

**FIFTY-FIRST DAY**

St. Paul, Minnesota, Thursday, May 3, 1973.

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

Prayer by the Chaplain.

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

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

Quorum present.

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

**MEMBERS EXCUSED**

Messrs. O'Neill and McCutcheon were excused from the Session of today.

**EXECUTIVE AND OFFICIAL COMMUNICATIONS**

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

The Honorable Alec G. Olson, President  
of the Senate

Sir:

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

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
1827		Chapter 143	April 30, 1973	April 30, 1973

Sincerely,

Arlen Erdahl  
Secretary of State

### INTRODUCTION OF BILLS

Messrs. Olhoft, Kowalczyk and Thorup introduced—

S. F. No. 2435: A bill for an act relating to public education; providing a minute of classroom silence.

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

Mr. Milton introduced—

S. F. No. 2436: A bill for an act relating to divorce and separation; grounds and procedure for; rights and obligations of the parties; custody and support of children; providing penalties; amending Minnesota Statutes 1971, Sections 256.12, Subdivision 14; 518.41; 518.42, Subdivisions 1, 7, 8, and 9; 518.44; 518.45; 518.46; 518.48, Subdivisions 3, 4, and 6, and by adding a subdivision; 518.51, Subdivision 1; 518.53; and 609.375; repealing Minnesota Statutes 1971, Sections 518.001 to 518.29; 518.51, Subdivision 4; and 518.54 to 518.67.

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

Mr. Schaaf introduced—

S. F. No. 2437: A bill for an act relating to labor; regulating the employment of child labor; prescribing penalties; repealing Minnesota Statutes 1971, Sections 181.18 to 181.27; 181.31 to 181.51; 181.69; and 181.72.

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

Messrs. Lewis, Gearty and Bang introduced—

S. F. No. 2438: A bill for an act relating to the county of Hennepin; granting authority to acquire, construct, operate and maintain a correctional facility, work farm, or detention facilities.

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. 658, 667, 1386 and 1594.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned May 2, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 1870 and 2162.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 1, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 2098, 2132, 2207, 2270, 2294, 2351, 484, 1191, 2015, 2016, 2352, 485, 545, 601, 1386, 1404, 1617, 876, 1292, 1541, 1732, 1895, 2107, 1340, 1854, 1898, 1907, 1948, 2004, 2197, 1288, 1558, 1709, 1871, 1965, 2178, 2208, 873, 713, 945, 1309, 2174, 2179 and 2180.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted May 2, 1973

**FIRST READING OF HOUSE BILLS**

H. F. No. 1870: A bill for an act relating to the city of Minneapolis and authorizing condemnation of real property in certain instances pursuant to procedures set forth in its home rule charter or Minnesota Statutes 1971, Chapter 430.

H. F. No. 2162: A bill for an act authorizing the county board of Rice county to annually appropriate money as a contingent fund for use by the chairman of the board for incidental costs and expenses.

H. F. No. 2098: A bill for an act relating to St. Louis county; authorizing the issuance of seasonal on-sale intoxicating liquor licenses.

H. F. No. 2132: A bill for an act relating to civil service in Ramsey county; inclusion of employees of Ramsey county welfare board.

H. F. No. 2207: A bill for an act relating to intoxicating liquor; authorizing one additional on-sale license within Todd county.

H. F. No. 2270: A bill for an act relating to the village of North St. Paul; authorizing the construction and financing of certain

awnings in the village pursuant to Minnesota Statutes, Chapter 429.

H. F. No. 2294: A bill for an act relating to the issuance of bonds by the village of Emmons.

H. F. No. 2351: A bill for an act relating to Ramsey county; authorizing issuance of bonds for construction and equipping of certain recreational facilities; amending Laws 1969, Chapter 1055, as amended, by adding a section.

H. F. No. 484: A bill for an act relating to the practice of medicine; practicing without license; prescribing penalties; amending Minnesota Statutes 1971, Section 147.10.

H. F. No. 1191: A bill for an act relating to employment agencies; the licensing and regulation thereof; prescribing penalties; amending Minnesota Statutes 1971, Sections 184.21, Subdivision 2, and by adding subdivisions; 184.22; 184.26, Subdivision 1; 184.29; 184.30, Subdivision 1; 184.32; 184.33; 184.35; 184.37; 184.38, Subdivisions 1, 2, 3 and 13; and 184.41; repealing Minnesota Statutes 1971, Sections 184.31 and 184.39.

H. F. No. 2015: A bill for an act relating to aeronautics; increasing the number of intermediate system airports permitted; amending Minnesota Statutes 1971, Section 360.305, Subdivisions 2, 3 and 4.

H. F. No. 2016: A bill for an act relating to aeronautics; regulating the powers of the commissioner of aeronautics and authorizing cease and desist orders under certain circumstances; amending Minnesota Statutes 1971, Sections 360.018, Subdivisions 1, 2 and 3; 360.075, Subdivision 6; 360.0751, Subdivisions 4, 5, 6, 7 and 8.

H. F. No. 2352: A bill for an act relating to the county of Ramsey; tax levy for educational, scientific and artistic purposes; amending Laws 1961, Chapter 583, Section 1, as amended.

H. F. No. 485: A bill for an act relating to the state junior college board; appropriating money for a special assessment.

H. F. No. 545: A bill for an act relating to the Willmar state junior college; appropriating money to the city of Willmar for costs incurred on behalf of the college.

H. F. No. 601: A bill for an act relating to negotiable instruments; acts regulating issuance of a worthless check; regulating the proof of intent; regulating the liability of banks for certain disclosures; providing for penalties and prosecutions thereof; amending Minnesota Statutes 1971, Section 609.535, Subdivisions 2 and 3.

H. F. No. 1386: A bill for an act relating to insurance; requiring insurance agents to issue written memoranda with respect to new or altered insurance coverage; providing a penalty; amending Minnesota Statutes 1971, Section 60A.17, by adding subdivisions.

H. F. No. 1404: A bill for an act relating to the attorney general; requiring the appointment of a deputy attorney general for the department of public welfare and the appointment of an assistant attorney general for the department of corrections; amending Minnesota Statutes 1971, Section 8.024.

H. F. No. 1617: A bill for an act relating to insurance; cancellation of automobile insurance policies; setting requirements for cancellation of collision and comprehensive coverages; amending Minnesota Statutes 1971, Sections 65B.14, 65B.17, and 65B.18.

H. F. No. 876: A bill for an act relating to search warrants; definitions; defining peace officer; amending Minnesota Statutes 1971, Section 626.05, Subdivision 2.

H. F. No. 1292: A bill for an act authorizing the Minnesota peace officer training board to set minimum standards of physical, mental, educational, and moral fitness which shall govern the recruitment of nonelective peace officers within the state; amending Minnesota Statutes 1971, Section 626.843, Subdivision 1.

H. F. No. 1541: A bill for an act relating to housing and redevelopment; relocation assistance; authorizing relocation assistance and payment of relocation allowances in connection with certain federally funded programs by municipalities and other state public bodies.

H. F. No. 1732: A bill for an act relating to the department of public safety; organization of the department; fixing the term of the commissioner; limiting the number of personnel in the unclassified service and providing for their salaries; amending Minnesota Statutes 1971, Section 299A.01, Subdivisions 1 and 3, and by adding a subdivision.

H. F. No. 1895: A bill for an act relating to waters, watercraft safety; authorizing the commissioner of natural resources to regulate the size of motors; amending Minnesota Statutes 1971, Section 361.26, Subdivision 2.

H. F. No. 2107: A bill for an act relating to intoxicating liquor; regulation of the on-sale thereof; amending Minnesota Statutes 1971, Section 340.07, Subdivision 5.

H. F. No. 1340: A bill for an act relating to towns; special assessments; culverts, bridges and other approaches; amending Minnesota Statutes 1971, Chapter 435, by adding a section.

H. F. No. 1854: A bill for an act relating to Ramsey county; renewing authority of Ramsey county hospital and sanitarium commission and revising its membership; amending Laws 1969, Chapter 1104, Sections 2; 3; 4, Subdivisions 2, 3, 4, and 5; 6, Subdivisions 1 and 3; and repealing Laws 1969, Chapter 1104, Section 11.

H. F. No. 1898: A bill for an act relating to the commissioner of public safety, term of office; amending Minnesota Statutes 1971, Section 299A.01, Subdivision 1.

H. F. No. 1907: A bill for an act relating to licensing and regis-

tration of architects, professional engineers and land surveyors; amending Minnesota Statutes 1971, Sections 326.09; 326.10, Subdivisions 1, 2, 4, 5, and 7; 326.11, Subdivisions 2 and 4; and 326.13.

H. F. No. 1948: A bill for an act relating to the town of Ramsey in Anoka county; providing certain powers.

H. F. No. 2004: A bill for an act relating to Cass county; authorizing issuance of additional on-sale intoxicating liquor licenses.

H. F. No. 2197: A bill for an act relating to the department of public service; authorizing the public service commission to investigate inadequate telephone service; providing for hearings thereon; authorizing the commission to make reasonable orders in connection therewith; amending Minnesota Statutes 1971, Chapter 237, by adding a section.

H. F. No. 1288: A bill for an act relating to motor vehicles; manufacturers and dealers; the sale of mobile homes; exempting certain persons from licensing requirements; amending Minnesota Statutes 1971, Section 168.27.

H. F. No. 1558: A bill for an act relating to commerce; clarifying rule making power of the consumer services section, department of commerce; amending Minnesota Statutes 1971, Section 45.16, Subdivision 2.

H. F. No. 1709: A bill for an act relating to city, village, or borough programs of public recreation and playgrounds, the acquisition and betterment of land, buildings, and other facilities therefor, including cultural facilities, and the leasing and sale of such facilities to nonprofit corporations engaged in such programs; amending Minnesota Statutes 1971, Section 471.191, Subdivision 1.

H. F. No. 1871: A bill for an act relating to the village of Roseville and the city of Brooklyn Center; authorizing the issuance of on-sale licenses for the sale of intoxicating liquor.

H. F. No. 1965: A bill for an act relating to the suspension of employees in the classified service of the city of Minneapolis.

H. F. No. 2178: A bill for an act relating to the city of Saint Paul; authorizing the condemnation of real property pursuant to the procedures set forth in its home rule charter.

H. F. No. 2208: A bill for an act relating to the county of Waseca; authorizing the expenditure of money for hospital purposes.

H. F. No. 873: A bill for an act relating to subdivided lands; the regulation of the disposition of lots, parcels, units or interests in lands within real estate subdivisions; to require registration; to protect the purchaser from unfair and deceptive trade practices; to provide for the filing of bonds and performance assurances; to regulate advertising, promotion and sales contracts; to provide for the payment of fees; and to provide penalties; repealing Minnesota Statutes 1971, Sections 83.01 to 83.19.

H. F. No. 713: A bill for an act relating to labor and industry; voluntary apprenticeship; establishing a division of voluntary ap-

prenticeship in the department of labor and industry and prescribing its powers and duties; authorizing the commissioner of labor and industry to promulgate rules and regulations relating to voluntary apprenticeship; amending Minnesota Statutes 1971, Sections 178.01; 178.02; 178.03; 178.05; 178.06; 178.07; 178.08; 178.09; and Chapter 178 by adding a section; and repealing Minnesota Statutes 1971, Section 178.04.

H. F. No. 945: A bill for an act relating to safety in the use of waters of this state; establishing a watercraft safety program; increasing certain license fees; providing penalties; amending Minnesota Statutes 1971, Sections 361.055; 361.22, Subdivision 2; and Chapter 361, by adding a section.

H. F. No. 1309: A bill for an act relating to financial institutions; regulating the investments of savings banks and insurance companies; amending Minnesota Statutes 1971, Sections 50.14, Subdivision 15, and by adding subdivisions; 60A.11, Subdivisions 2 and 5; and 61A.28, Subdivision 2.

H. F. No. 2174: A bill for an act relating to laws and the statutory compilation thereof; prescribing times of and other conditions of publication; appropriating money; amending Minnesota Statutes 1971, Sections 482.07, by adding subdivisions; 648.31, by adding subdivisions; 648.41, Subdivision 2; 648.42; and 648.45.

H. F. No. 2179: A bill for an act relating to the city of Hopkins; authorizing the levy, cancellation, and relevy of special assessments for automobile parking facilities.

H. F. No. 2180: A bill for an act relating to corporations; take-overs; regulating corporate take-overs; providing a penalty.

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

### REPORTS OF COMMITTEES

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

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

S. F. No. 1359: A bill for an act relating to occupations and professions; providing for the licensure of speech pathologists and audiologists; creating a state board of speech pathology and audiology and prescribing its powers and duties; providing penalties; appropriating money.

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

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

"Section 1. [DEFINITIONS.] Subdivision 1. As used in this act, unless the context otherwise requires, the following terms have the meanings given them.

Subd. 2. "Board" means the state board of health.

Subd. 3. "Commission" means the advisory commission on speech pathology and audiology.

Subd. 4. "Speech pathologist" means any person who represents himself to the public by any title or description of services incorporating the term speech pathology, speech therapy, speech correction, speech clinic, language pathology, logopedics, communicology, aphasiologist, voice therapy, voice pathology, language therapist, phoniatrist, or other similar title.

Subd. 5. "Practice of speech pathology" means the application of principles, methods and procedures for measurements, testing, identification, predication, counseling or instruction related to disorders of speech, voice or language, whether of organic or non-organic origin, which impede the normal process of vocal communication, for the purpose of identifying, preventing, treating and ameliorating these disorders.

Subd. 6. "Audiologist" means any person who represents himself to the public by any title or description of services incorporating the term audiology, hearing center, hearing clinic, hearing therapist, audiometry, otometry, or any similar title.

Subd. 7. "Practice of audiology" means the application of principles, methods and procedures for measurement, testing, appraisal, predication, counseling and instructing relating to hearing and disorders of hearing for the purpose of modifying communication disorders involving speech, language, auditory function or other aberrant behavior related to hearing loss.

Subd. 8. "Public member" means a person who is not, and never was, a speech pathologist or audiologist, or the spouse of a speech pathologist or audiologist; who does not have and never has had a material financial interest in the provision of the services of speech pathology or audiology, or in an activity directly related to speech pathology or audiology.

Sec. 2. [ADVISORY COMMISSION ON SPEECH PATHOLOGY AND AUDIOLOGY.] There is hereby created as an advisory commission to the board of health the advisory commission on speech pathology and audiology, consisting of seven members to be appointed by the governor for three year terms. Two members shall be speech pathologists who meet the requirements of this act; two members shall be audiologists who meet the requirements of this act; one shall be a physician licensed to practice in this state; and two shall be public members. One designee of the board of health shall serve as a non-voting member of the commission. Each professional member shall have had five years of professional experience preceding his appointment. Two of the initial appointees shall serve a one year term, two shall serve a two year term, and three shall serve a three year term. No member may serve more than two terms. All subsequent appointees to the commission must be qualified in the manner of the members they succeed. Four members shall constitute a quorum for transaction of business.



Sec. 3. [POWERS AND DUTIES.] Subdivision 1. The board shall:

(a) designate the time and place for examination of applicants for licensure;

(b) administer examinations to applicants for licensure;

(c) issue or decline to issue licenses to applicants;

(d) deny, suspend, revoke or refuse to renew a license on the following grounds:

(1) fraud or deception in the securing of a license, or

(2) violation of any of the provisions of this act;

(e) upon the request of a person being denied a license, or of a licenseholder whose license is being suspended, revoked, or denied renewal, advise him in writing of the basis for the board's action, and when appropriate, of his right to appeal;

(f) report annually in writing to the governor, giving the names of all persons licensed or denied licensure during the preceding year, giving an account of all suspension, revocation, or renewal denial proceedings during that period, and accounting for all funds expended;

(g) take into consideration such recommendations as the commission may submit, and, in its discretion, implement them pursuant to the provisions of Minnesota Statutes, 1971.

(h) employ such personnel as it deems necessary to carry out the provisions of this act.

(i) pursuant to Minnesota Statutes, Chapter 15, adopt rules and regulations necessary to enable it to carry out the provisions of this act; and

(j) provide by appropriate regulation for the continuing professional education of persons subject to this act.

Subd. 2. The commission may make recommendations to the board concerning:

(a) qualifications for licensure;

(b) regulation of speech pathologists and audiologists;

(c) enforcement of the provisions of this act; and

(d) continuing education of persons subject to this act.

Sec. 4. [QUALIFICATIONS FOR LICENSURE.] To be eligible for licensure as a speech pathologist or audiologist the applicant must:

(a) possess at least a master's degree or its equivalent in the study of speech pathology or audiology from a college or university recognized by the board;

(b) have completed a course of study, and acquired academic and professional clinical experience, in accordance with the stan-

dards set in the requirements for the certificates of clinical competence of the American speech and hearing association in effect on January 1, 1973; and

(c) pass the examination given by the board.

Sec. 5. [EXAMINATION.] Separate examinations shall be given for speech pathology and for audiology. Licensure shall be granted in either speech pathology or audiology independently. A person may be licensed in both areas if he meets the qualifications established for licensure in each area

Sec. 6. [WAIVER OF EXAMINATION.] The board may waive the requirement of examination and grant licensure:

(a) to any person who presents proof of current licensure in another state which maintains professional standards considered by the board to be equivalent to those adopted pursuant to this act;

(b) to any person certified as clinically competent pursuant to the standards of the American speech and hearing association in effect on January 1, 1973;

(c) to any person who is actively engaged in the practice of speech pathology or audiology who makes application within one year after the effective date of this act; and

(d) to any person who has been principally engaged in the practice of speech pathology or audiology within any two of the five years immediately preceding the effective date of this act.

Sec. 7. [EXEMPTIONS.] Nothing in this act shall be construed to prevent or restrict;

(a) a person licensed in this state under any other law from engaging in the profession for which he is licensed, consistent with his training and code of ethics;

(b) hearing aid dealers or manufacturers from engaging in research, counseling, instruction, testing, or fitting necessary to manufacture, fit or sell hearing aids, provided they do not undertake to diagnose hearing disorders or advertise free hearing tests;

(c) any of the following persons from representing himself as a speech pathologist or audiologist:

(1) a person who holds a valid current credential as a speech pathologist issued by the state department of education, a person employed as a speech pathologist or audiologist by the government of the United States or a Minnesota state government agency; however, none of these persons shall be exempt from the requirements of this act for the portion of his professional work spent as a private practitioner apart from his position with a local, state or federal governmental agency;

(2) any student, intern, or trainee in speech pathology or audiology pursuing a course of study at a university, college, or educational center recognized by the board under the direct supervision of a licensed or certified audiologist or speech pathologist who per-

forms such services as a part of his supervised course of study, provided that the student, intern, or trainee receives no fee for his services and does not hold himself out to the public as being qualified to practice independently;

(3) any person not a resident of this state, who performs speech pathology or audiology services in this state and who is not licensed under this act, if the services are performed for no more than five days in any calendar year and the person meets the qualifications and requirements for licensure established by this act; or

(4) a person who is obtaining such professional clinical experience as the board may require, provided that the person is under the supervision of a licensed or certified speech pathologist or audiologist.

(5) any person, trained under the direction of a licensed physician, who is engaged in a volunteer program of screening pre-school children.

Sec. 8. [RENEWALS.] Licenses issued pursuant to this act are valid for a one year period, and may be renewed. No person whose license has expired shall be required to submit to an examination as a condition to renewal if he makes application for renewal within three years after the expiration of his license. A suspended license may be renewed, but the licensee may not engage in the licensed activity or in any other conduct or activity in violation of the order of judgment by which the license was suspended until the license is reinstated.

Sec. 9. [REVOCATION AND REINSTATEMENT.] The board may conduct proceedings for revocation or suspension of a license, or the denial of the renewal of a license, in accordance with the the notice, hearing, and appeals provisions of Minnesota Statutes, Chapter 15. One year after the date of revocation, suspension, or a decision not to renew, application may be made to the board for reinstatement. The board shall have discretion to accept or reject an application for reinstatement and may require an examination for such reinstatement.

Sec. 10. [PRESENTATION TO THE PUBLIC.] No person shall present himself to the public as a speech pathologist or audiologist, or engage in the practice of speech pathology or audiology, unless he is qualified or licensed pursuant to this act.

Sec. 11. [PENALTY.] Any person who violates any provision of this act shall be guilty of a misdemeanor.

Sec. 12. [COMPENSATION.] Each commission member shall receive the sum of \$35 for each day actually employed in the discharge of his official duties, and compensation for his necessary expenses incurred incidental thereto in the manner of state employees.

Sec. 13. [FEES.] The fees charged by the board shall be:

(1) a non-refundable application fee for examination of \$25;

- (2) an initial license fee of \$5;
- (3) a fee for license renewal of \$5.

The fees established by this section shall be exclusive. No municipality shall have the power to require any person licensed under this act to furnish any bond, pass any examination, or pay any license fees or occupation tax. All fees collected pursuant to this act shall be deposited in the state treasury to the credit of the general revenue fund.

Sec. 14. [APPROPRIATION.] There is appropriated from the general fund in the state treasury to the state board of health the sum of \$8,000 to carry out the provisions of this act.

Sec. 15. [EFFECTIVE DATE.] This act is effective the day following its final enactment."

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

Pursuant to Joint Rule 20, the bill was re-referred to the Committee on Rules and Administration.

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

S. F. No. 1632: A bill for an act relating to the city of Brooklyn Center; creating a housing and redevelopment authority.

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

Page 1, line 9, after "contrary," strike the remainder of the line and lines 10, 11 and 12 insert in lieu thereof "the city councils of Brooklyn Center and Brooklyn Park by ordinance may provide that the members of the city council shall constitute the housing and redevelopment authority of their respective cities, or may provide that members of the city council may serve on said authority."

Page 1, line 24, after "effective" insert "as to the city of Brooklyn Center"

Page 1, after line 27, add a new section to read:

"Sec. 4. This act shall become effective as to the city of Brooklyn Park only after its approval by a majority of the governing body of the city of Brooklyn Park and upon compliance with Minnesota Statutes, Section 645.021."

Amend the title:

Page 1, line 2, strike "city" and insert in lieu thereof "cities" and after "Brooklyn Center" add "and Brooklyn Park"

Page 1, line 3, strike "a"

Page 1, line 4, strike "authority" and insert in lieu thereof "authorities"

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

Pursuant to Joint Rule 20, the bill was re-referred to the Committee on Rules and Administration.

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

S. F. No. 2178: A bill for an act relating to Dakota county; soil and water conservation; expenditures from general revenue fund.

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

Page 1, line 8, strike "county of Dakota" and insert in lieu thereof "counties of the metropolitan area as defined in Minnesota Statutes, Section 473B.02, Subdivision 1"

Line 12, after "effective" insert "as to each county"

Line 13, after "by the" and before "county" insert "affected" and in the same line strike "of the county of Dakota"

Amend the title:

Line 2, strike "Dakota county" and insert in lieu thereof "metropolitan counties"

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

Pursuant to Joint Rule 20, the bill was re-referred to the Committee on Rules and Administration.

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

S. F. No. 2058: A bill for an act relating to Independent School District No. 1; restoring employees salary and retirement benefits withheld under law.

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

Strike everything after the enacting clause and insert the following:

"Section 1. Any reduction of salary or withholding of salary increases of any employee of Independent School District No. 1, pursuant to former Minnesota Statutes, Sections 179.54 and 179.55, after April 1, 1970 through and including April 1, 1973 shall be repaid without interest to all employees of Independent School District No. 1 or their representatives not later than July 1, 1978.

Specifically excluded from this requirement is payment to any striking employee for any days on which no services were performed.

Sec. 2. In order that no employee of Independent School District No. 1 shall suffer any reduction of benefits from the Minneapolis Teachers' retirement fund association organized under sections

354.15 to 354.23, inclusive, of the Minnesota Statutes by reason of any reduction of salary or withholding of salary increases made pursuant to former sections 179.54 and 179.55 of the Minnesota Statutes between April 1, 1970 and April 1, 1973 said Independent School District No. 1 shall pay to Minneapolis teachers' retirement fund association without interest an amount equal to the deposit of each such employee plus an amount equal to the employer's deposit for such employee which would have been paid pursuant to the laws governing said association upon the amount of any such reduction of salary or withholding of salary increases, with the same force and effect as though there had been no such reduction or withholding of salary increases. The amount of any such employee's deposit shall be deducted from the repayment made to any such employee pursuant to section 1, hereof."

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

Pursuant to Joint Rule 20, the bill was re-referred to the Committee on Rules and Administration.

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

S. F. No. 2182: A bill for an act authorizing the city of Saint Paul to create development districts within its corporate boundaries; to acquire, construct, reconstruct, improve, alter, extend, operate, maintain and promote development programs to be carried out in each of the districts created; to authorize the city to issue bonds to carry out such development programs; to authorize the city and the county auditor to use the tax increment created in the development districts to pay off the principal and interest on such bonds; to authorize the city to operate pedestrian systems and special lighting and similar systems; to authorize the city to assess the cost of operations against the development districts; to authorize the city to lease space in structures and to lease or sell air rights over structures and to lease or sell property for private development.

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

Page 2, line 18, strike "recommendation from" and insert "consultation with"

Page 2, lines 20 and 21, strike "a newspaper of general circulation" and insert "the official newspaper of the city of Saint Paul"

Page 3, line 2, after "domain." insert "In all such acquisitions the acquiring authority shall provide as a cost of acquisition the relocation assistance, services, payments and benefits required by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 84 Stat. 1894 (1971), 42 United States Code, Section 4601, et seq."

Page 4, line 17, after "number." insert "No less than 60 percent of the area of any such district shall consist of land which has been platted

and developed. The area of such district shall not be enlarged after three years following the date of designation of such district. At the time of adoption of the first development district in the city of Saint Paul, the governing body shall by formal action adopt one of the three following alternative restrictive options. Once the choice is made, the city must use the same option for all succeeding development districts.

(1) The total acreage included in any one development district shall not exceed one percent of the total acreage of the municipality. At no time shall the total current acreage within development districts for which unrecovered cost of bonds remain exceed three percent of the total acreage of the municipality.

(2) The total market value of taxable real property of any one development district when adopted shall not exceed five percent of the total market value of taxable real property in the municipality as then most recently certified by the county auditor. At no time shall the current market value of taxable real property within development districts for which unrecovered cost of bonds remain exceed ten percent of the total market value of taxable real property in the municipality as most recently certified by the county auditor.

(3) The governing body may adopt one development district which shall not exceed six acres in area. At no time shall another development district be adopted by the governing body of the city of Saint Paul until all cost of bonds for the previously adopted district has been paid.

Page 5, line 5, after "plazas," insert "malls,"

Page 5, line 10, after the period insert "The use of a public street or public right of way for pedestrian travel only constitutes a public use and shall not require a vacation of the street or right of way."

Page 7, line 4, after "and" strike "public" and insert "publicly owned"

Page 7, line 18, after "may" strike the rest of the line

Page 7, strike lines 19 through 24 and insert the following:

"authorize, issue, and sell bonds which shall mature within 30 years from date of issue to finance the acquisition and betterment of real and personal property needed to carry out the development program within the development district together with all relocation costs incidental thereto in accordance with Minnesota Statutes, Sections 475.51, 475.53, 475.54, 475.55, 475.56, 475.60, 475.61, 475.62, 475.63, 475.65, 475.66, 475.69, 475.70, and 475.71. All tax increments received by the municipality pursuant to section 7 shall be pledged for the payment of such bonds and used to reduce or cancel the taxes otherwise required to be extended for that purpose, and the bonds shall not be included when computing the city's net debt."

Page 8, line 14, strike "assessed valuation" and insert "market value"

Page 8, line 24, strike "according to the original" and insert "in the proportion that the original taxable value bears to the current"

Page 8, line 26, after the word "collected," insert "referred to herein as the tax increment,"

Page 9, delete lines 12 through 17

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

Mr. Perpich, A. J., pursuant to Rule 35, requested that S. F. No. 2182 be re-referred to the Committee on Rules and Administration. So S. F. No. 2182 was re-referred to the Committee on Rules and Administration.

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

S. F. No. 2097: A bill for an act relating to the city of Duluth, authorizing the city of Duluth to create development districts within the city boundaries; to acquire, construct, reconstruct, improve, alter, extend, operate, maintain, and promote development programs to be carried out in each of the districts created; to authorize the city to issue bonds to carry out such development programs; to authorize the city and the county auditor to use the tax increment created in the development districts to pay off the principal and interest on such bonds; to authorize the city to operate pedestrian systems and special lighting and similar systems; to authorize the city to assess the cost of operations against the development districts; to authorize the city to lease space in structures and to lease or sell air rights over structures and to lease or sell property for private development.

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

Page 2, line 18, after "number." insert:

"No less than 60 percent of the area of any such district shall consist of land which has been platted and developed. The area of such district shall not be enlarged after three years following the date of designation of such district. At the time of the adoption of the first development district in the municipality, the governing body shall by formal action adopt one of the three following alternative restrictive options. Once the choice is made, the municipality must use the same option for all succeeding development districts.

(a) The total acreage included in any one development district shall not exceed one percent of the total acreage of the municipality. At no time shall the total current acreage within development districts for which unrecovered cost of bonds remain exceed three percent of the total acreage of the municipality.

(b) The total market value of taxable real property of any one development district when adopted shall not exceed five percent of the total market value of taxable real property in the municipality as then most recently certified by the county auditor. At no time shall the current total market value of taxable real property within development districts for which unrecovered cost of bonds remain exceed ten percent of the total market value of taxable real property in the municipality as most recently certified by the county auditor.

(c) The governing body may adopt one development district which shall not exceed six acres in area. At no time shall another development district be adopted by the governing body until all cost of bonds for the previously adopted district has been paid."



Page 3, line 6, after "plazas," insert "malls."

Page 3, line 12, after the period insert "The use of a public street or public right of way for pedestrian travel only constitutes a public use and shall not require a vacation of the street or right of way."

Page 3, line 28, strike "recommendation from" and insert "consultation with".

Page 4, line 1, after "published" insert "in the official newspaper of the municipality, or if the municipality has no official newspaper,"

Page 4, line 10, after "domain." insert "In all such acquisitions the acquiring authority shall provide as a cost of acquisition the relocation assistance, services, payments and benefits required by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 84 Stat. 1894 (1971), 42 United States Code Section 4601, et seq."

Page 5, line 21, after "and" strike "public" and insert "publicly owned".

Page 6, line 7, after "may" strike the rest of the line.

Page 6, strike lines 8 to 13 and insert the following:

"authorize, issue, and sell bonds which shall mature within 30 years from date of issue to finance the acquisition and betterment of real and personal property needed to carry out the development program within the development district together with all relocation costs incidental hereto in accordance with Minnesota Statutes, Sections 475.51, 475.53, 475.54, 475.55, 475.56, 475.60, 475.61, 475.62, 475.63, 475.65, 475.66, 475.69, 475.70, and 475.71. All tax increments received by the municipality pursuant to section 7 shall be pledged for the payment of such bonds and used to reduce or cancel the taxes otherwise required to be extended for that purpose, and the bonds shall not be included when computing the municipality's net debt."

Page 7, line 4, strike "according to the original" and insert "in the proportion that the original taxable value bears to the current".

Page 7, line 6, after the word "collected," insert "referred to herein as the tax increment,".

Page 8, line 6, after "department" insert "or designate an existing department or office".

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

Mr. Perpich, A. J., pursuant to Rule 35, requested that S. F. No. 2097 be re-referred to the Committee on Rules and Administration. So S. F. No. 2097 was re-referred to the Committee on Rules and Administration.

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

S. F. No. 1829: A bill for an act relating to regulated industries; certain industries regulated by the department of public service; authorizing fees to defray costs of the department in giving notice in contested cases; defining terms; prescribing conditions for the granting of permits to certain carriers and prescribing conditions for the transfer thereof; specifying the form of license application for livestock buyers; amending Minnesota Statutes 1971, Sections 216.161; 221.011, Subdivisions 12 and 22; 221.101; 221.121, Subdivision 1; 221.131; 221.141; 221.151, Subdivision 2; 221.281; 221.-291; and 239.18, Subdivision 2.

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

Page 1, line 32, after "*involved*" insert a period and strike the balance of the line

Page 1, line 33, strike "*total costs.*"

Page 2, strike lines 10 to 28

Page 3, strike lines 1 to 28

Page 4, strike lines 1 to 21

Page 5, line 27, after "*existing*" insert "*permit and certificated*"

Renumber the sections in sequence

Further amend the title in lines 14 and 15 by striking "Subdivisions 12 and 22" and inserting in lieu thereof "Subdivision 12"

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

Pursuant to Joint Rule 20, the bill was re-referred to the Committee on Rules and Administration.

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

S. F. No. 2203: A bill for an act relating to the legislature; prescribing the membership of the legislative advisory committee; amending Minnesota Statutes 1971, Section 3.30, Subdivision 2.

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

Pursuant to Joint Rule 20, the bill was re-referred to the Committee on Rules and Administration.

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

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

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

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

"Section 1. Minnesota Statutes 1971, Section 125.04, is amended to read:

125.04 [QUALIFIED TEACHER DEFINED.] A qualified teacher is one holding a valid certificate ~~from the state board~~,

as hereinafter provided, to perform the particular service for which he is employed in a public school.

Sec. 2. Minnesota Statutes 1971, Section 125.05, Subdivision 1, is amended to read:

125.05 [COMMISSION TO ISSUE CERTIFICATES.] Subdivision 1. [QUALIFICATIONS.] The authority to certify teachers as defined herein is vested in the ~~state board~~ *commission* but based solely on criteria and qualifications approved by the state board of education. The authority to certify superintendents and principals is vested in the state board of education. Certificates shall be issued to such persons as the ~~state board~~ *commission* finds to be physically competent and morally fit to teach. Qualifications of teachers and other professional employees shall be determined by the ~~state board~~ *commission* under the rules which it promulgates. Certificates of qualifications of teachers shall be issued by the commissioner and the commissioner shall issue certificates to any qualified blind graduates of a school of education.

Sec. 3. Minnesota Statutes 1971, Section 125.05, Subdivision 2, is amended to read:

Subd. 2. [EXPIRATION AND RENEWAL.] Each certificate shall bear the date of issue. Certificates shall expire and be renewed in accordance with rules promulgated by the ~~state board of education~~ *commission*. Renewal requirements for the renewal of a certificate shall include the production of satisfactory evidence of successful teaching experience for at least one school year during the period covered by the certificate in grades or subjects for which the certificate is valid or the completion of such additional preparation as the ~~state board~~ *commission* shall prescribe.

Sec. 4. Minnesota Statutes 1971, Section 125.06, is amended to read:

125.06 [APPLICANTS TRAINED IN OTHER STATES.] When a certificate to teach is authorized to be issued to any holder of a diploma or a degree of a Minnesota state college, or of the University of Minnesota, or of a liberal arts college, or a technical training institution, such certificate may also, in the discretion of the ~~state board~~ *commission*, be issued to any holder of a diploma or a degree of a teacher training institution of equivalent rank and standing of any other state, granted by virtue of the completion of a course in teacher preparation essentially equivalent in content to that required by such Minnesota State college or the university of Minnesota or a liberal arts college in Minnesota or a technical training institution as preliminary to the granting of a diploma or a degree of the same rank and class.

Sec. 5. Minnesota Statutes 1971, Section 125.08, is amended to read:

125.08 [TEACHERS' CERTIFICATES, FEES.] Each application for the issuance, renewal, or extension of a certificate to teach shall be accompanied by a nonrefundable fee of \$5 in an amount set by the *commission*. Such fee shall be paid to the commissioner, who shall deposit them with the state treasurer, as provided by

law, and report each month to the state auditor the amount of fees collected.

Sec. 6. Minnesota Statutes 1971, Section 125.09, is amended to read:

125.09 [SUSPENSION OR REVOCATION OF CERTIFICATES.] Subdivision 1. [GROUNDS FOR REVOCATION.] The ~~state board~~ *commission* may, on the written complaint of the board employing a teacher, or of the superintendent of schools where such teacher is employed, or of a teacher organization, or of a teacher in a district where no teacher organization exists, ~~or of the commissioner~~ which complaint shall specify generally the nature and character of the charges, suspend or revoke such teacher's certificate or license to teach for any of the following causes:

- (1) Immoral character or conduct;
- (2) Failure, without justifiable cause, to teach for the term of his contract;
- (3) Gross inefficiency or wilful neglect of duty; or
- ~~(4) A violation of the professional code of ethics, when, in the determination of the state board, in consultation with the commissioner, such violation constitutes gross misconduct.~~
- (4) Failure to meet recertification requirements; or*
- (5) Fraud or misrepresentation in obtaining a certificate.*

Subd. 2. [HEARING ON CHARGES.] The ~~commissioner~~ *chairman of the commission* shall, within 10 days after the filing of the complaint, serve a copy thereof upon the teacher in person or by registered mail addressed to such teacher at his last known address and such teacher shall, within 10 days after the service of such copy upon him, file with the ~~state board~~ *commission* his answer to the charges specified. The ~~commissioner~~ *chairman of the commission* shall thereupon fix in writing a time for a hearing upon the complaint, and serve a copy thereof on the teacher. Such hearing shall be conducted by the ~~state board~~ *commission* or by the ~~commissioner~~ *chairman of the commission or assistant commissioner*, as the rules of the ~~state board~~ *commission* may provide, unless the complaint is filed by the ~~commissioner~~ ; in which case it shall be conducted by the ~~state board~~ or a member thereof designated by the ~~state board~~ . In the case of a complaint of a violation of the professional code of ethics, the hearing shall be conducted by the ~~professional teaching practices commission~~ unless the teacher charged requests otherwise. The hearing shall be held in the office of the ~~state board~~ *commission* unless the teacher at the time of filing his answer shall file therewith a written demand that the hearing be held in the county seat of the county wherein he is employed, in which case it shall be held at such county seat. Such hearing shall be either private or public, as the teacher may elect, and the teacher shall have the right to appear in person and by counsel and produce evidence thereat. All witnesses shall be sworn before testifying and the official conducting such hearing is hereby

authorized to administer the oath prescribed by law for witnesses in judicial proceedings. A record in writing shall be made of the proceedings and of all evidence produced thereat and forthwith filed with the *state board commission* upon the conclusion of such hearing. A copy thereof shall be furnished to such teacher upon his request.

Subd. 3. [DECISION BY COMMISSION.] Upon concluding such hearing, if conducted by the *state board commission*, the *state board commission* shall ~~consider the same and~~ make its decision within 30 days from the date of such hearing. If the hearing is conducted by the ~~commissioner, deputy commissioner chairman or such other person as is authorized by rules of the commission;~~ member of the *state board*, or the *professional teaching practices commission*, the *state board commission* shall make its decision within 30 days from the date of the filing of the hearing report with the *state board commission*, which report shall be filed within 30 days from the date of such hearing. ~~The report of a hearing conducted by the professional teaching practices commission shall also include the findings and recommendation of such commission.~~ In case of suspension or revocation, the order of the *state board commission* shall fix the date at which suspension or revocation becomes effective and, in case of suspension, the duration thereof, and notice thereof shall forthwith be given in writing to the teacher and to the school board by which he is employed.

The action of the *state board commission* shall be final and subject to the provisions of Minnesota Statutes, Sections 15.0411 to 15.0426. All orders of suspension or revocation shall be included in the certificate records of the ~~department commission~~.

Sec. 7. Minnesota Statutes 1971, Section 125.181, is amended to read:

125.181 [PROFESSIONAL PRACTICES; INTENT.] The purpose of ~~Extra Session Laws 1967, Chapter 25 sections 125.181 to 125.185~~, is to develop standards of ethical conduct for the guidance and improvement of the teaching profession and to provide measures through which the observance of such standards by the members of the profession may be promoted and enforced.

Sec. 8. Minnesota Statutes 1971, Section 125.182, is amended to read:

125.182 [DEFINITIONS.] Subdivision 1. For the purpose of ~~Extra Session Laws 1967, Chapter 25 this act~~, the words, phrases and terms defined in this section shall have the meanings ascribed to them.

Subd. 2. "Teacher" means a ~~superintendent, principal, supervisor,~~ classroom teacher, or other similar professional employee required to hold a certificate from the state department of education.

Subd. 3. "Commission" means the ~~professional teaching practices teacher standards and certification~~ *commission*.

Subd. 4. "State board" means the state board of education.

Sec. 9. Minnesota Statutes 1971, Section 125.183, is amended to read:

125.183 [MEMBERSHIP.] Subdivision 1. A ~~professional teaching practices~~ *teacher standards and certification* commission consisting of ~~12~~ 15 members is hereby established. Each member shall be appointed by the governor for a four year term and serve until his successor is duly appointed and qualified. No member shall be reappointed for more than one additional term. A vacancy during the term of a member shall be filled by the governor for the unexpired term.

Subd. 2. ~~Of the first members appointed, three shall be appointed for a term ending the first Monday in January 1968; three shall be appointed for a term ending the first Monday in January 1969; three shall be appointed for a term ending the first Monday in January 1970; and three shall be appointed for a term ending the first Monday in January 1971. Initial appointments shall be made by November 15, 1973 for terms as follows: five members shall be appointed for terms ending November 15 in each of the years 1974, 1975 and 1976. Thereafter each member shall be appointed for a full four year term.~~

Subd. 3. ~~Except for the representatives of higher education and the public, to be eligible for appointment to the commission a person must be fully certificated for the position he holds and have at least five years teaching experience in Minnesota, including the two years immediately preceding nomination and appointment. The commission shall be composed of one teacher whose responsibilities are those either of a counsellor, librarian, psychologist remedial reading teacher, speech therapist, vocational teacher, or certified school nurse, four elementary school classroom teachers, four secondary classroom teachers, three school administrators, one of whom shall be a superintendent, one of whom shall be an elementary school administrator, one of whom shall be a secondary school administrator, and one other teacher higher education representatives, from higher education faculties preparing teachers, two of whom shall be representatives of state institutions and one of whom shall be a representative of private institutions; one school administrator and two members of the public. Each nominee other than a public nominee shall be selected on the basis of his professional experience, and knowledge of teacher education, accreditation and certification.~~

Subd. 4. ~~The position of a member who leaves Minnesota or whose employment status changes to a category different from that from which he was appointed shall be deemed vacant.~~

Sec. 10. Minnesota Statutes 1971, Section 125.184, is amended to read:

125.184 [MEETINGS.] Subdivision 1. The commission shall meet regularly at quarterly intervals at the seat of government and at such other times and places as the commission shall determine. Meetings shall be called by the chairman or at the written request of any ~~six~~ eight members. ~~Each member shall be reimbursed for travel, subsistence and other reasonable expenses in-~~

curred in the performance of his duties in the same manner and in the same amounts as other state officers and employees are reimbursed. The members of the commission shall receive compensation of the sum of \$35 per day for attendance at commission meetings and ordinary and necessary expenses in the same amount and manner as state employees.

Subd. 2. The commissioner of education shall serve as secretary of the commission and, in his discretion, may assign such persons as may be required to perform clerical and professional assistance to the commission.

Sec. 11. Minnesota Statutes 1971, Section 125.185, is amended to read:

125.185 [DUTIES.] Subdivision 1. The commission shall, after public hearings, develop a code of ethics covering standards of professional teaching practices, including areas of ethical conduct and professional performance and methods of enforcement.

Subd. 2. The commission shall act in an advisory capacity to the state board of education and to members of the profession in matters of interpretation of the code of ethics.

Subd. 3. In the case of a complaint under section 125.09, the commission shall conduct the hearing if the complaint is based upon an alleged violation of the professional code of ethics, except that, upon request of the teacher against whom the charges are brought, such hearing shall be held in the manner otherwise provided in section 125.09.

Subd. 4. 3. The commission shall elect a chairman and such other officers as it may deem necessary.

Subd. 4. The commission shall develop and create criteria, rules, and regulations for the certification of public school teachers and interns, which shall be submitted to the state board of education for approval, and from time to time the commission shall revise or supplement the criteria for certification of public school teachers subject to approval by the state board. It shall be the duty of the commission to establish criteria for the approval of teacher education programs subject to approval by the board. Subject to criteria, rules, and regulations approved by the state board of education, the commission shall also grant certificates to interns and to candidates for original certificates and receive recommendations from local committees as established by the commission for the renewal of teaching certificates, grant life certificates to those who qualify according to requirements established by the commission, and suspend or revoke certificates pursuant to Minnesota Statutes, Section 125.09. With regard to vocational education teachers the commission shall adopt and maintain as its criteria the state plan for vocational education.

In the event the state board of education disapproves any proposal from the commission, it shall give written notice of such disapproval within 120 days after the receipt of the proposal including its reasons. Any proposal disapproved by the state board

may be resubmitted by the commission at any time after the expiration of 90 days after the date of disapproval.

*Subd. 5. The secretary of the commission shall keep a record of the proceedings of these sections and a register of all persons certificated under this act. The register shall show the name, address, certificate number and the renewal thereof. The commission shall on July 1, 1974, or as soon thereafter as is practicable, and each year thereafter compile a list of such duly certificated teachers and transmit a copy thereof to the board. Any other interested person in the state may obtain a copy of such list on request to the commission, upon payment of a reasonable amount as fixed by the commission.*

*Subd. 6. The commission except for initial appropriation shall be supported by moneys received through fees authorized herein. The state board shall provide all necessary materials and assistance for the transaction of the business of the commission and all moneys received by the commission shall be paid into the state treasury as provided by law.*

*Subd. 7. Any person who shall in any manner represent himself as a certificated teacher without a valid existing certificate issued to him by the commission or any person who employs fraud or deception in applying for or securing a certificate shall be guilty of a gross misdemeanor.*

*Subd. 8. The sum of \$30,000 or so much thereof as may be necessary is appropriated to the state board of education from the general fund in the state treasury for the establishment of the commission to carry out the purposes of this act.*

*Subd. 9. In order to carry out the duties and powers enumerated herein, the commission shall have the power to make such rules and regulations as are reasonably necessary in accordance with the procedure described in the general laws relating to departments and agencies of the state.*

*Sec. 12. No regulation adopted by the teacher standards and certification commission shall affect the validity of certificates or licenses to teach in effect on July 1, 1974, or the rights and privileges of the holders thereof, except that any such certificate or license may be suspended or revoked for any of the causes and by the procedures specified by law.*

*Sec. 13. This act is effective July 1, 1973. The present rules and regulations of the state board of education shall continue in full force and effect relative to teacher certification and approval of teacher preparation programs until superseded."*

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

Pursuant to Joint Rule 20, the bill was re-referred to the Committee on Rules and Administration.

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

S. F. No. 2047: A bill for an act relating to state government;



establishing salaries for certain unclassified employees in the executive and judicial branch of government; amending Minnesota Statutes 1971, Sections 15A.081; 15A.083; 15A.084; and 15A.085.

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

Page 1, line 21, strike "46,900" and insert "43,000"

Page 1, after line 21, insert "deputy commissioner 31,300 35,000"

Page 1, line 25, strike "24,900" and insert "22,800"

Page 1, line 27, strike "26,400" and insert "24,200"

Page 1, line 28, strike "21,600" and insert "20,700"

Page 1, line 32, strike "30,900" and insert "36,600"

Page 2, line 2, strike "30,600 36,700" and insert "27,500 32,500"

Page 2, line 4, strike "22,600 31,600" and insert "22,000 24,200"

Page 2, line 5, strike "22,600 31,600" and insert "25,100 28,200"

Page 2, line 8, strike "12,600 - 30,600" and insert "15,400 - 28,600"

Page 2, line 11, strike "30,600" and insert "22,600"

Page 2, line 13, strike "26,000" and insert "23,500"

Page 2, line 14, strike "24,900" and insert "22,800"

Page 2, after line 16, insert: "*(This salary is authorized only until the effective date of any law authorizing the creation of a department of personnel.)*"

Page 2, line 18, strike "24,900" and insert "22,800"

Page 2, line 19, strike "24,900" and insert "22,800"

Page 2, line 20, strike "24,900" and insert "22,800"

Page 2, line 22, strike "34,900" and insert "31,900"

Page 2, line 23, strike "26,400" and insert "24,700"

Page 2, line 27, strike "22,000 26,600" and insert "24,000 27,500"

Page 2, line 28, strike "17,200 20,600" and insert "18,100 21,000"

Page 3, line 8, strike "35,800" and insert "32,800"

Page 3, after line 10 insert:

"Finance, department of

commissioner 39,000 43,000

deputy commissioner 31,200 35,000"

Page 3, line 12, strike "35,000" and insert "49,000"

Page 3, line 14, strike "36,800" and insert "33,700"

Page 3, line 16, strike "31,400" and insert "28,800"

Page 3, line 18, strike "24,100" and insert "22,100"

Page 3, line 26, strike "42,800" and insert "39,200"

Page 3, line 28, strike "22,500" and insert "20,600"

Page 3, line 30, strike "21,000" and insert "19,300"

Page 3, line 32, strike "27,500" and insert "35,500" , and strike "33,000"

Page 3, strike lines 33 and 34

Page 4, line 5, strike "22,400 26,800" and insert "27,500 30,000"

Page 4, after line 5, insert:

"deputy commissioner 22,000 24,000"

Page 4, line 6, strike "25,200" and insert "23,100"

Page 4, line 10, after "20,700" add achievement award limit "22,800"

Page 4, line 14, strike "17,800 21,300" and insert "20,000 22,000"

Page 4, line 18, strike "33,000" and insert "30,300"

Page 4, line 24, strike "35,800" and insert "32,800"

Page 4, line 25, strike "29,400" and insert "26,900"

Page 5, after line 5, insert:

"Personnel, department of  
commissioner 32,000 35,000  
deputy commissioner 25,600 28,000

(These salaries are authorized only upon the effective date of any law authorizing the creation of a department of personnel.)"

Page 5, line 9, strike "24,700 30,200" and insert in lieu thereof "27,600 30,300"

Page 5, strike lines 10 and 11

Page 5, line 13, strike "33,200" and insert "30,400"

Page 5, line 14, strike "26,000" and insert "23,800"

Page 5, line 34, strike "25,200" and insert "23,100"

Page 5, line 37, strike "24,900" and insert "22,800"

Page 6, line 1, strike "42,800" and insert "39,200"

Page 6, after line 1, insert:

"deputy commissioner 28,500 31,000"

Page 6, line 3, strike "25,000" and reinstate the stricken "21,000"

Page 6, line 5, strike "18,500" and insert "16,500"

Page 6, line 9, strike "31,500 37,800" and insert "32,500 34,700"

Page 6, line 13, strike "29,600" and insert "27,200"

Page 6, line 15, strike "27,700" and insert "25,400"

Page 6, line 17, strike "21,300" and insert "19,500"

Page 6, line 19, strike "20,000" and insert "18,400"

Page 6, line 21, strike "25,700" and insert "24,100"

Page 6, line 23, strike "33,100" and insert "30,300"

Page 6, line 27, strike "23,100" and insert "21,200"

Page 6, line 29, strike "22,900" and insert "21,000"

Page 7, line 2, strike "22,900" and insert "21,000"

Page 7, line 4, strike "21,500" and insert "19,700"

Page 7, line 6, strike "19,600" and insert "18,000"

Page 7, line 8, strike "18,700" and insert "17,100"

Page 7, line 10, strike "23,900" and insert "22,400"

Page 7, line 12, strike "35,800" and insert "32,800"

Page 7, line 17, strike "25,000" and reinstate the stricken "21,000"

Page 7, line 18, strike "19,600" and insert "18,000"

Page 7, line 20, strike "17,500 21,000" and insert "15,800 17,400"

Page 7, line 31, after "employee." strike the balance of the line

Page 8, strike lines 1 through 6

Page 8, line 17, strike "45,500" and insert "41,000"

Page 8, line 18, strike "41,300" and insert "37,000"

Page 8, line 19, strike "35,000" and insert "32,000"

Page 9, line 9, strike "30,000" and insert "27,000"

Page 9, line 11, strike "22,000" and insert "21,000"

Page 9, line 16, strike "32,000" and insert "29,000"

Page 10, line 1, strike "20,000 — 32,000" and insert "24,000 — 30,000"

Page 10, line 3, strike "25,000 — 35,000" and insert "24,000 — 30,000"

Page 10, line 6, strike "26,000" and insert "18,000 — 26,000"

Page 10, line 8, strike "12,500" and insert "15,000"

Page 10, line 13, strike "on" and insert "at"

Page 10, line 14, strike "*June 26, 1973*" and insert "*the beginning of the first pay period in fiscal year 1973/74*"

Page 10, line 16, strike "*July 1, 1973*" and insert "*the beginning of the first pay period in fiscal year 1973/74*"

Page 11, line 26, after "*apply*" insert "*for*"

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

Pursuant to Joint Rule 20, the bill was re-referred to the Committee on Rules and Administration.

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

S. F. No. 1543: A bill for an act relating to the incorporation of villages; the annexation and detachment of property from municipalities; the consolidation of municipalities; and the powers and duties of the Minnesota municipal commission in relation thereto; amending Minnesota Statutes 1971, Chapter 414, by adding sections; Sections 414.01, Subdivision 14; 414.032, Subdivisions 1 and 3; 414.041, Subdivisions 3, 4, and by adding a subdivision; 414.061, Subdivision 4; 414.067, by adding a subdivision; and repealing Minnesota Statutes 1971, Section 414.031, Subdivisions 2 and 5.

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

Page 1, line 23, after "*municipality*" insert "*or town*"

Page 2, line 4, after "*agency*" and before "*orders*" insert "*, pursuant to Minnesota Statutes, sections 115.03, 115.47, 115.49 or any law giving a state agency similar powers,*"

Page 2, line 11, after "*commission*" strike "*of*" and insert "*on*"

Page 4, line 23, after "*in*" and before "*subdivision*" insert "*section 414.031,*"

Page 7, line 1, strike "*the plan of*" and insert "*shall operate under the statutory plan of government in operation in that village unless otherwise ordered by the commission.*"

Page 7, strike all of lines 2 and 3

Page 7, line 4, strike "*1967, Section 412.551, at any time.*"

Page 7, line 8, strike "*inoperable.*" and insert "*reviewed by the commission, and if necessary to provide substantially equal representation to the residents of the new municipality, the commission shall in its order redistrict the wards and adjust ward boundaries. The number of councilmen shall be as prescribed in the charter or law applicable to the most populous municipality or such other number as agreed to by the included municipalities. The commission may, as an alternative, abolish the ward system.*"

Page 9, line 5, strike "*metropolitan council*" and insert "*regional development commissions*"

Page 11, line 16, strike everything after "414.031," and insert "*Subdivision 2 is repealed.*"

Further amend the title in line 16, strike "Subdivisions 2 and 5" and insert "Subdivision 2"

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

Pursuant to Joint Rule 20, the bill was re-referred to the Committee on Rules and Administration.

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

S. F. No. 381: A bill for an act relating to licensing board; providing for public members on professional examination and licensing boards; changing the per diem of board members; undedicating certain dedicated funds; defining public member; amending Minnesota Statutes 1971, Sections 144.01; 144.04; 144.952; 146.11; 147.01; 147.05; 148.03; 148.07, Subdivisions 2 and 3; 148.181; 148.201; 148.241; 148.29, Subdivision 2; 148.296, Subdivision 2; 148.45; 148.52; 148.60; 148.79; 148.85; 150A.02; 150A.03, Subdivision 2; 151.02; 151.03; 151.04; 151.27; 153.02; 153.03; 153.12; 154.22; 154.23; 155.04; 155.05; 155.18, Subdivision 1; 156.01, Subdivisions 1 and 2; 156.14; 326.04; 326.05; 326.08, Subdivision 1; 326.17; 326.18; 326.22, Subdivision 3; 326.241, Subdivisions 1 and 3; 326.541; 341.01; 341.02; 341.03; 341.06; 386.63, Subdivisions 1 and 5; 386.64; 481.01; Chapters 144, by adding a section; and 148, by adding a section; repealing Section 45.16, Subdivision 3.

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

Page 1, line 38, after "act." insert "*The members of the board of health shall be appointed by the governor with the advice and consent of the senate.*"

Page 52, line 7, strike "*It shall be the*"

Page 52, line 8, strike "*duty of the*" and insert "*The*"

Page 52, line 8, after "*administration*" insert "*at his discretion*"

Page 52, line 10, strike "*to*" and insert "*may*"

Page 52, lines 21 and 22, strike "*with respect to the board of health*"

Page 52, lines 23 and 24, strike "*with respect to the department of administration*"

Page 53, lines 1 and 2, strike "*accounts of the state board of health with respect to the health related boards and to the*"

Page 53, line 3, after "*to the*" insert "*health related boards and the*"

Page 53, line 7, strike "*board of health and the*"

Page 53, line 8, strike "*respectively*"

Page 53, line 20, strike "*legislative advisory committee*" and insert "*commissioner of administration*"

Page 53, line 26, after "1974." insert "*All provisions relative to depositing fees and other income in the general revenue fund shall be effective July 1, 1976.*"

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

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

S. F. No. 985: A bill for an act relating to health; authorizing the establishment of health maintenance organizations and prescribing powers and duties; providing for financial assistance to certain health maintenance organizations; providing for open enrollment in certain health plans; appropriating money; and providing penalties.

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

Page 31, strike lines 23 through 26

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

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

S. F. No. 1120: A bill for an act relating to manpower services; authorizing the summer employment of young persons for state service; appropriating money.

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

Page 1, line 11, strike "13" and insert in lieu thereof "10"

Page 1, line 11, after "weeks" insert "up to 32 hours per week"

Page 1, line 15, strike the period and insert in lieu thereof "as well as county and local governments and school districts."

Page 1, after line 15, add a new section to read as follows:

"Sec. 2. [RATE OF PAY.] Persons hired pursuant to this act shall be compensated at the prevailing rate for federal youth employment programs."

Page 1, line 30, after "serving" insert "county and local governments and school districts as well as"

Page 2, after line 1, add a new section to read as follows:

"Sec. 5. The Minnesota department of manpower services may contract with a county or local government or a school district to administer the program."

Page 2, line 4, strike everything after the comma and insert in lieu thereof "\$1,650,000 for the summer of 1973 and \$1,350,000 for the summer of 1974 to"

Page 2, after line 5 add a new section 7 to read as follows:

"Sec. 7. Any county or local unit of government or school district wherein any such young individual is employed pursuant to the provisions of this act shall pay ten percent of the compensation paid the individual during his employment in the summer of 1973 and 30 percent of such compensation in the summer of 1974."

Renumber the sections accordingly

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. 334: A bill for an act relating to port authorities; removing the requirement for unanimous approval in the sale of real property; amending Minnesota Statutes 1971, Section 458.17.

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

Page 1, before line 1, add a new section to read:

"Section 1. *Notwithstanding Minnesota Statutes, Section 458.10 or any other provision to the contrary, the commissioners of the St. Paul port authority shall be the members of the St. Paul city council.*"

Page 4, line 20, strike "final enactment" and insert in lieu thereof "its approval by the governing body of the city of St. Paul and upon compliance with Minnesota Statutes, Section 645.021."

Renumber sections accordingly

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

H. F. No. 189: A bill for an act relating to intoxicating liquor; issuance of on-sale licenses in certain municipalities.

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

H. F. No. 1186: A bill for an act relating to intoxicating liquor; sale and dispensing at the Minneapolis convention hall-auditorium.

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

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.

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

H. F. No. 134: A bill for an act relating to labor; establishing procedures for determining wage rates on state projects and state highway construction; prohibiting wage rates lower than prevailing wage rates; providing penalties.

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

H. F. No. 314: A bill for an act relating to the village of Grand Marais; authorizing the issuance of on-sale liquor licenses.

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

Page 1, line 2, strike "five" and insert "three"

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

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

H. F. No. 70: A bill for an act relating to education; general powers of independent school districts; amending Minnesota Statutes 1971, Section 123.35, Subdivision 9.

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 re-referred under Joint Rule 20, together with the committee reports thereon,

S. F. Nos. 1942, 2021, 2139, 2140, 2230, 2259, 2275, 2317, 2371, 2358, 1387, 1574, 1679, 1682, 1806, 871, 1375, 1530, 1655, 875 and 1723.

Reports the same back with the recommendation that the bills receive the action of the previous referring committees. Report adopted.



Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 1383, 1230, 1681, 2241, 1873 for comparison to companion Senate Files, reports the following House Files were found identical and recommends the House Files be given their Second Reading and substituted for their companion Senate Files 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.
1383	793	2241	2031		
1230	1268	1873	2194		
1681	2037				

And that the above Senate Files 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.

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

H. F. Nos. 976, 1673, 1939, 2240 and 1968 for comparison to companion Senate Files, reports the following House Files were found not identical with their companion Senate Files 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.
976	1344	2240	2033		
1673	1615	1968	2024		
1939	1862				

Pursuant to Rule 49 the Committee recommends that H. F. No. 976 be amended as follows:

In the title, page 1, line 3, after "terms;" insert "increasing the compensation of the members of the state board of pharmacy;"

And when so amended, H. F. No. 976 will be identical to S. F. No. 1344 and further recommends that H. F. No. 976 be given its second reading and substituted for S. F. No. 1344 and S. F. No. 1344 be indefinitely postponed. Amendment adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 1673 be amended as follows:

Page 2, line 7, delete the comma and insert in lieu thereof "and"

Page 2, line 8, delete "*and the highway patrolmen's retirement*"

Page 2, line 9, delete "*association*"

Page 2, line 14, delete the comma and insert in lieu thereof "*and*"

Page 2, line 14, after "*association*" delete "*and*"

Page 2, line 15, delete everything before the period

Page 5, after line 19, insert the following:

"(a) *Municipal judges and special municipal judges.*"

Renumber the subsequent clauses in subdivision 2a

Page 11, line 9, restore the stricken "*his*"

Page 11, line 15, restore the stricken language and delete the underscored language

Page 11, line 16, restore the stricken "*his*"

Page 14, line 15, strike "*was*" and insert thereafter "*who was*"

Page 14, line 28, strike "*member who is not an*"

Page 16, after line 16, insert the following:

"Subd. 34. [ADDITIONAL EMPLOYER CONTRIBUTION; LIMITED.] "*Additional employer contribution*" except as such term applies to the police and fire fund, means an amount to be applied to the unfunded obligation for prior entry age normal level contribution requirements accumulated to date as determined in accordance with section 356.21. This contribution shall be made from funds available to the employing governmental subdivision; provided, however, that when the contribution payable after June 30, 1973 is in an amount equal to \$85,363,639 plus interest thereon at the rate of seven percent per annum compounded annually, this contribution shall cease."

Page 16, line 28, before "*nine*" strike "*and*"

Page 17, line 10, delete the underscored comma

Page 20, line 2, after "*353*" insert "*or 355*"

Page 22, line 9, delete "*eight*" and insert in lieu thereof "*seven*"

Page 22, line 11, delete "*four*" and insert in lieu thereof "*three and one-half*"

Page 32, delete all of lines 7 through 28 and insert in lieu thereof the following:

"Subd. 2. [VALUATION OF ASSETS; ADJUSTMENT OF BENEFITS.] (1) As of June 30, 1960, the present value of all annuities in force as of June 30, 1960, except for supplementary benefits payable from the general fund of the state and except for survivor or disability benefits, shall be determined by the 1965 group annuity table—males, the 1965 group annuity table—females, and three and one-half percent interest, and assets representing the required reserves for these annuities shall be trans-

ferred to the Minnesota adjustable fixed benefit fund, during a period of one year in accordance with procedures specified in section 11.25.

~~(2) (1) Effective July 1, 1969 1973 , for those members retiring pursuant to the provisions of the law relating to the public employees retirement association and for persons receiving benefits on such date or subsequent thereto , the required reserves as determined in accordance with these sections on a five percent interest assumption shall be transferred to the Minnesota adjustable fixed benefit fund as of the date of retirement , or the date the benefit begins to accrue; provided, however, that the required reserves with respect to persons receiving a benefit on June 30, 1973, shall be transferred to the Minnesota adjustable fixed benefit fund on June 30, 1973, using a three and one-half percent interest rate . The 1965 group annuity table—males, the 1965 group annuity table—females and three and one-half percent interest, will be used to determine the amount to be transferred.~~

~~(3) (2) Annuity and benefit payments shall be adjusted in accordance with the provisions of section 11.25, subdivisions 12 and 13.~~

~~(4) (3) Notwithstanding section 356.18, increases in annuity payments pursuant to this section will be made automatically unless the intended recipient files written notice is filed by the annuitant with the public employees retirement association requesting that the increase shall not be made."~~

Page 33, delete all of lines 1 through 6

Page 34, after line 1, insert a new section as follows:

"Sec. 37. Minnesota Statutes 1971, Chapter 353, is amended by adding a section to read:

[353.273] [INCREASE IN ANNUITIES AND BENEFITS.]  
Any person who was receiving an annuity or benefit as of July 1, 1973, shall be entitled to an increase in such monthly annuity or benefit effective July 1, 1973, in an amount that, when added to amounts received under section 353.271 and receivable under section 36 of this act, equals 30 percent of the annuity or benefit for which he originally qualified. Said increase shall be made in the same manner and at the same time retirement annuities and other benefits are paid and shall be included in each warrant on which each annuity or benefit is so paid. Persons who will become eligible to receive benefits, because of the death of a member or annuitant prior to June 30, 1973, shall be covered under this section. Notwithstanding the provisions of section 356.18, increases in payments pursuant to this section will be made automatically unless the intended recipient files written notice with the public employees retirement association requesting that the increase shall not be made."

Page 42, line 21, delete "\$400" and insert in lieu thereof "the average monthly salary on which such benefit is calculated"

Page 42, line 23, delete ", subject to the"

Page 42, line 24, delete "*aforementioned maximum*"

Page 43, line 26, after "member" insert "*or former member who terminates public service after June 30, 1973,*"

Page 44, line 6, after "thereon" insert "*after one year of membership to the date of termination of public service*"

Page 44, line 6, strike "two" and insert "five"

Page 44, line 7, delete the underscored language

Page 44, line 13, strike "If a former member dies before he"

Page 44, strike all of lines 14 through 18

Page 49, line 6, strike "He may instead"

Page 49, strike all of lines 7 through 11

Page 49, line 12, strike "section 353.31."

Page 49, line 19, after "employee" insert "*after June 30, 1973*"

Page 49, line 20, strike "without interest" and insert before the period "*, plus interest thereon after one year of membership to the date of termination of public service at the rate of five percent per annum compounded annually*"

Page 50, line 28, strike "without interest,"

Page 59, line 12, before "*The rights*" insert "*Except as provided in section 37 of this act,*"

Page 60, delete all of lines 20 through 27

Page 63, line 17, delete "73" and insert in lieu thereof "74"

Page 64, line 1, strike the comma

Page 64, strike all of lines 2 and 3

Page 64, line 4, strike "then available to other members retiring at the time"

Page 65, strike all of lines 9 through 17

Page 66, line 7, delete "*, including surviving spouse and*"

Page 66, line 8, delete "*children,*"

Page 34, line 25, delete "*Chapter 353*" and insert in lieu thereof "*Chapters 353 and 355*"

Page 37, after line 33, insert "*for the first ten years and thereafter by 2.5 percent per year of allowable service*"

Page 37, line 35, delete "1.25" and insert in lieu thereof "one"

Page 37, after line 35, insert "*for the first ten years and thereafter by 1.5 percent per year of allowable service*"

Page 38, after line 1, insert the following:

"Subd. 3a. [ANNUITY; UNMARRIED APPLICANT.] *At the*

*time of application for annuity hereunder, any person may elect to be paid a "normal" annuity five percent greater than annuity determined under subdivision 3 of this section. If such person dies leaving a spouse, such spouse shall not be paid an annuity pursuant to section 353.31, subdivision 1a."*

Page 40, line 8, restore the stricken language and delete the underscored language

Page 40, line 10, restore the stricken language and delete the underscored language

Page 40, line 12, restore the stricken language and delete the underscored language

Page 40, line 13, after the period insert *"Upon retirement a member may select an optional form of annuity in lieu of accepting any other form of annuity which might otherwise be available."*

Page 66, line 9, delete "\$400" and insert in lieu thereof *"the average monthly salary on which such benefit is calculated"*

Page 66, line 10, delete *", subject"*

Page 66, line 11, delete *"to the aforementioned maximum"*

Page 66, line 18, delete "73" and insert in lieu thereof "74"

Page 71, delete all of lines 10 through 21

Page 72, line 18, after *"Sections"* insert *"353.01, Subdivisions 24 and 30;"*

Page 72, line 20, after *"353.31, Subdivisions"* insert *"2,"*

Page 72, line 21, after *"4, 5, 6, 7,"* delete *"and 10"* and insert in lieu thereof *"10, and 11; 353.32, Subdivision 3"*

Page 72, line 26, delete *"and"*

Page 72, line 27, after *"9"* delete the comma and insert *"; and 355.301"*

Renumber the sections in sequence

Further, amend the title as follows:

Line 33, after *"2 and 3"* delete *", and"*

Line 34, delete *"by adding a subdivision"*

Line 41, after *"Sections"* insert *"353.01, Subdivisions 24 and 30;"*

Line 44, after *"Subdivisions"* insert *"2,"*

Line 45, delete *"and 10"* and insert in lieu thereof *"10, and 11; 353.32, Subdivision 3"*

Line 53, insert before the period *"; and 355.301"*

And when so amended, H. F. No. 1673 will be identical to S. F. No. 1615 and further recommends that H. F. No. 1673 be given its second reading and substituted for S. F. No. 1615 and S. F. No. 1615 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 1939 be amended as follows:

Page 5, line 6, after "*shall*" insert a comma

Page 5, line 9, after "*with*" strike "*the*" and insert in lieu "*a*"

And when so amended, H. F. No. 1939 will be identical to S. F. No. 1862 and further recommends that H. F. No. 1939 be given its second reading and substituted for S. F. No. 1862 and S. F. No. 1862 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 2240 be amended as follows:

Page 1, line 15, delete "*plat*"

And when so amended, H. F. No. 2240 will be identical to S. F. No. 2033 and further recommends that H. F. No. 2240 be given its second reading and substituted for S. F. No. 2033 and S. F. No. 2033 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 1968 be amended as follows:

Page 1, line 13, strike "\$5,000,000" and insert in lieu thereof "\$8,000,000"

Page 2, line 38, strike "only after its" and insert in lieu thereof "immediately upon final enactment."

Page 2, strike lines 39 through 41

And when so amended, H. F. No. 1968 will be identical to S. F. No. 2024 and further recommends that H. F. No. 1968 be given its second reading and substituted for S. F. No. 2024 and S. F. No. 2024 be indefinitely postponed. Amendments adopted.

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

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

H. F. Nos. 1870, 2162, 2098, 2207, 2270, 2294, 1191, 485, 545, 601, 1386, 1404, 1617, 876, 1292, 1541, 1732, 1895, 2107, 1340, 1854, 1898, 1907, 2004, 2197, 1288, 1558, 1871, 1965, 713, 1309, and 1134 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 referred to their respective Committees as follows:

H. F. Nos. 485, 545, 1404 and 1134 to the Committee on Finance.

H. F. Nos. 1292, 1541, 1732, 1898, and 1907 to the Committee on Governmental Operations.

H. F. Nos. 1870 and 876 to the Committee on Judiciary.

H. F. Nos. 2098, 2207, 1191, 601, 1386, 1617, 2107, 2004, 2197, 1288, 1558, 1871, 713 and 1309 to the Committee on Labor and Commerce.

H. F. Nos. 2162, 2294 and 1340 to the Committee on Local Government.

H. F. Nos. 2270, 1854 and 1965 to the Committee on Metropolitan and Urban Affairs.

H. F. No. 1895 to the Committee on Natural Resources and Agriculture.

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. 381, 985, 1120, 1723, 1655, 1530, 1375, 871, 1806, 1682, 1679, 1574, 1387, 2317, 2275, 2259, 2230, 2140, 2139, 1942 and 2429 were read the second time.

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

H. F. Nos. 334, 189, 1186, 632, 134, 314, 70, 1939, 1968, 2240, 1673, 976, 1873, 1681, 1230, 2241 and 1383 were read the second time.

### **MOTIONS AND RESOLUTIONS**

Mr. Ueland moved that the name of Mr. Josefson be stricken and the name of Hansen, Mel be added as second author to S. F. No. 500. Which motion prevailed.

Mr. Novak moved that H. F. No. 1772 be withdrawn from the Committee on Finance and re-referred to the Committee on Rules and Administration for comparison with Senate File No. 1808. Which motion prevailed.

Mr. Gearty moved that S. F. No. 1005 be withdrawn from the Committee on Rules and Administration and re-referred to the Committee on Governmental Operations. Which motion prevailed.

### **SUSPENSION OF RULES**

Mr. Coleman moved that the rules of the Senate be so far suspended as to take up the General Orders Calendar 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. Milton in the chair.

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

H. F. No. 835, which the committee recommends to pass, after the following motion:

Mr. Jensen moved to amend H. F. No. 835, the printed bill, as follows:

Page 2, lines 12 through 36, reinstate the stricken language

Page 3, lines 1 through 13, reinstate the stricken language

Page 3, line 13, before the words "*Adissolution*" insert "*(10)*"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 24 and nays 31, as follows:

Those who voted in the affirmative were:

Ashbach	Fitzsimons	Jensen	Nelson	Renneke
Berg	Frederick	Josefson	Olson, H. D.	Sillers
Bernhagen	Hansen, Baldy	Knutson	Olson, J. L.	Stassen
Chmielewski	Hansen, Mel	Kowalczyk	Patton	Willet
Dunn	Hanson, R.	Larson	Pillsbury	

Those who voted in the negative were:

Anderson	Conzemius	Kleinbaum	Olhoff	Stokowski
Arnold	Davies	Laufenburger	Olson, A. G.	Tennessen
Blatz	Gearty	Lewis	Perpich, A. J.	Thorup
Borden	Hughes	Lord	Perpich, G.	
Brown	Humphrey	Milton	Schaaf	
Chenoweth	Keefe, S.	North	Solon	
Coleman	Kirchner	Ogdahl	Spear	

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

The question being taken on the committee recommendation,

And the roll being called, there were yeas 35 and nays 25, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Kleinbaum	Nelson	Schaaf
Blatz	Gearty	Krieger	North	Sillers
Borden	Hughes	Larson	Ogdahl	Solon
Chenoweth	Humphrey	Lewis	Olson, A. G.	Spear
Coleman	Keefe, J.	Lord	Perpich, A. J.	Stokowski
Conzemius	Keefe, S.	Milton	Perpich, G.	Tennessen
Davies	Kirchner	Moe	Pillsbury	Ueland

Those who voted in the negative were:

Ashbach	Dunn	Hanson, R.	Novak	Renneke
Berg	Fitzsimons	Jensen	Olson, H. D.	Schrom
Bernhagen	Frederick	Josefson	Olson, J. L.	Stassen
Brown	Hansen, Baldy	Knutson	Patton	Thorup
Chmielewski	Hansen, Mel	Kowalczyk	Purfeerst	Willet

Which motion prevailed. So the committee recommends H. F. No. 835 to pass.

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

### RECESS

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



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

### MEMBERS EXCUSED

Mr. Krieger was excused from the Session of today, beginning at 4:35 o'clock p.m. Mr. Patton was excused from the Session of today, beginning at 5:45 o'clock p.m. Mr. Olson, J. L. was excused from the Session of today, beginning at 6:00 o'clock p.m.

### CALL OF THE SENATE

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

Anderson	Dunn	Kleinbaum	Olhoft	Spear
Ashbach	Gearty	Kowalczyk	Olson, A. G.	Stassen
Borden	Hansen, Baldy	Larson	Olson, J. L.	Stokowski
Brown	Hansen, Mel	Lewis	Patton	Tennessen
Chenoweth	Hanson, R.	Lord	Perpich, G.	Thorup
Coleman	Hughes	McCutcheon	Pillsbury	Ueland
Conzemius	Humphrey	Moe	Purfeerst	Willet
Davies	Keefe, S.	North	Schrom	
Doty	Kirchner	Novak	Sillers	

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

### SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak moved that S. F. No. 2399, No. 208 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

S. F. No. 2399: A bill for an act relating to claims against the state; appropriating moneys for the payment thereof.

Mr. Purfeerst moved to amend S. F. No. 2399 as follows:

Page 12, lines 25 and 26, strike "cigarette tax apportionment fund and the liquor tax apportionment" and insert "general"

Which motion prevailed. So the amendment was adopted.

S. F. No. 2399 was then progressed as amended.

### SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak moved that S. F. No. 1252, No. 177 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

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

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 57 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Schrom voted in the negative.

So the bill passed and its title was agreed to.

### SUSPENSION OF RULES

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

### GENERAL ORDERS—CONTINUED

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

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

H. F. No. 1969, which the committee recommends to pass with the following amendment offered by Mr. Doty:

Page 10, strike lines 8 through 14

Re-number the sections in sequence

The question being taken on the committee recommendation,

And the roll being called, there were yeas 32 and nays 12, as follows:

Those who voted in the affirmative were:

Borden	Gearty	Larson	North	Solon
Chenoweth	Hanson, R.	Laufenburger	Novak	Spear
Chmielewski	Hughes	Lewis	Olhoff	Stokowski
Coleman	Humphrey	Lord	Olson, A. G.	Thorup
Davies	Keefe, S.	McCutcheon	Olson, J. L.	
Doty	Kirchner	Milton	Perpich, A. J.	
Dunn	Kleinbaum	Moe	Pillsbury	

Those who voted in the negative were:

Ashbach  
Berg  
Bernhagen

Blatz  
Brown  
Frederick

Hansen, Baldy Kowalczyk  
Knutson Krieger

Renneke  
Schrom

Which motion prevailed. So the committee recommends H. F. No. 1969 to pass as amended.

S. F. No. 615, which the committee recommends to pass with the following amendments offered by Messrs. Olson, A. G. and Nelson:

Mr. Olson, A. G. moved to amend S. F. No. 615 as follows:

Page 3, line 4, after "state" strike "the following products" and insert "sources of energy"

Page 4, after line 11, insert:

"A dealer may, upon agreement with an affiliated distributor, make a standing order to purchase each month an amount equal to or a certain percentage of the amount he purchased during the corresponding month of the preceding year.

A dealer or large contract purchaser may not make orders pursuant to this subdivision for a total amount greater than 100 percent of his average monthly purchase during the preceding year or his purchase during the corresponding month of the preceding year, whichever is greater. A dealer or large contract purchaser making an order pursuant to this subdivision, other than a standing order with an affiliated distributor, shall file copies of all orders with the Public Service Commission together with a statement of the maximum amount which he may order pursuant to this subdivision."

Mr. Nelson moved to amend S. F. No. 615 as follows:

Page 8, after line 25, insert:

"Sec. 7. This act shall expire on July 1, 1975."

And then, on motion of Mr. Moe, 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, Friday, May 4, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.