. F. No. 1667: A bill for an act relating to trade regulations; recorded material; unauthorized reproductions; providing a penalty.

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

Page 1, line 8, after "(a)" insert "for commercial purposes"

Page 2, line 7, after "purposes," insert "(c) for library purposes, (d) for educational purposes,"

Page 2, line 7, change "(c)" to "(e)"

Page 2, line 13, strike "less"

Page 2, line 14, strike "than one year or"

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

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

S. F. No. 1523: A bill for an act relating to motor vehicles; registration and taxation; registrar of motor vehicles; amending Minnesota Statutes 1971, Section 168.325, Subdivision 1.

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

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

S. F. No. 2118: A bill for an act relating to human services; providing for the rendering of human services by a single board; permitting the joint exercise of powers by counties in the provision of human services; appropriating money.

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

Page 1, line 11, strike "75,000" and insert "50,000"

Page 1, line 13, after "462.396" and before the comma, insert "or Minnesota Statutes, Chapter 473B"

Page 1, line 15, after "462.396" and before the comma, insert "or Minnesota Statutes, Chapter 473B"

Page 1, line 21, after "471.59" and before the period insert "provided that a county board may withdraw from the agreement only after one year's notice to all other counties party to the agreement which notice shall be delivered on or before the last day of the current fiscal year"

Page 1, strike lines 24-31

Page 2, strike lines 1 and 2

Page 2, line 3, strike "the membership of the human services board." and insert in lieu thereof:

"(a) Not less than one county commissioner from each county party to the agreement, the commissioner or commissioners to be selected by the county board of the participating county; and

(b) Citizen members who in number shall comprise not less than one third of the membership of the human services board, one of whom shall be the chairman of the human services advisory committee, appointed in a manner determined by the county boards which are party to the agreement."

Page 3, line 3, strike "separate levies in" and insert in lieu thereof "payments by"

Page 3, line 4, after "of" and before "particular" insert "a"

Page 3, line 15, after "and" and before "represents" insert "which"

Page 4, line 15, strike "now"

Page 5, line 25, after [EMPLOYEES.] and before "All" insert "Subdivision 1."

Page 6, following line 1, insert:

"Subd. 2. Not later than 90 days after the designation of a human services board established pursuant to section 1 of this act any county board, committee or commission having authorities or duties in the areas designated in section 2, subdivision 2, clause (d) of this act shall cease its operation and no per diem or reimbursement of expenses shall be paid to any member of the board, committee or commission.

Subd. 3. Each member of the human services board may receive a per diem and be reimbursed expenses in the performance of official duties in the amount and within the limitations as are members of county welfare boards provided in Minnesota Statutes, Section 393.03."

Page 6, following line 11, insert:

"Sec. 7. [TERMINATION.] The county boards party to an agreement to designate a human services board may terminate the agreement and no longer manage the public resources devoted to human services in their counties but only on notice of an intention to terminate delivered to the commissioner of public welfare, state board of health, and commissioner of corrections not less than 90 days before the effective date of the termination. On the termination all public resources devoted to human services shall be managed in accordance with provisions of law in effect on June 30, 1973."

Renumber subsequent sections accordingly.

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

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

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

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

Page 1, line 10, strike "including" and insert in lieu thereof "except"

Page 1, line 13, strike "for"

Page 1, line 18, strike "for"

Page 1, line 19, strike "This compensation is in"

Page 1, strike all of lines 20 and 21

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

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

S. F. No. 1678: A bill for an act relating to education; authorizing school districts to become members of certain nonprofit corporations; amending Minnesota Statutes 1971, Section 123.33, by adding subdivisions.

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

Page 1, line 12, after "organized" insert "prior to the passage of this act"

Page 1, following line 22 add a new section 3 to read as follows:

"Sec. 3. *This act shall take effect on the day following its enactment.*"

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. 1208: A bill for an act relating to education; variations in assessed valuations; amending Minnesota Statutes 1971, Section 124.802, Subdivision 1.

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

Page 1, line 18, strike "proceeds" and insert "aids payable"; after the second "the" and before "valuations" insert "auditor's assessed"

Page 2, line 27, strike "taxable years" and insert "valuations determined"

Page 2, line 28, strike "commencing"; strike "1972" and insert "1971"

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. 1504: A bill for an act relating to education; increasing the maximum amounts payable as scholarship and grants-in-aid by the higher education coordinating commission; amending Minnesota Statutes 1971, Section 136A.121, Subdivision 3.

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

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

S. F. No. 1557: A bill for an act relating to education; establishing a work-study program for post-secondary education students; appropriating money therefor.

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

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

S. F. No. 393: A bill for an act relating to public health; hospitals and related institutions; authorizing the state board of health to issue correction orders under certain circumstances to hospitals and related institutions and providing forfeitures for failure to comply with such correction orders; amending Minnesota Statutes 1971, Section 144.54.

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 144.54, is amended to read:

144.54 [INSPECTIONS; CORRECTION ORDERS; ASSESSMENTS.] *Subdivision 1.* Every building, institution, or establishment for which a license has been issued shall be periodically inspected by a duly appointed representative of the state board of health under the rules and regulations to be established by the state board of health. No institution of any kind licensed pursuant to the provisions of sections 144.50 to 144.56 shall be required to be licensed or inspected under the laws of this state relating to hotels, restaurants, lodging houses, boarding houses, and places of refreshment.

Subd. 2. Whenever a duly authorized representative of the board finds upon inspection of a facility required to be licensed under the provisions of sections 144.50 to 144.56 that the licensee is not in compliance with an applicable rule, regulation or standard promulgated by the board pursuant to the administrative proce-

dures act and sections 144.50 to 144.56, a correction order shall be issued to the licensee. The correction order shall state the deficiency, cite the specific rule, regulation, standard or statute violated, and specify a reasonable time within which each deficiency shall be corrected.

Subd. 3. If upon reinspection it is found that the licensee has not corrected the deficiency specified in the correction order, the licensee shall be assessed up to \$300 by the board for each deficiency continuing beyond the date specified for correction. Each day that a violation exists beyond the date specified for correction shall constitute a separate deficiency. All assessments shall be paid into the state treasury and credited to the general fund.

Subd. 4. Any unpaid assessments may be recovered by the attorney general.

Subd. 5. A licensee is entitled to a hearing on any assessment made pursuant to subdivision 3 of section 144.54, provided that he makes a written request therefor within 15 days of receipt by him of the assessment notice. Any request shall operate as a stay during the hearing and review process, commencing with the date that the request is received by the board, of further accrual of any assessment from which an appeal is made. A hearing officer who is not a regular employee of the board shall be appointed by the board who shall promptly schedule a hearing on the matter, giving at least ten days notice of the date, time, and place of such hearing to the licensee. The hearing officer shall take testimony, make findings of the fact and prepare for the board proposed conclusions and order. He shall have the power to administer oaths, issue subpoenas and make informal disposition of any case by stipulation, agreed settlement, consent order, or default. The hearing and review thereof shall be in accordance with the provisions of sections 15.0418 to 15.0422 and 15.0424 to 15.0426 and other relevant provisions of the administrative procedures act. The board may promulgate appropriate rules and regulations, not inconsistent with this section, to govern all aspects of the hearing procedure.

Subd. 6. The board may in its discretion initiate an action for injunctive relief or other equitable remedies in district court to enforce compliance with sections 144.50 to 144.56 and any rule, regulation, or standard promulgated or any order issued pursuant to those sections.

Subd. 7. Nothing in this section shall be construed to limit the powers granted to the board in sections 144.50 to 144.56."

Further amend the title as follows:

Line 7, strike "forfeitures" and insert "assessments"

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

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

S. F. No. 1040: A bill for an act relating to labor, veterans; en-

couraging the employment of Vietnam-era veterans by requiring the listing of job openings with the department of manpower services.

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

Page 1, line 25, after "to" strike "advise" and insert "advise"

Page 1, line 27, after "to" add "the"

Page 3, after line 22, add:

"Sec. 2. [EXPIRATION DATE.] The provisions of this act shall expire on January 1, 1976."

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

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

S. F. No. 1584: A bill for an act relating to boilers; regulating the standards of inspection; amending Minnesota Statutes 1971, Section 183.465.

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 66, 759, 833, 1639, 1714, 611, 629, 632, 633, 1005, 1031, 83, 146, 231, 346, 1275, 1200, 255, 368, 954, 978, 1080, 1338, 242, 1047, 1452, 1666, 1547, 1103, 1184, 1219, 1483, 1776, 574, 1264, 1500, 102 and 1522 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. Nos. 1714, 1275 and 368 to the Committee on Education.

H. F. Nos. 611 and 1031 to the Committee on Finance.

H. F. Nos. 1200, 255, 1219 and 102 to the Committee on Governmental Operations.

H. F. Nos. 759, 833, 83 and 978 to the Committee on Judiciary.

H. F. Nos. 629, 632, 146, 1047, 1103 and 1483 to the Committee on Labor and Commerce.

H. F. Nos. 633 and 1338 to the Committee on Local Government.

H. F. Nos. 66, 1639, 231 and 1547 to the Committee on Metropolitan and Urban Affairs.

H. F. Nos. 1005 and 346 to the Committee on Natural Resources and Agriculture.

H. F. No. 1080 to the Committee on Taxes and Tax Laws.

H. F. Nos. 954, 242, 1452, 1666, 1184, 1776, 574, 1264 and 1500 to the Committee on Transportation and General Legislation.

The following House file was found identical and recommends the House File be given its Second Reading and substituted for its companion Senate File as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1522	1589				

And that the above Senate File be indefinitely postponed.

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

SECOND READING OF SENATE BILLS

S. F. Nos. 518, 1609, 1731, 1061, 1193, 1296, 1961, 1766, 1814, 2011, 1025, 509, 1693, 2012, 1513, 1782, 1908, 771, 1835, 1454, 1791, 1667, 1523, 1851, 1678, 1208, 393, 1040 and 1584 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1257, 1259, 679 and 1522 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Lord moved that the name of Mr. Blatz be added as co-author to S. F. No. 1884. Which motion prevailed.

Mr. Olson, J. moved that his name be stricken as co-author to S. F. No. 1067. Which motion prevailed.

Mr. Wegener moved that the name of Mr. Dunn be added as co-author to S. F. No. 2163. Which motion prevailed.

SUSPENSION OF RULES

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

THIRD READING OF SENATE BILLS

S. F. No. 667: A bill for an act relating to public health; ambulance services; amending Minnesota Statutes 1971, Sections 144.-801, Subdivision 2, and by adding a subdivision; 144.802; 144.804, Subdivisions 1, 2 and 3.

Was read the third time.

With the unanimous consent of the Senate, Mr. Perpich moved to amend S. F. No. 667, as follows:

Page 2, lines 25 and 26, strike "*except in emergency situations*"

Which motion prevailed. Which amendment was adopted.

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 57 and nays 6, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Blatz	Larson	Olson, H. D.	Olson, J. L.	Ueland
Dunn				

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

S. F. No. 736: A bill for an act relating to elections; providing that certain officers in cities of the first class be elected with party designation; amending Minnesota Statutes 1971, Sections 202.09, Subdivision 1; and 205.17.

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

The question being taken on the passage of the bill,

Mr. Ashbach moved that those not voting be excused from voting. Which motion did not prevail.

And the roll being called, there were yeas 34 and nays 29, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

So the bill passed and its title was agreed to.

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

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 7, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Brown	Hansen, Baldy Olson, H. D.	Renneke	Stokowski
Gearty	Josefson		

So the bill passed and its title was agreed to.

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

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 4, as follows:

Those who voted in the affirmative were:

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

Messrs. Berg; Hansen, Baldy; Perpich, G. and Schrom voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1490: A bill for an act relating to municipalities; authorizing municipalities to acquire and develop storm water holding areas and ponds; amending Minnesota Statutes 1971, Section 429.021, Subdivision 1.

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	Krieger	Olson, H. D.	Spear
Borden	Hansen, Mel	Larson	Olson, J. L.	Stassen
Brown	Hanson, R.	Laufenburger	O'Neill	Stokowski
Chenoweth	Hughes	Lewis	Patton	Tennessen
Chmielewski	Humphrey	Lord	Perpich, A. J.	Ueland
Coleman	Jensen	McCutcheon	Perpich, G.	Wegener
Conzemius	Josefson	Moe	Pillsbury	Willet

So the bill passed and its title was agreed to.

S. F. No. 1287: A bill for an act relating to county courts; providing for retirement of judges before age 70 who have served ten years or more; amending Minnesota Statutes 1971, Section 487.06, Subdivisions 2 and 4.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 3, as follows:

Those who voted in the affirmative were:

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

Messrs. Ashbach; Hansen, Baldy and Tennessen voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1319: A bill for an act relating to the state civil service; extending the appointment of unskilled labor service from five

months to seven months; amending Minnesota Statutes 1971, Section 43.09, Subdivision 3.

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	Krieger	Olson, H. D.	Spear
Borden	Hansen, Mel	Larson	Olson, J. L.	Stassen
Brown	Hanson, R.	Laufenburger	O'Neill	Stokowski
Chenoweth	Hughes	Lewis	Patton	Tennessee
Chmielewski	Humphrey	Lord	Perpich, A. J.	Ueland
Coleman	Jensen	McCutcheon	Perpich, G.	Wegener
Conzernius	Josefson	Moe	Pillsbury	Willet

So the bill passed and its title was agreed to.

S. F. No. 225: A bill for an act relating to water resources; providing for the regulation of shoreland use and development in municipalities; prescribing the powers and duties of municipalities and state agencies in relation thereto; amending Minnesota Statutes 1971, Sections 105.485, Subdivisions 2 and 3, and by adding subdivisions; and 462.357, Subdivision 1.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 7, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Ashbach	Fitzsimons	Jensen	Schrom	Sillers
Chmielewski	Hansen, Baldy			

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 48 and nays 17, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Kleinbaum	Ogdahl	Renneke
Arnold	Frederick	Knutson	Olhoft	Sillers
Bang	Gearty	Kowalczyk	Olson, A. G.	Solon
Berg	Hansen, Mel	Krieger	Olson, J. L.	Stassen
Bernhagen	Hanson, R.	Larson	O'Neill	Stokowski
Blatz	Humphrey	Laufenburger	Patton	Ueland
Brown	Jensen	Lord	Perpich, A. J.	Wegener
Chmielewski	Josefson	McCutcheon	Perpich, G.	Willet
Conzemius	Keefe, J.	Moe	Pillsbury	
Dunn	Kirchner	Nelson	Purfeerst	

Those who voted in the negative were:

Ashbach	Davies	Keefe, S.	Novak	Schrom
Borden	Doty	Lewis	Olson, H. D.	Spear
Chenoweth	Hansen, Baldy	North	Schaaf	Tennessee
Coleman	Hughes			

So the bill passed and its title was agreed to.

S. F. No. 645: A bill for an act relating to unemployment compensation; removing voluntary separation from employment to assume family obligations as a disqualifying condition; amending Minnesota Statutes 1971, Section 268.09, Subdivision 1.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 51 and nays 11, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bernhagen	Hansen, Mel	Josefson	Kowalczyk	Olson, J. L.
Frederick	Jensen	Knutson	Nelson	Renneke
Hansen, Baldy				

So the bill passed and its title was agreed to.

S. F. No. 658: A bill for an act relating to architects, engineers and surveyors; exempting certain contractors from certain state registration requirements; amending Minnesota Statutes 1971, Section 326.02, 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 56 and nays 9, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bernhagen	Hansen, Baldy	Kowalczyk	Renneke	Ueland
Doty	Knutson	Nelson	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 1060: A bill for an act relating to highway traffic regulations; bicycle regulations; pedestrian rules; prohibiting certain soliciting; requiring certain precautions when opening certain vehicle doors; amending Minnesota Statutes 1971, Sections 169.01, Subdivision 51; 169.21, Subdivisions 3 and 5; 169.22; 169.221, Subdivisions 1 and 6; and Chapter 169, by adding a section.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 52 and nays 13, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Berg	Dunn	Olson, J. L.	Renneke	Ueland
Bernhagen	Frederick	Patton	Schrom	
Davies	Knutson	Perpich, A. J.	Stokowski	

So the bill passed and its title was agreed to.

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

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

Messrs. Novak and Schrom voted in the negative.

So the bill passed and its title was agreed to.

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

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

Mr. Hansen, Mel voted in the negative.

So the bill passed and its title was agreed to.

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

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.	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	Krieger	Olson, J. L.	Stassen
Borden	Hansen, Mel	Larson	O'Neill	Stokowski
Brown	Hanson, R.	Lewis	Patton	Tennessen
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 passed and its title was agreed to.

S. F. No. 1181: A bill for an act relating to taxation; credits against the income tax; allowing a credit for rent paid for any six months of occupancy; amending Minnesota Statutes 1971, Section 290.982.

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	Gearly	Kowalczyk	Olson, A. G.	Solon
Blatz	Hansen, Baldy	Krieger	Olson, H. D.	Stassen
Borden	Hansen, Mel	Larson	Olson, J. L.	Stokowski
Brown	Hanson, R.	Laufenburger	O'Neill	Tennessen
Chenoweth	Hughes	Lewis	Patton	Thorup
Chmielewski	Humphrey	Lord	Perpich, A. J.	Ueland
Coleman	Jensen	McCutcheon	Perpich, G.	Wegener
Conzemius	Josefson	Moe	Pillsbury	Willet

So the bill passed and its title was agreed to.

THIRD READING OF HOUSE BILLS

H. F. No. 707: A bill for an act relating to courts; providing a salary increase for the judges of Roseville and New Brighton municipal courts; amending Minnesota Statutes 1971, Section 488.21, Subdivision 2.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 3, as follows:

Those who voted in the affirmative were:

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

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

So the bill passed and its title was agreed to.

H. F. No. 917: A bill for an act relating to the city of North Mankato; authorizing the common council of the city of North Mankato to annually levy money as a contingent fund for use by the common council for incidental and promotional 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 65 and nays 1, 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	Krieger	Olson, H. D.	Spear
Borden	Hansen, Mel	Larson	Olson, J. L.	Stassen
Brown	Hanson, R.	Laufenburger	O'Neill	Stokowski
Chenoweth	Hughes	Lewis	Patton	Thorup
Chmielewski	Humphrey	Lord	Perpich, A. J.	Ueland
Coleman	Jensen	McCutcheon	Perpich, G.	Wegener
Conzemius	Josefson	Moe	Pillsbury	Willet

Mr. Tennesen voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1170: A bill for an act relating to inheritance taxes; defining and prescribing inheritance tax rates and exemptions for certain donees; amending Minnesota Statutes 1971, Sections 291.005; 291.03; 291.05; 292.05, Subdivision 1; and 292.07, Subdivisions 3 and 5.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1164: A bill for an act relating to taxation; providing for a method of computing the tax imposed on gifts under certain circumstances; amending Minnesota Statutes 1971, Section 292.105.

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 1, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Nelson	Renneke
Arnold	Doty	Keefe, S.	North	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	Krieger	Olson, J. L.	Stassen
Borden	Hansen, Mel	Larson	O'Neill	Stokowski
Brown	Hanson, R.	Laufenburger	Patton	Tennessen
Chenoweth	Hughes	Lewis	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Lord	Perpich, G.	Ueland
Coleman	Jensen	McCutcheon	Pillsbury	Wegener
Conzemius	Josefson	Moe	Purfeerst	Willet

Mr. Novak voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1171: A bill for an act relating to taxation; providing for refundment of inheritance tax overpayments and interest thereon; amending Minnesota Statutes 1971, Section 291.18.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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	Krieger	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Larson	O'Neill	Tennessen
Blatz	Hansen, Mel	Laufenburger	Patton	Thorup
Borden	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Brown	Hughes	Lord	Perpich, G.	Wegener
Chenoweth	Humphrey	McCutcheon	Pillsbury	Willet
Chmielewski	Jensen	Moe	Purfeerst	
Coleman	Josefson	Nelson	Renneke	
Conzemius	Keefe, J.	North	Schaaf	
Davies	Keefe, S.	Novak	Schrom	

So the bill passed and its title was agreed to.

H. F. No. 681: A bill for an act relating to wild animals; authorizing certain discharged servicemen to hunt deer by firearm; amending Minnesota Statutes 1971, Section 98.45, Subdivision 1.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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	Krieger	Olson, H. D.	Spear
Borden	Hansen, Mel	Larson	Olson, J. L.	Stassen
Brown	Hanson, R.	Laufenburger	O'Neill	Stokowski
Chenoweth	Hughes	Lewis	Patton	Thorup
Chmielewski	Humphrey	Lord	Perpich, A. J.	Ueland
Coleman	Jensen	McCutcheon	Perpich, G.	Wegener
Conzemius	Josefson	Moe	Pillsbury	Willet
Davies	Keefe, J.	Nelson	Purfeerst	

So the bill passed and its title was agreed to.

H. F. No. 347: A bill for an act relating to wild animals; taking of small game by an owner or lessee of the land; amending Minnesota Statutes 1971, Section 98.47, Subdivision 10.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

Anderson	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	Krieger	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Larson	O'Neill	Tennessen
Blatz	Hansen, Mel	Laufenburger	Patton	Thorup
Borden	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Brown	Hughes	Lord	Perpich, G.	Wegener
Chenoweth	Humphrey	McCutcheon	Pillsbury	Willet
Chmielewski	Jensen	Moe	Purfeerst	
Coleman	Josefson	Nelson	Renneke	
Conzemius	Keefe, J.	North	Schaaf	
Davies	Keefe, S.	Novak	Schrom	

So the bill passed and its title was agreed to.

H. F. No. 345: A bill for an act relating to wild animals; providing that the notice of violation of certain laws has the effect of a summons and complaint; amending Minnesota Statutes 1971, Section 97.50, Subdivision 1.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 5, as follows:

Those who voted in the affirmative were:

Anderson	Blatz	Davies	Gearty	Jensen
Arnold	Borden	Doty	Hansen, Mel	Josefson
Bang	Brown	Dunn	Hanson, R.	Keefe, J.
Berg	Chenoweth	Fitzsimons	Hughes	Keefe, S.
Bernhagen	Chmielewski	Frederick	Humphrey	Kirchner

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

Those who voted in the negative were:

Ashbach Coleman Conzemius Hansen, Baldy Knutson

So the bill passed and its title was agreed to.

H. F. No. 955: A bill for an act relating to state lands; directing conveyance of a certain parcel of land in Otter Tail county.

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.	Spear
Blatz	Hansen, Baldy	Krieger	Olson, H. D.	Stassen
Borden	Hansen, Mel	Larson	Olson, J. L.	Stokowski
Brown	Hanson, R.	Laufenburger	O'Neill	Tennessen
Chenoweth	Hughes	Lewis	Patton	Thorup
Chmielewski	Humphrey	Lord	Perpich, A. J.	Ueland
Coleman	Jensen	McCutcheon	Perpich, G.	Wegener
Conzemius	Josefson	Moe	Pillsbury	Willet

So the bill passed and its title was agreed to.

H. F. No. 256: A bill for an act relating to public safety; duties of state fire marshal; providing for dealer in explosives to issue permit to purchaser residing or intending to use explosives outside dealer's community; amending Minnesota Statutes 1971, Section 299F.75, Subdivision 1.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 3, as follows:

Those who voted in the affirmative were:

Anderson	Brown	Fitzsimons	Humphrey	Knutson
Arnold	Chmielewski	Frederick	Jensen	Kowalczyk
Bang	Coleman	Gearty	Josefson	Krieger
Berg	Conzemius	Hansen, Baldy	Keefe, J.	Larson
Bernhagen	Davies	Hansen, Mel	Keefe, S.	Laufenburger
Blatz	Doty	Hanson, R.	Kirchner	Lewis
Borden	Dunn	Hughes	Kleinbaum	Lord

McCutcheon	Olhoft	Perpich, A. J.	Schrom	Wegener
Moe	Olson, A. G.	Perpich, G.	Sillers	Willet
Nelson	Olson, H. D.	Pillsbury	Stassen	
North	Olson, J. L.	Purfeerst	Stokowski	
Novak	O'Neill	Renneke	Thorup	
Ogdahl	Patton	Schaaf	Ueland	

Messrs. Chenoweth, Spear and Tennesen voted in the negative.

So the bill passed and its title was agreed to.

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

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

Anderson	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	Krieger	Olson, J. L.	Stokowski
Bernhagen	Hansen, Baldy	Larson	O'Neill	Tennesen
Blatz	Hansen, Mel	Laufenburger	Patton	Thorup
Borden	Hanson, R.	Lewis	Perpich, A. J.	Ueland
Brown	Hughes	Lord	Perpich, G.	Wegener
Chenoweth	Humphrey	McCutcheon	Pillsbury	Willet
Chmielewski	Jensen	Moe	Purfeerst	
Coleman	Josefson	Nelson	Renneke	
Conzemius	Keefe, J.	North	Schaaf	
Davies	Keefe, S.	Novak	Schrom	

So the bill passed and its title was agreed to.

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

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1130: A bill for an act relating to the city of Owatonna; firemen's relief benefits; amending Laws 1971, Chapter 200, Section 1 and 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	Doty	Keefe, S.	North	Renneke
Arnold	Dunn	Kirchner	Novak	Schaaf
Ashbach	Fitzsimons	Kleinbaum	Ogdahl	Schrom
Bang	Frederick	Knutson	Olhoft	Sillers
Berg	Gearty	Kowalczyk	Olson, A. G.	Solon
Bernhagen	Hansen, Baldy	Krieger	Olson, H. D.	Spear
Blatz	Hansen, Mel	Larson	Olson, J. L.	Stassen
Borden	Hanson, R.	Laufenburger	O'Neill	Stokowski
Brown	Hughes	Lewis	Patton	Tennessen
Chenoweth	Humphrey	Lord	Perpich, A. J.	Thorup
Chmielewski	Jensen	McCutcheon	Perpich, G.	Ueland
Coleman	Josefson	Moe	Pillsbury	Willet
Conzemius	Keefe, J.	Nelson	Purfeerst	

So the bill passed and its title was agreed to.

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

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 1218: A bill for an act relating to retirement; establishing a retirement program for officials and employees of the city of Minneapolis as a continuation of the program contained in Minnesota Statutes, Chapter 422; repealing Minnesota Statutes 1971, Chapter 422.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

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

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

So the bill passed and its title was agreed to.

H. F. No. 869: A bill for an act relating to intoxicating liquor; authorizing the issuance of certain licenses; amending Minnesota Statutes 1971, Section 340.11, by adding a subdivision.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 43 and nays 22, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	North	Spear
Arnold	Dunn	Kleinbaum	Ogdahl	Stokowski
Berg	Fitzsimons	Kowalczyk	O'Neill	Tennessen
Blatz	Gearty	Krieger	Perpich, A. J.	Thorup
Borden	Hansen, Baldy	Larson	Perpich, G.	Ueland
Chenoweth	Hughes	Lewis	Pillsbury	Wegener
Coleman	Humphrey	Lord	Schaaf	Willet
Conzemius	Jensen	McCutcheon	Schrom	
Davies	Keefe, J.	Nelson	Solon	

Those who voted in the negative were:

Ashbach	Frederick	Knutson	Olson, H. D.	Sillers
Bang	Hansen, Mel	Moe	Olson, J. L.	Stassen
Bernhagen	Hanson, R.	Novak	Patton	
Brown	Josefson	Olhoft	Purfeerst	
Chmielewski	Kirchner	Olson, A. G.	Renneke	

So the bill passed and its title was agreed to.

H. F. No. 1167: A bill for an act relating to taxation; inheritance taxes; providing for determination of inheritance tax; conclusiveness of inheritance tax return; amending Minnesota Statutes 1971, Section 291.09, Subdivisions 1 and 6.

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 38 and nays 25, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Olhoft	Spear
Arnold	Doty	Kleinbaum	Perpich, A. J.	Stassen
Bernhagen	Fitzsimons	Larson	Perpich, G.	Stokowski
Borden	Gearty	Laufenburger	Purfeerst	Tennessen
Brown	Hanson, R.	Lewis	Schaaf	Wegener
Chmielewski	Hughes	Lord	Schrom	Willet
Coleman	Humphrey	Moe	Sillers	
Conzemius	Jensen	North	Solon	

Those who voted in the negative were:

Ashbach	Hansen, Baldy	Kowalczyk	Ogdahl	Patton
Bang	Hansen, Mel	Krieger	Olson, A. G.	Pillsbury
Berg	Keefe, J.	McCutcheon	Olson, H. D.	Renneke
Blatz	Kirchner	Nelson	Olson, J. L.	Thorup
Dunn	Knutson	Novak	O'Neill	Ueland

So the bill passed and its title was agreed to.

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

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 52 and nays 14, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kleinbaum	Olson, A. G.	Sillers
Arnold	Fitzsimons	Knutson	Olson, H. D.	Solon
Ashbach	Gearty	Kowalczyk	Olson, J. L.	Stassen
Bang	Hansen, Mel	Larson	O'Neill	Stokowski
Berg	Hansen, R.	Laufenburger	Patton	Thorup
Bernhagen	Hughes	Lewis	Perpich, A. J.	Ueland
Blatz	Humphrey	Lord	Perpich, G.	Wegener
Borden	Jensen	Moe	Pillsbury	Willet
Brown	Josefson	Nelson	Purfeerst	
Chmielewski	Keefe, J.	North	Renneke	
Conzemius	Kirchner	Olhoff	Schrom	

Those who voted in the negative were:

Chenoweth	Dunn	Keefe, S.	Novak	Spear
Coleman	Frederick	Krieger	Ogdahl	Tennessen
Doty	Hansen, Baldy	McCutcheon	Schaaf	

So the bill passed and its title was agreed to.

H. F. No. 356: A bill for an act relating to teachers retirement; amending Minnesota Statutes 1971, Sections 136.82, Subdivision 2; 354.05, Subdivision 26; 354.07, Subdivision 5; 354.09, Subdivision 3; 354.145, Subdivisions 1 and 2; 354.34, Subdivision 2; 354.33; 354.42, Subdivision 2; 354.44, Subdivision 4; 354.49, Subdivision 5; 354.53; 354.55, by adding a subdivision; and 354.62, Subdivisions 3, 4 and 5.

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	Berg	Brown	Conzemius	Fitzsimons
Arnold	Bernhagen	Chenoweth	Davies	Frederick
Ashbach	Blatz	Chmielewski	Doty	Gearty
Bang	Borden	Coleman	Dunn	Hansen, Baldy

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

So the bill passed and its title was agreed to.

SUSPENSION OF RULES

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

GENERAL ORDERS

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

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

S. F. No. 973, which the committee recommends to pass with the following amendment offered by Mr. Lord:

Page 1, lines 21 and 22, strike "*regardless of population*" and insert "*with a population over 650*"

Page 3, strike lines 13 and 14, and insert in lieu thereof:

"Sec. 4. Minnesota Statutes 1971, Section 626.853, is amended to read:

626.853 [PARTICIPATION, POPULATION LIMIT.] Notwithstanding other provisions of sections 626.841 to 626.854 to the contrary, peace officers elected or appointed in any governmental unit or combination of governmental units with a total population of more than 500 but less than 1,000 county, municipality or joint or contractual combination thereof with a population over 650 according to the last federal census shall comply with the provisions of sections 626.846 and 626.847 when:

(a) The county board of the county in which such municipality or combination of municipalities is located provides by resolution for reimbursement to such municipality or combination of municipalities for the ordinary and necessary expenses, not including salary, of such officers' attendance at a peace officers training course as set forth in section 626.852 and

(b) The sheriff of such county consents to furnish temporary substitute local protection for such municipality or combination of municipalities, the expenses of which, except for salary, his office shall be similarly reimbursed by the county board."

Further, amend the title as follows:

Line 5, strike "and"

Line 6, after the semicolon, insert "and 626.853." and strike the rest of the line

Strike line 7

Mr. Frederick moved to amend Mr. Lord's amendment to S. F. No. 973, as follows:

Strike "650" wherever it appears and insert "1,000"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 28 and nays 32, as follows:

Those who voted in the affirmative were:

Berg	Fitzsimons	Keefe, J.	Novak	Renneke
Bernhagen	Frederick	Knutson	Ogdahl	Stassen
Blatz	Hansen, Baldy	Kowalczyk	Olson, J. L.	Ueland
Chmielewski	Hanson, R.	Krieger	O'Neill	Willet
Davies	Jensen	Larson	Patton	
Dunn	Josefson	Laufenburger	Pillsbury	

Those who voted in the negative were:

Anderson	Gearty	Lewis	Olhoff	Stokowski
Bang	Hansen, Mel	Lord	Olson, A. G.	Tennessen
Borden	Hughes	McCutcheon	Perpich, A. J.	Thorup
Chenoweth	Humphrey	Milton	Perpich, G.	Wegener
Coleman	Keefe, S.	Moe	Schaaf	
Conzemius	Kirchner	Nelson	Solon	
Doty	Kleinbaum	North	Spear	

Which motion did not prevail. So the amendment to Mr. Lord's amendment was not adopted.

The question being taken on the committee recommendation,

And the roll being called, there were yeas 30 and nays 24, as follows:

Those who voted in the affirmative were:

Borden	Humphrey	Moe	Olson, H. D.	Spear
Coleman	Keefe, J.	Nelson	Perpich, A. J.	Stassen
Conzemius	Keefe, S.	North	Perpich, G.	Stokowski
Doty	Lewis	Novak	Pillsbury	Tennessen
Gearty	Lord	Olhoff	Sillers	Thorup
Hughes	McCutcheon	Olson, A. G.	Solon	Wegener

Those who voted in the negative were:

Bang	Davies	Hanson, R.	Krieger	Renneke
Berg	Dunn	Jensen	Larson	Schaaf
Bernhagen	Fitzsimons	Josefson	Olson, J. L.	Ueland
Blatz	Frederick	Knutson	O'Neill	Willet
Chmielewski	Hansen, Baldy	Kowalczyk	Patton	

So the committee recommends S. F. No. 973 to pass as amended.

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Conzemius moved that S. F. No. 951 be withdrawn from the Committee on Health, Welfare and Corrections and re-referred to the Committee on Natural Resources and Agriculture. Which motion prevailed.

RECESS

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

The hour of 7:30 o'clock p.m. having arrived, the President called the Senate to order.

MEMBERS EXCUSED

Messrs. Lord; Knutson; Hanson, R. and Purfeerst were excused from this evening's Session. Mr. Patton was excused from this evening's Session, beginning at 8:45 p.m.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to revert to Messages From the House, and proceed through First Reading of House Bills, Reports of Committees, Second Reading of Senate Bills and Second Reading of House Bills. Which motion prevailed.

MESSAGE FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 145, 395, 1009, 1010, 1211 and 1599.

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

Returned April 18, 1973

Mr. President:

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

S. F. No. 236: A bill for an act relating to taxation; excise tax on gasoline and gasoline substitutes; refunds; penalties for

false claims; amending Minnesota Statutes 1971, Section 296.18, Subdivision 1.

Senate File No. 236 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.
Returned April 18, 1973.

CONCURRENCE AND REPASSAGE

Mr. Olson, A. G. moved that the Senate do now concur in the amendments by the House to S. F. No. 236 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 236 was read the third time, as amended by the House, and placed on its repassage.

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

And the roll being called, there were yeas 37 and nays 15, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Novak	Spear
Arnold	Doty	Keefe, S.	Olhoft	Stokowski
Bang	Dunn	Kleinbaum	Olson, A. G.	Tennessen
Bernhagen	Gearty	Lewis	Olson, H. D.	Thorup
Borden	Hansen, Mel	McCutcheon	Perpich, A. J.	Wegener
Chenoweth	Hughes	Milton	Perpich, G.	
Coleman	Humphrey	Moe	Pillsbury	
Conzemius	Josefson	North	Schaaf	

Those who voted in the negative were:

Ashbach	Fitzsimons	Kirchner	Nelson	Schrom
Berg	Hansen, Baldy	Kowalczyk	Patton	Sillers
Chmielewski	Jensen	Laufenburger	Renneke	Willet

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

MESSAGE FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 437.

H. F. No. 437: A bill for an act relating to highway traffic regulations; unsafe equipment; prohibiting design modifications of certain vehicles without approval of the commissioner of public safety; prescribing penalties; amending Minnesota Statutes 1971, Section 169.47.

And the House respectfully requests that a Conference Committee of three members be appointed thereon:

Jude, Prahl and Kvam have been appointed as such committee on the part of the House.

House File No. 437 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

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

Transmitted April 18, 1973

Mr. Laufenburger moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 437 and that a Conference Committee of 3 members be appointed by the Committee on Committees, on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 377, 533, 878, 1193, 1467, 1038, 1320, 1399, 1590 and 1706.

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

Transmitted April 18, 1973

FIRST READING OF HOUSE BILLS

H. F. No. 377: A bill for an act relating to the department of human rights; unfair discriminatory practices; amending Minnesota Statutes 1971, Sections 363.01 by adding subdivisions; 363.02, Subdivisions 2 and 3 and by adding subdivisions; 363.03; 363.04, Subdivision 8; 363.05, Subdivision 1; 363.06, Subdivisions 2, 4 and 7; 363.071, Subdivision 2; 363.072, Subdivision 1; 363.-091; 363.11; 363.115; 363.12, Subdivisions 1 and 2; 363.13; and Chapter 363, by adding sections.

H. F. No. 533: A bill for an act relating to elections; requiring that lawn signs be removed; amending Minnesota Statutes 1971, Section 211.01, by adding a subdivision, and Chapter 211, by adding a section.

H. F. No. 878: A resolution memorializing the President and Congress to continue the funding of public educational television.

H. F. No. 1193: A bill for an act relating to education; variations in assessed valuations; amending Minnesota Statutes 1971, Section 124.802, Subdivision 1.

H. F. No. 1467: A bill for an act relating to elections; providing for the time of elections and taking office in the city of Duluth and Independent School District No. 709, Duluth.

H. F. No. 1038: A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of Rice Lake state park.

H. F. No. 1320: A bill for an act relating to the state board of investment; regulating authorized investments; amending Minnesota Statutes 1971, Section 11.16, Subdivision 8.

H. F. No. 1399: A bill for an act relating to occupations and professions; regulating registration renewals of pharmacists by requiring continuing education; prescribing the powers and duties of the Minnesota state board of pharmacy in relation thereto; amending Minnesota Statutes 1971, Sections 151.13 and 151.14.

H. F. No. 1590: A bill for an act relating to courts; commission on judicial standards; amending Minnesota Statutes 1971, Section 490.15; repealing Minnesota Statutes 1971, Section 490.17.

H. F. No. 1706: A bill for an act authorizing the city of Minneapolis to levy an assessment against real property for water and sewage disposal services furnished by the city.

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

REPORTS OF COMMITTEES

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

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

S. F. No. 1326: A bill for an act relating to education; authorizing and directing the higher education coordinating commission to establish and supervise a student loan program; appropriating money.

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

Page 1, line 9, strike "Subdivision 1."

Page 1, line 11, insert after "program" and before the period "in accordance with the provisions of Minnesota Statutes 1971, Sections 136A.14 to 136A.17"

Page 1, line 11, strike "Any student as defined by Minnesota"

Page 1, strike lines 12 through 30

Page 2, strike lines 1 through 28

Page 3, strike lines 1 through 12 and insert in lieu thereof:

"Sec. 2. Minnesota Statutes 1971, Section 136A.14, is amended to read:

136A.14 [STUDENT LOANS, PURPOSE.] The legislature has found and hereby declares that the encouragement of the maximum educational development of the young men and women of Minnesota is in the best interest of the state. The state loan program would encourage students to continue their education and provide financial assistance for those who would not otherwise be able to do so. The state loan program provided for herein is designated to be compatible with the provisions of the National Vocational Student Loan Insurance Act of 1965 and the Higher Education Act of 1965; both of which provide interest subsidies on student loans which are guaranteed by a state program.

Sec. 3. Minnesota Statutes 1971, Section 136A.15, Subdivision 5, is amended to read:

Subd. 5. "Eligible institution" in the case of loans for vocational instruction means a business or trade school, or technical institution or other technical or vocational school, in any state, which is approved by the U. S. commissioner of education in accordance with requirements set forth in the National Vocational Student Loan Insurance Act of 1925. In the case of loans for higher education, "eligible institution" means any educational institution offering at least a two year program acceptable for full credit toward a baccalaureate degree, and any graduate professional school, including any means any public educational institution and any private educational institution, in any state which is approved by the U.S. commissioner of education in accordance with requirements set forth in the Higher Education Act of 1965, as amended.

Sec. 4. Minnesota Statutes 1971, Section 136A.15, Subdivision 7, is amended to read:

Subd. 7. "Eligible student" means a student who is officially registered or accepted for enrollment at an eligible institution in Minnesota or a Minnesota resident who is officially registered as a student or accepted for enrollment at an eligible institution in another state.

Sec. 5. Minnesota Statutes 1971, Section 136A.16, Subdivision 3, is amended to read:

Subd. 3. The commission shall be authorized to make or to guarantee loans in amounts not to exceed \$1,500 in any academic year or its equivalent to residents of this state who are attending or accepted for enrollment at eligible institutions, both public and private the maximum amount provided in the higher education act of 1965 and any amendments thereof and the commission shall be authorized to establish procedures determining the loan amounts for which students are eligible.

Sec. 6. Minnesota Statutes 1971, Section 136A.16, Subdivision 8, is amended to read:

Subd. 8. Moneys made available to the commission which are not immediately needed for the purposes of sections 136A.14 to 136A.17 may be invested by the state board of investment at the request of the commission. Such moneys shall be invested in bonds, certificates of indebtedness, and other fixed income securities, except preferred stocks, which are legal investments for the permanent school fund. Such moneys may also be invested in such prime quality commercial paper as is eligible for investment in the state employees retirement fund. All interest and profits from such investments shall inure to the benefit of the commission. The state treasurer shall be the custodian of all securities purchased under the conditions of this subdivision.

Sec. 7. Minnesota Statutes 1971, Section 136A.17, Subdivision 1, is amended to read:

136A.17 [PROGRAM REQUIREMENTS.] Subdivision 1. Eligibility of student borrowers: An applicant shall be eligible

to apply for a loan under the provisions of sections 136A.14 to 136A.17 if the commission finds that he *is an eligible student as defined by this act and is eligible for a loan under federal regulations governing the federally insured student loan program.*

(a) *is a citizen of the United States*

(b) *is a resident of the state of Minnesota*

(c) *has been accepted for enrollment at an eligible institution or, in the case of a student already attending such institution, is in good standing there as determined by the institution*

(d) *is carrying at least one half of the normal full time workload as determined by the institution.*

Sec. 8. Minnesota Statutes 1971, Section 136A.17, Subdivision 3, is amended to read:

Subd. 3. The commission may loan and guarantee the loan of money, upon such terms and conditions as the commission may prescribe ; *provided that the total amount of outstanding guaranteed loans at any one time may not exceed 16 times the amount of the reserve funds on deposit at that time for the purposes of guaranteeing loans .*

Sec. 9. Minnesota Statutes 1971, Section 136A.17, Subdivision 4, is amended to read:

Subd. 4. No loan or guarantee of a loan shall be made in excess of \$1,500 for any academic year or its equivalent. The aggregate insured unpaid principal amount of insured loans for vocational study made to any student shall not at any time exceed \$2,000. The aggregate insured unpaid principal amount of insured loans for higher education made to any student shall not at any time exceed \$7,500 in the case of any graduate or professional student, including any such insured loans made to such person before he became a graduate or professional student, or \$5,000 in the case of any other student the maximum provided by pertinent federal laws and regulations and the aggregate unpaid principal amount of loans to any individual student shall not exceed the maximum provided in pertinent federal laws and regulations .

Sec. 10. Minnesota Statutes 1971, Section 136A.17, Subdivision 10, is amended to read:

Subd. 10. All moneys received by the commission, regardless of the source, shall be deposited in the state treasury and are hereby appropriated to it annually for the purpose for which such funds are received. The commission is authorized to establish variable repayment schedules consistent with the need and anticipated income streams of student borrowers provided that such repayment schedules shall not violate the federal laws and regulations governing federally insured student loan programs.

Sec. 11. Subdivision 1. The higher education coordinating commission is hereby authorized to make supplemental loans to certain borrowers who have incurred repayment obligations under the provisions of Minnesota Statutes, Sections 136A.14 to 136A.17.

Subd. 2. The purpose of the supplemental loans shall be to assist certain borrowers to meet the financial obligations they have incurred under the provisions of Minnesota Statutes, Sections 136A.14 to 136A.17.

Subd. 3. Any student who was a Minnesota resident at the time of securing a loan under Minnesota Statutes, Sections 136A.14 to 136A.17 for attending an institution located in Minnesota shall be eligible to receive a supplemental loan if his or her annual repayment would exceed seven percent of his or her annual income including the income of his or her spouse in any one year when the aggregate amount of student loans is not more than \$3,000 or eight percent of such income when the aggregate amount of student loans is more than \$3,000, but not more than \$4,000, or nine percent of such income when the aggregate amount of student loans is more than \$4,000, but not more than \$5,000, or ten percent of such income when the aggregate amount of student loans is more than \$5,000.

Subd. 4. In the event that the amount of repayment due in any year from a borrower who is eligible for a supplemental loan should exceed the proportion of annual income specified in subdivision 3, the commission shall be authorized to make a supplemental loan to the student in the amount of the portion of the payment due which exceeds the specified income proportion for the student from reserves maintained for the student loan program and shall issue a supplemental note to be repaid by the borrower following repayment of the aggregate amount of principal and interest due on the borrower's student loans made under Minnesota Statutes, Sections 136A.14 to 136A.17.

Subd. 5. Each supplemental note issued in accordance with subdivision 3 shall bear simple interest at a rate determined by the commission and shall have a due date not later than five years following the due date of loans obtained under Minnesota Statutes, Sections 136A.14 to 136A.17 in accordance with the following conditions:

(a) Interest due on supplemental loans shall be payable to the commission annually from the date of issue;

(b) The annual repayment requirements of supplemental loans shall be governed by provisions of subdivision 3;

(c) Any amount due and payable after the fifth such year of obligation under a supplemental note shall cancel, and shall be paid by the commission from reserves held by the commission;

(d) The commission is hereby authorized to establish repayment schedules for the supplemental loans that satisfy the provisions of subdivision 3.

Sec. 12. The higher education coordinating commission is hereby authorized to issue revenue bonds for the purpose of obtaining funds for loans made in accordance with the provisions of this act. Proceeds from the issuance of bonds may be held and invested by the commission pending disbursement in the form of loans. All in-

terest and profits from such investments shall inure to the benefit of the commission and shall be available to the commission for costs incurred in administering loans under this act and for loan reserve funds.

Sec. 13. The commission may from time to time issue negotiable notes for the purpose of this act and may from time to time renew any notes by the issuance of new notes, whether the notes to be renewed have or have not matured. The commission may issue notes partly to renew notes or to discharge other obligations then outstanding and partly for any other purpose. The notes may be authorized, sold, executed and delivered in the same manner as bonds. Any resolution or resolutions authorizing notes of the commission or any issue thereof may contain any provisions which the commission is authorized to include in any resolution or resolutions authorizing revenue bonds of the commission or any issue thereof, and the commission may include in any notes any terms, covenants or conditions which it is authorized to include in any bonds. All such notes shall be payable solely from the revenue of the commission, subject only to any contractual rights of the holders of any of its notes or other obligations then outstanding.

Sec. 14. Subdivision 1. The commission may from time to time issue revenue bonds for purposes of this act and all such revenue bonds, notes, bond anticipation notes or other obligations of the commission issued pursuant to this act shall be and are hereby declared to be negotiable for all purposes notwithstanding their payment from a limited source and without regard to any other law or laws. In anticipation of the sale of such revenue bonds, the commission may issue negotiable bond anticipation notes and may renew the same from time to time, but the maximum maturity of any such note, including renewals thereof, shall not exceed five years from the date of issue of the original note. Such notes shall be paid from any revenues of the commission available therefor and not otherwise pledged, or from the proceeds of sale of the revenue bonds of the commission in anticipation of which they were issued. The notes shall be issued in the same manner as the revenue bonds. Such notes and the resolution or resolutions authorizing the same may contain any provisions, conditions or limitations which a bond resolution or the commission may contain.

Subd. 2. The revenue bonds and notes of every issue shall be payable solely out of revenues of the commission, subject only to any agreements with the holders of particular revenue bonds or notes pledging any particular revenues. Notwithstanding that revenue bonds and notes may be payable from a special fund, they shall be and be deemed to be, for all purposes, negotiable instruments, subject only to the provisions of the revenue bonds.

Subd. 3. The revenue bonds may be issued as serial bonds or as terms bonds, or the commission, in its discretion, may issue bonds of both types. The revenue bonds shall be authorized by resolution of the members of the commission and shall bear such date or dates, mature at such time or times, not exceeding 50 years from their respective dates, bear interest at such rate or rates, payable at such time or times, be in denominations, be in such form, either

coupon or registered, carry such registration privileges, be executed in such manner, be payable in lawful money of the United States of America at such place or places, and be subject to such terms of redemption, as such resolution or resolutions may provide. The revenue bonds or notes may be sold at public or private sale for such price or prices as the commission shall determine. Pending preparation of the definitive bonds, the commission may issue interim receipts or certificates which shall be exchanged for such definite bonds.

Subd. 4. Any resolution or resolutions authorizing any revenue bonds or any issue of revenue bonds may contain provisions which shall be part of the contract with the holders of the revenue bonds to be authorized as to:

(a) The setting aside of reserves or sinking funds, and the regulation and disposition thereof;

(b) Limitations on the purpose to which the proceeds of sale of any issue of revenue bonds then or thereafter to be issued may be applied and pledging such proceeds to secure the payment of the revenue bonds or any issue of the revenue bonds;

(c) Limitations on the issuance of additional bonds, the terms upon which additional bonds may be issued and secured and the refunding of outstanding bonds;

(d) The procedure, if any, by which the terms of any contract with bondholders may be amended or abrogated, the amount of bonds the holders of which must consent thereto, and the manner in which such consent may be given;

(e) Defining the acts or omissions to act which shall constitute a default in the duties of the commission to holders of its obligations and providing the rights and remedies of such holders in the event of a default.

Subd. 5. Neither the members of the commission nor any person executing the revenue bonds or notes shall be liable personally on the revenue bonds or notes or be subject to any personal liability or accountability by reason of the issuance thereof.

Subd. 6. The commission shall have power out of any funds available therefor to purchase its bonds or notes. The commission may hold, pledge, cancel or resell such bonds, subject to and in accordance with agreements with bondholders.

Sec. 15. In the discretion of the commission any revenue bonds issued under the provisions of this act may be secured by a trust agreement by and between the commission and a corporate trustee or trustees, which may be any trust company or bank having the powers of a trust company within the state. Such trust agreement or the resolution providing for the issuance of such revenue bonds may pledge or assign the revenues to be received or proceeds of any contract or contracts pledged or any portion thereof. Such trust agreement or resolution providing for the issuance of such revenue bonds may contain such provisions for protecting and enforcing the rights and remedies of the bondholders as may be rea-

sonable and proper and not in violation of laws, including particularly such provisions as have hereinabove been specifically authorized to be included in any resolution or resolutions of the commission authorizing revenue bonds thereof. Any bank or trust company incorporated under the laws of the state which may act as depository of the proceeds of bonds or of revenues or other moneys may furnish such indemnifying bonds or pledges such securities as may be required by the commission. Any such trust agreement may set forth the rights and remedies of the bondholders and of the trustee or trustees and may restrict the individual right of action by bondholders. In addition to the foregoing, any such trust agreement or resolution may contain such other provisions as the commission may deem reasonable and proper for the security of the bondholders.

Sec. 16. Subdivision 1. The commission is hereby authorized to provide for the issuance of revenue bonds of the commission for the purpose of refunding any revenue bonds of the commission then outstanding, including the payment of any redemption premium thereon and any interest accrued or to accrue to the earliest or any subsequent date of redemption, purchase or maturity of such revenue bonds.

Subd. 2. The proceeds of any such revenue bonds issued for the purpose of refunding outstanding revenue bonds may, in the discretion of the commission, be applied to the purchase or retirement at maturity or redemption of such outstanding revenue bonds either on their earliest or any subsequent redemption date or upon the purchase or at the maturity thereof and may, pending such application be placed in escrow to such purchase or retirement at maturity or redemption on such date as may be determined by the commission.

Subd. 3. Any such escrowed proceeds, pending such use, may be invested and reinvested in direct obligations of the United States of America, or in certificates of deposit or time deposits secured by direct obligations of the United States of America, maturing at such time or times as shall be appropriate to assure the prompt payment, as to principal, interest and redemption premium, if any, of the outstanding revenue bonds to be so refunded. The interest, income and profits, if any, earned or realized on any such investment may also be applied to the payment of the outstanding revenue bonds to be so refunded. After the terms of the escrow have been fully satisfied and carried out, any balance of such proceeds and interest, income and profits, if any, earned or realized on the investments thereof may be returned to the commission for use by it in any lawful manner.

Subd. 4. All such revenue bonds shall be subject to the provisions of this act in the same manner and to the same extent as other revenue bonds issued pursuant to this act.

Sec. 17. Bonds issued under authority of this act do not, and shall state that they do not, represent or constitute a debt or pledge of the faith and credit of the state, grant to the owners or holders thereof any right to have the state levy any taxes or appropriate any funds for the payment of the principal thereof or interest

thereon. Such bonds are payable and shall state that they are payable solely from the rentals, revenues, and other income, charges, and moneys as are pledged for their payment in accordance with the bond proceedings.

Sec. 18. Any holder of revenue bonds issued under the provisions of this act or any of the coupons appertaining thereto, and the trustee or trustees under any trust agreement, except to the extent the rights herein given may be restricted by any resolution authorizing the issuance of, or any such trust agreement securing, such bonds, may, either at law or in equity, by suit, action, mandamus, or other proceedings, protect and enforce any and all rights under the laws of the state or granted hereunder or under such resolution or trust agreement, and may enforce and compel the performance of all duties required by this act or by such resolution or trust agreement to be performed by the commission or by any officer, employee or agent thereof, including the fixing, charging and collecting of the rates, rents, fees and charges herein authorized and required by the provisions of such resolution or trust agreement to be fixed, established and collected.

Sec. 19. Bonds issued by authority under the provisions of this act are hereby made securities in which all public officers and public bodies of the state and its political subdivisions, all insurance companies, trust companies, banking associations, investment companies, executors, administrators, trustees and other fiduciaries may properly and legally invest funds, including capital in their control or belonging to them; it being the purpose of this section to authorize the investment in such bonds of all sinking, insurance, retirement, compensation, pension and trust funds, whether owned or controlled by private or public persons or officers; provided, however, that nothing contained in this section may be construed as relieving any person, firm, or corporation from any duty of exercising due care in selecting securities for purchase or investment; and provided further, that in no event shall assets of pension funds of public employees of the state of Minnesota or any of its agencies, board or subdivisions, whether publicly or privately administered, be invested in bonds issued under the provisions of this act. Such bonds are hereby constituted "authorized securities" within the meaning and for the purposes of Minnesota Statutes, Section 50.14. Such bonds are hereby made securities which may properly and legally be deposited with and received by any state or municipal officer or any agency or political subdivision of the state for any purpose for which the deposit of bonds or obligations of the state now or may hereafter be authorized by law.

Sec. 20. The exercise of the powers granted by this act will be in all respects for the benefit of the people of this state, for the increase of their commerce, welfare and prosperity, and for the improvement of their health and living conditions, and as providing loans by the commission or its agent will constitute the performance of an essential public function, and any bonds issued under the provisions of this act, their transfer and the income therefrom including any profit made on the sale thereof, shall at all times be free from taxation of every kind by the state and by the municipalities and other political subdivisions in the state.

Sec. 21. *The administrator of this act shall be under the commission independent of other authority and notwithstanding Minnesota Statutes, Chapter 16.*"

Page 3, line 13, following the "\$" and before "is" delete the dotted line and insert "1,000,000"

Page 3, line 15, insert a period after "fund" and strike "for"

Page 3, strike all of lines 16 and 17 and insert in lieu thereof the following: "*Such amounts as may be necessary from this appropriation may be used by the commission for costs incurred in administering the provisions of this act. The balance of this appropriation not required for administrative costs shall constitute a reserve fund which may be invested by the commission. Any interest which accrues on such investment shall inure to the commission and shall be available for either administrative costs or additions to the reserve fund at the discretion of the commission. The reserve fund shall not cancel and shall be available to the commission for as long as the programs provided by the provisions of this act are in effect. The commission may use the reserve fund established by this appropriation for fulfilling the income contingent provisions of this act as well as for the general purposes of the reserve fund in accordance with the provisions of this act.*"

Underline all the new language in the bill

Renumber the sections in sequence

Further, amend the title in line 6 by inserting before the period the following: "; amending Minnesota Statutes 1971, Sections 136A.14; 136A.15, Subdivisions 5 and 7; 136A.16, Subdivisions 3 and 8; and 136A.17, Subdivisions 1, 3, 4 and 10"

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

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

S. F. No. 1361: A bill for an act relating to Hennepin county; removing \$10,000 limitation on revolving fund; amending Laws 1951, Chapter 556, Section 4.

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

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

H. F. No. 1433: A bill for an act relating to plats and surveys in Dakota county; providing for approval by the county surveyor and providing a fee therefor.

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

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

S. F. No. 1551: A bill for an act authorizing the city of Minneapolis to pay costs of street maintenance and street lighting from general revenues.

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

Page 1, line 8, strike "shall" and insert in lieu thereof "may"

Page 1, line 10, after "city" and before "be" insert "may hereafter"

Page 1, line 13, after "section 1" insert "the city shall no longer specially assess the cost of the maintenance described in section 1, and"

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

H. F. No. 1557: A bill for an act relating to the city of Saint Paul; providing for and authorizing said city to issue its general obligation bonds for urban renewal redevelopment purposes; amending Laws 1963, Chapter 881, Section 1, as amended; and by adding sections.

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

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

S. F. No. 1595: A bill for an act relating to Hennepin county; abolishing board of tax levy; repealing Special Laws 1879, Chapter 338, as amended.

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

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

S. F. No. 54: A bill for an act relating to courts, procedure and penalties in traffic violation cases; amending Minnesota Statutes 1971, Sections 169.89, Subdivision 1; 171.01, Subdivision 13; 171.16, Subdivisions 1 and 3; and 484.63; repealing Minnesota Statutes 1971, Section 169.122, Subdivision 4.

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

Page 2, line 21, strike "shall report" and insert "reports"

Page 2, line 21, before "person" strike "any" and insert "a" and after "person" insert ":(1)"

Page 2, line 22, reinstate the stricken language

Page 2, line 22, strike "any" and insert "a" and after "state" strike the comma

Page 2, line 23, before "ordinance" insert "an"

Page 2, line 23, strike "regulating" and insert "*which regulates*"

Page 2, line 24, after "vehicles," insert "(2)"

Page 2, line 25, after "and" insert "(3)"

Page 2, line 26, strike the comma and insert "*notwithstanding the fact that*"

Page 2, line 26, strike "having" and insert "has"

Page 2, line 27, before "person" strike "such" and insert "*that the*" and after "pay" strike "such" and insert "*the*"

Page 2, line 27, after "fine" insert a comma

Page 3, line 1, strike "*each such*" and insert in lieu thereof "a"

Page 3, line 7, strike "in any court"

Page 3, line 8, strike the comma and insert "*punishable by a fine only*"

Page 3, line 9, after "court" insert: "*upon questions of law only. Any person convicted of a violation of a municipal ordinance for which a sentence of imprisonment is authorized may appeal to the district court*"

Page 3, after line 15 add new sections to read:

"Sec. 6. Minnesota Statutes 1971, Section 488.20, is amended to read:

488.20 [APPEALS TO DISTRICT COURT.] Appeals may be taken to the district court of the county from the judgments of municipal courts in the same cases, upon the same procedure, and with the same effect as provided by law respecting appeals from justice courts, and all laws relating to such last named appeals shall be adapted and applied to appeals from the municipal courts. The time for appeal shall not start to run until the judgment has been perfected, the costs taxed, and notice of entry of judgment served upon the adverse party. On appeal to district court the appellant shall not be entitled to a trial by jury if trial by jury was held in municipal court ~~or if the offense for which convicted is punishable by a sentence to the payment of a fine only.~~ *Appeals from a conviction of a petty misdemeanor or an ordinance violation punishable by a fine only shall be upon questions of law only.*

Sec. 7. Minnesota Statutes 1971, Section 488A.18, Subdivision 12, is amended to read:

Subd. 12. [REMOVAL OF CAUSES TO SUPREME COURT.]

All causes *except petty misdemeanors and violation of municipal ordinances punishable by fine only* may be removed from the municipal court to the supreme court of the state of Minnesota in the same manner, upon like proceedings and with like effect as from district court.

Sec. 8. *This act is in effect June 1, 1973.*"

Page 3, strike lines 16 and 17

Amend the title as follows:

Line 7, strike the second "and"; after "484.63;" insert "488.20; and 488A.18, Subdivision 12." and strike the remaining language

Strike lines 8 and 9

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

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

S. F. No. 1160: A bill for an act relating to natural resources and the environment; establishing the Minnesota environmental quality council; stating the powers and duties of the council; 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 the following:

"Section 1. [FINDINGS.] The legislature of the state of Minnesota finds that problems related to the environment often encompass the responsibilities of several state agencies and that solutions to these environmental problems require the interaction of these agencies.

Sec. 2. [DEFINITIONS.] Subdivision 1. For the purposes of this act, the following terms have the meaning given them.

Subd. 2. "Council" means Minnesota environmental quality council.

Sec. 3. [CREATION OF THE ENVIRONMENTAL QUALITY COUNCIL; MEMBERSHIP; CHAIRMAN; STAFF.] Subdivision 1. An environmental quality council, designated as the Minnesota environmental quality council, is hereby created.

Subd. 2. The council shall include as permanent members the director of the state planning agency, the director of the pollution control agency, the commissioner of natural resources, the commissioner of agriculture, the executive officer of the department of health, the commissioner of highways, a representative of the governor's office designated by the governor, the chairman of the citizens advisory committee, and two other members of the citizens advisory committee as designated by the governor.

Subd. 3. The director of the state planning agency shall be the chairman of the council.

Subd. 4. The state planning agency shall provide continuous staff support for the council and direct the work of the staff. The director of the state planning agency shall employ staff or consultants as required by the council. The council shall have the authority to request and require staff support from all other agencies of state government as needed for the execution of the responsibilities of the council.

Sec. 4. [POWERS AND DUTIES.] Subdivision 1. The powers and duties of the Minnesota environmental quality council shall be as provided in this section and as otherwise provided by law or executive order. Actions of the council shall be taken only at an open meeting upon a majority vote of all the permanent members of the council. Actions of the council shall be binding upon all state agencies, notwithstanding any other provisions of law to the contrary.

Subd. 2. (a) The council shall determine which environmental problems of interdepartmental concern to state government shall be considered by the council. The council shall initiate interdepartmental investigations into those matters that it determines are in need of study. Topics for investigation may include but need not be limited to future population and settlement patterns, air and water resources and quality, solid waste management, transportation and utility corridors, economically productive open space, energy policy and need, growth and development, and land use planning.

(b) The council shall review programs of state agencies that significantly affect the environment and coordinate those it determines are interdepartmental in nature, and shall resolve conflicts between state agencies concerning environmental matters and insure agency compliance with state environmental policy.

(c) The council shall review environmental regulations and criteria for granting and denying permits by state agencies and shall resolve conflicts involving state agencies with regard to environmental regulations, permits, and procedures.

(d) State agencies shall submit to the council all proposed legislation of major significance relating to the environment and the council shall submit a report to the governor and the legislature indicating approval or disapproval of such major environmental proposals of state agencies and listing the reasons for such action.

Subd. 3. The council shall cooperate with regional development commissions in appropriate matters of environmental concern.

Subd. 4. The council may establish interdepartmental or citizen task forces or subcommittees to study particular problems.

Subd. 5. Pursuant and subject to the provisions of chapter 15, and the provisions hereof, the council may adopt, amend, and rescind rules governing its own administration and procedure and its staff and employees.

Subd. 6. The council shall assist and advise the governor on all

environmental issues in which action or comment by the governor is required by law or is otherwise appropriate.

Subd. 7. At its discretion, the council shall convene an annual environmental quality council congress including, but not limited to, representatives of state, federal and regional agencies, citizen organizations, associations, industries, colleges and universities, and private enterprises who are active in or have a major impact on environmental quality. The purpose of the congress shall be to receive reports and exchange information on progress and activities related to environmental improvement.

Subd. 8. The council shall provide the citizens advisory committee established in section 5 with such administrative, clerical and technical assistance as may be required by the committee to carry out its functions.

Subd. 9. The council shall meet with the citizens advisory committee established in section 5 at least four times a year, at approximately three-month intervals, to receive advice from the committee and to coordinate the activities of the council and the committee.

Sec. 5. [CITIZENS ADVISORY COMMITTEE.] Subdivision 1. There is established a citizens advisory committee composed of one resident from each congressional district and three members at large as a vehicle for citizen participation in the activities of the council. The governor shall appoint the members of the citizens advisory committee and the committee annually shall elect one of their members to serve as chairman. Members of the committee shall serve four-year terms coterminus with the governor. Each member shall receive as compensation for his services the sum of \$35 per day or fraction thereof spent in attending meetings of the citizens advisory committees or in performing other duties required by law, and each member of the committee shall be reimbursed for actual and necessary expenses incurred in the performance of his duties in the same manner and amount as state employees.

(a) To review and appraise the various programs and activities of the state government in light of environmental quality concerns for the purpose of determining the extent to which such programs and activities are contributing to state environmental policies and goals;

(b) To hold meetings throughout the state as it deems necessary for the purpose of gathering information on public and private opinions concerning the adequacy of the state's environmental quality policies and the extent to which these policies are being implemented;

(c) To give advice and counsel to the council; and

(d) To make recommendations to the governor, legislature and the public on or before December 31 of each year regarding any needed state policy or program changes to foster and promote the improvement of environmental quality.

Sec. 6. [HEARINGS.] Subdivision 1. The council shall hold public hearings on matters that it determines to be of major environmental impact. The council shall prescribe by rule and regulation in conformity to the provisions of Minnesota Statutes, Sections 15.0411 to 15.0423, inclusive, the procedures for the conduct of all hearings and review procedures.

Subd. 2. The council may delegate its authority to conduct a hearing to a hearings officer. The hearings officer shall have the same power as the council to compel the attendance of witnesses to examine them under oath, to require the production of books, papers, and other evidence, and to issue subpoenas and cause the same to be served and executed in any part of the state. The hearings officer shall be knowledgeable in matters of law and the environment.

If a hearings officer conducts a hearing, he shall make findings of fact and submit them to the council. The transcript of testimony and exhibits shall constitute the exclusive record upon which such findings are made. The findings shall be available for public inspection.

Subd. 3. After receipt of the findings of fact of the hearings officer, the council shall make recommendations to the governor and legislature as to administrative and legislative actions to be considered in regard to the matter.

Sec. 7. [POLICY; LONG-RANGE PLAN; PURPOSE.] Consistent with the policy announced herein, the council shall, before November 15, of each even-numbered year, prepare a long-range plan and program for the effectuation of said policy, and shall make a report to the governor and the legislature of progress on those matters assigned to it by law.

Sec. 8. [FEDERAL FUNDS; DONATIONS.] The council may apply for, receive, and disburse federal funds made available to the state by federal law or rules promulgated thereunder for any purpose related to the powers and duties of the council. The council shall comply with any and all requirements of such federal law or such rules and regulations promulgated thereunder in order to apply for, receive, and disburse such funds. The council is authorized to accept any donations or grants from any public or private concern. All such moneys received by the council shall be deposited in the state treasury and are hereby appropriated to it for the purpose for which they are received.

Sec. 9. [APPROPRIATION.] There is hereby appropriated \$200,000 from the general fund for the operation of the council."

Strike the title and insert in lieu thereof:

"A bill for an act relating to natural resources and the environment; establishing the Minnesota environmental quality council; stating the powers and duties of the council; appropriating money."

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

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

STATE BOARD OF HUMAN RIGHTS

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

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

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

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

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

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

Ilene Jean Atwood, 5413 London Road, Duluth, St. Louis County, appointed effective the first Monday of January, 1973, for a term expiring the first Monday of January, 1976.

COMMISSIONER OF ECONOMIC DEVELOPMENT

James R. Heltzer, 3857 Brookview Drive, St. Louis Park, Hennepin County, appointed effective March 14, 1973, for a term expiring January 1, 1975.

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

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

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

Page 1, strike lines 14 through 17 and insert:

"commission shall be composed of five members appointed by the governor and confirmed by the senate. The initial appointments shall be as follows: one for a term of one year, one for a term of two

years, one for a term of three years, one for a term of four years and one for a term of five years. Vacancies in the commission shall be filled for the unexpired term in the manner provided for original appointments. Each commissioner shall be eligible for reappointment, in the discretion of the governor. The commission shall elect its chairman."

Page 6, strike lines 1 through 6, and insert:

"Sec. 5. [COUNTY APPROVAL OF LICENSE.] Any original license issued by the commission for the conduct of any race meeting shall be invalid unless the qualified voters of the county wherein such meeting is to be conducted vote to allow such license to be in effect. The election provided for in this section shall be conducted according to the forms and regulations presently obtaining in local elections."

And when so amended the bill do pass and be re-referred to the Committee on Governmental Operations.

Mr. Gearty, pursuant to Rule 35, requested that S. F. No. 1235 be re-referred to the Committee on Rules and Administration.

So S. F. No. 1235 was re-referred to the Committee on Rules and Administration.

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

H. F. No. 295: A bill for an act relating to public employees; giving public employees and employers certain rights and obligations; defining unfair practices; amending the public employment labor relations act of 1971; amending Minnesota Statutes 1971, Sections 179.63; Subdivisions 6, 8, 9, 13, and 18, and by adding a subdivision; 179.64, Subdivisions 1 and 7; 179.65, Subdivisions 2, 3, 5, 6 and 7; 179.66, Subdivisions 4 and 5; 179.66, by adding a subdivision; 179.67, Subdivisions 7, 11, and 12; 179.68; 179.69, Subdivisions 3, 5 and 6; 179.70, Subdivision 1; 179.71, Subdivision 3; 179.72, Subdivisions 1, 7, 9, and 10; 179.73, Subdivision 2; 179.74, Subdivisions 2, 4 and 5; 179.75, Subdivision 8; repealing Minnesota Statutes 1971, Sections 179.69, Subdivision 7; 179.72, Subdivisions 11 and 13; 179.73, Subdivisions 3, 4, and 5; 179.75, Subdivisions 1, 2, 3, 4, 5, 6, 7, and 9; and 179.77.

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

Page 2, line 29, strike "including" and insert a comma

Page 2, line 29, after "benefits" strike the new language and insert, *"method and order of demotion, layoffs, recall, and seniority, group health and insurance plans, vacations, subcontracting practices,"*

Page 2, line 30, after the period insert, *"The terms in this subdivision are subject to the provisions of section 179.66 regarding the rights of public employers and the scope of negotiations. The term "terms and conditions of employment" shall not mean retirement contributions or benefits or"*

Page 2, line 31, after "employees" insert a comma

Page 2, strike the rest of line 31

Page 2, strike lines 32 through 34

Page 2, line 31, after "employees" insert "*the educational policies of a school district, or other conditions that may be covered by statute.*"

Page 2, strike the rest of line 31

Page 2, strike lines 32 through 34.

Page 7, line 15, reinstate the stricken language through "as"

Page 7, line 16, after the stricken language insert "*secondary boycott.*"

Page 9, after line 36, insert:

"Sec. 26. Minnesota Statutes 1971, Section 179.71, Subdivision 5, is amended to read:

"Subd. 5. In addition to all other duties imposed by this section, the director shall:

(a) retain mediation jurisdiction over the parties for purposes of this subdivision until such time as the parties reach agreement; provided, however, he may continue to assist parties after the parties have submitted their final positions as provided or required under section 179.72, subdivision 6; or section 179.69, subdivision 6;

(b) issues notices, subpoenas and orders as may be required by law to carry out his duties under sections 179.61 to 179.77. Issuance of orders shall include those orders of the Minnesota public employment relations board;

(c) certify to the Minnesota public employment relations board those items of dispute between parties to be subject to the action of the Minnesota public employment relations board under section 179.69, subdivision 3;

(d) assist the parties in formulating petitions, notices, and other papers required to be filed with the director or the board;

(e) certify the final results of any election or other voting procedure conducted pursuant to sections 179.61 to 179.77.

(f) furnish clerical and administrative services to the Minnesota public employment relations board as may be required;

(g) adopt reasonable and proper rules and regulations relative to and regulating the forms of petitions, notices, orders and the conduct of hearings and elections subject to final approval of the Minnesota public employment relations board. Such rules and regulations shall be printed and made available to the public and a copy delivered with each notice of hearing; provided, that every such rule or regulation shall be filed with the secretary of state, and any change therein or additions thereto shall not take effect until 20 days after such filing;

(h) receive, catalogue and file in a logical manner all orders and decisions of the Minnesota public employment relations board and all arbitration panels authorized by sections 179.61 to 179.77 as well as all grievance arbitration decisions and the director's own orders and decisions. All orders and decisions catalogued and filed shall be made readily available to the public;

(i) promulgate a grievance procedure to effectuate the purposes of section 179.70, subdivision 1. Such grievance procedures shall not provide for the services of the bureau of mediation services. The exercise of authority granted by this clause shall be subject to the provisions of chapter 15; *said grievance procedure to be available to any public employee employed in a unit not covered by a negotiated grievance procedure as contained in section 179.70, subdivision 1;*

(j) conduct elections."

Renumber the remaining sections.

Amend the title as follows: Line 16, strike "Subdivision 3" and insert "Subdivisions 3 and 5"

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. 1626: A bill for an act relating to taxation; school aids and levy limitations; amending Minnesota Statutes 1971, Sections 124.04; 124.212; and 275.125.

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, Chapter 124, is amended by adding a section to read:

[124.041] [CAPITAL EXPENDITURE LEVY.] *A school district may levy for capital expenditures an amount not to exceed the amount raised by six mills times the adjusted assessed valuation of the taxable property of the district for the preceding year, notwithstanding sections 272.64 and 275.49 provided that the levy may not exceed by more than one such mill, the capital expenditure levy for the preceding year, and provided further that a district which levied in excess of seven such mills for capital expenditures in 1972, may levy seven such mills in 1973. The proceeds of the tax may be used only for the net costs of bus purchases in excess of the costs taken into account in the depreciation aid paid by the state; to acquire, improve, and repair school sites and to lease, erect, equip, reequip, repair and improve buildings and permanent attached fixtures, and may not be used for custodial services. The district shall establish a separate fund in which the proceeds shall be accumulated until expended.*

Sec. 2. Minnesota Statutes 1971, Section 124.212, is amended by adding a subdivision to read:

Subd. 3a. [AID GUARANTY.] Notwithstanding any of the other provisions of this section, for the 1973-1974 and 1974-1975 school years, the aggregate foundation aid earned by a district for a year may not be less than the sum of aggregate foundation aid earned for 1972-1973 and any payments earned for 1972-1973 which but for the operation of Minnesota Statutes 1971, Section 124.212, Subdivision 3, would not have been earned.

Sec. 3. Minnesota Statutes 1971, Section 124.212, is amended by adding a subdivision to read:

Subd. 4a. The amount of money received by a school district as income from the permanent school fund for any year, shall be deducted from the foundation aid earned by the district for the same year.

Sec. 4. Minnesota Statutes 1971, Section 124.212, is amended by adding a subdivision to read:

Subd. 6a. For the 1973-1974 school year a district shall receive in foundation aid the lesser of (1) \$788 per pupil unit less 30 mills times the 1971 adjusted assessed valuation of the district, or (2) the amount that bears the same relation to the difference in (1) as the sum of the 1970-1971 adjusted maintenance cost per pupil unit increased by \$87, and the greater of (a) one sixth of the difference that results when the adjusted maintenance cost per pupil unit, so increased, is subtracted from \$788, or (b) \$38, bears to \$788.

Sec. 5. Minnesota Statutes 1971, Section 124.212, is amended by adding a subdivision to read:

Subd. 7a. For the 1974-1975 school year a district shall receive in foundation aid, the lesser of: (1) \$812 per pupil unit less 30 mills times the 1972 adjusted assessed valuation of the district, or (2) the amount that bears the same relation to the difference in (1) as the sum of the greater sum computed pursuant to section 4, clause (2), of this act, and the greater of: (a) one third of the difference that results when such greater sum is subtracted from \$812, or (b) \$24, bears to \$812.

Sec. 6. Minnesota Statutes 1971, Section 124.212, Subdivision 8, is amended to read:

Subd. 8. Notwithstanding any provisions of any other law to the contrary, the 1970 adjusted assessed valuation used in calculating foundation aid for the 1971-1972 and 1972-1973 school years shall include only that property which is currently taxed taxable in the district. For districts receiving payments under sections 298.23 to 298.28, 298.32, 298.34 to 298.39, 298.391 to 298.396, 298.405, 298.51 to 298.67, 294.21 to 294.28, 124.215, subdivision 2a, 124.25, 124.30, 124.31, 360.133, 360.135 and 124.28 or under any other law distributing proceeds of in lieu of ad valorem tax assessments on copper or nickel properties, the foundation aid shall be reduced by 20 percent of the previous

year's payments to the district pursuant to said sections in the 1971-1972 school year, 30 percent in 1972-1973 school year, and thereafter there shall be deducted from state foundation aids an amount that equals the following calculations:

The previous year's payment times the ratio of the maximum levy allowed the district under section 275.125, subdivision 2 7 of this act to the total levy allowed by section 275.125 but not to exceed 40 percent of the previous school year's payment . For any district which receives any other state grants, refunds or aids not available to each and every school district and designed to compensate for nontaxable valuation, except for aids under section 124.801, the foundation aid for the 1971-1972 and 1972-1973 school years shall be reduced by 10 percent of the previous year's payments to the district of such additional aids. Thereafter there shall be deducted from state foundation aids an amount that equals the following calculations:

The previous year's payment times the ratio of the maximum levy allowed the district under section 275.125, subdivision 2 to the total levy allowed by section 275.125.

Sec. 7. Minnesota Statutes 1971, Section 275.125, is amended by adding a subdivision to read:

Subd. 2a. (1) In 1973, a school district may levy for all general and special school purposes, an amount equal to the amount raised by the number of mills, not to exceed 30, times the 1972 adjusted assessed valuation of the district that bears the same relation to 30, as the greater sum computed pursuant to section 5, clause (2) of this act, bears to \$812.

(2) In 1974, a school district may levy for all general and special school purposes, an amount equal to the amount raised by the number of mills, not to exceed 30, times the 1973 adjusted assessed valuation of the district that bears the same relation to 30, as the sum of the greater sum computed pursuant to section 5, clause (2) of this act, and the greater of (a) one half of the difference that results when such greater sum is subtracted from \$852, or (b) \$40, bears to \$852.

(3) The levy authorized by clauses (1) or (2) may be increased in any amount which is approved by the voters of the district at a referendum called for the purpose. Such a referendum may be called by the school board or shall be called by the school board upon written petition of qualified voters of the district. The referendum shall be held on a date set by the school board. Only one such election may be held in a single school year. The question on the ballot shall be whether a specific amount may be added to that authorized by clauses (1) or (2). If approved, the additional amount shall be authorized for each year until revoked by the voters of the district at a subsequent referendum, which may be called by the school board and which shall be called by the school board upon the written petition of qualified voters of the district unless the petition for revocation is submitted in the same year in which a levy has been increased by the voters pursuant to this clause (3). A petition authorized by

this clause shall be effective if signed by a number of qualified voters in excess of 25 percent of the total number of votes cast at the most recent school board election. A referendum invoked by petition shall be held within three months of submission of the petition to the school board unless the petition for revocation is submitted in the same year in which a levy has been increased by the voters pursuant to this clause (3). Notwithstanding any law to the contrary, the approval of 50 percent plus one of those voting on the question is required to pass a referendum.

Sec. 8. Minnesota Statutes 1971, Section 275.125, is amended by adding a subdivision to read:

Subd. 3a. In addition to the levy authorized by section 7 of this act, a qualifying district may levy additional amounts as follows:

(1) The amounts necessary to make payments for bonds issued and for interest thereon, including the bonds and interest thereon, issued as authorized by Minnesota Statutes 1971, Section 275.125, Subdivision 3, Clause (6) (C), and for repayment of debt service loans and capital loans, the amount authorized for capital expenditures pursuant to section 1 of this act, and the amount authorized for liabilities of dissolved districts pursuant to section 122.45.

(2) For authorized school transportation services, an amount not to exceed the amount raised by a levy of one mill times the adjusted assessed valuation of the taxable property of the district for the preceding year.

(3) Except as otherwise provided in clause (5), in 1973, an amount not to exceed the amount per pupil unit, exclusive of post secondary vocational units equal to the difference that results when \$812 is subtracted from the district's 1970-1971 adjusted maintenance cost per pupil unit increased by \$149, provided that the per pupil unit amount authorized herein shall be reduced by the amount of reimbursement entitlement per pupil unit in average daily membership for 1970-1971 school year programs for handicapped children.

(4) Except as otherwise provided in clause (5), in 1974, an amount not to exceed the amount per pupil unit, exclusive of post secondary vocational units equal to 98 percent, rounded upwards to the next full dollar, of the difference that results when \$852 is subtracted from the district's 1970-1971 adjusted maintenance cost per pupil unit increased by \$189, provided that the per pupil unit amount authorized herein shall be reduced by the amount of reimbursement entitlement per pupil unit in average daily membership for 1970-1971 school year programs for handicapped children and one-half the state reimbursement attributable to maintenance costs entitlement per pupil unit in average daily membership for 1972-1973 school year secondary vocational programs, and shall be further reduced by the amount of state aid paid for 1973-1974 which but for the operation of section 2 of this act would not have been paid.

(5) For a district having boundaries coterminous with the boundaries of a city of the first class, an amount not to exceed the amount raised by 1.5 mills times the adjusted assessed valuation of the district for the preceding year, provided that beginning with the levy made in 1974, the levy authorized by this clause shall be reduced each year from the amount authorized in the preceding year by $3/100$ of a mill times the adjusted assessed valuation of the district for the preceding year, until the levy authorized in this clause is reduced to zero.

(6) In 1973 only, for a district which was authorized to levy pursuant to Minnesota Statutes 1971, Section 275.125, Subdivision 3, Clause (3), but which was not authorized to levy pursuant to Minnesota Statutes 1971, Section 275.125, Subdivision 3, Clause (4), an amount not to exceed the aggregate amount authorized by Minnesota Statutes 1971, Section 275.125, Subdivision 3, Clause (3).

(7) For districts in cities of the first class, maintaining post secondary vocational schools, one-half mills times the adjusted assessed valuation of the taxable property of the district for the preceding year; and for other districts maintaining post secondary vocational schools, three mills times the adjusted assessed valuation of the taxable property of the district for the preceding year, provided that districts formed pursuant to Laws 1967, Chapter 822, and Laws 1969, Chapters 775 and 1060, shall be subject to the levy limitations imposed by those laws, as amended.

(8) In 1973, and each year thereafter, for a district which has established a community school advisory council pursuant to section 121.88, whether or not the district receives reimbursement from the state pursuant to section 121.89, an amount of money raised by a number of mills not to exceed the number of mills necessary in 1973, to raise \$1 per capita, in 1973, for community services including summer school, nonvocational adult programs, recreation programs, and programs contemplated by sections 121.85 to 121.89.

The population of the district for purposes of this clause is the population determined as provided in section 275.14.

(9) Districts which receive payments which result in deductions from foundation aid pursuant to section 6 of this act, shall reduce the permissible levies authorized by this subdivision by the amount of the previous year's payment less the amount of the deduction from foundation aid on account of the payment, unless such a levy reduction is otherwise required by law. The levy reductions shall be made in the proportions that each permissible levy made bears to the sum of the permissible levies made.

Sec. 9. Minnesota Statutes 1971, Section 124.17, is amended by adding a subdivision to read:

Subd. 1a. Pupil units for each resident pupil in average daily membership shall be counted as follows:

(1) In an elementary school, for kindergarten and for handicapped prekindergarten pupils as defined in section 120.03, and en-

rolled in one half day sessions throughout the school year or the equivalent thereof, approved by the commissioner of education, one half pupil unit and other elementary pupils, one pupil unit.

(2) In secondary schools, pupils in junior high school or a six year school and all other pupils in secondary schools, 1-4/10 pupil units. Pupils enrolled in the seventh and eighth grades of a middle school shall be counted as secondary pupils.

(3) In area vocational-technical schools 1-1/2 pupil units.

(4) To meet the problems of educational overburden caused by broken homes, poverty and low income, each pupil from families receiving aid to families with dependent children or its successor program shall be counted as an additional five tenths pupil unit. Each such pupil in a district in which the number of such pupils exceeds five percent of the total actual pupil units of the district for the same year, shall be counted as an additional two-tenths of a pupil unit, in addition to any other weightings. Each such pupil in a district in which the number of such pupils exceeds eight percent of the total actual pupil units of the district for the same year shall be counted as an additional one-tenth of a unit, in addition to any other weightings. Each such pupil in a district in which the number of such pupils exceeds ten percent of the total actual pupil units of the district for the same year shall be counted as an additional one-tenth of a pupil unit, in addition to any other weightings. The department of public welfare is directed to furnish to the department of education that information concerning children from families with dependent children which is necessary to calculate pupil units. Additional aids to a district for such pupils may be distributed on a delayed basis until the department of education publicly certifies that the information needed for paying such aids is available on such a timely basis that such aids may be paid concurrently with other foundation aids. School districts are encouraged to allocate a major portion of the aids that they receive on account of this clause to primary grade programs and services, particularly to such programs and services that involve participation of parents.

(5) Where the total pupil units of a district are used as a multiplier in determining foundation aids and spending and levy limitations and where the actual number of pupil units has decreased from the prior year, the number of pupil units for such district shall equal the average of actual pupil units for the prior and current years and where the actual number of pupil units has increased from the prior year by more than four percent, the number of pupil units for such district shall equal the sum of the actual units for the current year and one fourth of the difference between the actual units for the two years. These adjustments shall not be made in computing adjusted maintenance cost per pupil unit.

Sec. 10. [RETARDED; INDETERMINATE RESIDENCY; AID 1972-73.] A district which provides educational services in 1972-1973 to trainable mentally retarded children residing in a state hospital mental retardation unit or other licensed residential facility, other than a group or foster home, and for which children parental rights have been legally terminated, or for which children

no district of residency has been established, shall receive \$550 per child served in that year.

Sec. 11. Minnesota Statutes 1971, Chapter 124, is amended by adding a section to read:

[124.222] [TRANSPORTATION AID ENTITLEMENT.]
Subdivision 1. [COMPUTATION.] *The state shall pay to each school district for all school transportation and related services for which the district is authorized by law to receive state aid: (1) The lesser product of either*

(a) The actual net operating cost per eligible pupil transported during the current fiscal year times the number of eligible pupils transported during the current fiscal year; or

(b) 110 percent of the actual net operating cost per eligible pupil transported during the year ending June 30, 1973, times the number of eligible pupils transported during the current fiscal year;

(2) Minus the amount raised by a levy of one mill times the adjusted assessed valuation which is used to compute the transportation levy limitation for the levy collected in the year in which the current fiscal year begins;

(3) Plus, the amount of depreciation for one year on the school bus fleet computed by the department of education on a straight line basis at the rate of ten percent per year of the net cost of the fleet.

Subd. 2. [PAYMENT SCHEDULE.] *The state shall pay to each school district 30 percent of its estimated school transportation aid entitlement for the current fiscal year on or before each of the following dates: September 30, December 31, and March 31. The actual balance due the district shall be paid on or before August 31 of the following fiscal year.*

Subd. 3. [SPECIAL PAYMENT.] *In addition to other payments authorized by law, on or before August 31 in fiscal year 1975 only, the state shall pay to each school district ten percent of the amount paid to the district in fiscal year 1974 for school transportation services authorized for state aid in fiscal year 1973, and provided in fiscal year 1973.*

Sec. 12. Minnesota Statutes 1971, Chapter 124, is amended by adding a section to read:

[124.223] [TRANSPORTATION AID AUTHORIZATION.]
School transportation and related services for which state transportation aid is authorized are:

(1) Transportation or board of resident pupils who reside one mile or more from the public schools which they could attend or transportation to, from, or between the schools they attend pursuant to a program approved by the commissioner of education, or who reside one mile or more from a private school actually attended, but only to the extent permitted by Minnesota Statutes, Sections 123.76 to 123.79 with respect to private school pupils; notwithstanding any statute, rule, or regulation to the contrary regarding limitations of municipal boundaries; provided that state

transportation aid is authorized for the transportation of any primary grade pupil, if the commissioner determines that the transportation is necessary because of extraordinary traffic hazards;

(2) Transportation to or board and lodging in another district, or resident pupils of a district without a secondary school; the pupils may attend a classified secondary school in another district and shall receive board and lodging in or transportation to a district having a classified secondary school at the expense of the district of the pupil's residence;

(3) Transportation for residents to a state board approved secondary vocational center;

(4) Transportation or board and lodging of a handicapped pupil when he cannot be transported on a regular school bus, and the conveying of handicapped pupils between home and school and within the school plant;

(5) Transportation of resident handicapped children to licensed daytime activity centers attended by the children;

(6) When necessary, board and lodging for nonresident handicapped pupils in a district maintaining special classes;

(7) Transportation of participating pupils to and from organized co-curricular interschool competition;

(8) Services described in clauses (1) to (7) when provided in conjunction with a state board approved summer school program.

Sec. 13. Minnesota Statutes 1971, Section 124.32; Subdivision 1, is amended to read:

124.32 [HANDICAPPED CHILDREN.] Subdivision 1. The state shall pay to any district and unorganized territory; (a) for the employment in its educational program for handicapped children, 60 percent of the salary of essential personnel, but this amount shall not exceed ~~25,300~~ \$5,600 for the normal school year for each full time person employed, or a pro rata amount for a part time person or a person employed for a limited time, including but not limited to summer school; (b) for the employment of an individual jointly with another district or districts or unorganized territory in its educational program for handicapped children, 60 percent of the salary of essential personnel, but this amount shall not exceed ~~25,300~~ \$5,600 per annum for each full time person employed, or a pro rata amount for a part time person or a person employed for a limited time including but not limited to summer school.

Sec. 14. Minnesota Statutes 1971, Section 120.17, Subdivision 7, is amended to read:

Subd. 7. [PLACEMENT IN STATE INSTITUTION; RESPONSIBILITY.] Responsibility for special instruction and services for a handicapped child placed in a state institution on a temporary basis shall be determined in the following manner:

(a) The legal residence of such child shall be the school district in which his parent resides, if living, or his guardian if neither parent is living within the state or the district designated by the commissioner of education if neither parent or guardian is living within the state ;

(b) When the educational needs of such child can be met through the institutional program, the costs for such instruction shall be paid by the department to which the institution is assigned;

(c) When it is determined that such child can benefit from public school enrollment, provision for such instruction shall be made in the following manner:

(1) Determination of eligibility for special instruction and services shall be made by the commissioner of education and the commissioner of the department responsible for the institution;

(2) The school district where the institution is located shall provide an appropriate educational program for the child and shall make a tuition charge to the child's district of residence for the actual cost of providing the program;

(3) The district of the child's residence shall pay the tuition and other program costs and may claim foundation aid for the child. *Special transportation costs shall be paid by the district of the child's residence and the state shall reimburse such costs within the limits provided by law.*

Sec. 15. Minnesota Statutes 1971, Section 120.17, is amended by adding a subdivision to read:

Subd. 8a. [RESIDENCE OF CHILD UNDER SPECIAL CONDITIONS.] The legal residence of a handicapped child placed in a foster facility for care and treatment when: (1) parental rights have been terminated by court order; (2) parent or guardian is not living within the state; or (3) no other school district residence can be established, shall be the school district in which the child resides. The school board of the district of residence shall provide the same educational program for such child as it provides for all resident handicapped children in the district.

Sec. 16. Minnesota Statutes 1971, Section 124.32, is amended by adding a subdivision to read:

Subd. 6. The state shall reimburse each district or unorganized territory the actual cost incurred in providing instruction and services for a handicapped child whose district of residence has been determined by section 15 of this act, and who is temporarily placed in a state institution or a licensed residential facility for care and treatment. This section does not apply for a child placed in a foster home or a foster group home.

Upon following such procedure as requested by the commissioner of education a district or unorganized territory providing instruction and services for such handicapped child may bill the state the actual cost incurred in providing said services including

transportation costs and a proportionate amount of capital outlay and debt service, minus the amount of foundation aid, special education aid, transportation aid, and any other aid earned in behalf of such child, such action pursuant to limits set forth in Minnesota Statutes, Section 124.32, Subdivision 4.

Sec. 17. [VOCATIONAL REIMBURSEMENT CEILING.] Notwithstanding any reimbursement formula which is inconsistent with this section, for secondary, post-secondary and adult vocational programs provided in fiscal year 1974 to be reimbursed in fiscal year 1975, the state shall not be obligated to reimburse in fiscal year 1975, or any other fiscal year, any amounts in excess of the appropriations made for fiscal year 1975 in this act for those purposes.

Sec. 18. Notwithstanding any other provisions of law, any school district which has received aid pursuant to Minnesota Statutes, Section 124.802, for the preceding eight years shall be entitled to receive in any school year commencing after July 1, 1973, the greater of the aid under section 124.802 or the average of the aid received during the preceding eight years. This section shall not apply to a district in which the average of the aids received during the eight preceding years exceeds \$90,000.

Sec. 19. [REPEALER.] Minnesota Statutes 1971, Sections 120.17, Subdivision 8; 124.04; 124.17, Subdivision 1; 124.212, Subdivisions 3, 4, 6, and 7; 124.22, Subdivisions 1, 3, 4, and 6; 124.31; 124.32, Subdivision 3; 275.125, Subdivisions 2 and 3; 360.133; and 360.135, are repealed.

Sec. 20. [APPROPRIATION.] There is appropriated from the general fund of the state treasury to the department of education \$ for the biennium beginning July 1, 1973, \$ for the distribution to the school districts of Minnesota as provided in this act.

Sec. 21. Sections 11 and 12 of this act are effective July 1, 1974."

Further, amend the title by striking it in its entirety and inserting in lieu thereof:

"A bill for an act relating to education; school aids and levies; appropriating money; amending Minnesota Statutes 1971, Chapter 124, by adding section; Sections 120.17, Subdivision 7, and by adding a subdivision; 124.17, by adding a subdivision; 124.212, Subdivision 8, and by adding subdivisions; 124.32, Subdivision 1, and by adding a subdivision; and 275.125, by adding subdivisions; repealing Minnesota Statutes 1971, Sections 120.17, Subdivision 8; 124.04; 124.17, Subdivision 1; 124.212, Subdivisions 3, 4, 6, and 7; 124.22, Subdivisions 1, 3, 4, and 6; 124.31; 124.32, Subdivision 3; 275.125, Subdivisions 2 and 3; 360.133; and 360.135."

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. 384: A bill for an act relating to nursing homes; providing for the regulation thereof; imposing certain duties on the state board of health and the commissioner of public welfare; establishing rights of patients and residents of nursing homes; establishing certain boards and prescribing their powers and duties; requiring reports of maltreatment of nursing home patients; prescribing penalties; and appropriating money; amending Minnesota Statutes 1971, Sections 144.53; and 609.23; Chapters 144, by adding sections; 154, by adding a section; 256B, by adding sections; and 626, by adding a section.

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, Chapter 144, is amended by adding a section to read:

[144.541] [HEALTH CARE FACILITIES; REGULATIONS; INSPECTIONS.] *Subdivision 1. [RULES AND REGULATIONS.] The state board of health may promulgate rules, regulations and standards, in accordance with the administrative procedures act, governing the operation of facilities required to be licensed under the provisions of sections 144.50 to 144.58. Such rules, regulations and standards may include licensing and registration procedures, require periodic reports by the facilities required to be licensed under the provisions of sections 144.50 to 144.58; may establish physical care standards for patients and residents; may protect the privacy and individuality of patients and residents; may provide for programming of adequate care for patients and residents; may require provisions for frequency and type of information to be provided by physicians to patients and residents; and may require uniform training requirements for the various classes of staff personnel. The regulations may set forth the qualifications of persons who may dispense the various kinds and classes of drugs, and shall prescribe the methods of disposal of unused drugs.*

Subd. 2. [PERIODIC INSPECTION.] All facilities required to be licensed under the provisions of sections 144.50 to 144.58 shall be periodically inspected by the state board of health to insure compliance with its rules, regulations and standards. The state board of health may enter into agreements with political subdivisions providing for the inspection of such facilities by locally employed inspectors.

Subd. 3. [ENFORCEMENT.] With the exception of the department of public safety which has the exclusive state jurisdiction to enforce fire and safety standards, the state board of health is the exclusive state agency charged with the responsibility and duty of inspecting facilities required to be licensed under the provisions of sections 144.50 to 144.58 and enforcing the rules, regulations and standards prescribed by it.

Subd. 4. [WITHOUT NOTICE.] Unannounced inspections of each facility required to be made by the board.

Sec. 2. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.542] [EXPERTS MAY BE EMPLOYED.] *The state board of health may employ experts in the field of health care to assist the staffs of facilities required to be licensed under the provisions of sections 144.50 to 144.58 in programming and providing adequate care of the patients and residents of the facility. Alternate methods of care for patients and residents of such facilities shall be researched by the state board of health using the knowledge and experience of experts employed therefor.*

Sec. 3. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.543] [PROGRAM FOR VOLUNTARY MEDICAL AID.] *Licensed physicians may visit a facility required to be licensed under the provisions of sections 144.50 to 144.58 and examine patients and residents thereof under a voluntary uncompensated program which shall be established by the state board of health and regulated and governed by rules and regulations promulgated by the state board of health pursuant to the administrative procedures act. Any rules and regulations shall protect the privacy of patients and residents of facilities. No patient or resident of any facility shall be required to submit to an examination under such program. The state board of health shall consult with medical schools and other experts for the purpose of establishing the program. The state board of health shall encourage the active participation of all licensed physicians on a voluntary basis in such program.*

Sec. 4. Minnesota Statutes 1971, Chapter 154, is amended by adding a section to read:

[154.011] [EXCEPTION.] *The provisions of Minnesota Statutes, Chapters 154 and 155 shall not apply to personnel employed by facilities required to be licensed under the provisions of sections 144.50 to 144.58 who shave, trim the beard, cut or bob the hair, or perform other barbering and beauty services without remuneration, for any patient and resident of the facility.*

Sec. 5. Minnesota Statutes 1971, Chapter 256B, is amended by adding a section to read:

[256B.30] [HEALTH CARE FACILITY REPORT.] *Every facility required to be licensed under the provisions of sections 144.50 to 144.58 shall provide annually to the commissioner of public welfare such reports as may be required under law and under regulations adopted by the commissioner of public welfare under the administrative procedures act. Such regulations shall provide for the submission of a full and complete financial report of a facility's operations including:*

- (1) *An annual statement of income and expenditures;*
- (2) *A complete statement of fees and charges;*
- (3) *The names of all persons other than mortgage companies owning any interest in the facility including stockholders with an ownership interest of ten percent or more of the facility.*

The financial reports and supporting data of the facility shall be available for inspection and audit by the commissioner of public welfare.

Sec. 6. Minnesota Statutes 1971, Chapter 609, is amended by adding a section to read:

[609.231] [MISTREATMENT OF RESIDENTS OR PATIENTS.] *Whoever, being in charge of or employed in any facility required to be licensed under the provisions of Minnesota Statutes, Sections 144.50 to 144.58 intentionally abuses, ill-treats, or culpably neglects the physical requirements of any patient or resident therein shall be guilty of a gross misdemeanor.*

Sec. 7. Minnesota Statutes 1971, Chapter 626, is amended by adding a section to read:

[626.555] [REPORTING OF MALTREATMENT OF PATIENTS AND RESIDENTS.]

Subdivision 1. [DECLARATION OF PURPOSE.] The purpose of this section is to provide for the protection of persons being cared for in facilities licensed pursuant to Minnesota Statutes, Sections 144.50 to 144.58, who have had physical injury inflicted upon them, by other than accidental means, when the injury appears to have been caused as a result of physical abuse or culpable neglect.

Subd. 2. [WHO MAKES REPORT AND TO WHOM MADE.] Any physician, surgeon, person authorized to engage in the practice of healing, superintendent or administrator of a facility required to be licensed under the provisions of sections 144.50 to 144.58, nurse or pharmacists, shall immediately report all cases of physical injury to persons being cared for in a facility, inflicted by other than accidental means which come to their attention, when the injury appears to have been caused as a result of physical abuse or culpable neglect. The cases shall be reported to the appropriate police authority as defined in section 626.53, the county welfare agency and the state department of health. The appropriate police authority, upon receiving a report, shall immediately notify the county welfare agency and the state department of health.

Subd. 3. [NATURE AND CONTENT OF REPORT.] An oral report shall be made immediately by telephone or otherwise and followed as soon thereafter as possible by a report in writing, to the appropriate police authority, the county welfare agency and the state department of health. The report shall contain the names and addresses of the person and a person responsible for his care, if known, the person's age, the nature and extent of the injuries, including any evidence of previous injuries, and any other information helpful in establishing the cause of the injuries and the identity of the perpetrator.

Subd. 4. [RESPONSIBILITY OF COUNTY WELFARE AGENCY.] The county welfare agency and the state department of health shall investigate complaints of neglect and abuse.

Subd. 5. [IMMUNITY FROM LIABILITY.] Anyone participating in good faith in the making of a report pursuant to this section shall have immunity from any liability, civil or criminal, that might otherwise be incurred or imposed. A participant shall have the same immunity with respect to participation in any judicial proceedings resulting from the report.

Subd. 6. [RETALIATION PROHIBITED.] No person who directs or exercises any authority in a facility required to be licensed under the provisions of sections 144.50 to 144.58 shall evict, harass, dismiss or retaliate against a patient, resident or employee because he or any member of his family has reported in good faith any violation or suspected violation of laws, ordinances or regulations applying to the facility.

Subd. 7 [PENALTY.] Any person knowingly and willingly violating this section is guilty of a misdemeanor.

Sec. 8. [REPEAL] Minnesota Statutes 1971, Section 144.583, is repealed."

Amend the title as follows:

Line 2, after "to" and before "nursing" insert "hospital, boarding care homes, and"

Line 7 strike "establishing"

Strike line 8

Line 9, strike "powers and duties;"

Line 11, strike "and appropriating"

Line 12, strike "money;"

Line 13, strike "Sections 144.53; and 609.23;"

Line 15, strike "sections;" and insert "a section; 609, by adding a section; and repealing Minnesota Statutes 1971, Section 144.583."

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

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

S. F. No. 1455: A bill for an act relating to health; regulating alcohol and drug abuse; providing for care and treatment of persons dependent on drugs or alcohol; appropriating money; amending Minnesota Statutes 1971, Sections 62A.10, by adding a subdivision; 126.05; 152.18, Subdivision 1; 197.603; 197.64, Subdivision 3; 198.01; 253A.03; 253A.04, Subdivisions 2 and 3; and 253A.07, Subdivision 2; repealing Minnesota Statutes 1971, Sections 126.04; 144.831; 144.832; 144.833; 144.834; 145.696; 145.697; 145.699; 245.692; 245.693; 245.694; and 245.695.

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. [PUBLIC POLICY.] It is hereby declared to be the public policy of this state that the interests of society are best served by providing persons who are dependent upon alcohol or other drugs with a comprehensive range of rehabilitative and social services. Further, it is declared that treatment under these services shall, when possible, be voluntary, individually planned, part of a continuum of services available, and family based. Treatment shall not be denied on the basis of prior treatments.

Sec. 2. There is hereby created an alcohol and other drug abuse section in the department of health. The section shall be headed by a director who shall be in the unclassified service. The section shall:

(a) conduct and foster basic research relating to the cause, prevention and methods of diagnosis, treatment and rehabilitation of alcoholic and other drug dependent persons;

(b) coordinate all activities and programs of all the various state departments as they relate to alcohol and other drug dependency and abuse problems;

(c) develop and demonstrate new methods and techniques for the prevention of alcohol and other drug abuse and dependency and treatment and rehabilitation of the alcohol and other drug dependent;

(d) gather and disseminate facts and information about problems of alcohol and other drug dependency and abuse to public and private agencies and the courts so requesting such information for guidance to and assistance in preventing problems of alcohol and other drug dependency and abuse;

(e) inform and educate the general public on alcohol and other drug dependency and abuse problems so that alcohol and other drug dependency and abuse may be prevented and persons suffering from alcohol and other drug dependency and abuse may seek treatment;

(f) serve as the state authority concerning alcohol and other drug dependency and abuse;

(g) establish a state plan which shall set forth goals and provide for a comprehensive alcohol and other drug dependency and abuse program for Minnesota. All governmental units operating alcohol and other drug abuse or dependency programs or administering state or federal funds for such programs shall annually set their program goals and priorities and allocate funds in accordance with the comprehensive state plan;

(h) make contracts with and grants to public and private agencies and organizations, both profit and non-profit, and individuals for the provision of comprehensive program services;

(i) solicit and accept any gift of money or property for purposes of this act, and any grant of money, services, or property

from the federal government, the state, any political subdivision thereof, or any private source.

Sec. 3. There is hereby created an alcohol and other drug abuse advisory council to advise the state board of health concerning the problems of alcohol and other drug dependency and abuse, composed of 11 members appointed by the state board of health for a term of two years. The initial appointment of five members shall be individuals whose interests or training are in the field of alcohol dependency and abuse; and at least five members shall be individuals whose interests or training are in the field of dependency and abuse of drugs other than alcohol.

Members shall receive no compensation but shall be reimbursed for their necessary travel and other expenses as provided for state employees.

Sec. 4. All individuals employed by the commission on alcohol problems and the drug abuse section of the state planning agency are transferred to the department of health.

Sec. 5. Subdivision 1. The state board of health may designate the community mental health boards or other local agency as specified by the state board of health to (a) coordinate all alcohol and other drug abuse services conducted by local agencies, and to (b) review all proposed agreements, contracts, plans, and programs in relation to alcohol and other drug abuse prepared by that local agency for funding from any local, state or federal governmental sources.

Subd. 2. The state board of health may make grants to community mental health boards for comprehensive programs for prevention, care and treatment of alcohol and other drug abuse as developed and defined by the state authority. Grants may be made for the cost of these comprehensive programs and services whether provided directly by community mental health boards or by other public and private agencies and organizations, both profit and nonprofit, and individuals, pursuant to contract. Nothing herein shall prevent the state authority from entering into contracts with and making grants to other state agencies for the purpose of providing specific services and programs.

Subd. 3. The expense of administration, operation and maintenance of comprehensive programs shall be financed by equal shares of state and local matching funds except as provided by this act and Minnesota Statutes 1971, Section 245.65, Subdivision 1, Clause (g).

Sec. 6. [DETOXIFICATION CENTERS.] Subdivision 1. Every community mental health board shall provide a detoxification program for drug dependent persons within its area; the board may utilize existing treatment programs and other agencies to meet this responsibility.

Subd. 2. For the purpose of this section, a detoxification program means a social rehabilitation program established for the purpose of facilitating access into care and treatment by detoxifying and evaluating the person and providing entrance into

a comprehensive program. Such a program shall have available the services of a licensed physician for medical emergencies and routine medical surveillance.

Subd. 3. The expense of administration, operation and maintenance of detoxification programs throughout the state shall be financed as follows: Services provided and clients served qualifying for federal reimbursement shall be financed totally out of state and federal matching funds; services provided and clients served not qualifying for federal reimbursements shall be financed one half from state revenues and one half from local revenues appropriated from the county general fund. All clients shall purchase services in accordance with the regulations promulgated by the state board of health.

Sec. 7. Minnesota Statutes 1971, Section 197.603, is amended to read:

197.603 [DUTIES.] It shall be the duty of the veterans service officer to aid all residents of the governmental subdivision by which he is employed in securing benefits provided by law on account of the service of any person in the ~~Army, Navy, or Marine Corps~~ *armed forces of the United States*, from which he has a discharge other than dishonorable. *The veterans service officer shall aid all veterans who are residents of the governmental subdivision by which he is employed, regardless of the nature of discharge, in securing counseling or treatment concerning alcohol and drug dependency and abuse.*

Sec. 8. Minnesota Statutes 1971, Section 197.64, Subdivision 3, is amended to read:

Subd. 3. In the event the county board of any such county appoints a veterans service officer, such veterans referral center and all officers and employees thereof and all other persons serving in or acting for or on behalf of such veterans referral center who shall aid, or undertake to aid, any resident of such county in securing benefits provided by law on account of the service of any person in the ~~Army, Navy or Marine Corps~~ *armed forces of the United States* from which he has a discharge other than dishonorable or any person associated with the veterans referral center acting to aid veterans regardless of the nature of discharge in securing counseling or treatment concerning alcohol or other drug dependency or abuse shall be subject to the direction and control of the veterans service officer.

Sec. 9. Minnesota Statutes 1971, Section 198.01, is amended to read:

198.01 [VETERANS HOMES; ELIGIBILITY OF VETERANS.] The Minnesota veterans home shall be maintained at Minneapolis, and shall provide a home for veterans of all wars. and their wives, widows, mothers and fathers, who meet eligibility and admission requirements, and who comply with the rules and regulations of the home. Persons who served in the armed forces of the United States during a period of war, and who were discharged or released therefrom under conditions other than dis-

honorable, and who did not receive a bad conduct discharge, shall be eligible for admission to the Minnesota Veterans home. *Persons who received bad conduct or dishonorable discharges from the armed forces of the United States as a result of drug dependency or abuse shall be eligible for admission to the Minnesota Veterans home.* "Period of war," as it refers to eligibility, is defined as follows:

(1) Active service in any campaign against the Indians in Minnesota in 1862 whether as soldiers of the United States or not.

(2) Civil War, or war between the states.

(3) Mexican War.

(4) Spanish-American War, April 21, 1898 through July 4, 1902.

(a) Includes Philippine Insurrection and Boxer rebellion.

(b) Includes service in Moro Province, April 21, 1898 through July 15, 1903.

(5) World War I, April 6, 1917 through April 1, 1920.

(a) Includes service in Russia, April 16, 1917 through April 1, 1920.

(b) Service through July 2, 1921 if active duty performed during basic war period.

(6) World War II, December 7, 1941 through December 31, 1946.

(a) Through July 25, 1947 if continuous duty began on or before December 31, 1946.

(7) Korean Conflict, June 27, 1950 through January 31, 1955.

(8) Vietnam era, August 5, 1964 to a date as shall hereafter be determined by presidential proclamation or concurrent resolution of the Congress.

Sec. 10. Minnesota Statutes 1971, Section 253A.03, is amended to read:

253A.03 [INFORMAL HOSPITALIZATION BY CONSENT; VOLUNTARY HOSPITALIZATION FOR INEBRIATE PERSONS.] Subdivision 1. Any person ~~19 years of age or over, and any person under 18 years of age if his parent, guardian, or custodian consents thereto,~~ may, if he so requests and the head of the hospital consents, be admitted to a hospital as an informal patient for observation, evaluation, diagnosis, care, and treatment, without making formal written application. Such person shall not be admitted to the hospital if he objects thereto and shall be free to leave the hospital within 12 hours of his request unless held under another provision of sections 253A.01 to 253A.21.

Subd. 2. Any person ~~18 years of age or over, and any person under 18 years of age if his parent, guardian, or custodian consents thereto,~~ desiring to receive care and treatment at a public hospital as ~~an inebriate~~ a drug dependent person may be ad-

mitted to such hospital upon his application, in such manner and upon such conditions as the commissioner of public welfare may determine. If such person requests to leave the hospital, such request shall be submitted in writing to the head of the hospital. If such person in writing demands his release, the head of the hospital may detain such person for three days, exclusive of Sundays and legal holidays, after the date of such demand for release. If the head of the hospital deems such release not to be for the best interest of such person, his family, or the public, he shall petition for the commitment of such person as provided in section 253A.04, subdivision 3.

Sec. 11. Minnesota Statutes 1971, Section 253A.04, Subdivision 2, is amended to read:

Subd. 2. A peace or health officer may take a person into custody and transport him to a licensed physician or hospital if such officer has reason to believe that such person is mentally ill and in imminent danger of injuring himself or others if not immediately restrained. Application for admission of such person to a hospital shall be made by the peace or health officer and the application shall contain a statement given by the peace or health officer stating the circumstances under which such person was taken into custody and the reasons therefor. Such person may be admitted to a hospital for emergency care and treatment pursuant to this subdivision with the consent of the head of the hospital if a written statement is made by the medical officer on duty at the hospital that after preliminary examination the person has symptoms of a mental illness and appears to be in imminent danger of harming himself or others.

A peace or health officer or a person working under such officer's supervision, may take a person who is intoxicated in public into custody and transport him to a licensed hospital, mental health center or other facility a person on the staff of a state licensed or approved program equipped to treat alcoholism if the person is intoxicated in public drug dependent persons. Provided, if such person is not endangering himself or any other person or property the peace or health officer may transport the person to his home.

Application for admission of an intoxicated person to a hospital, mental health center or other facility state licensed or approved program equipped to treat alcoholism drug dependent persons shall be made by the peace or health officer, or a person working under such officer's supervision, taking such person into custody and the application shall contain a statement given by the peace or health officer stating the circumstances under which such person was taken into custody and the reasons therefor. Such person may be admitted to a program or facility specified in this provision for emergency care and treatment with the consent of the institution program director or head of the facility.

Sec. 12. Minnesota Statutes 1971, Section 253A.04, Subdivision 3 is amended to read:

Subd. 3. Any person hospitalized pursuant to this section

shall be discharged *may be held up to 72 hours after admission, exclusive of Saturdays, Sundays, and legal holidays, unless a petition for the commitment of such person has been filed in the probate court of the county of residence or of the county wherein such hospital is located. If the head of the hospital deems such discharge not to be for the best interest of the person, his family, or the public and no other petition has been filed, he shall prior to the expiration of 72 hours after admission, exclusive of Saturdays, Sundays, and legal holidays, file a petition for the commitment of such person. Upon the filing of a petition, the court may order the detention of the person until determination of the matter. Upon motion of such hospitalized person the venue of the petition shall be changed to the probate court of the county of the person's residence, if he be a resident of the state of Minnesota.*

Sec. 13. Minnesota Statutes 1971, Section 253A.07, Subdivision 2, is amended to read:

Subd. 2. After the filing of the petition the probate court shall appoint two examiners, at least one of whom shall be a licensed physician. If the proposed patient is alleged to be mentally deficient one of the two examiners shall be skilled in the ascertainment of mental deficiency. *If the proposed patient is alleged to be drug dependent and if at least one examiner qualified in the field of alcohol and drug abuse cannot be obtained, the court shall appoint a single examiner plus one additional person qualified in the field of alcohol and drug abuse. The final report submitted to the court shall contain all pertinent information and comments preferred by such qualified person.* The court shall issue such orders as may be necessary to provide for the examination of the proposed patient which will be conducted prior to the hearing. The examination shall be held at a hospital, a public health facility, the home of the proposed patient, or such other suitable place as the court shall determine is not likely to have a harmful effect on the health of the proposed patient. No persons shall be present during the examination unless authorized by the examiner. The court may require the examiners to file with the court, prior to the hearing two copies of their report as to the condition of the proposed patient and his need for hospitalization, which report, if filed, shall be available to counsel.

Sec. 14. [CONFIDENTIALITY OF RECORDS.] *Records of research by the state authority or treatment by an approved treatment program are confidential and may not be disclosed without written permission of individuals subject to research or treatment.*

Sec. 15. *The state board of health, pursuant to the administrative procedures act, shall promulgate rules to implement this act.*

Sec. 16. [APPROPRIATION.] \$. is appropriated to the state board of health for purposes of this act.

Sec. 17. [REPEALER.] *Minnesota Statutes 1971, Sections 126.04; 144.81; 144.82; 144.831; 144.832; 144.833; 144.834;*

145.696; 145.697; 145.699; 245.692; 245.693; 245.694; and 245.695 are repealed.

Sec. 18. [EFFECTIVE DATE.] *This act takes effect on July 1, 1973.*"

Further, amend the title by striking lines 1 through 16 and insert in lieu thereof the following:

"A bill for an act relating to health; regulating alcohol and other drug abuse; establishing a state authority; providing for treatment of persons dependent on alcohol or other drugs; appropriating money; amending Minnesota Statutes 1971, Sections 197.603; 197.64, Subdivision 3; 198.01; 253A.03; 253A.04, Subdivisions 2 and 3; 253A.07, Subdivision 2; repealing Minnesota Statutes 1971, Sections 126.04; 144.81; 144.82; 144.831; 144.832; 144.833; 144.834; 145.696; 145.697; 145.699; 245.692; 245.693; 245.694; 245.695."

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

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

S. F. No. 712: A bill for an act relating to investments; legal investments for certain financial institutions; amending Minnesota Statutes 1971, Sections 48.67; and 50.14, Subdivision 8.

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. 152: A bill for an act relating to highway traffic regulations; providing for the adoption of motor vehicle safety standards; providing penalties.

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

Page 1, line 15, strike "in the possession of a" and insert "heretofore unregistered."

Strike line 16.

Page 2, strike lines 8 through 17.

Page 3, line 5, after "fee" insert "from the manufacturer or distributor"

Renumber the subdivisions accordingly.

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

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

S. F. No. 1654: A bill for an act relating to motor vehicles; permissible length; amending Minnesota Statutes 1971, Section 169.81, Subdivisions 2 and 3.

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

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

S. F. No. 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.

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. 1622: A bill for an act relating to bonds; increasing the fee for filing and mailing of notice; amending Minnesota Statutes 1971, Section 574.32.

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. 1602: A bill for an act relating to compensation insurance; providing for a change in administration from the department of commerce to the commissioner of insurance; amending Minnesota Statutes 1971, Chapter 79.

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. 1575: A bill for an act relating to insurance; rate regulation; filing requirements; providing a penalty; amending Minnesota Statutes 1971, Section 70A.06, by adding a subdivision.

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. 1239: A bill for an act relating to money; maximum interest rates; exempting certain loans therefrom; amending Minnesota Statutes 1971, Section 334.01.

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

On page 2, following line 6, add:

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

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

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

S. F. No. 1295: A bill for an act relating to insurance; regulating the terms of certain insurance contracts; amending Minnesota Statutes 1971, Sections 62A.041; and 62C.14, by adding a section; repealing Minnesota Statutes 1971, Section 309.176; and Laws 1971, Chapter 680, Section 2.

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

Page 1, line 24, strike "may" and insert "shall"

Page 1, line 26, strike "may" and insert "shall"

Page 2, following line 16, insert:

"Sec. 3. Minnesota Statutes 1971, Section 62C.14, is amended by adding a subdivision to read:

Subd. 5b. The provisions of subdivision 5a shall apply to all health maintenance organizations regulated under any health maintenance organization enabling act enacted in 1973."

Renumber the sections

Amend the title, page 1, line 6, by striking "a section" and inserting "subdivisions"

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 1038, 1320, 1399, 1706, 377, 533, and 1467 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. 1320 to the Committee on Governmental Operations.

H. F. No. 1399 to the Committee on Health, Welfare and Corrections.

H. F. No. 377 to the Committee on Judiciary.

H. F. Nos. 1706 and 1467 to the Committee on Metropolitan and Urban Affairs.

H. F. No. 1038 to the Committee on Natural Resources and Agriculture.

H. F. No. 533 to the Committee on Transportation and General Legislation.

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

APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 342, pursuant to the request of the Senate, Messrs. Krieger, Purfeerst, Solon.

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

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 225, pursuant to the request of the House, Messrs. Anderson, Kleinbaum, Stassen.

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

SECOND READING OF SENATE BILLS

S. F. Nos. 1361, 1551, 1595, 54, 384, 712, 152, 1654, 1809, 1622, 1602, 1575, 1239 and 1295 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1433, 1557, and 295 were read the second time.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Milton moved that S. F. No. 2110 be withdrawn from the Committee on Natural Resources and Agriculture and re-referred to the Committee on Metropolitan and Urban Affairs. Which motion prevailed.

SPECIAL ORDER

Mr. Novak, pursuant to Rule 10 moved that S. F. No. 1827, on General Orders be now designated as a Special Order for immediate consideration and that it be given its third reading and placed on its final passage.

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.

Mr. Novak moved to amend S. F. No. 1827 as follows:

Page 1, after line 46, insert:

“Subd. 10. To the senate;

Salaries, supplies,
and expenses

100,000.00”

Renumber the subdivisions in sequence

Which motion prevailed. So the amendment was adopted.

Mr. Anderson moved to amend S. F. No. 1827 as follows:

Page 1, after line 26, add a new subdivision to read as follows:

Subd. 5. Minnesota-Wisconsin Boundary

Commission:

To fully match the Wisconsin
contribution

6,300.00

Renumber the remaining subdivisions accordingly.

Which motion prevailed. So the amendment was adopted.

S. F. No. 1827 was read the third time, as amended.

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

And the roll being called, there were yeas 59 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Jensen voted in the negative.

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that Rule 77 be suspended for this evening's Session. Which motion prevailed.

GENERAL ORDERS

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

After some time spent therein, the committee arose and the President having resumed the chair, Mr. Keefe, S. reported that the committee had considered S. F. No. 1507 which the committee recommends to pass.

S. F. No. 1026, which the committee recommends to pass with the following amendment offered by Mr. Davies:

Page 11, line 8, after "utility" insert "because of adverse environmental impact,"

S. F. No. 376, which the committee recommends to pass with the following amendments offered by Messrs. Wegener and Schaaf.

Mr. Wegener moved to amend S. F. No. 376 as follows:

Page 2, after line 21, insert:

"Subd. 3. In the event the property is sought both by an adjoining property owner and by the state or a political subdivision, and the adjoining property owner offers to exchange with the state or political subdivision other property in the area that is of equivalent value, provides for continuity of route and is suitable for the purpose for which the state or political subdivision is seeking the property, the state or political subdivision may accept the offer and make the exchange."

Re-number the remaining subdivision.

Page 2, line 27, after "in" strike "as" and insert in lieu thereof "a"

Page 2, lines 27 and 28, strike "as possible"

The question being taken on adoption of the amendment,

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

Those who voted in the affirmative were:

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

Which motion prevailed. So the amendment was adopted.

Mr. Schaaf moved to amend S. F. No. 376 as follows:

Page 1, line 9, after "county," insert "and"

Page 1, line 10, after "located" strike the comma and insert: ". If within 90 days of receiving the offer none of the governments indicate an intention to purchase the property, the railroad shall offer the property to"

Mr. Wegener also moved to amend S. F. No. 376, as follows:

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

"Section 1. [222.055] [ABANDONED RAILROAD PROPERTY.] Upon abandonment of any railroad line and the placing of the land constituting the former right-of-way upon the market for sale by the railroad, any lessee having existing leasehold rights in the right-of-way involved and any owner of agricultural

land abutting the right-of-way shall have first option to purchase the railroad right-of-way. If the parties are unable to negotiate a satisfactory agreement for sale and purchase of the right-of-way within 180 days from the date of placing the right-of-way on the market, the railroad shall be free to otherwise dispose of the right-of-way. Notice of intent to sell the land, with effective date of placing it on the market, shall be given through public notice to the leaseholders and owners of record of abutting agricultural land.

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

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 22 and nays 33, as follows:

Those who voted in the affirmative were:

Berg	Frederick	Kleinbaum	Olson, H. D.	Spear
Bernhagen	Hansen, Baldy	Krieger	Renneke	Wegener
Borden	Humphrey	Larson	Schaaf	
Chmielewski	Jensen	Novak	Schrom	
Coleman	Josefson	Olson, A. G.	Solon	

Those who voted in the negative were:

Anderson	Doty	Keefe, S.	North	Sillers
Arnold	Dunn	Kirchner	Olhoff	Stassen
Bang	Fitzsimons	Kowalczyk	Olson, J. L.	Tennessen
Brown	Gearty	Lewis	O'Neill	Ueland
Chenoweth	Hansen, Mel	McCutcheon	Perpich, A. J.	Willet
Conzemius	Hughes	Milton	Perpich, G.	
Davies	Keefe, J.	Nelson	Pillsbury	

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

Mr. Schrom moved to amend S. F. No. 376, as follows:

Page 2, after line 28, insert:

"Subd. 4. Nothing in this act shall pertain to Stearns, Pope, Morrison, and Todd counties."

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 13 and nays 36, as follows:

Those who voted in the affirmative were:

Ashbach	Frederick	Jensen	Olson, H. D.	Stokowski
Chenoweth	Hansen, Baldy	Kleinbaum	Schrom	Wegener
Chmielewski	Hughes	Novak		

Those who voted in the negative were:

Anderson	Dunn	Kowalczyk	O'Neill	Stassen
Arnold	Fitzsimons	Larson	Perpich, A. J.	Tennessen
Bang	Gearty	Lewis	Perpich, G.	Ueland
Bernhagen	Hansen, Mel	McCutcheon	Pillsbury	Willet
Brown	Humphrey	Milton	Renneke	
Coleman	Keefe, J.	Nelson	Schaaf	
Conzemius	Keefe, S.	North	Sillers	
Doty	Kirchner	Olson, J. L.	Spear	

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

S. F. No. 138, which the committee recommends to pass, subject to the following motion:

Mr. Tennessen moved to amend S. F. No. 138 as follows:

Page 1, strike lines 19 to 31

Page 2, strike lines 1 to 10

Page 2, line 11, strike "Sec. 3" and insert in lieu thereof "Sec. 2"

Amend the title as follows:

Line 4, strike "creating"; strike lines 5 and 6

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 27 and nays 27, as follows:

Those who voted in the affirmative were:

Bang	Hansen, Mel	Lewis	Ogdahl	Stokowski
Blatz	Hugler	McCutcheon	Olson, H. D.	Tennessen
Borden	Humphrey	Milton	Olson, J. L.	Ueland
Chenoweth	Keefe, J.	Nelson	O'Neill	
Davies	Kirchner	North	Solon	
Doty	Kowalczyk	Novak	Spear	

Those who voted in the negative were:

Anderson	Conzemius	Josefson	Perpich, A. J.	Stassen
Arnold	Fitzsimons	Keefe, S.	Perpich, G.	Wegener
Ashbach	Frederick	Kleinbaum	Pillsbury	Willet
Berg	Gearty	Larson	Renneke	
Bernhagen	Hansen, Baldy	Olhoff	Schaaf	
Chmielewski	Jensen	Olson, A. G.	Sillers	

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

And then, on motion of Mr. Keefe, S., 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, Thursday, April 19, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.