

## FIFTY-FIFTH DAY

St. Paul, Minnesota, Tuesday, May 8, 1973.

The Senate met at 1:30 o'clock p.m. and was called to order by the President.

## CALL OF THE SENATE

Mr. Willet imposed a call of the Senate.

The following Senators answered to their names:

Arnold	Frederick	Knutson	North	Renneke
Bang	Gearty	Kowalczyk	Novak	Schrom
Coleman	Hansen, Mel	Larson	Olhoff	Solon
Conzemius	Hanson, R.	Laufenburger	Olson, A. G.	Spear
Davies	Humphrey	Lewis	Patton	Stassen
Doty	Keefe, S.	Lord	Perpich, A. J.	Stokowski
Dunn	Kirchner	McCutcheon	Perpich, G.	Ueland
Fitzsimons	Kleinbaum	Milton	Pillsbury	Willet

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

Prayer by the Chaplain.

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

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

Quorum present.

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

## MEMBERS EXCUSED

Mr. Sillers was excused from the Session of today. Mr. Keefe, J. was excused from the early part of this afternoon's Session. Mr. Gearty was excused from the Session of today from 5:00 o'clock

p.m. until 8:00 o'clock p.m. Mr. Stassen was excused from the Session of today from 6:00 o'clock p.m. until 8:00 o'clock p.m.

#### EXECUTIVE AND OFFICIAL COMMUNICATIONS

May 7, 1973

The Honorable Alec G. Olson  
President of the Senate

Sir:

I have the honor to inform you that I have received, approved, signed and deposited in the office of the Secretary of State the following Senate Files:

S. F. No. 104, An act relating to public welfare; permitting county welfare boards to charge fees for services; amending Minnesota Statutes 1971, Chapter 393, by adding a section.

S. F. No. 117, An act relating to welfare; defining "continuous absence from the home" as used in sections 256.72 to 256.87; amending Minnesota Statutes 1971, Section 256.12, Subdivision 15.

S. F. No. 425, An act relating to the state; authorizing the sale of certain state lands to, and the development of that land for industrial purposes by, the city of Owatonna; amending Laws 1965, Chapter 216, Section 1.

S. F. No. 489, An act relating to highway traffic regulations; pedestrians rights in absence of signals; amending Minnesota Statutes 1971, Section 169.21, Subdivision 2.

S. F. No. 688, An act relating to highway traffic regulations; prescribing tuition fees for driver improvement clinics; amending Minnesota Statutes 1971, Section 169.972, Subdivision 2.

S. F. No. 778, An act relating to public welfare; extending the duration of foster care and day care licenses; amending Minnesota Statutes 1971, Section 257.101, Subdivision 2.

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

S. F. No. 790, An act relating to redevelopment; including rural areas in redevelopment programs; amending Minnesota Statutes

1971, Sections 472.02; 472.03, by adding a subdivision; and 472.04, Subdivision 1.

S. F. No. 1249, An act authorizing the village of Rushford to establish cartways in the manner prescribed for establishing town roads.

S. F. No. 1277, An act relating to child welfare; powers and duties of county welfare boards; authorizing all county welfare boards to compel certain persons to pay child support; amending Minnesota Statutes 1971, Section 393.07, Subdivision 9.

S. F. No. 1327, An act relating to natural resources; directing the release of certain easements and conveyance of certain land in Kandiyohi county.

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

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

Sincerely,

Wendell R. Anderson, Governor

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
145		Chapter 144	May 3, 1973	May 3, 1973
197		Chapter 145	May 3, 1973	May 3, 1973
236		Chapter 146	May 3, 1973	May 3, 1973
274		Chapter 147	May 3, 1973	May 3, 1973
277		Chapter 148	May 3, 1973	May 3, 1973
317		Chapter 149	May 3, 1973	May 3, 1973
395		Chapter 150	May 3, 1973	May 3, 1973
436		Chapter 151	May 3, 1973	May 3, 1973
442		Chapter 152	May 3, 1973	May 3, 1973
460		Chapter 153	May 3, 1973	May 3, 1973
801		Chapter 154	May 3, 1973	May 3, 1973
819		Chapter 155	May 3, 1973	May 3, 1973

823	Chapter 156	May 3, 1973	May 3, 1973
829	Chapter 157	May 3, 1973	May 3, 1973
895	Chapter 158	May 3, 1973	May 3, 1973
922	Chapter 159	May 3, 1973	May 3, 1973
1009	Chapter 160	May 3, 1973	May 3, 1973
1010	Chapter 161	May 3, 1973	May 3, 1973
1072	Chapter 162	May 3, 1973	May 3, 1973
1114	Chapter 163	May 3, 1973	May 3, 1973
1211	Chapter 164	May 3, 1973	May 3, 1973
1599	Chapter 165	May 3, 1973	May 3, 1973

Sincerely,

Arlen Erdahl  
Secretary of State

### INTRODUCTION OF BILLS

Mr. Milton introduced—

S. F. No. 2460: A bill for an act relating to conservation, energy; creating an energy conservation fund and energy conservation program development body; authorizing interstate research agreements; providing for certain penalties and appropriations.

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

Mr. Chmielewski introduced—

S. F. No. 2461: A bill for an act relating to taxation; excise tax on gasoline and gasoline substitutes; refunds; amending Minnesota Statutes 1971, Section 296.18, by adding a subdivision.

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

Messrs. Bang; Hansen, Baldy and Perpich, A. J. introduced—

S. F. No. 2462: A bill for an act relating to insurance; surplus line coverages; regulating authorized nonadmitted insurers; amending Minnesota Statutes 1971, Sections 60A.20, Subdivisions 1, 2, 4, 5, 7, 9, 14, 16 and 17; and 60A.21, Subdivisions 1, 2, 3, 4 and 6.

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

Messrs. Conzemius, Brown and Lewis introduced—

S. F. No. 2463: A bill for an act relating to corrections; establishing an independent school district for correctional institutions under the supervision of a school board; appropriating money; amending Minnesota Statutes 1971, Sections 241.27, Subdivision 1; 242.20; 242.32; 242.43; 242.44; 243.51, Subdivision 1; 243.80; 243.84; and 243.85.

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

### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 2437.

H. F. No. 2437: A bill for an act relating to the organization and operations of state government; imposing regulations for junior college operations; appropriating moneys with certain conditions for education and related purposes, including the university of Minnesota and its hospitals, state colleges, aids to libraries, junior colleges, higher education coordinating commission, and moneys for medical education; providing aid to school districts including those affected by gross earnings taxation and authorizing the power of eminent domain with certain of the funds provided hereby; transferring moneys between accounts and funds in the state treasury; controlling certain treasury receipts; and imposing conditions relative to the expenditure of public moneys.

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

Smith, Faricy, Fugina, Enebo and Searle have been appointed as such committee on the part of the House.

House File No. 2437 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives.  
Transmitted May 7, 1973

Mr. Davies moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 2437 and that a Conference Committee of 5 members be appointed by the Committee on Committees, on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 1109, 1341, 1930, and 2157.

Edward A. Burdick, Chief Clerk, House of Representatives.  
Returned May 8, 1973

Mr. President:

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

S. F. No. 160: A bill for an act relating to public health; dating of perishable foods; providing a penalty.

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

Connors, Vento and Ferderer.

Senate File No. 160 is herewith returned to the Senate.

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

Returned May 7, 1973

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 2275.

H. F. No. 2275: A bill for an act relating to the organization and operation of the state government; appropriating moneys therefor, permitting transfers in certain cases and limiting the use thereof, including appropriations for the departments of public welfare, corrections, health, commission on alcohol problems, board of examiners for nursing home administrators, public assistance programs, old age assistance, aid to dependent children, aid to the blind, aid to the disabled, and public relief.

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

Samuelson, Hanson, Rice, McCarron and McCauley have been appointed as such committee on the part of the House.

House File No. 2275 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

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

Transmitted May 7, 1973

Mr. Novak moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 2275 and that a Conference Committee of 5 members be appointed by the Committee on Committees, on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 1271, 1508, 1765, 1839, 1845, 2007, 2129, 1729, 2148 and 2189.

Edward A. Burdick, Chief Clerk, House of Representatives.  
Transmitted May 7, 1973

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 147 and 1940.

Edward A. Burdick, Chief Clerk, House of Representatives.  
Returned May 7, 1973

Mr. President:

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

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

Senate File No. 690 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.  
Returned May 7, 1973

Mr. Olson, A. G. moved that the Senate do not concur in the amendments by the House to S. F. No. 690 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate to act with a like Conference Committee to be appointed on the part of the House. Which motion prevailed.

Mr. President:

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

S. F. No. 122: A bill for an act relating to public records; accessibility for research; amending Minnesota Statutes 1971, Section 15.17, Subdivision 4.

Senate File No. 122 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.  
Returned May 7, 1973

**CONCURRENCE AND REPASSAGE**

Mr. Perpich, G. moved that the Senate do now concur in the amendments by the House to S. F. No. 122 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 122 was read the third time, as amended by the House, and placed on its repassage.

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

And the roll being called, there were yeas 56 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

**MESSAGE FROM THE HOUSE—CONTINUED**

Mr. President:

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

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

Senate File No. 1156 is herewith returned to the Senate.

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

Returned May 7, 1973

**CONCURRENCE AND REPASSAGE**

Mr. McCutcheon moved that the Senate do now concur in the amendments by the House to S. F. No. 1156 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 1156 was read the third time, as amended by the House, and placed on its repassage.

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

And the roll being called, there were yeas 56 and nays 0, as follows:



Those who voted in the affirmative were:

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

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

#### MESSAGE FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 677, 1702, 1716, 2072, 2096, 1473, 1506, 1807, 2111, 2150, 553, 1104, 2173, 805, 1326, 1410, 1612, 1662, 890, 1354, 1531, 2145, 2397 and 2224.

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

Transmitted May 7, 1973

#### FIRST READING OF HOUSE BILLS

H. F. No. 677: A bill for an act relating to recreational motor vehicles; providing limitations on the operation of such vehicles while on property not owned by the operator; providing penalties; amending Minnesota Statutes 1971, Chapter 84, by adding a section.

H. F. No. 1702: A bill for an act relating to agriculture; providing for the investigation of the complaints of food producers, processors and handlers licensed by the state.

H. F. No. 1716: A bill for an act relating to wild animals; limiting the use of certain firearms in relation to firearm deer seasons; amending Minnesota Statutes 1971, Section 100.29, Subdivisions 3 and 9.

H. F. No. 2072: A bill for an act relating to insurance; reinsurance by life insurance companies of aircraft risks; amending Minnesota Statutes 1971, Section 60A.09, Subdivision 5.

H. F. No. 2096: A bill for an act relating to county extension service; removing limitations on the levy and appropriation for extension activities; amending Minnesota Statutes 1971, Section 38.36.

H. F. No. 1473: A bill for an act abolishing the legislative buildings commission; transferring the commission's functions, powers and duties to the legislative advisory committee; repealing Minnesota Statutes 1971, Sections 3.421 to 3.471.

H. F. No. 1506: A bill for an act relating to elections; providing for the appointment of volunteer deputies; providing for the regis-

tration of the elderly and disabled at their residences, and for the registration of other eligible voters at various locations; amending Minnesota Statutes 1971, Sections 201.05; and 201.20, by adding subdivisions.

H. F. No. 1807: A bill for an act relating to agriculture, dairy promotion act; promotion of milk products; voting on promotional orders by producer-members of a cooperative association; amending Minnesota Statutes 1971, Sections 32B.04, Subdivision 4; 32B.06, Subdivision 2; and 32B.09.

H. F. No. 2111: A bill for an act relating to elections; permitting voting compartments when electronic voting systems are in use; amending Minnesota Statutes 1971, Sections 203.10, Subdivision 2; and 206.026, Subdivision 1.

H. F. No. 2150: A bill for an act relating to the athletic commission; amending Minnesota Statutes 1971, Section 341.07.

H. F. No. 553: A bill for an act relating to income tax on corporations; providing for an income tax on railroad companies; amending Minnesota Statutes 1971, Section 290.02.

H. F. No. 1104: A bill for an act relating to the cities of St. Louis Park and Winona; permitting city council to direct or serve on housing and redevelopment authority or to contract with other governmental units for services provided by such authority.

H. F. No. 2173: A bill for an act relating to taxation; levy limitations; amending Minnesota Statutes 1971, Sections 275.11, by adding a subdivision; and 412.251.

H. F. No. 805: A bill for an act relating to taxes on and measured by net income; limiting the deductions attributable to farming; amending Minnesota Statutes 1971, Sections 290.01, Subdivision 20; and 290.09, by adding a subdivision.

H. F. No. 1326: A bill for an act relating to professional licensing boards; providing for the assumption of certain clerical and administrative functions of various health profession licensing boards by the state board of health; amending Minnesota Statutes 1971; Section 45.16, Subdivision 3.

H. F. No. 1410: A bill for an act relating to workmen's compensation for farm laborers; amending Minnesota Statutes 1971, Sections 176.011, by adding a subdivision; 176.041, Subdivision 1, and 176.051.

H. F. No. 1612: A bill for an act relating to the establishment of a riding and hiking trail from the Twin Cities metropolitan area to Jay Cooke state park in Carlton county; providing authority for acquisition of interests in land and development, maintenance and operation of the trail.

H. F. No. 1662: A bill for an act relating to pollution; providing for a deputy director of the Minnesota pollution control agency; removing certain exemptions from the definition of "solid waste"; giving the pollution control agency power to regulate the storage of solid waste; providing permit authority to govern noise pollu-

tion; expanding the definition of "junk yard"; abolishing the water pollution control advisory committee; amending Minnesota Statutes 1971, Sections 43.09, Subdivision 2; 116.03, Subdivision 1; 116.06, Subdivision 10, and by adding a subdivision; 116.07, Subdivisions 2, 4, and 4a; 116.08, Subdivision 1; 116.081, Subdivision 1; 161.242, Subdivision 2.

H. F. No. 890: A bill for an act relating to the police department, the policemen's relief association, and policemen's pension fund in the city of Minneapolis.

H. F. No. 1354: A bill for an act relating to intoxicating liquor; the issuance of on-sale liquor licenses in certain municipalities; amending Minnesota Statutes 1971, Section 340.11, Subdivision 7.

H. F. No. 1531: A bill for an act relating to highway traffic regulation; prescribing weight limitations of a compactor collection vehicle transporting solid waste; amending Minnesota Statutes 1971, Section 169.831.

H. F. No. 2145: A bill for an act relating to the city of Alexandria, the townships of Alexandria, Carlos, Hudson and LeGrand and the sanitary sewer board of the Alexandria lake area sanitary district in the county of Douglas; amending Laws 1971, Chapter 869, Sections 2, Subdivision 2; 4, Subdivision 5; 12, Subdivisions 1 and 2; 13, Subdivision 4; 17, Subdivision 7; and 18, Subdivision 6.

H. F. No. 2397: A bill for an act relating to zoning; authorizing board of appeals to permit variances for use of one family dwellings; amending Minnesota Statutes 1971, Section 462.357, Subdivision 6.

H. F. No. 1271: A bill for an act relating to labor; employment of minors; providing that prohibitions do not apply to employment of farm children on the family farm; amending Minnesota Statutes 1971, Sections 181.40 and 182.09.

H. F. No. 1508: 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; 414.031, Subdivision 5; 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, Subdivision 2.

H. F. No. 1765: A bill for an act relating to motor vehicles; eliminating the requirement of special markings on motor vehicles owned by the state and operated by a commissioner or head of a state department; amending Minnesota Statutes 1971, Section 168.012, by adding a subdivision.

H. F. No. 1839: A bill for an act relating to workmens compensation; adjusting certain schedules of and provisions for compensation benefits; relating to injuries occurring out of state and occupation diseases; amending Minnesota Statutes 1971, Sections

176.021, Subdivision 3; 176.041, Subdivision 3; 176.101, Subdivisions 2, 3, and 7; 176.662; Chapter 176, by adding a section; repealing Minnesota Statutes 1971, Section 176.041, Subdivision 5.

H. F. No. 1845: A bill for an act relating to courts; authorizing county court judges not learned in the law to dispose of certain uncontested actions; amending Minnesota Statutes 1971, Sections 487.01, Subdivision 9; and 487.04.

H. F. No. 2007: A bill for an act relating to metropolitan government; directing implementation of the transit development program and providing funds therefor; amending Minnesota Statutes 1971, Sections 473A.065; and 473A.111, Subdivision 1.

H. F. No. 2129: 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.

H. F. No. 1729: A bill for an act relating to the executive council; providing that the lieutenant governor be a member thereof; amending Minnesota Statutes 1971, Section 9.011, Subdivision 1.

H. F. No. 2148: A bill for an act relating to financial corporations; amending Minnesota Statutes 1971, Section 47.52.

H. F. No. 2189: A bill for an act relating to insurance; providing for the establishment and operation of a Minnesota life and health insurance guaranty association to protect policyowners, insureds, beneficiaries, and others against the failure of an insurer doing business in Minnesota to perform its contractual obligations; amending Minnesota Statutes 1971, Sections 60B.17, by adding a subdivision; 60B.25; 60B.30, by adding a subdivision; and 60B.46, Subdivision 1.

H. F. No. 2224: A bill for an act establishing the Minnesota outdoor recreation system and prescribing methods and policies for its authorization, acquisition, establishment, management amending Minnesota Statutes 1971, Sections 84.033; 85.04; 85.05, Subdivision 2; 85.20, Subdivisions 1 and 5.

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. 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. 2013 and 2356.

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

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

H. F. No. 9: A bill for an act relating to labor; creating a division of labor standards; providing for minimum wage and overtime standards; providing penalties for violations; repealing Minnesota Statutes 1971, Sections 175.38; 175.39; and 177.01 to 177.20.

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

Page 2, line 1, after "Minnesota" insert "or his authorized designee"

Page 2, line 6, strike "includes" and insert "means"

Page 2, line 7, strike "includes" and insert "means"

Page 2, line 10, strike "includes" and insert "means"

Page 2, line 12, after "workers" and before the period, insert "and on any given day employing no more than four employees who have reached the age of 18"

Page 2, line 17, strike "in the capacity of outside salesman" and insert "a salesman who conducts no more than 20 percent of his sales on the premises of the employer"

Page 2, strike lines 27 and 28

Page 2, line 33, strike the period and insert a semicolon

Page 2, after line 33, insert:

"(11) any individual employed on a part-time basis in a carnival, circus, fair or theater."

Renumber the clauses

Page 3, line 3, before "Except" insert "Subdivision 1."

Page 3, after line 5, insert:

"Subd. 2. Notwithstanding subdivision 1, the minimum wage rate which an employer whose annual gross income is not more than \$250,000 may pay to an employee is 90 percent of the minimum wage rate established in subdivision 1.

Subd. 3. Notwithstanding subdivisions 1 or 2, the minimum wage rate which an employer may pay to an employee who has not attained the age of 18 is 90 percent of the minimum wage rate established in subdivisions 1 or 2 whichever is applicable to the employer; provided that this subdivision shall not apply to an employer whose proportion of hours of employment in a month by persons who have not attained the age of 18 to total hours of employment of all employees in that month does not exceed the proportion for the corresponding month of the base period of 1973. In the case of an employing establishment which became subject to this act after January 1, 1973, or one which does not have records adequate to establish 1973 as a base period, the base period shall be 1974 or the first 12 consecutive months that the establishment was subject to this act."

Page 5, after "Subd. 3." strike lines 12 through 16 and insert:

"The commissioner may establish regulations which define and govern this act with respect to, salesmen who conduct no more than 20 percent of their sales on the premises of the employer; allowances as part of the wage rates for gratuities and for board, lodging and other facilities or services furnished by the employer and used by the employees."

Page 5, after line 16, insert:

"Subd. 4. An employer who provides meals and lodging to his employees is entitled to a credit against the wages due under sections 4 and 5. The credit may be equivalent to the entire cost of providing the meal or lodging. No profit may be included on meals or lodging for which a credit is taken.

Subd. 5. An employee who receives \$20 or more per month in gratuities is a tipped employee. His employer is entitled to a credit against the wages due under sections 4 and 5 in an amount up to 50 percent of the gratuities which a tipped employee receives. A credit against the wages due for gratuities received by a tipped employee may not be taken unless a signed statement from each tipped employee states that he did receive during the pay period an amount equal to or greater than the credit applied against the wages due by his employer. Such statements shall be maintained by the employer as a part of his business records."

Renumber the subdivisions.

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

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

H. F. No. 1675: A bill for an act relating to courts; providing for uniform retirement and survivors' annuities for judges and establishing a judges' retirement fund; appropriating money.

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. For purposes of sections 1 to 6, terms defined in this section have the meanings given them unless the context clearly indicates otherwise.

Subd. 2. "Court" means any court of this state established by the Minnesota Constitution and any municipal, county or probate court of record.

Subd. 3. "Judge" means a judge or justice of any court.

Subd. 4. "Year of service" means a whole year, and not any fraction thereof, served as a judge at any time, or served as a referee in probate for all such referees in office prior to January 1, 1974.

Subd. 5. "Judges' retirement fund", "retirement fund" or "fund" means that fund created by section 3 of this act.

Subd. 6. "Annuity" means the payments made each year to an annuitant from the judges' retirement fund, pursuant to the provisions of sections 1 to 6.

Subd. 7. "Annuitant" means a judge, surviving spouse or dependent child entitled to an annuity under the provisions of sections 1 to 6.

Subd. 8. "Normal retirement date" means the last day of the month in which a judge attains the age of 65.

Subd. 9. Except as otherwise provided by this act, "normal retirement annuity" means an annuity to which a judge is entitled under section 4, subdivision 1, upon retirement on or after normal retirement date.

Subd. 10. "Early retirement date" means the last day of any month after a judge attains the age of 62 until normal retirement date.

Subd. 11. "Early retirement annuity" means an annuity to which a judge is entitled under section 4, subdivisions 1 and 3 upon retirement at any early retirement date.

Subd. 12. "Mandatory retirement date" means the last day of the month in which a judge has attained 70 years of age.

Subd. 13. "Disability" means permanent inability to perform the functions of judge by reason of physical or mental impairment resulting from sickness or injury.

Subd. 14. "Disability retirement date" means the last day of the first month after which the governor determines, upon voluntary application by the judge or otherwise, that a judge suffers from a disability.

Subd. 15. "Disability retirement annuity" means an annuity to which a judge is entitled under section 4, subdivisions 1 and 4 after retirement for reason of disability.

Subd. 16. "Surviving spouse" means the surviving husband or wife of a deceased judge.

Subd. 17. "Dependent child" means any natural or adopted child of a deceased judge who has not reached the age of 18 years, or having reached the age of 18, is under age 22 and is a full time student throughout the normal school year, unmarried and actually dependent for more than one-half of his support upon such judge for a period of at least 90 days prior to the judge's death. It also includes any natural child of the judge born after his death.

Subd. 18. "Survivor's annuity" means an annuity to which a surviving spouse or dependent child is entitled under section 4, subdivision 9.

Subd. 19. "Approved actuary" means any actuary who is either a fellow of the society of actuaries or who has at least 15 years of

service to major public employee funds or any firm retaining such an actuary on its staff.

Subd. 20. "Actuarial equivalent" means the annual amount determined by calculations based on mortality tables, purchasable with a given amount at a stated age.

Subd. 21. "Final average compensation" means the total amount of salary payable to a judge in the highest five years of the last ten years prior to the event of maturity of benefits, divided by five; provided, however, that if the number of years of service is less than ten, the highest five shall be counted, and if the number of years is less than five, the aggregate salary in such period shall be divided by the number of months in such period and multiplied by twelve.

Sec. 2. [ADMINISTRATION OF JUDGES' RETIREMENT.] The judges' retirement fund shall be considered a part of the Minnesota state retirement system established by section 352.021 and shall be administered by the board of directors established by section 352.03. Except for section 352.03, and as used herein, judges are not, however, "employees" or "employees covered by the system" within the meaning and for the purposes of Minnesota Statutes, Section 352.01 to 352.73, nor are those sections generally applicable to the judges' retirement fund.

Sec. 3. [JUDGES' RETIREMENT FUND.] Subdivision 1. [CREATION; CONTRIBUTIONS.] There is hereby created a special fund known as the "judges' retirement fund". The fund shall be credited with all contributions, all interest and all other income authorized by law. From this fund there are appropriated the payments authorized by this act in the amounts and at times provided herein, including the expenses of administering the fund. Except as provided in section 8, subdivision 2, each judge shall contribute to the fund from each salary payment a sum equal to the salary multiplied by the rate of employee tax under the Federal Insurance Contributions Act as defined in Minnesota Statutes, Section 355.01, Subdivision 9. The balance of all money necessary for administering this act and the judges' retirement fund, including payment of retirement compensation and other benefits under this act, shall be contributed to the fund by the state. The amount required therefor is hereby annually appropriated from the general fund to the judges' retirement fund.

Subd. 2. [TREASURER.] The state treasurer shall be ex officio treasurer of the judges' retirement fund and his general bond to the state shall be so conditioned as to cover all liability for his acts as treasurer of this fund. All moneys received by him pursuant to this section shall be set aside in the state treasury to the credit of the judges' retirement fund. He shall transmit monthly to the executive director described in section 352.03, subdivision 5, a detailed statement of all amounts so received and credited by him to the fund. He shall pay out the fund only on warrants issued by the state auditor, upon vouchers signed by said executive director; provided that vouchers for investment may be signed by the secretary of the state board of investment.



Subd. 3. [INVESTMENT.] The director referred to in subdivision 2 shall, from time to time, certify to the state board of investment such portions of the judges' retirement fund as in his judgment may not be required for immediate use. Assets from the judges' retirement fund shall be transferred to the Minnesota adjustable fixed benefit fund for retirement and disability benefits as provided in section 11.25 and section 352.119. The state board of investment shall thereupon invest and reinvest sums so transferred, or certified, in such securities as are duly authorized legal investments for such purposes under chapter 11.

Sec. 4. [MATURITY OF BENEFITS; RETIREMENT AND SURVIVORS' ANNUITIES.] Subdivision 1. [BASIC RETIREMENT ANNUITY.] Except as qualified hereinafter from and after mandatory retirement date, normal retirement date, early retirement date, or two years from the disability retirement date, as the case may be, a retirement annuity shall be payable to a retiring judge from the judges' retirement fund in an amount equal to two and one half percent of the judge's final average compensation multiplied by the number of years of service rendered, provided that such annuity shall not exceed 60 percent of the judge's annual salary for the year immediately preceding his retirement.

Subd. 2. [YEARS OF SERVICE.] No judge shall be eligible for a normal or early retirement annuity at normal or early retirement date if he has less than ten years of service.

A judge who was in office on December 31, 1973 and thereafter and who, by the date on which his term expires, would not be eligible to retire with full benefits under statutes in effect on December 31, 1973, may apply to the governor for an extension to serve up to three additional years, stating his intention to retire upon such eligibility. Notwithstanding section 5 hereof, the governor shall forthwith make a written order accepting such retirement application, and extending the term of office of such judge for such period of time, not exceeding three years, as may be necessary to make such judge eligible for such retirement, solely for purposes of computing benefits hereunder.

Subd. 3. [EARLY RETIREMENT.] The retirement annuity provided by subdivision 1 of any judge electing to retire at an early retirement date shall be reduced 1/15th for each full year or fraction thereof from his retirement date to normal retirement date.

Subd. 4. [DISABILITY RETIREMENT.] From and after disability retirement date, a disabled judge shall be entitled to (a) continuation of his full salary payable by the judge's employer, as if his office were not vacated by retirement, for a period of two full years, and (b) thereafter a disability retirement annuity computed as provided in subdivision 1, provided that such judge shall receive a minimum annuity of 25 percent of his final average compensation.

Subd. 5. [DEFERRED BENEFITS.] Any benefit to which a judge is entitled under this section may be deferred until early or normal retirement date, notwithstanding termination of such judge's service prior thereto.

Subd. 6. [PART-TIME JUDGES.] Notwithstanding other provisions of this section, except as provided herein service by a judge who was not paid an annual salary or who served in a jurisdiction in which the judge was entitled to practice law while serving as a judge shall be credited only at the rate of 50 percent thereof. All disqualified service may be credited to years of service for the purposes of this act only if:

(a) The judge or his employer pays to the judges' retirement fund a sum equal to 5.85 percent of one half of the average salary earned during such period of part time service, plus accrued interest thereon at the rate of five percent per year compounded annually from the period of service so credited to the date payment is made;

(b) Such payment is made in not more than 36 monthly installments; and

(c) Such judge or his employer shall elect to make such payment and shall commence doing so within 60 days after the effective date of this act or after the commencement of such judge's first term in office, whichever is later.

Subd. 7. [PRACTICE OF LAW PROHIBITED.] No retired judge or his spouse or children shall receive a retirement annuity while such judge is practicing law in Minnesota. For the purposes of this subdivision, "practicing law" does not mean service as a retired judge, as counsel for an indigent accused of committing a misdemeanor or felony, or service without compensation in connection with any legal assistance or legal aid program for indigents.

Subd. 8. [EXCLUSIVE NORMAL RETIREMENT BENEFITS.] Any judge who retires after December 31, 1973, shall be entitled to a retirement pension, retirement compensation or other retirement payment under statutes applicable solely to judges pursuant to this section only, except that any such judge in office prior to January 1, 1974, who retires at or after normal retirement age may then elect to receive during his lifetime a normal retirement annuity computed on the basis of retirement compensation provided for such judge under statutes in effect on December 31, 1973, in lieu of the amount of normal retirement annuity otherwise computed under this act.

Subd. 9. [SURVIVORS' ANNUITY.] Upon the death of a judge prior to retirement, his surviving spouse or, if there be no surviving spouse, his dependent children, shall receive an annuity, payable monthly, equal to 60 percent of the normal retirement annuity which would have been payable to the judge had the date of his death been the normal retirement date, provided that the surviving spouse or dependent children shall receive an annuity of not less than 25 percent of the judge's final average compensation.

Subd. 10. [PRIOR SURVIVORS' BENEFITS; LIMITATION.] Benefits provided under Minnesota Statutes, Sections 490.102, Subdivision 6, and 490.12, Subdivision 7, for a surviving spouse of a retired judge, payable after the death of the judge, shall be limited to:

(a) Spouses of judges who have retired prior to January 1, 1974; and

(b) Spouses of judges in office on December 31, 1973 and thereafter who elect to continue contributions under said sections 490.102, subdivision 6 or 490.12, subdivision 7. Such contributions shall be in addition to contributions under section 3, and upon retirement such judge may not elect to receive any of the optional annuities under subdivision 11 of this section 5 unless such judge and his spouse shall waive any benefits under said sections 490.102, subdivision 6 or 490.12, subdivision 7.

No other judge in office on or after January 1, 1974, shall be required to contribute under said section 490.102, subdivision 6 or 490.12, subdivision 7.

Subd. 11. [OPTIONAL ANNUITIES.] There shall be no survivor or death benefits in connection with the death of a judge who retires after December 31, 1973, except as otherwise provided herein. Within 30 days prior to such retirement, except as provided in section 4, subdivision 10, a judge may elect to receive, in lieu of the normal retirement annuity, optional annuities which shall take the form of an annuity payable for a period certain and for life thereafter or a joint and survivor annuity. Such optional annuities shall be actuarially equivalent to an annuity for life, with no term certain, and shall be established by the governing body of the Minnesota state retirement system upon the recommendation of an approved actuary.

Subd. 12. [REFUND.] Any person who ceases to be a judge but who does not qualify for a retirement annuity or other benefit under this act shall be entitled to a refund of all his contributions to the judges' retirement fund with interest computed on the basis of interest assumption under the provisions of section 356.21. No refund shall be payable upon the death of a judge prior to retirement if no benefits shall be payable under section 4, subdivision 9.

Sec. 5. [MANDATORY RETIREMENT.] Subdivision 1. Except as otherwise provided in this act, each judge shall retire on his mandatory retirement date.

Subd. 2. Except as provided by sections 490.025, subdivision 3, 490.102, subdivisions 3 and 3a and 490.12, subdivision 2, any judge in office on December 31, 1973 who shall have attained 70 years of age on or prior to such date shall retire upon the expiration of the term of office of such judge.

Subd. 3. This section takes effect December 31, 1973.

Sec. 6. [PROCEDURES.] Subdivision 1. [COMPULSORY RETIREMENT.] Proceedings for compulsory retirement of a judge, if necessary, shall be conducted in accordance with the provisions of sections 490.04 to 490.09.

Subd. 2. [VACANCIES.] Any judge may make written application to the governor for retirement. The governor thereupon shall direct the judge's retirement by written order which, when filed in the office of the secretary of state, shall effect a vacancy in the office to be filled as provided by law.

Subd. 3. [APPLICATION FOR ANNUITY OR REFUND.] Application for an annuity or refund under this act may be made by the annuitant or by someone authorized to act in his behalf. Every application for an annuity or refund, with proof of age and years of service when required, shall be submitted to the governing body of the Minnesota state retirement system in a form prescribed by it.

Subd. 4. [MANNER OF PAYMENT.] Unless otherwise specifically provided by statute or agreed upon by the annuitant and the governing body of the state retirement system, annuities payable under this act shall be paid in the manner and at the intervals as prescribed by the executive director of the state retirement system. The annuity shall cease with the last payment received by the annuitant in his or her lifetime.

Sec. 7. [SOCIAL SECURITY COVERAGE; DEFINITIONS.] Subdivision 1. For the purposes of sections 7 to 9, the terms defined in this section shall have the meanings given them, and terms defined in Minnesota Statutes, Section 355.01, Subdivisions 2, 5, 8, and 9, shall have the meanings there given them.

Subd. 2. "Enabling act" means Minnesota Statutes, Sections 355.01 to 355.08.

Subd. 3. "Employee" means any judge, as defined in section 1 of this act.

Subd. 4. "Employing unit" means the state, county, or municipality by which a judge is employed.

Sec. 8. [AGREEMENTS.] Subdivision 1. Pursuant to the enabling act, the state agency, with the approval of the governor, shall supervise a referendum for the employees at a date set by the governor in accordance with the requirements of the social security act.

Subd. 2. The referendum shall decide the question of whether or not the employment of each such employee should be excluded from or included in an agreement.

Subd. 3. Notice of referendum as required by the social security act shall contain a statement in such form as the state agency shall deem necessary and sufficient to inform the employees of the rights which accrue to them under the social security act and the effect that coverage under the social security act will have on their retirement benefits.

Subd. 4. If the governor or an official of the state designated by him for the purpose receives satisfactory evidence that the conditions specified in section 218(d) (7) of the social security act have been met, he shall so certify to the secretary of health, education and welfare.

Subd. 5. The state agency, with the approval of the governor, may enter into an agreement with the secretary of health, education and welfare, or modify any such agreement previously made, to obtain the benefits of the federal old age survivors insur-

ance system in respect to services performed by employees of any employing unit.

Subd. 6. In accordance with section 218(d) (6) (C) of the social security act, the retirement system for judges is divided into two parts:

(a) The first part is composed of judges in office on and after December 31, 1973, and who do not desire coverage under an agreement pursuant to section 218(d) of the social security act;

(b) The second part is composed of judges in office on and after December 31, 1973, who desire such coverage and judges first in office after December 31, 1973, whose service shall constitute "employment" as defined in the social security act.

Subd. 7. Effective with respect to services performed after December 31, 1973, by employees referred to in subdivision 6, clause (b), each employing unit shall pay into the contribution fund established by section 355.04, contributions with respect to wages equal to the sum of taxes which be imposed by the federal insurance contribution act if the services covered by the agreement constituted employment within the meaning of that act.

Subd. 8. Effective January 1, 1974, as to employees referred to in subdivision 6, clause (b), contributions shall not be paid into the judges' retirement fund by such employees to the extent of the employee contribution under the federal insurance contribution act.

Subd. 9. Delinquent payments due under this section, with interest at the rate of six percent per annum, may be recovered by action in a court of competent jurisdiction against each and every employing unit liable therefor or may, at the request of the state agency, be deducted from any other moneys payable to such employing unit by any department or agency of the state.

Subd. 10. Each and every employing unit shall reimburse the state agency for its pro rata share of the cost of the administration of said agency in accordance with the rules and regulations of the state agency pertaining thereto. Such reimbursements shall be paid into the state agency revolving fund.

Subd. 11. Each and every employing unit shall make such reports in such form and containing such information as the state agency may from time to time require, and comply with such provisions as the state agency or the secretary of health, education and welfare may from time to time find necessary to assure the correctness and verification of such reports.

Sec. 9. [BENEFITS OFFSET.] Upon any event of maturity of benefits for any judge referred to in section 8, subdivision 6, clause (b), or for such judge's surviving spouse or dependent children, the amount payable from the judges' retirement fund shall be reduced by 75 percent of the amount of the employee's primary benefit payable upon such event of maturity of benefits under the social security act.

Sec. 10. [PAST SERVICE.] On or before October 31, 1973, on such forms as may be prescribed by the executive director of the state retirement system, each employing unit shall certify to the state retirement system the years of service and age of each judge.

Sec. 11. The executive director of the Minnesota state retirement fund shall cause valuations, surveys and financial reports of this fund to be made in accordance with Minnesota Statutes, Chapter 356.

Sec. 12. Sections 1 through 4 and section 6 of this act take effect January 1, 1974. Sections 7 through 10 of this act take effect July 1, 1973."

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

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

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

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

Line 2, after "120.05" and before "in", insert ", Subdivision 1, (1) (2) and (3)."

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

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

S. F. No. 1983: A bill for an act relating to education; advisory board on handicapped, gifted and exceptional children; amending Minnesota Statutes 1971, Section 121.34.

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

Page 1, line 13, strike "nine"

Page 1, line 14, strike "three" and insert "four"

Page 1, line 29, after "time" and before "for" insert "*at the discretion of the commissioners of education and welfare and the executive secretary of the state board of health*"

Page 1, line 30, strike "who shall serve at the"

Page 2, line 1, strike "*pleasure of the board*"

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

H. F. No. 1058: A bill for an act relating to education; extending the program of instruction review authority of the Minnesota higher education coordinating commission to include private collegiate and non-collegiate institutions offering post-secondary education; amending Minnesota Statutes 1971, Section 136A.04.

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

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

H. F. No. 1712: A bill for an act relating to Independent School District No. 659 and Area Vocational-Technical School District No. 917; authorizing Independent School District No. 659 to join Area Vocational-Technical School District No. 917.

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

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

H. F. No. 879: A bill for an act relating to education; authorizing school boards to pay insurance premiums for retired officers and employees between the ages of 60 and 65.

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

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

H. F. No. 877: A bill for an act relating to education; interscholastic athletics and other extracurricular activities; amending Minnesota Statutes 1971, Chapter 129 by adding a section; repealing Minnesota Statutes 1971, Section 129.12.

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

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

S. F. No. 926: A bill for an act establishing the Minnesota environmental education council; and describing the powers and duties thereof.

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

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

S. F. No. 1438: A bill for an act relating to the operation of the state government; prescribing compensation, retirement and related benefits for certain state officers and employees, and establishing certain compulsory retirement requirements; amending Minnesota Statutes 1971, Sections 43.01, Subdivision 9, and by adding subdivisions; 43.03, Subdivision 3; 43.051; 43.111; 43.12, Subdivisions 2, 2a, 2b and 3; 43.121, Subdivision 2; 43.122; 43.126, Subdivision 1; 43.24, Subdivision 1; 43.50, Subdivision 1; 299D.03, Subdivision 2; 352.03, Subdivisions 1 and 3; 352.04, Subdivisions 2 and 3; 352.115, Subdivisions 2 and 3, and by adding a subdivision; 352.116, Subdivision 1; 352.118; 352.119, Subdivision 2; 352.12, Subdivision 1; 352.22, Subdivisions 1 and 2; 352.23; 352.27; and Chapter 352, by adding sections; repealing Minnesota Statutes 1971, Section 16.02, Subdivision 20a.

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

Page 2, line 8, strike "\$50" and reinstate the stricken "\$35" in line 7

Page 19, line 12, after the word "*after*" insert "*the nominee has achieved permanent or probationary civil service status in the class occupied at the time nomination is made and after*"

Page 19, line 13, after "*director*" strike the comma and insert in lieu thereof a period

Page 19, line 13, strike "*except that incumbents of positions designated in*"

Page 19, strike lines 14 through 17

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

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

S. F. No. 2367: A bill for an act authorizing the issuance of bonds by Independent School District No. 625.

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

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

S. F. No. 1653: A bill for an act relating to education; the establishment of a pilot educational service area in southwest and west central Minnesota to provide educational services and programs on a regional basis; appropriating money therefor.

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

Page 8, line 1, strike "74,800" and insert in lieu thereof "50,000"



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

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

S. F. No. 2119: A bill for an act relating to welfare; implementing provisions of the social security amendments of 1972; repealing certain obsolete statutory provisions; providing for the centralized disbursement of medical assistance payments; appropriating money; amending Minnesota Statutes 1971, Chapter 144, by adding a section; Sections 6.20; 98.47, Subdivision 8; 245.0313; 253A.15, Subdivision 11; 256.01, Subdivision 2; 256.12, Subdivision 10; 256.462, Subdivision 3; 256.935; 256.98; 256B.02, Subdivision 3; 256B.06; 256B.09; 256B.22; 260.38; 261.03; 261.063; 261.07, Subdivision 2; 275.50, Subdivision 5; 393.06; 393.07, Subdivisions 2 and 6; 462.485; 573.02, Subdivision 1; and Chapter 256B, by adding sections; repealing Minnesota Statutes 1971, Sections 245.033; 256.11; 256.12, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 11, 12, 13, 16, and 17; 256.13 to 256.23; 256.26; 256.27 to 256.461; 256.462, Subdivisions 1, 4, 5, 6, and 7; 256.463 to 256.64; 256.66 to 256.71; and 256.73, Subdivision 3.

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

Page 4, line 13, after "*authorized*" and before "*to*" strike the comma

Page 4, line 14, after "*act*," and before "*to*" insert "*and*"

Page 14, line 18, after "256.71," and before "256.72" insert "*and Sections*"

Page 18, line 23, strike "*shall*" and insert "*may*"

Page 26, strike all of section 32 and renumber sections accordingly

Page 27, line 10, after "31," and before "32," insert "*and*"

Page 27, line 10, strike "*, and 33*"

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. 1110: A bill for an act relating to commerce; providing for the registration and regulation of franchises by the commissioner of securities; requiring certain disclosures; defining and prohibiting unfair practices; providing penalties.

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

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

H. F. No. 889: A bill for an act relating to health; payment of medical and hospital benefits to governmental institutions in certain instances.

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

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

S. F. No. 1893: A bill for an act relating to public welfare; authorizing the commissioner of public welfare, and certain counties and municipalities to make grants for child care service and for certain programs for child care; amending Minnesota Statutes 1971, Sections 245.83, Subdivisions 2 and 3, and by adding a subdivision; 245.84; 245.85; 245.86; and 245.87.

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

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

S. F. No. 1979: A bill for an act relating to the Minnesota state college board; appropriating money and authorizing a loan to the board for the refunding of outstanding revenue bonds; authorizing the issuance and sale of bonds under the provisions of Article IX, Section 6 of the Constitution to provide money for such loan, and appropriating money in connection with such bonds; amending Minnesota Statutes 1971, Section 136.40, by adding a subdivision.

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

Page 2, line 6, strike "*revenue*" and insert in lieu thereof "*general*"

Page 2, line 6, strike *of the Minnesota state college board* and insert in lieu thereof "*in the state treasury*"

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 1702, 1716, 2096, 1506, 2111, 2150, 553, 1326, 1410, 1612, 1662, 1354, 1531, 2397 and 2160 for comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. Nos. 2150 and 1326 to the Committee on Governmental Operations.

H. F. Nos. 1410 and 1354 to the Committee on Labor and Commerce.

H. F. Nos. 2096 and 2397 to the Committee on Local Government.

H. F. Nos. 1702, 1716, 1612 and 1662 to the Committee on Natural Resources and Agriculture.

H. F. No. 553 to the Committee on Taxes and Tax Laws.

H. F. Nos. 1506, 2111 and 1531 to the Committee on Transportation and General Legislation.

The following House File was found not identical with its companion Senate File as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
2160	2259				

Pursuant to Rule 49 the Committee recommends that H. F. No. 2160 be amended as follows:

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

"Section 1. Notwithstanding the provisions of Minnesota Statutes 1971, Section 8.06 and Section 136.11 to the contrary or any rules or regulations adopted pursuant thereto, the Mankato state student association may expend money for the purpose of funding a program to provide legal counseling and services to the students of Mankato state college. The money to be expended shall be from that certain account of the college activity fund of Mankato state college allocated to the Mankato state student association."

Further, amend the title by striking it in its entirety and inserting in lieu thereof the following:

"A bill for an act relating to Mankato state college; authorizing Mankato state student association to expend money assigned to it from the college activity fund of Mankato state college for funding a legal counseling and service program for students."

And when so amended, H. F. No. 2160 will be identical to S. F. No. 2259 and further recommends that H. F. No. 2160 be given its second reading and substituted for S. F. No. 2259 and S. F. No. 2259 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. 1271, 1839, 1845, 2007, 2129, 2148, 2189 and 2224 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. No. 1845 to the Committee on Judiciary.

H. F. Nos. 1271, 1839, 2129, 2148 and 2189 to the Committee on Labor and Commerce.

H. F. No. 2007 to the Committee on Metropolitan and Urban Affairs.

H. F. No. 2224 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.

Mr. Coleman from the Committee on Rules and Administration, to which was referred H. F. No. 873 for comparison to companion Senate Files, reports the following House File was found not identical with its companion Senate File as follows:

<b>GENERAL ORDERS</b>		<b>CALENDAR OF ORDINARY MATTERS</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
873	740				

Pursuant to Rule 49 the Committee recommends that H. F. No. 873 be amended as follows:

Page 15, line 19, delete "the offering of"

Page 32, line 25, delete the period and insert in lieu thereof a semicolon

And when so amended, H. F. No. 873 will be identical to S. F. No. 740 and further recommends that H. F. No. 873 be given its second reading and substituted for S. F. No. 740 and S. F. No. 740 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.

#### **SECOND READING OF SENATE BILLS**

S. F. Nos. 2356, 926, 1438, 2367, 1653, 2119, 1893 and 1979 were read the second time.

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

H. F. Nos. 9, 1675, 1196, 1058, 1712, 879, 877, 1110, 889, 873 and 2160 were read the second time.

#### **MOTIONS AND RESOLUTIONS**

Mr. Novak moved that H. F. No. 1355 be withdrawn from the Committee on Finance and re-referred to the Committee on Rules and Administration for comparison with S. F. No. 1438, now on General Orders. Which motion prevailed.

Mr. North moved that S. F. No. 34 and the Conference Committee Report be laid on the table and the Report be printed in the Journal. Which motion prevailed.

#### **CONFERENCE COMMITTEE REPORT ON S. F. NO. 34**

A bill for an act relating to funeral directing; requiring an itemized statement of funeral costs; amending Minnesota Statutes 1971, Chapter 149, by adding a section.

May 4, 1973

Honorable Alec G. Olson, President of the Senate

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

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 34, report that we have agreed upon the items in dispute and recommend as follows:

That S. F. No. 34 be amended as follows:

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

"Section 1. Minnesota Statutes 1971, Chapter 149, is amended by adding a section to read:

[149.09] [STATEMENTS; PRICES; CREMATION WITHOUT CASKET.] *Subdivision 1. [ITEMIZED STATEMENT TO BE FURNISHED.] Every person licensed or granted a permit pursuant to this chapter, including funeral directors and funeral establishments, shall furnish at the time funeral arrangements are made for the care and disposition of the body of a deceased person, an itemized statement in compliance with rules adopted by the board of health pursuant to Minnesota Statutes, Chapter 15. The rules shall require a separate listing of cost in the following categories: casket; burial vault; use of facilities for funeral services; use of facilities for reviewal; specifically itemized transportation costs; specifically itemized funeral service merchandise; embalming; preparation of the body; other professional services; and a statement of all anticipated cash advances and expenditures.*

*Subd. 2. [REQUIRING RETAIL PRICE OF CASKET TO BE DISPLAYED.] Every funeral director or operator who offers a casket for sale shall display the retail price of the casket in a conspicuous place on the casket.*

*Subd. 3. [AUTHORIZING CREMATION OR CALCINATION WITHOUT A CASKET.] A person operating a crematory or calcinatory shall not require that human remains be placed in a casket before cremation or calcination or that human remains be cremated or calcinated in a casket or refuse to accept human remains for cremation or calcination for the reason that human remains are not in a casket. This subdivision does not prohibit the requiring of a container or disposal unit to protect the physical health or safety of any individual. The listing of costs statement required in subdivisions 1 to 3 shall include the following statement for which a charge is made in conspicuously legible print: Minnesota law does not require that remains be placed in a casket before or at the time of cremation.*

*Subd. 4. [PENALTY.] Any violation of subdivisions 1 to 3 shall constitute unprofessional conduct within the meaning of section 149.05, subdivision 1, clause (5)."*

Further, delete the title and insert in lieu thereof the following:

"A bill for an act relating to funeral directing; requiring an itemized statement of funeral costs; requiring the retail price of burial caskets to be clearly marked; authorizing cremation or calcination without a casket; providing a penalty; amending Minnesota Statutes 1971, Chapter 149, by adding a section."

We request adoption of this report and repassage of the bill in accordance therewith.

Senate Conferees: (signed) Robert D. North, Howard A. Knutson, and John Milton.

House Conferees: (signed) Donald M. Moe, William R. Ojala, and James L. Adams.

Mr. McCutcheon moved that H. F. No. 2353 be taken from the table. Which motion prevailed.

### SUSPENSION OF RULES

Mr. McCutcheon moved that an urgency be declared within the meaning of Article IV, Section 20, of the Constitution of Minnesota, with respect to H. F. No. 2353 and that the rules of the Senate be so far suspended as to give H. F. No. 2353 its second and third reading and placed on its final passage. Which motion prevailed.

H. F. No. 2353 was read the second time.

Mr. McCutcheon moved to amend H. F. No. 2353, the typewritten bill, as follows:

Page 1, strike all of section 2, and insert in lieu thereof:

"Sec. 2. The county board of commissioners may levy a tax for the purposes of the plans and designs which power is in addition to all other taxing powers of the county and independently of any restrictions upon the power of the county to levy taxes for other purposes.

Sec. 3. The final report shall be submitted to the county board on or before December 15, 1973. An interim progress report shall be submitted to the county board not later than October 1, 1973. This act becomes effective upon enactment."

Which motion prevailed. So the amendment was adopted.

H. F. No. 2353: A bill for an act relating to Ramsey county; appropriations by the county for the preliminary plans of a detention center or centers.

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

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

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

Those who voted in the affirmative were:

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

So the bill, as amended, 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 Senate Calendar at this time, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

### CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate for the Senate Calendar.

The following Senators answered to their names:

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

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

### THIRD READING OF HOUSE BILLS

H. F. No. 835: A bill for an act relating to divorce; abolishing the action and substituting proceedings for dissolution; amending Minnesota Statutes 1971, Sections 518.001; 518.01; 518.03; 518.06; 518.07; 518.09; 518.10; 518.11; 518.12; 518.13; 518.14; 518.15; 518.16; 518.17; 518.175, Subdivision 1; 518.25; 518.27; 518.54; 518.55; 518.551; 518.57; 518.58; 518.59; 518.62; 518.63; 518.64 and 518.66; repealing Minnesota Statutes 1971, Sections 518.08; 518.26 and 518.28.

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 35 and nays 30, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Milton	Perpich, G.
Arnold	Doty	Kleinbaum	Moe	Pillsbury
Blatz	Dunn	Krieger	Nelson	Schaaf
Borden	Gearty	Laufenburger	North	Solon
Chenoweth	Hughes	Lewis	Ogdahl	Spear
Coleman	Humphrey	Lord	Olson, A. G.	Stokowski
Conzemius	Keefe, S.	McCutcheon	Perpich, A. J.	Tennessee

Those who voted in the negative were:

Ashbach	Fitzsimons	Josefson	Olson, H. D.	Schrom
Bang	Frederick	Knutson	Olson, J. L.	Stassen
Berg	Hansen, Baldy	Kowalczyk	O'Neill	Thorup
Bernhagen	Hansen, Mel	Larson	Patton	Ueland
Brown	Hanson, R.	Novak	Purfeerst	Wegener
Chmielewski	Jensen	Olhoft	Renneke	Willet

So the bill passed and its title was agreed to.

H. F. No. 295: A bill for an act relating to public employees; giving public employees and employers certain rights and obligations; defining unfair practices; amending the public employment labor relations act of 1971; amending Minnesota Statutes 1971, Sections 179.63; Subdivisions 6, 8, 9, 13, and 18, and by adding a subdivision; 179.64, Subdivisions 1 and 7; 179.65, Subdivisions 2, 3, 5, 6 and 7; 179.66, Subdivisions 4 and 5; 179.66, by adding a subdivision; 179.67, Subdivisions 7, 11, and 12; 179.68; 179.69, Subdivisions 3, 5 and 6; 179.70, Subdivision 1; 179.71, Subdivision 3; 179.72, Subdivisions 1, 7, 9, and 10; 179.73, Subdivision 2; 179.74, Subdivisions 2, 4 and 5; 179.75, Subdivision 8; repealing Minnesota Statutes 1971, Sections 179.69, Subdivision 7; 179.72, Subdivisions 11 and 13; 179.73, Subdivisions 3, 4 and 5; 179.75, Subdivisions 1, 2, 3, 4, 5, 6, 7, and 9; and 179.77.

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

The question being taken on the passage of the bill,

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

And the roll being called, there were yeas 57 and nays 7, as follows:

Those who voted in the affirmative were:

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



Those who voted in the negative were:

Berg	Larson	Patton	Renneke	Ueland
Jensen	Olson, H. D.			

So the bill passed and its title was agreed to.

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.

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

The question being taken on the passage of the bill,

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

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

Those who voted in the affirmative were:

Anderson	Davies	Humphrey	McCutcheon	Schaaf
Bang	Doty	Keefe, S.	Milton	Solon
Borden	Dunn	Kirchner	Moe	Spear
Brown	Fitzsimons	Kleinbaum	North	Stokowski
Chenoweth	Gearty	Laufenburger	Novak	Tennessen
Coleman	Hansen, Mel	Lewis	Olson, H. D.	Thorup
Conzemius	Hughes	Lord	O'Neill	

Those who voted in the negative were:

Arnold	Frederick	Kowalczyk	Patton	Schrom
Ashbach	Hansen, Baldy	Larson	Perpich, A. J.	Stassen
Berg	Hanson, R.	Nelson	Perpich, G.	Ueland
Bernhagen	Jensen	Olhoff	Pillsbury	Wegener
Blatz	Josefson	Olson, A. G.	Purfeerst	Willet
Chmielewski	Knutson	Olson, J. L.	Renneke	

So the bill passed and its title was agreed to.

H. F. No. 1465: A bill for an act relating to water resources; modifying and strengthening certain powers of the commissioner of natural resources in connection therewith; providing penalties; amending Minnesota Statutes 1971, Sections 105.37, by adding subdivisions; 105.38; 105.39, by adding a subdivision; 105.41; 105.42; 105.43; 105.44, Subdivisions 1, 3, 5, 6; 105.45; 105.47; 105.51, Subdivision 1; and Chapter 105, by adding sections; repealing Minnesota Statutes 1971, Section 105.54.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

Mr. Schrom voted in the negative.

So the bill passed and its title was agreed to.

### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Laufenburger moved that S. F. No. 2318, No. 161 on General Orders be stricken and re-referred to the Committee on Finance. Which motion prevailed.

### SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak moved that S. F. No. 1353, No. 236 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

S. F. No. 1353: A bill for an act relating to community corrections; authorizing a state subsidy to local units of government for providing community based corrections services; prescribing the powers of the commissioner of corrections; appropriating funds therefor.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

**SPECIAL ORDER**

Pursuant to Rule 10, Mr. Novak moved that S. F. No. 2118, No. 240 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

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

Mr. Knutson moved to amend S. F. No. 2118, as follows:

Page 8, line 2, strike "7" and insert "8"

Which motion prevailed. So the amendment was adopted.

S. F. No. 2118 was read the third time, as amended, and placed on its final passage.

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

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

Those who voted in the affirmative were:

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

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

**SPECIAL ORDER**

Pursuant to Rule 10, Mr. Novak moved that S. F. No. 929, No. 232 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

S. F. No. 929: A bill for an act relating to natural resources; prescribing a stream maintenance program; setting forth powers and duties of the commissioner of natural resources; amending Minnesota Statutes 1971, Chapter 105, by adding a section.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 52 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

### SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak moved that S. F. No. 1224, No. 234 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

S. F. No. 1224: A bill for an act relating to public health; venereal disease; requiring instruction and training in venereal disease in junior and senior high schools and for teachers; providing for the establishment of venereal disease treatment centers; relating to the sale of articles for the prevention of conception or disease; removing a restriction on certain medical advertisements; providing a penalty; appropriating funds; amending Minnesota Statutes 1971, Sections 126.02, Subdivision 2, and by adding a subdivision; 151.01, by adding a subdivision; 151.37, by adding a subdivision; 617.28, Subdivision 1; and Chapter 144, by adding a section; repealing Minnesota Statutes 1971, Section 617.251.

Mr. Tennessen moved to amend S. F. No. 1224, as follows:

Page 4, line 25, strike "\$50,000" and insert "\$100,000"

Which motion prevailed. So the amendment was adopted.

Mr. Doty moved to amend S. F. No. 1224, as follows:

Page 2, line 22, after "high" insert "*in the area of health*"

Page 2, line 23, after "*student*" insert "*preparing to teach in the area of health*"

Which motion prevailed. So the amendment was adopted.

Mr. Hughes moved to amend S. F. No. 1224, as follows:

Page 1, strike lines 23 through 38

Page 2, strike lines 1 through 6

Renumber the sections in sequence

Page 2, line 10, strike "all"

Page 2, strike lines 11 through 15

Amend the title as follows:

Lines 15 and 16, strike “, and by adding a subdivision”

Which motion prevailed. So the amendment was adopted.

Mr. O'Neill moved to amend S. F. No. 1224 as follows:

Page 3, strike lines 14 through 28

Page 5, strike lines 1 and 2

Amend the title as follows:

Line 8, strike “relating to the sale”

Strike line 9

Line 10, strike “conception or disease;”

Line 16, strike “151.01, by adding a”

Strike line 17

Line 18, strike “subdivision;”

Line 19, after “section” strike the semicolon and insert a period

Strike lines 20 and 21

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 33 and nays 25, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Jensen	McCutcheon	Purfeerst
Ashbach	Fitzsimons	Keefe, J.	Novak	Renneke
Berg	Gearty	Knutson	Olhoff	Schrom
Bernhagen	Hansen, Baldy	Kowalczyk	Olson, H. D.	Stassen
Blatz	Hansen, Mel	Krieger	Olson, J. L.	Willet
Brown	Hanson, R.	Larson	O'Neill	
Chmielewski	Hughes	Laufenburger	Patton	

Those who voted in the negative were:

Borden	Humphrey	Lord	Olson, A. G.	Solon
Chenoweth	Josefson	Milton	Perpich, A. J.	Spear
Coleman	Keefe, S.	Moe	Perpich, G.	Tennessen
Davies	Kirchner	Nelson	Pillsbury	Thorup
Doty	Lewis	North	Schaaf	Wegener

Which motion prevailed. So the amendment was adopted.

S. F. No. 1224: A bill for an act relating to public health; venereal disease; requiring instruction and training in venereal disease in junior and senior high schools and for teachers; providing for the establishment of venereal disease treatment centers; removing a restriction on certain medical advertisements; providing a penalty; appropriating funds; amending Minnesota Statutes 1971, Sections 126.02, Subdivision 2; 617.28, Subdivision 1; and Chapter 144, by adding a section.

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

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

And the roll being called, there were yeas 45 and nays 12, as follows:

Those who voted in the affirmative were:

Anderson	Borden	Davies	Fitzsimons	Hansen, Mel
Arnold	Chenoweth	Doty	Frederick	Hughes
Bang	Coleman	Dunn	Gearty	Humphrey

Jensen	Larson	Nelson	O'Neill	Solon
Josefson	Lewis	North	Perpich, A. J.	Spear
Keefe, J.	Lord	Novak	Perpich, G.	Stassen
Keefe, S.	McCutcheon	Ogdahl	Pillsbury	Stokowski
Kirchner	Milton	Olhoff	Purfeerst	Tennessen
Knutson	Moe	Olson, A. G.	Schaaf	Thorup

Those who voted in the negative were:

Bernhagen	Hansen, Baldy	Olson, H. D.	Patton	Schrom
Brown	Kowalczyk	Olson, J. L.	Renneke	Willet
Chmielewski	Laufenburger			

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

### SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak moved that S. F. No. 148, No. 85 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

S. F. No. 148: A bill for an act relating to public welfare; appropriating money for the Duluth United Day Activity Center.

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 36 and nays 28, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Lewis	Olson, H. D.	Tennessen
Arnold	Doty	Lord	Perpich, A. J.	Thorup
Bernhagen	Fitzsimons	McCutcheon	Perpich, G.	Wegener
Borden	Gearly	Milton	Schaaf	Willet
Chenoweth	Hughes	Moe	Schrom	
Chmielewski	Humphrey	Novak	Solon	
Coleman	Keefe, S.	Olhoff	Spear	
Conzemius	Kleinbaum	Olson, A. G.	Stokowski	

Those who voted in the negative were

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

So the bill passed and its title was agreed to.

### RECESS

Mr. Coleman moved that the Senate do now recess subject to the call of the President. Which motion prevailed.

After a brief recess, the President called the Senate to order.

### MEMBERS EXCUSED

Mr. Stokowski was excused from the Session of today until 7:30 o'clock p.m.

**CALL OF THE SENATE**

Mr. Coleman imposed a call of the Senate.

The following Senators answered to their names:

Anderson	Dunn	Kirchner	Olson, J. L.	Spear
Ashbach	Frederick	Kowalczyk	O'Neill	Stassen
Berg	Gearty	Larson	Patton	Tennessen
Blatz	Hansen, Baldv	McCutcheon	Perpich, A. J.	Ueland
Borden	Hansen, Mel	Nelson	Perpich, G.	Willet
Brown	Hanson, R.	Novak	Pillsbury	
Coleman	Humphrey	Olhoft	Purfeerst	
Davies	Jensen	Olson, A. G.	Renneke	
Doty	Keefe, S.	Olson, H. D.	Schrom	

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

Mr. Coleman moved that the rules of the Senate be so far suspended that the following bills be designated as Special Orders, to be heard immediately, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

S. F. Nos. 1923, 1141, 1781, 925, 1954, 496, 1708, 1128, 1712, 1364, 938, 1825, 2275, 2058, 1994. H. F. Nos. 1854 and 1949.

**SPECIAL ORDER**

S. F. No. 1923: A bill for an act relating to tax forfeited lands in Beltrami county; providing for the disposition of proceeds from sales of tax forfeited lands; amending Laws 1967, Chapter 558, Section 1, Subdivisions 3 and 7.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 55 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

**SPECIAL ORDER**

S. F. No. 1141: A bill for an act relating to the Hennepin county municipal court; increasing the number of judges; amending Minnesota Statutes 1971, Section 488A.021, Subdivision 1.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 53 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

### SUSPENSION OF RULES

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

### APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 1182, pursuant to the request of the Senate, Messrs. Larson, Chmielewski and Olhoft.

Mr. Davies moved that the foregoing appointments be approved.

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 2275, pursuant to the request of the House, Messrs. Moe; Tennessen; Perpich, G.; Ogdahl and Kirchner.

Mr. Davies moved that the foregoing appointments be approved.

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 2417, pursuant to the request of the Senate, Messrs. Chenoweth, Willet, Novak, Josefson and Fitzsimons.

Mr. Davies moved that the foregoing appointments be approved.



Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 910, pursuant to the request of the Senate, Messrs. Tennessen; Keefe, J. and Humphrey.

Mr. Davies moved that the foregoing appointments be approved.

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 690, pursuant to the request of the Senate, Messrs. Olson, A. G; Hanson, R., and Lewis.

Mr. Davies moved that the foregoing appointments be approved.

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 2437, pursuant to the request of the House, Messrs. Davies, Hughes, Arnold, Ashbach, and Olson, J. L.

Mr. Davies moved that the foregoing appointments be approved.

Mr. Davies moved that the foregoing Committee reports be laid on the table. Which motion prevailed.

### SPECIAL ORDER

S. F. No. 1781: A bill for an act relating to the Hennepin county municipal court and the city of Saint Paul municipal court; amending Minnesota Statutes 1971, Sections 488A.01, Subdivision 6; and 488A.18, Subdivision 7.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

**SPECIAL ORDER**

S. F. No. 925: A bill for an act relating to the city of Chisholm; placing new employees of the department of public safety under the public employees police and fire fund.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 56 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

**SPECIAL ORDER**

S. F. No. 1954: A bill for an act relating to the city of St. Cloud; providing for the continuance of a retirement program for police officers employed by the city.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

**SPECIAL ORDER**

S. F. No. 496: A bill for an act relating to the city of Gilbert; placing new police officers of the city of Gilbert under the public employee retirement association.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

### SPECIAL ORDER

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

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

### SPECIAL ORDER

S. F. No. 1128: A bill for an act relating to the policemen's relief association in the city of Red Wing; membership in the public employees police and fire fund.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

### SPECIAL ORDER

S. F. No. 1712: A bill for an act relating to water resources in Chisago and Pine counties.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 54 and nays 8, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bang	Hansen, Baldy	Moe	Olson, J. L.	Tennessen
Borden	Josefson	North		

So the bill passed and its title was agreed to.

### SPECIAL ORDER

S. F. No. 1364: A bill for an act relating to the Dover, Eyota and St. Charles sanitary district; permitting the advance of moneys in the general fund of the state treasury to the sanitary sewer board for said district; providing for repayment thereof; and appropriating money therefor.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

Mr. McCutcheon voted in the negative.

So the bill passed and its title was agreed to.

### SPECIAL ORDER

S. F. No. 938: A bill for an act relating to zoning; providing notice and procedures for amending ordinances in cities of the first class; amending Minnesota Statutes 1971, Section 462.357, Subdivisions 3 and 5.

Mr. Tennessen moved to amend S. F. No. 938, as follows:

Page 1, line 20, strike "500" and insert "350"

Page 2, line 14, strike "of" and insert "*preceding*"

Which motion prevailed. So the amendment was adopted.

S. F. No. 938 was read the third time, as amended, and placed on its final passage.

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

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

Those who voted in the affirmative were:

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

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

**SPECIAL ORDER**

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

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

**SPECIAL ORDER**

H. F. No. 1949: A bill for an act relating to Ramsey county; authorization of the county to appropriate and expend moneys in the improvements of lakes and acquiring land in the vicinity of such lakes for recreational grounds; repealing annual expenditure limitation; amending Laws 1927, Chapter 209, Section 1, as amended.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

**SPECIAL ORDER**

S. F. No. 2275: A bill for an act relating to employees of the fire department of the city of Fridley; transferring full time firemen to the public employees retirement association; providing benefits to members of the firemen's relief association; amending Laws 1969, Chapter 594, Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11; and repealing Laws 1969, Chapter 594, Section 12, Subdivision 3.

Mr. Schaaf moved to amend S. F. No. 2275, as follows:

Page 4, line 1, strike "The"

Page 4, strike all of lines 2, 3, 4

Page 4, line 5, strike everything before "For"

Page 6, line 13, strike "50"

Page 6, strike line 14

Page 6, line 15, strike everything before "Provided" and insert: *"A lump sum in the amount of 50 percent of the basic service pension times 12, times the number of years of service."*

Which motion prevailed. So the amendment was adopted.

S. F. No. 2275 was read the third time, as amended, and placed on its final passage.

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

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

Those who voted in the affirmative were:

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

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

**SPECIAL ORDER**

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

Mr. Spear moved to amend S. F. No. 2058, the printed bill, as follows:

Page 1, line 7, strike "Independent" and insert "Special"

Page 1, line 11, strike "Independent" and insert "Special"

Page 1, line 16, strike "Independent" and insert "Special"

Page 1, line 23, strike "Independent" and insert "Special"

Further amend the title as follows:

Page 1, line 2, strike "Independent" and insert "Special"

Which motion prevailed. So the amendment was adopted.

S. F. No. 2058 was then progressed as amended.

### SPECIAL ORDER

S. F. No. 1994: A bill for an act relating to certain buildings and facilities; providing that plans and specifications for construction or remodeling of certain buildings and facilities provide for accessibility and usability for physically handicapped and aged persons; amending Minnesota Statutes 1971, Sections 471.465, Subdivisions 2, 4 and 5; 471.466; 471.467, Subdivision 3; and 471.468.

Mr. Willet moved to amend S. F. No. 1994 as follows:

Strike everything after the enacting clause and insert:

"Section 1. The provisions of Minnesota Statutes, Sections 471.465 to 471.469 shall not apply to Independent School District No. 306 between the effective date of this act and December 31, 1976.

Sec. 2. This act is effective upon its approval by the governing body of Independent School District No. 306 and upon compliance with Minnesota Statutes, Section 645.021."

Amend the title by striking it in its entirety and inserting:

"A bill for an act relating to Independent School District No. 306; exempting the district from certain building requirements."

Which motion prevailed. So the amendment was adopted.

S. F. No. 1994: A bill for an act relating to Independent School District No. 306; exempting the district from certain building requirements.

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

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

And the roll being called, there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

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



**SPECIAL ORDER**

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.

Mr. O'Neill moved to amend H. F. No. 1854, the typewritten bill, as amended under Rule 49 and adopted by the Senate May 7, 1973, as follows:

Page 1, line 25, reinstate the stricken words " , all of whom"

Page 1, line 28, strike the comma

Which motion prevailed. So the amendment was adopted.

Mr. Schaaf moved to amend H. F. No. 1854, the typewritten bill, as amended under Rule 49 and adopted by the Senate May 7, 1973, as follows:

Page 2, line 4, after "49" and before the comma insert "*and 46 considered for purposes of this act as one district*"

Page 3, line 3, after "49" insert "*and 46 combined*"

Which motion prevailed. So the amendment was adopted.

H. F. No. 1854 was read the third time, as amended, and placed on its final passage.

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

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

Those who voted in the affirmative were:

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

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

**RECESS**

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

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

**MEMBERS EXCUSED**

Mr. Chenoweth was excused from the Session of this evening.

**CALL OF THE SENATE**

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

Anderson	Dunn	Krieger	North	Renneke
Ashbach	Fitzsimons	Larson	Novak	Schrom
Berg	Hansen, Mel	Laufenburger	Olhoff	Spear
Bernhagen	Hanson, R.	Lewis	Olson, A. G.	Tennesen
Borden	Hughes	Lord	Olson, J. L.	Ueland
Chmielewski	Humphrey	McCutcheon	Patton	Willet
Conzemius	Kirchner	Milton	Perpich, G.	
Davies	Knutson	Moe	Pillsbury	
Doty	Kowalczyk	Nelson	Purfeerst	

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

**SUSPENSION OF RULES**

Mr. Davies moved that the rules of the Senate be so far suspended as to revert to Messages From the House and First Reading of House Bills remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

**MESSAGES FROM THE HOUSE—CONTINUED**

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 961, 1896, 827, 830, 1065, 1635, and 1659.

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

Transmitted May 8, 1973

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 1673.

H. F. No. 1673: A bill for an act relating to the public employees retirement association; appointment of assistant attorney general to serve three funds; clarification of language, elimination of unnecessary language; increased contributions, actuarial interest assumption, and benefits on high five years final average salary; providing penalties; amending Minnesota Statutes 1971, Chapter 8, by adding a section; Sections 353.01, Subdivisions 2, 4, 6, 7, 10, 11, 12, 15, 16, 20, 23, 25, 27, 29, and 31, and by adding subdivisions; 353.03, Subdivision 1, and by adding a subdivision; 353.06; 353.08; 353.14; 353.15; 353.18; 353.19; 353.27, Subdivisions 1, 2, 3, 4, and 7, and by adding subdivisions; 353.271, Subdivisions 1 and 2; 353.28, Subdivisions 1, 6, and 8; 353.29, Subdivisions 1, 2, and 3, and by adding subdivisions; 353.30, Subdivisions 3 and 4, and by adding a subdivision; 353.31, Subdivisions 1 and 8; 353.32,

Subdivisions 1, 2, 4, and 5, and by adding a subdivision; 353.33, Subdivisions 1, 2, 3, and 11; 353.34, Subdivisions 2, 3, and 6; 353.35; 353.36, Subdivision 2, and by adding subdivisions; 353.37, Subdivision 1; 353.40; 353.46, Subdivisions 1, 2, 3, and 4; 353.65, Subdivisions 2 and 3, and by adding a subdivision; 353.656, Subdivisions 1, 3 and 6; 353.657, Subdivisions 1, 2, and 3; 353.68, Subdivision 4; 353.69; 353.71, Subdivisions 1, 2, 3, and 4; 490.12, Subdivision 5; and Chapter 353, by adding sections; repealing Minnesota Statutes 1971, Sections 353.015; 353.07; 353.13; 353.26; 353.27, Subdivision 5; 353.28, Subdivisions 2, 3, 4, 7, 9, and 10; 353.31, Subdivisions 3, 4, 5, 6, 7, and 10; 353.33, Subdivision 10; 353.36, Subdivisions 5, 6, 7, 8, 9, and 10; 353.37, Subdivisions 2 and 3; 353.39; 353.44; 353.45; 353.46, Subdivision 5; 353.51; 353.52; 353.53; 353.54; 353.55; 353.56; 353.57; 353.58; 353.59; 353.591; 353.60; 353.61; 353.65, Subdivision 5; 353.654; 353.655; 353.66; 353.68, Subdivisions 2, 3, 5, 6, 7, 8, and 9.

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

Parish, Quirin, Moe, Larson and Patton have been appointed as such committee on the part of the House.

House File No. 1673 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives.  
Transmitted May 8, 1973

Mr. Davies moved that H. F. No. 1673 be laid on the table. Which motion prevailed.

#### FIRST READING OF HOUSE BILLS

H. F. No. 961: A bill for an act relating to professions and occupations regulated by the state; providing lay membership on professional and occupational boards; amending Minnesota Statutes 1971, Sections 146.02; 146.03; 146.04; 147.01; 148.03; 148.52; 148.67; 148.68; 148.79; 150A.02, Subdivision 1; 151.02; 151.03; 151.04; 153.02; 154.22; 155.05; 156.01, Subdivisions 1 and 2; 326.04; 326.05; 326.17; 326.241; 326.541; 386.63, Subdivision 1; and 481.01.

H. F. No. 1896: A bill for an act relating to telephone companies; costs to be charged to telephone companies for investigative procedures initiated by the department of public service; amending Minnesota Statutes 1971, Section 237.29, Subdivision 1; and repealing Minnesota Statutes 1971, Section 237.32.

H. F. No. 827: A bill for an act relating to retirement; directing a study of private pension funds; appropriating money.

H. F. No. 830: A bill for an act relating to education; authorizing establishment of a higher education consortium to serve Rochester, Minnesota, and its surrounding area; appropriating money.

H. F. No. 1065: A bill for an act relating to probate; regulating

the availability of summary proceedings; amending Minnesota Statutes 1971, Section 525.51, Subdivision 5.

H. F. No. 1635: A bill for an act relating to Bois Forte Indian Reservation at Nett Lake; providing for the retrocession to the United States of America of all criminal jurisdiction in that area of Indian country.

H. F. No. 1659: A bill for an act prescribing policies and procedures for the selection, designation, planning, and regulation of areas of critical concern.

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

### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Anderson moved that H. F. No. 225 together with the Conference Committee Report thereon be taken from the table. Which motion prevailed.

### ADOPTION OF CONFERENCE COMMITTEE REPORT

Mr. Anderson moved that the Conference Committee Report on H. F. No. 225 be now adopted. Which motion prevailed.

So the recommendations and Conference Committee Report were adopted.

H. F. No. 225: A bill for an act relating to municipalities; powers; providing for severance pay to employees; amending Minnesota Statutes 1971, Chapter 465, by adding a section.

Was read the third time, as amended by the Conference Committee Report, and placed on its repassage.

The question being taken on the repassage of the bill, as amended by the Conference Committee Report.

And the roll being called, there were yeas 49 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Mce	Purfeerst
Arnold	Doty	Kleinbaum	Nelson	Renneke
Ashbach	Dunn	Knutson	North	Schrom
Bang	Fitzsimons	Kowalczyk	Novak	Spear
Berg	Gearty	Krieger	Olhoft	Stokowski
Bernhagen	Hansen, Mel	Larson	Olson, A. G.	Tennesen
Blatz	Hanson, R.	Lewis	Olson, J. L.	Thorup
Borden	Hughes	Lord	Patton	Ueland
Chmielewski	Humphrey	McCutcheon	Perpich, G.	Willet
Conzemius	Keefe, S.	Milton	Pillsbury	

So the bill, as amended by the Conference Committee Report, was repassed and its title was agreed to.

**MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Krieger moved that S. F. No. 342 and the Conference Committee Report be laid on the table and the Report be printed in the Journal. Which motion prevailed.

**CONFERENCE COMMITTEE REPORT ON S. F. NO. 342**

A bill for an act relating to motor vehicles; definition and length of trailers and vehicle combinations; amending Minnesota Statutes 1971, Sections 168.011, Subdivisions 13, 14, and 16; and 169.81, by adding a subdivision.

May 2, 1973

Honorable Alec G. Olson, President of the Senate

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

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 342, report that we have agreed upon the items in dispute and recommend as follows:

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

"Section 1. Minnesota Statutes 1971, Section 168.011, Subdivision 13, is amended to read:

Subd. 13. [TRAILER.] "Trailer" means any vehicle designed for carrying property or passenger on its own structure and for being drawn by a motor vehicle *but shall not include a trailer drawn by a truck-tractor semitrailer combination.*

Sec. 2. Minnesota Statutes 1971, Section 168.011, Subdivision 14, is amended to read:

Subd. 14. [SEMI-TRAILER.] "Semi-trailer" means a vehicle of the trailer type so designed and used in conjunction with a truck-tractor that a considerable part of its own weight or that of its load rests upon and is carried by the truck-tractor *and shall include a trailer drawn by a truck-tractor semitrailer combination.*

Sec. 3. Minnesota Statutes 1971, Section 168.011, Subdivision 16, is amended to read:

Subd. 16. [GROSS WEIGHT.] "Gross weight" means the actual unloaded weight of the vehicle, either a truck or tractor, or the actual unloaded combined weight of a truck-tractor and semitrailer, *or of the truck-tractor, semitrailer and one additional semitrailer, fully equipped for service, plus the weight of the maximum load which the applicant has elected to carry on such vehicle or combined vehicles.* The term gross weight applied to a truck occasionally used for towing a trailer means the unloaded weight of the truck, fully equipped for service, plus the weight of the maximum load which the applicant has elected to carry on such truck, but not including the weight of

such part of the trailer and its load as may rest upon the truck. The term gross weight applied to school buses means the weight of the vehicle fully equipped with all fuel tanks full of fuel, plus the weight of the passengers and their baggage computed at the rate of 100 pounds per passenger seating capacity, including that for the driver. The term gross weight applied to other buses means the weight of the vehicle fully equipped with all fuel tanks full of fuel, plus the weight of passengers and their baggage computed at the rate of 150 pounds per passenger seating capacity, including that for the driver. For bus seats designed for more than one passenger, but which are not divided so as to allot individual seats for the passengers that occupy them, allow two feet of its length per passenger to determine seating capacity. The term gross weight applied to a truck-tractor used exclusively by the owner thereof for towing an equipment dolly shall be the actual weight of the truck-tractor alone, and the equipment dolly shall be separately licensed and taxed as a trailer, as provided in section 168.013, subdivision 1, paragraph 7. The term "equipment dolly" as used in this subdivision means a heavy semitrailer used solely by the owner thereof to transport his construction machinery, equipment, implements and other objects used on a construction project, but not to be incorporated in or to become a part of a completed project. The term gross weight applied to a truck-tractor or a truck used as a truck-tractor transporting unfinished forest products or used by the owner thereof to transport agricultural, horticultural, dairy, and other farm products, including livestock, produced or finished by the owner of the truck, and any other personal property owned by the farmer to whom the license for such truck is issued, from the farm to market, and to transport property and supplies to the farm of the owner, as described in section 168.011, subdivision 17, shall be the unloaded weight of the truck-tractor or converted truck plus the weight of the maximum load which the applicant has elected to carry on the truck, but in no case shall this be less than 21,000 pounds, whether hauling a semitrailer or not, and the semitrailer used for such hauling in conjunction with such truck-tractor or converted truck shall be registered and taxed separately as provided by section 168.013, subdivision 1, paragraph 7.

Sec. 4. Minnesota Statutes 1971, Section 169.81, Subdivision 3, is amended to read:

Subd. 3. [LENGTH OF COMBINATIONS AND SEMI-TRAILERS AND TRAILERS.] (a) No combination of vehicles coupled together unladen or with load, including truck trailers and semitrailers, shall ~~consist of more than two units and no such combination of vehicles shall exceed a total length of 55 feet,~~ provided that this limitation shall not apply to the transportation of telegraph poles, telephone poles, electric light and power poles, piling, or pole length pulpwood, and subject to the following further exceptions: Said length limitations shall not apply to ~~(1)~~ vehicles when transporting pipe, or other objects by a public utility when required for emergency or repair of public service facilities or when operated under special permits as provided in this subdivision, but in respect to night transportation every such vehicle and the load thereon shall be equipped with a sufficient number of clearance lamps and marker lamps on both sides and upon

the extreme ends of any projecting load to clearly mark the dimensions of such load; (2) house trailers or mobile homes when coupled with a motor vehicle but such combination shall not exceed 55 feet in length. Provided further that two vehicles in transit by the drive away method in saddle. Mount combinations may be drawn but such combinations may not exceed 55 feet in length. The state, as to state trunk highways, and any city, village, borough or town, as to roads or streets located therein, may issue permits authorizing the transportation of combinations of vehicles exceeding the limitations herein contained over highways, roads or streets within their boundaries.

(b) No single semitrailer or trailer shall have an overall length, inclusive of rear bumper, in excess of 40 feet, provided any semitrailer or trailer especially constructed and used to transport livestock or any unenclosed semitrailer or trailer especially constructed and used to transport boats or motor vehicles may exceed the length limitation set forth in this paragraph by not more than five feet. Any single semitrailer or trailer registered in this state which exceeded the length limitations set forth in this paragraph as of April 1, 1967, shall be entitled to a permit authorizing its operation within this state provided application therefor is made within 120 days from April 22, 1967. The state, as to state trunk highways, and any city, village, borough, or town, as to roads or streets located therein may issue such permits for highways, roads or streets within their jurisdictions.

Sec. 5. Minnesota Statutes 1971, Chapter 169, is amended by adding a section to read:

[169.861.] [PERMITS FOR CERTAIN COMBINATIONS.]  
*Subdivision 1. [APPLICATION.] The commissioner shall issue an annual permit to enable a combination of vehicles between 55 and 65 feet in length to operate on the public highways. The permit shall entitle the combination of vehicles to operate only on divided highways having four or more lanes of travel, and on such other highways as may be designated by the commissioner of highways subject to Minnesota Statutes, Section 169.87, Subdivision 1, and subject to the approval of the authority having jurisdiction over such highway, for the purpose of providing access between such divided highways of four or more lanes of travel and truck terminals and marshalling yards or for the purpose of providing continuity of route. All vehicles operated under the provisions of this section shall conform to the standards for such vehicles as prescribed by the United States Department of Transportation, Federal Highway Administration, Bureau of Motor Carrier Safety, and as may be amended.*

*Subd. 2. [DISPLAY.] The permit issued under this section shall be displayed on the left side of the truck-tractor of the combination of vehicles, in the immediate vicinity of the painted, printed, stenciled, or decalcomanic, numbering showing the gross registered weight of the combination of vehicles.*

*Subd. 3. [FEES.] The commissioner is authorized to charge a fee of \$75 for an annual permit for each combination exceeding*

55 but not more than 60 feet in length; and \$200 for each combination exceeding 60 but not more than 65 feet in length. All such fees for permits issued by the commissioner shall be deposited in the state treasury and credited to the highway user tax distribution fund. This fee may be prorated in the same manner as registration fees are prorated pursuant to section 168.187 and for those vehicles not covered by section 168.187, a trip fee of \$10 for combinations exceeding 55 but not more than 60 feet in length and \$20 for combinations exceeding 60 but not more than 65 feet in length.

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

Further amend by striking the title in its entirety and inserting in lieu thereof the following:

"A bill for an act relating to motor vehicles; definition and length of trailers and vehicle combinations; amending Minnesota Statutes 1971, Sections 168.011, Subdivisions 13, 14, and 16; and 169.81, Subdivision 3; and Chapter 169, by adding a section."

We request adoption of this report and repassage of the bill in accordance therewith.

Senate Conferees: (signed) Harold G. Krieger, Clarence M. Purfeerst and Sam G. Solon.

House Conferees: (signed) Jack H. LaVoy, Bernard O. Carlson and Verne E. Long.

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

Mr. Lewis moved that S. F. No. 118 and the Conference Committee Report be laid on the table and the Report be printed in the Journal. Which motion prevailed.

#### **CONFERENCE COMMITTEE REPORT ON S. F. NO. 118**

A bill for an act relating to commerce; home solicitation sales; permitting buyers and lessees of personal property or services to cancel agreements under certain circumstances; and prescribing penalties.

Honorable Alec G. Olson, President of the Senate

Honorable Martin O. Sabo,

Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 118, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate concur in the House amendments to S. F. No. 118 and that the bill be further amended as follows:



Page 1, line 12, after "services" and before "purchased" insert "by a seller who regularly engages in transactions of the same kind,"

Page 2, line 25, strike the period and insert "; or (e) a sale of insurance, securities, or real property; or a sale by public auction."

Page 3, strike line 11 and insert "the home solicitation sale occurs."

Page 3, line 23, strike "is arranged" and insert "occurs"

Page 5, line 32, after "2." and before "Until" insert "In lieu of the notice of cancellation required by subdivision 1, the seller may provide a notice which conforms to applicable federal law or regulation so long as it provides the information required by subdivision 1."

We request adoption of this report and repassage of the bill in accordance therewith.

Senate Conferees: (Signed) B. Robert Lewis, Winston Borden and Otto Bang.

House Conferees: (Signed) Michael Sieben, Stephen Wenzel and Neil Wohlwend.

#### SUSPENSION OF RULES

Mr. Conzemius moved that the rules of the Senate be so far suspended that the following bills be designated as Special Orders to be heard immediately, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

H. F. Nos. 1001, 1718, 1217, 1772 and 1053. S. F. Nos. 1351, 2221, 737, 948, 1120, 2232, 1655, 871, 2230, 2233, 1160, and 900.

#### SPECIAL ORDER

H. F. No. 1001: A bill for an act relating to the environment; establishing a state environmental policy and a program for the systematic review of environmental effects of various projects and actions; requiring an annual environmental report; and amending Minnesota Statutes 1971, Sections 4.12, Subdivision 2; 40.02; 104.01, Subdivision 3; 115.03, Subdivision 1; 116.07, Subdivision 2.

Mr. Dunn moved that the amendment made to H. F. No. 1001 by the Committee on Rules and Administration in the report adopted May 7, 1973 pursuant to Rule 49 be stricken. Which motion prevailed. So the amendment was stricken.

Mr. Dunn then moved to amend H. F. No. 1001, the printed bill, as follows:

Page 4, line 3, strike "governor" and insert in lieu thereof "*Minnesota environmental quality council*"

Page 4, strike line 8

Page 4, line 9, strike "section."

Page 4, line 9, strike "*governor*" and insert in lieu thereof "*council*"

Page 4, line 30, strike "*governor*" and insert in lieu thereof "*council*"

Page 4, line 32, strike "*governor*" and insert in lieu thereof "*council*"

Page 4, line 33, strike "*governor*" and insert in lieu thereof "*council*"

Page 5, line 5, strike "*governor*" and insert in lieu thereof "*council*"

Page 5, line 32, strike "*governor*" and insert in lieu thereof "*council*"

Page 6, line 1, strike "*governor*" and insert in lieu thereof "*council*"

Page 6, line 2, strike "*governor*" and insert in lieu thereof "*council*"

Page 6, line 6, strike "*governor*" and insert in lieu thereof "*council*"

Page 6, line 7, strike "*governor*" and insert in lieu thereof "*council*"

Page 6, line 8, strike "*he*" and insert in lieu thereof "*it*"

Which motion prevailed. So the amendment was adopted.

Mr. Dunn then moved to amend H. F. No. 1001, the typewritten bill, as follows:

Page 1, line 30, delete the semicolon and insert in lieu thereof a comma

Page 4, line 5, delete "*and*"

Page 4, line 12, after the semicolon, insert "*and*"

Page 5, line 15, delete "*recommend*" and insert in lieu thereof "*recommended*"

Page 9, line 21, after "*water,*" insert "*land*"

Which motion prevailed. So the amendment was adopted.

H. F. No. 1001 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

### SPECIAL ORDER

H. F. No. 1718: A bill for an act relating to public water and sewer systems, improvements, and extensions established by counties and district courts; amending Minnesota Statutes 1971, Sections 116A.01, by adding a subdivision; 116A.02, Subdivision 1; 116A.09; 116A.12, Subdivisions 2 and 3a, and by adding subdivisions; 116A.15, Subdivisions 1 and 2; 116A.16; 116A.17, Subdivisions 1, 2, and 4; 116A.18, Subdivision 1; 116A.19, Subdivision 2; 116A.20, Subdivisions 1, 2, and 5; 116A.21; 116A.22; 116A.24, Subdivision 1, and by adding subdivisions; and 273.111, Subdivision 14.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

### SPECIAL ORDER

S. F. No. 1351: A bill for an act relating to the duty of a landowner to warn of dangers; amending Minnesota Statutes 1971, Section 87.022.

Mr. Krieger moved to amend S. F. No. 1351, as follows:

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

"Section 1. Minnesota Statutes 1971, Chapter 87, is amended by adding a section to read:

[87.022] [OWNER'S DUTY OF CARE OR DUTY TO GIVE WARNINGS.] *Except as specifically recognized by or provided in section 87.025, an owner of land (a) owes no duty of care to render or maintain his land safe for entry or use by other persons with a motorized recreational vehicle for recreational purposes, (b) owes no duty to warn those persons of any dangerous condition on the land, whether patent or latent, (c) owes no duty of care toward those persons except to refrain from willfully taking action to cause injury, and (d) owes no duty to curtail his use of his land during its use for recreational purposes.*

Sec. 2. *This act is in effect the day following its final enactment."*

Further, amend the title, line 4, after "1971," strike "Section 87.022" and insert in lieu thereof "Chapter 87, by adding a section".

### CALL OF THE SENATE

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

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

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

The question being taken on the adoption of the amendment,

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

And the roll being called, there were yeas 59 and nays 5, as follows:

Those who voted in the affirmative were:

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

Messrs. Humphrey; Keefe, J.; Nelson; Stokowski and Thorup voted in the negative.

Which motion prevailed. So the amendment was adopted.

S. F. No. 1351: A bill for an act relating to the duty of a landowner to warn of dangers; amending Minnesota Statutes 1971, Chapter 87, by adding a section.

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

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

And the roll being called, there were yeas 51 and nays 13, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Borden	Keefe, J.	Milton	Spear	Thorup
Davies	Keefe, S.	Nelson	Stokowski	
Humphrey	Lord	North	Tennessee	

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

### SPECIAL ORDER

S. F. No. 2221: A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of Afton state park.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 59 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Schrom and Stokowski voted in the negative.

So the bill passed and its title was agreed to.

**SPECIAL ORDER**

S. F. No. 737: A bill for an act relating to water and related land resources planning; imposing certain duties in relation thereto on the governor, the Minnesota resources commission, the commissioner of natural resources, counties, municipalities, regional development commissions, the metropolitan council, the state planning agency, sanitary districts, watershed districts, lake conservation districts and soil and water conservation districts; setting the terms for state participation in state-federal river basin commissions; providing for the development of state, regional, and local water and related land resources plans; appropriating money; amending Minnesota Statutes 1971, Sections 105.485, Subdivision 3, and by adding a subdivision; 112.48, Subdivisions 1 and 3; and 394.25, 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 55 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

**SPECIAL ORDER**

S. F. No. 948: A bill for an act relating to health; requiring the reporting of injuries incurred as a result of physical abuse to persons being cared for in hospitals, nursing homes or related institutions; providing a penalty; amending Minnesota Statutes 1971, Chapter 626, by adding a section.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 53 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Hansen, Mel	Keefe, S.	Lord
Bang	Doty	Hanson, R.	Kirchner	McCutcheon
Berg	Dunn	Hughes	Kleinbaum	Milton
Bernhagen	Fitzsimons	Humphrey	Knutson	Moe
Borden	Frederick	Jensen	Krieger	Nelson
Chmielewski	Gearty	Josefson	Larson	North
Conzemius	Hansen, Baldy	Keefe, J.	Lewis	Othoft

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

So the bill passed and its title was agreed to.

### SPECIAL ORDER

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

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 55 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Schrom voted in the negative.

So the bill passed and its title was agreed to.

### SPECIAL ORDER

H. F. No. 1217: A bill for an act relating to state employees; prohibiting the receipt of gratuities or other advantages by state employees or their families because of state business; providing a penalty; repealing Minnesota Statutes 1971, Sections 16.11, 241.12 and 246.20

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 55 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

**SPECIAL ORDER**

S. F. No. 2232: A bill for an act relating to state employees; deferred compensation plan; amending Minnesota Statutes 1971, Section 16.027, Subdivision 8.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 50 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Kirchner	Nelson	Schaaf
Ashbach	Frederick	Kleinbaum	North	Schrom
Bang	Gearty	Knutson	Novak	Spear
Berg	Hansen, Baldy	Larson	Olhoft	Stassen
Bernhagen	Hansen, Mel	Laufenburger	Olson, H. D.	Stokowski
Brown	Hansen, R.	Lewis	Olson, J. L.	Tennessen
Chmielewski	Hughes	Lord	O'Neill	Thorup
Conzemius	Humphrey	McCutcheon	Patton	Ueland
Doty	Josefson	Milton	Pillsbury	Wegener
Dunn	Keefe, S.	Moe	Renneke	Willet

So the bill passed and its title was agreed to.

**SPECIAL ORDER**

S. F. No. 1655: A bill for an act relating to highway traffic regulations; prescribing weight limitations of a compactor collection vehicle transporting solid waste; amending Minnesota Statutes 1971, Section 169.831.

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 44 and nays 8, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Keefe, J.	Moe	Schaaf
Ashbach	Frederick	Keefe, S.	Nelson	Schrom
Berg	Gearty	Kleinbaum	North	Stassen
Bernhagen	Hansen, Baldy	Knutson	Olson, H. D.	Stokowski
Borden	Hansen, Mel	Larson	Olson, J. L.	Thorup
Brown	Hansen, R.	Laufenburger	O'Neill	Ueland
Chmielewski	Hughes	Lord	Patton	Wegener
Conzemius	Humphrey	McCutcheon	Pillsbury	Willet
Dunn	Jensen	Milton	Renneke	

Those who voted in the negative were:

Bang	Josefson	Lewis	Spear	Tennessen
Doty	Kirchner	Olhoft		

So the bill passed and its title was agreed to.

**SPECIAL ORDER**

S. F. No. 871: A bill for an act relating to the state building code;



directing certain amendments concerning lighting and heat loss; amending Minnesota Statutes 1971, Section 16.86, 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 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

#### SPECIAL ORDER

H. F. No. 1772: A bill for an act relating to the Minnesota historical society; commissioning a painting concerning Indian life; appropriating money.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 46 and nays 13, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Keefe, S.	Novak	Spear
Ashbach	Fitzsimons	Kirchner	Olhoft	Stokowski
Bang	Frederick	Kleinbaum	Olson, A. G.	Tennessen
Blatz	Gearty	Larson	Olson, J. L.	Thorup
Borden	Hansen, Baldy	Lewis	O'Neill	Wegener
Brown	Hansen, Mel	Lord	Perpich, A. J.	Willet
Chmielewski	Hanson, R.	Milton	Perpich, G.	
Coleman	Hughes	Moe	Pillsbury	
Davies	Humphrey	Nelson	Schaaf	
Doty	Keefe, J.	North	Schrom	

Those who voted in the negative were:

Anderson	Jensen	Kowalczyk	Patton	Ueland
Berg	Josefson	McCutcheon	Renneke	
Bernhagen	Knutson	Olson, H. D.	Stassen	

So the bill passed and its title was agreed to.

#### SPECIAL ORDER

S. F. No. 2230: A bill for an act relating to the application of the state mobile homes building code; amending Minnesota Statutes 1971, Section 327.31, Subdivision 6.

Mr. Schaaf moved to amend S. F. No. 2230 as follows:

Page 1, line 12, after "be" insert "*a relocatable structure or structures*"

Page 1, line 13, strike "*purpose*" and insert "*occupancy*"

Page 1, line 14, strike "*travel trailers*" and insert "*motor vehicles as defined in Minnesota Statutes 1971, Section 169.01, Subdivision 3. or recreational camping vehicles*"

Which motion prevailed. So the amendment was adopted.

S. F. No. 2230 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 54 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

#### SPECIAL ORDER

S. F. No. 2233: A bill for an act relating to tax-forfeited lands; imposing limitations on the sale of tax-forfeited land which borders on or is adjacent to certain waters, and on the timber growing on such land; amending Minnesota Statutes 1971, Chapter 282, by adding a section.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 54 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

**SPECIAL ORDER**

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

Mr. Novak moved to amend S. F. No. 1160, as follows:

Page 2, strike lines 21, 22 and 23

Which motion prevailed. So the amendment was adopted.

Mr. Moe moved to amend S. F. No. 1160 as follows:

Page 3, line 11, strike "shall" and insert "may"

Page 3, line 14, strike "environmental programs, regulations, permits,"

Page 3, line 15, strike "and procedures" and insert "programs, regulations, permits and procedures significantly affecting the environment,"

Page 3, line 20, strike "indicating approval or"

Page 3, line 21, strike "disapproval of" and insert "with comments on"

Page 3, line 22, after "agencies" insert a period and strike the balance of the line

Which motion prevailed. So the amendment was adopted.

Mr. Nelson moved to amend S. F. No. 1160, as follows:

Page 3, line 20, after "legislature" insert "on or before December 31 of each year"

Page 6, line 27, after "recommendations" insert "within 60 days"

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

Mr. Nelson moved to amend S. F. No. 1160, as follows:

Page 4, line 6, after "governor" insert "at his request"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 12 and nays 46, as follows:

Those who voted in the affirmative were:

Brown  
Frederick  
Hanson, R.

Jensen  
Josefson  
Keefe, J.

Nelson  
O'Neill

Patton  
Renneke

Stassen  
Ueland

Those who voted in the negative were:

Anderson	Conzemius	Kirchner	North	Spear
Arnold	Davies	Kleinbaum	Novak	Stokowski
Ashbach	Doty	Knutson	Olhoft	Tennessen
Berg	Dunn	Kowalczyk	Olson, A. G.	Thorup
Bernhagen	Gearty	Larson	Olson, H. D.	Wegener
Blatz	Hansen, Baldy	Lewis	Olson, J. L.	Willet
Borden	Hansen, Mel	Lord	Perpich, A. J.	
Chenoweth	Hughes	McCutcheon	Perpich, G.	
Chmielewski	Humphrey	Milton	Schaaf	
Coleman	Keefe, S.	Moe	Schraaf	

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

Mr. Nelson moved to amend S. F. No. 1160, as follows:

Page 2, line 25, after "problems" insert "require more than a single agency to implement and are"

Page 3, line 9, after "those" insert "requiring more than a single agency to implement and which"

Page 6, line 7, before the period insert "and of interdepartmental concern"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 11 and nays 41, as follows:

Those who voted in the affirmative were:

Ashbach	Josefson	Nelson	Patton	Stassen
Brown	Kowalczyk	O'Neill	Renneke	Ueland
Dunn				

Those who voted in the negative were:

Anderson	Doty	Kleinbaum	Olhoft	Stokowski
Arnold	Fitzsimons	Knutson	Olson, A. G.	Tennessen
Berg	Gearty	Larson	Olson, H. D.	Thorup
Bernhagen	Hansen, Baldy	Lewis	Olson, J. L.	Wegener
Borden	Hansen, Mel	Lord	Perpich, A. J.	Willet
Chmielewski	Hughes	Milton	Perpich, G.	
Coleman	Humphrey	Moe	Pillsbury	
Conzemius	Keefe, S.	North	Schaaf	
Davies	Kirchner	Novak	Schrom	

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

S. F. No. 1160 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 58 and nays 1, as follows:

Those who voted in the affirmative were:

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

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

Mr. Nelson voted in the negative.

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

### SPECIAL ORDER

S. F. No. 900: A bill for an act relating to water pollution control; authorizing certain advisory and regulatory powers of the pollution control agency over sewage disposal systems and sanitary districts; providing for certain tax levies and bond issues; providing penalties; amending Minnesota Statutes 1971, Sections 115.01, Subdivisions 1, 2, 5, and by adding subdivisions; 115.03, Subdivisions 1 and 4, and by adding a subdivision; 115.04; 115.05, Subdivision 1; 115.07, Subdivisions 3, 4, and 6; 115.18, Subdivisions 3 and 9; 115.19; 115.20, Subdivisions 1, 3, 4, 5, 6, 7, and 9; 115.21, Subdivisions 1 to 4; 115.23, Subdivisions 1, 3, and 8; 115.24, by adding a subdivision; 115.25, Subdivisions 1 and 6; 115.28; 115.44, Subdivisions 5 and 8; 115.49, Subdivision 1, and by adding a subdivision; Chapter 115, by adding sections; 116.075, Subdivision 2; 116.08, by adding a subdivision; 414.01, Subdivision 1; and Chapter 414, by adding a section; repealing Minnesota Statutes 1971, Sections 115.07, Subdivision 2; 115.18, Subdivision 10; 115.20, Subdivision 2; 115.33, Subdivisions 1, 3 and 4; 115.34; 115.43, Subdivision 3; 115.45, Subdivision 2; 115.61; 115.62; 115.63; 115.64; 115.65; 115.66; and 115.67.

Mr. Nelson moved to amend S. F. No. 900, as follows:

Page 19, line 4, after "to" insert "vegetation,"

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

Mr. Nelson then moved to amend S. F. No. 900, as follows:

Page 17, after line 11, insert:

*"As a defense to any of said criminal penalties, the defendant may prove that the violation was caused solely by (1) an act of God, (2) an act of war, (3) negligence on the part of the state of Minnesota, or (4) an act or failure to act which constitutes sabotage or vandalism, or any combination of the foregoing clauses."*

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 10 and nays 39, as follows:

Those who voted in the affirmative were:

Frederick	Jensen	Keefe, J.	O'Neill	Renneke
Hanson, R.	Josefson	Nelson	Patton	Ueland

Those who voted in the negative were:

Anderson	Borden	Conzemius	Hansen, Baldy	Kirchner
Arnold	Chenoweth	Davies	Hughes	Kleinbaum
Berg	Chmielewski	Dunn	Humphrey	Knutson
Bernhagen	Coleman	Gearty	Keefe, S.	Larson

Lewis	North	Olson, J. L.	Schrom	Thorup
Lord	Novak	Perpich, A. J.	Spear	Wegener
Milton	Olhoft	Purfeerst	Stokowski	Willet
Moe	Olson, A. G.	Schaaf	Tennessen	

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

Mr. Nelson then moved to amend S. F. No. 900, as follows:

Page 18, line 2, after "*officers*," insert "*the attorney general at the request of the governor*,"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 12 and nays 38, as follows:

Those who voted in the affirmative were:

Bernhagen	Jensen	Kowalczyk	Patton	Stassen
Borden	Keefe, J.	Nelson	Renneke	Ueland
Hansen, Mel	Kirchner			

Those who voted in the negative were:

Anderson	Gearty	Larson	Olhoft	Spear
Arnold	Hanson, R.	Lewis	Olson, H. D.	Stokowski
Berg	Hughes	Lord	Olson, J. L.	Tennessen
Chmielewski	Humphrey	McCutcheon	O'Neill	Thorup
Coleman	Josefson	Milton	Perpich, A. J.	Wegener
Conzemius	Keefe, S.	Moe	Purfeerst	Willet
Davies	Kleinbaum	North	Schaaf	
Dunn	Knutson	Novak	Schrom	

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

### SPECIAL ORDER

H. F. No. 1053: A bill for an act relating to workmen's compensation; providing certain exemptions from liability; raising minimum weekly benefits; coordinating the payment of workmen's compensation death benefits with governmental death benefits; extending coverage to occupational diseases; amending Min-

nesota Statutes 1971, Sections 176.031; 176.101, Subdivisions 1, 2 and 3; 176.111, Subdivisions 19, 20, and by adding a subdivision; 176.131, Subdivision 7; 176.132, Subdivision 2; 176.151; 176.66, Subdivision 1; and repealing Minnesota Statutes 1971, Sections 176.66, Subdivisions 2, 3, 4, 5, 6, 7, 8 and 9; 176.661 to 176.668.

Mr. Thorup moved to amend H. F. No. 1053, the printed bill, as follows:

Page 6, after line 1, insert:

"Sec. 4. Minnesota Statutes 1971, Section 176.101, Subdivision 4, is amended to read:

Subd. 4. [PERMANENT TOTAL DISABILITY.] For permanent total disability, as defined in subdivision 5, the compensation shall be 66 $\frac{2}{3}$  percent of the daily wage at the time of the injury, subject to a maximum compensation of \$80 \$100 per week and a minimum compensation of \$17.50 per week. If the wages of the employee at the time of the injury are \$17.50 or less per week, he shall receive the full amount of his wages per week. This compensation shall be paid during the permanent total disability of the injured employee but after a total of \$25,000 of weekly compensation has been paid, the amount of the weekly compensation benefits being paid by the employer shall be reduced by the amount of any disability benefits being paid by any government disability benefit program if such disability benefits are occasioned by the same injury or injuries which give rise to payments under this subdivision. Such reduction shall also apply to any old age and survivor insurance benefits. Payments shall be made at the intervals when the wage was payable, as nearly as may be. In case an employee who is permanently and totally disabled becomes an inmate of a public institution, no compensation shall be payable during the period of his confinement in such institution, unless he has wholly dependent on him for support some person named in section 176.111, subdivisions 1, 2 or 3, in which case the compensation provided for in section 176.111, during the period of such confinement, shall be paid for the benefits of such dependent person during dependency. The dependency of such persons shall be determined as though the employee were deceased."

Renumber the sections in sequence.

Amend the title as follows:

Fourth line of the title, after "2", strike "and" and after "3" insert " , and 4"

Which motion prevailed. So the amendment was adopted.

H. F. No. 1053 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the reports from the Committee on Committees pertaining to H. F. No. 2437, S. F. No. 690, S. F. No. 910, S. F. No. 2417, H. F. No. 2275 and S. F. No. 1182 be taken from the table. Which motion prevailed.

Mr. Davies moved that the foregoing reports from the Committee on Committees be adopted. Which motion prevailed. Reports adopted.

Mr. Chenoweth moved that H. F. No. 1673 be taken from the table. Which motion prevailed.

Mr. Chenoweth moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 1673 and that a Conference Committee of 5 members be appointed by the Committee on Committees, on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. Which motion prevailed.

Mr. Coleman moved that the Senate do now adjourn until 9:00 o'clock a.m., Wednesday, May 9, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.