

FIFTY-SEVENTH DAY

St. Paul, Minnesota, Thursday, May 10, 1973.

The Senate met at 10:00 o'clock a.m. and was called to order by the President.

CALL OF THE SENATE

Mr. Hansen, Baldy imposed a call of the Senate.

The following Senators answered to their names:

Arnold	Dunn	Keefe, S.	Olhott	Sillers
Berg	Fitzsimons	Kirchner	Olson, A. G.	Stassen
Bernhagen	Frederick	Kleinbaum	Olson, J. L.	Stokowski
Borden	Gearty	Knutson	Patton	Ueland
Brown	Hansen, Baldy	Larson	Pillsbury	Willet
Chenoweth	Hansen, R.	Laufenburger	Purfeerst	
Chmielewski	Hughes	Lewis	Renneke	
Coleman	Jensen	Moe	Schrom	

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

Quorum present.

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

MEMBERS EXCUSED

Messrs. McCutcheon, Wegener, and Blatz were excused from the Session of this morning.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

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

The Honorable Alec G. Olson, President of the Senate

Sir:

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

S.F. No.	H.F. No.	Session Laws Chapter No.	Date Approved 1973	Date Filed 1973
	78	Chapter 166	May 7, 1973	May 7, 1973
	205	Chapter 167	May 7, 1973	May 7, 1973
	212	Chapter 168	May 7, 1973	May 7, 1973
	256	Chapter 169	May 7, 1973	May 7, 1973
	263	Chapter 170	May 7, 1973	May 7, 1973
	345	Chapter 171	May 7, 1973	May 7, 1973
	362	Chapter 172	May 7, 1973	May 7, 1973
	425	Chapter 173	May 7, 1973	May 7, 1973
	591	Chapter 174	May 7, 1973	May 7, 1973
	610	Chapter 175	May 7, 1973	May 7, 1973
	660	Chapter 176	May 7, 1973	May 7, 1973
	707	Chapter 177	May 7, 1973	May 7, 1973
	821	Chapter 178	May 7, 1973	May 7, 1973
	869	Chapter 179	May 7, 1973	May 7, 1973
	955	Chapter 180	May 7, 1973	May 7, 1973
	1130	Chapter 181	May 7, 1973	May 7, 1973
	1137	Chapter 182	May 7, 1973	May 7, 1973
	1164	Chapter 183	May 7, 1973	May 7, 1973
	1167	Chapter 184	May 7, 1973	May 7, 1973
	1170	Chapter 185	May 7, 1973	May 7, 1973
	1171	Chapter 186	May 7, 1973	May 7, 1973
	1429	Chapter 187	May 7, 1973	May 7, 1973
	1435	Chapter 188	May 7, 1973	May 7, 1973

Sincerely,

Arlen Erdahl, Secretary of State.

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
	1548	Chapter 189	May 7, 1973	May 7, 1973
104		Chapter 190	May 7, 1973	May 7, 1973
117		Chapter 191	May 7, 1973	May 7, 1973
425		Chapter 192	May 7, 1973	May 7, 1973
489		Chapter 193	May 7, 1973	May 7, 1973
688		Chapter 194	May 7, 1973	May 7, 1973
778		Chapter 195	May 7, 1973	May 7, 1973
783		Chapter 196	May 7, 1973	May 7, 1973
790		Chapter 197	May 7, 1973	May 7, 1973
1249		Chapter 198	May 7, 1973	May 7, 1973
1277		Chapter 199	May 7, 1973	May 7, 1973
1327		Chapter 200	May 7, 1973	May 7, 1973
1490		Chapter 201	May 7, 1973	May 7, 1973
1501		Chapter 202	May 7, 1973	May 7, 1973
	681	Chapter 203	May 7, 1973	May 7, 1973
	479	Resolution #5	May 8, 1973

Sincerely,

Arlen Erdahl, Secretary of State.

INTRODUCTION OF BILLS

Mr. Schaaf introduced—

S. F. No. 2474: A bill for an act relating to health; providing for regulation on abortion; providing definitions therefor; providing penalties.

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

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

Mr. Willet introduced—

S. F. No. 2475: A bill for an act relating to game and fish; use of certain vehicles in checking traps and transporting beaver or other carcasses or pelts during open season; exceptions; amending Minnesota Statutes 1971, Section 100.29, Subdivision 30.

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

Mr. Perpich, G. introduced—

S. F. No. 2476: A bill for an act relating to state government; transferring certain funds.

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

Mr. Arnold introduced—

S. F. No. 2477: A bill for an act adding a new route to the trunk highway system.

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

Mr. Chenoweth introduced—

S. F. No. 2478: A bill for an act relating to courts; providing pensions for spouses of deceased judges of probate or county courts; establishing a probate and county judges survivor fund to replace the special survivor retirement account and providing for investment of assets of such fund; appropriating money; amending Minnesota Statutes 1971, Section 490.12, Subdivisions 7 and 8.

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

Messrs. Novak, Krieger and Gearty introduced—

S. F. No. 2479: A bill for an act relating to insurance; regulating conversion privileges on certain group policies; amending Minnesota Statutes 1971, Sections 62A.10, by adding a subdivision; and 62C.14, by adding a subdivision.

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

MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 942, 1155, 1165, 1655, 551, 60, 697, 1278 and 2125.

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

Returned May 9, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 636, 1478, 1581 and 1821.

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

Transmitted May 8, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 1000, 1192, and 1779.

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

Transmitted May 9, 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. 452: A bill for an act relating to the city of St. Paul; providing for a change in the election of members of the council.

Senate File No. 452 is herewith returned to the Senate.

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

Returned May 9, 1973

Mr. Chenoweth moved that the Senate do not concur in the amendments by the House to S. F. No. 452 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 House Files, herewith transmitted: H. F. Nos. 755, 1381, 1293, 1316, 1575 and 2297.

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

Transmitted May 9, 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. 1182: A bill for an act relating to county government, providing for county license bureaus.

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

Myrah, Quirin and Haugerud.

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

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

Returned May 9, 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. 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.

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

Lindstrom, J.; Salchert and Weaver.

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

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

Returned May 9, 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. 910: A bill for an act relating to snowmobiles; prohibiting the operation thereof on public airports; prescribing penalties; amending Minnesota Statutes 1971, Sections 84.87, by adding a subdivision; and 84.88, Subdivision 1.

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

Hanson, Samuelson and McCauley.

Senate File No. 910 is herewith returned to the Senate.

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

Returned May 9, 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 five members of the House, on the amendments adopted by the House to the following Senate File.

S. F. No. 2417: A bill for an act relating to the organization and operation of state government; appropriating money therefor and limiting the use thereof; providing for the transfer of certain moneys in the state treasury; authorizing land acquisition in certain cases including conservation, parks, recreational lands and trails, wildlife and spawning areas, and historic sites; fixing and limiting the amount of fees to be collected in certain cases; making funds available for seaway trade promotion; providing penalties for misusing appropriated funds; amending Minnesota Statutes 1971, Sections 3.102, 15.50; repealing Laws 1965, Chapter 810, Section 23, Subdivision 3 as amended by Laws 1967, Chapter 867, Section 9.

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

Haugerud; Eken; Voss; Andersen, R., and Erdahl.

Senate File No. 2417 is herewith returned to the Senate.

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

Returned May 9, 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. 1316: A bill for an act relating to insurance; providing continuing group accident and health coverage for survivors of a deceased employee.

Senate File No. 1316 is herewith returned to the Senate.

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

Returned May 9, 1973

CONCURRENCE AND REPASSAGE

Mr. Hansen, Baldy moved that the Senate do now concur in the amendments by the House to S. F. No. 1316 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 1316 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 51 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Kirchner	North	Sillers
Ashbach	Fitzsimons	Kleinbaum	Olhoff	Spear
Bang	Frederick	Knutson	Olson, A. G.	Stassen
Berg	Gearty	Kowalczyk	Olson, H. D.	Stokowski
Bernhagen	Hansen, Baldy	Krieger	O'Neill	Thorup
Borden	Hansen, Mel	Larson	Patton	Ueland
Brown	Hanson, R.	Laufenburger	Perpich, G.	Willet
Chenoweth	Hughes	Lewis	Purfeerst	
Chmielewski	Jensen	Lord	Renneke	
Coleman	Josefson	Milton	Schaaf	
Conzemius	Keefe, S.	Moe	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. 1317: A bill for an act relating to insurance, governmental units; requiring that contracts for employee group insurance be let on competitive bidding; providing for the disclosure of the particulars of such policies of insurance.

Senate File No. 1317 is herewith returned to the Senate.

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

Returned May 9, 1973

CONCURRENCE AND REPASSAGE

Mr. Hansen, Baldy moved that the Senate do now concur in the amendments by the House to S. F. No. 1317 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 1317 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 54 and nays 0, as follows:

Those who voted in the affirmative were:

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

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. 1731: A bill for an act relating to courts; establishing salary for court reporters in fourth judicial district; amending Laws 1969, Chapter 568, Section 1, Subdivision 1, as amended.

Senate File No. 1731 is herewith returned to the Senate.

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

Returned May 9, 1973

CONCURRENCE AND REPASSAGE

Mr. Tennesen moved that the Senate do now concur in the amendments by the House to S. F. No. 1731 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 1731 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 60 and nays 2, as follows:

Those who voted in the affirmative were:

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

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

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

Senate File No. 1782 is herewith returned to the Senate.

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

Returned May 9, 1973

CONCURRENCE AND REPASSAGE

Mr. Renneke moved that the Senate do now concur in the amendments by the House to S. F. No. 1782 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 1782 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 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

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:

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

Senate File No. 1147 is herewith returned to the Senate.

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

Returned May 9, 1973

CONCURRENCE AND REPASSAGE

Mr. Purfeerst moved that the Senate do now concur in the amendments by the House to S. F. No. 1147 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 1147 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 60 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Josefson and Schrom voted in the negative.

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

MESSAGE FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 399, and repassed said bill in accordance with the report of the Committee so adopted.

H. F. No. 399: A bill for an act relating to claims against the state; providing for payment of claims approved by the claims commission; appropriating money.

H. F. No. 399 is herewith transmitted to the Senate.

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

Transmitted May 8, 1973

CONFERENCE COMMITTEE REPORT ON H. F. NO. 399

A bill for an act relating to claims against the state; providing for payment of claims approved by the claims commission; appropriating money.

May 5, 1973

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

Honorable Alec G. Olson, President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 399, report that we have agreed upon the items in dispute and recommend as follows:

That the House accede to the Senate amendments and the bill be further amended as follows:

Amend the amendment as added by the Senate as follows:

In the new subdivision 12, as added by the amendment, strike the figure "43,525.00" and insert in lieu thereof "21,762.50"

In the new subdivision 4, as added by the amendment, strike the figure "1,000.00" and insert "750.00"

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

House Conferees: (Signed) Ray W. Faricy, Willard M. Munger and Arlan I. Stangeland.

Senate Conferees: (Signed) Clarence M. Purfeerst, Joseph T. O'Neill and Ed Schrom.

Mr. Purfeerst moved that the foregoing recommendation and Conference Committee Report on H. F. No. 399 be now adopted. Which motion prevailed. So the recommendations and Conference Committee Report were adopted.

H. F. No. 399: A bill for an act relating to claims against the state; providing for payment of claims approved by the claims commission; appropriating money.

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 64 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	Novak	Schrom
Bang	Frederick	Knutson	Ogdahl	Sillers
Berg	Gearty	Kowalczyk	Olhoft	Solon
Bernhagen	Hansen, Baldy	Krieger	Olson, A. G.	Spear
Borden	Hansen, Mel	Larson	Olson, H. D.	Stassen
Brown	Hanson, R.	Laufenburger	Olson, J. L.	Stokowski
Chenoweth	Hughes	Lewis	O'Neill	Tennessen
Chmielewski	Humphrey	Lord	Patton	Thorup
Coleman	Jensen	McCutcheon	Perpich, G.	Ueland
Conzemius	Josefson	Milton	Pillsbury	Willet
Davies	Keefe, J.	Moe	Purfeerst	

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

MESSAGE FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 347, and repassed said bill in accordance with the report of the Committee, so adopted.

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

H. F. No. 347 is herewith transmitted to the Senate.

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

Transmitted May 8, 1973

CONFERENCE COMMITTEE REPORT ON H. F. NO. 347

A bill for an act relating to wild animals; taking of small game by an owner or lessee of the land; amending Minnesota Statutes 1971, Section 98.47, Subdivision 10.

May 1, 1973

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

Honorable Alec G. Olson, President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 347, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 347 be amended as follows:

Page 1 line 13, after "and" and before "trap" insert "may"

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

House Conferees: (Signed) Douglas St. Onge, Glen Sherwood and Henry J. Savelkoul.

Senate Conferees: (Signed) Clarence M. Purfeerst, Earl W. Renneke and Hubert H. Humphrey III.

Mr. Purfeerst moved that the foregoing recommendation and Conference Committee Report on H. F. No. 347 be now adopted. Which motion prevailed. So the recommendation and Conference Committee Report were adopted.

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

Was read the third time, 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 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

FIRST READING OF HOUSE BILLS

H. F. No. 636: A bill for an act relating to establishing a metropolitan transportation commission; assumption by commission of Twin City area metropolitan transit commission powers; granting authority to commission to approve highway designs and locations; establishing budget procedure; amending Minnesota Statutes 1971, Chapter 473A, by adding sections; and Sections 473A.01, Subdivisions 2 and 3, and by adding a subdivision; 473A.02; 473A.03; 473A.04, by adding subdivisions; 473A.05, Subdivision 10, and by adding a subdivision; 473A.16; 473A.18; repealing Minnesota Statutes 1971, Sections 473A.04, Subdivisions 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 14; 473A.06, Subdivision 1; and 473A.065.

H. F. No. 1478: A bill for an act relating to highways; the establishment of recreational vehicle lanes on state, county and town road rights of way, including bridges and underpasses; and appropriating money; amending Minnesota Statutes 1971, Sections 161.20, Subdivision 2; 161.21, Subdivision 1; 165.02; and 167.50, Subdivision 1.

H. F. No. 1581: A bill for an act relating to the Minnesota housing finance agency; prescribing its powers and duties; providing for the financing thereof; appropriating money; amending Minnesota Statutes 1971, Sections 462A.02, by adding a subdivision; 462A.03, Subdivisions 2, 4, 7, 9, and 10, and adding subdivisions; 462A.05, Subdivisions 2, 3, 4, 5, 9, 10, and adding subdivisions; 462A.06, Subdivisions 11 and 12; 462A.07, Subdivision 5; 462A.08, Subdivisions 1, 2 and 3; 462A.09; 462A.10, Subdivisions 2, 3, 4, 5, and 9; 462A.16; 462A.17, Subdivision 1; 462A.18, Subdivision 2; 462A.20, Subdivision 2; 462A.21, Subdivisions 2, 3, and 4; and 462A.22; repealing Minnesota Statutes 1971, Sections 462A.06, Subdivisions 13, 14, 15 and 16; and 462A.23.

H. F. No. 1821: A bill for an act relating to the environmental impact, reduction, reuse and recycling of solid waste; authorizing state grants to regions, municipalities, and institutions therefor; prescribing duties and powers of the Minnesota pollution control agency; providing penalties; imposing a solid waste disposal charge; appropriating funds.

H. F. No. 1000: A bill for an act creating a commission on Minnesota's future; describing its duties and functions; and appropriating funds for its operation; repealing Minnesota Statutes 1971, Section 4.14.

H. F. No. 1192: A bill for an act relating to utilities; private and publicly owned companies; providing for regulations as to customer deposits.

H. F. No. 1779: A bill for an act relating to education; teaching practices and certification; providing a penalty; appropriating money; amending Minnesota Statutes 1971, Sections 125.04; 125.05, Subdivisions 1 and 2; 125.06; 125.08; 125.09; 125.181; 125.182; 125.183; 125.184; and 125.185.

H. F. No. 755: A bill for an act relating to unemployment compensation; benefits; eligibility; time of receiving claim; amending Minnesota Statutes 1971, Section 268.08, Subdivision 1.

H. F. No. 1381: A bill for an act relating to natural resources; imposing certain duties on the commissioner of natural resources and counties; providing standards and enforcement of permits for utility crossings; establishing state policy providing for the establishments of standards and criteria governing drainage systems as they affect lakes, wetlands, wildlife lands, related natural resources, and erosion and flood control; amending Minnesota Statutes 1971, Sections 84.415, Subdivisions 1 and 5; 92.46 by adding a subdivision; 106.021, Subdivisions 1, 2, and 4 and by adding a subdivision; 106.081, Subdivisions 1, 3, and 4; 106.091, Subdivision 2; 106.101, Subdivisions 2, 4, and 5; 106.121, Subdivision 4; 106.131; 106.201; 106.221, Subdivision 2; and 106.631, Subdivision 1.

H. F. No. 1293: A bill for an act relating to adult corrections; parole; changing certain limitations on parole; amending Minnesota Statutes 1971, Section 243.05.

H. F. No. 1316: A bill for an act relating to the collection, security and dissemination of records and information by the state; providing penalties; amending Minnesota Statutes 1971, Chapter 16, by adding a section.

H. F. No. 1575: A bill for an act relating to insurance; variable contracts; amending Minnesota Statutes 1971, Sections 61A.13, Subdivision 1; 61A.14, Subdivision 5; 61A.15; 61A.17; 61A.19; 61A.21; and 61A.22.

H. F. No. 2297: A bill for an act relating to the county of Hennepin; granting authority to acquire, construct, operate and maintain a correctional facility, work farm, or detention facilities.

Which 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 was re-referred under Joint Rule 20, together with the committee report thereon, S. F. No. 2272,

Reports the same back with the recommendation that the bill receive the action of the previous referring committee. Report adopted.

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

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

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

Page 2, line 1, strike "144.962" and insert in lieu thereof "144.952"

Page 2, line 2, strike "146.03" and insert in lieu thereof "146.02"

Page 4, line 13, strike "144.96" and insert in lieu thereof "144.52"

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

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

H. F. No. 1327: A bill for an act relating to the state college board; authorizing the board to apply and receive federal funds for the planning and construction of an emergency driving and research facility and for the construction and operation of the facility; appropriating money for the operation and maintenance thereof.

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

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

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

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

Page 1, line 15, strike "*corporation,*"

Page 1, line 17, after "*197.47,*" insert "*and*"

Page 1, line 17, strike "*or any other law,*"

Page 3, line 24, after "*affairs*" insert "*for the biennium ending June, 1975*"

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. 2002: A bill for an act relating to education; appropriating money to cover reimbursement deficiencies for vocational aid programs.

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

Page 1, line 7, strike "\$2,920,931.24" and insert in lieu thereof "\$4,420,931.24"

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. 1558: A bill for an act appropriating money to the state department of education for deficiencies in special education for the handicapped reimbursement aids.

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. 1409: A bill for an act relating to education; providing that members of the Minnesota higher education coordinating commission shall be reimbursed for expenses incurred in the performance of their duties; amending Minnesota Statutes 1971, Section 136A.02, Subdivision 4.

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 re-referred

S. F. No. 534: A bill for an act relating to education; providing compensation for expenses for members of Minnesota education council; amending Minnesota Statutes 1971, Section 121.83.

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 re-referred

H. F. No. 178: A bill for an act relating to peace officers; providing benefits to survivors of peace officers killed in the line of duty; establishing a peace officers' benefit account in the state treasury; providing an appropriation.

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

Page 1, line 7, after "or" insert "full-time"

Page 1, line 11, strike "state penal" and insert in lieu thereof "correctional"

Page 1, line 13, after "employed" insert "on a full-time basis"

Page 2, line 2, after ";" insert "and"

Page 2, line 4, strike " ; and" and insert in lieu thereof a period

Page 2, strike line 5

Page 2, line 15, after "OFFICERS" strike the " "

Page 2, line 15, strike "ACCOUNT" and insert in lieu thereof "FUND"

Page 2, line 16, after "benefit" strike "account" and insert in lieu thereof "fund"

Page 2, line 17, after "fit" strike "account" and insert "fund"

Page 2, line 17, after "that" strike "account" and insert "fund"

Page 2, line 28, strike "50,000" and insert in lieu thereof "25,000"

Page 2, line 36, strike "account." and insert in lieu thereof "fund. For the purpose of this act, killed in the line of duty shall not include any peace officer who dies as a result of a heart attack."

Page 3, line 2, strike "account in the state treasury" and insert in lieu thereof "fund"

Amend the title in the second line by striking "account" and inserting "fund"

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. 1566: A bill for an act appropriating money to the state department of education for deficiencies and future needs in state aid for education programs for adults.

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

Page 1, line 10, strike "\$100,000" and insert in lieu thereof "\$90,000"

Page 1, line 11, strike "\$95,975.58" and insert in lieu thereof "\$90,000"

Page 1, line 16, strike "section" and insert in lieu thereof "act"

Page 1, strike lines 18 through 27

Further amend the title as follows:

Page 1, line 4, strike "and future needs"

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. 1557: A bill for an act relating to education; establishing a work-study program for post-secondary education students; appropriating money therefor.

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

Page 2, line 25, strike "\$45,000" and insert in lieu thereof "\$15,000"

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. 1418: A bill for an act relating to education; transportation aids; appropriating money to cover certain deficiencies for fiscal year 1972-73.

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

Page 1, after line 30, add a new section 2 to read as follows:

"Sec. 2. This act takes effect the day following its final enactment."

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. 1091: A bill for an act relating to health; authorizing the commissioner of public welfare to make grants to aid in the purchase, construction or remodeling of community residential facilities for the mentally retarded and cerebral palsied; directing the commissioner of public welfare to establish an advisory board on community residential facilities for the mentally retarded and cerebral palsied; appropriating money.

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

Page 2, line 18, strike "\$500,000" 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. 1509: A bill for an act relating to public health; providing for composition of state board of health, compensation; appropriating money; amending Minnesota Statutes 1971, Sections 144.01 and 144.04.

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. 491: A bill for an act relating to labor and industry; providing for safe and healthful working conditions for working men and women; authorizing the commissioner of labor and industry to promulgate standards and rules and regulations therefor; creating an occupational safety and health advisory board; prescribing penalties; amending Minnesota Statutes 1971, Section 175.16; repealing Minnesota Statutes 1971, Sections 182.01 to 182.08; 182.10 to 182.62; and 183.05 to 183.34.

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

Page 9, line 21, strike "\$50" and insert in lieu thereof "\$35"

Page 15, line 10, strike "\$50" and insert in lieu thereof "\$35"

Page 19, after line 24, insert:

"Sec. 26. Minnesota Statutes 1971, Section 175.16, is amended to read:"

Page 19, line 25, delete "Sec. 26."

Underline all new language in the bill

Amend the title as follows:

Fourth line, after "penalties;" insert "amending Minnesota Statutes 1971, Section 175.16;"

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. 1699: A bill for an act relating to education; veteran farmer cooperative training program; appropriating money.

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

Page 1, line 16, after "grants" insert "within appropriated amounts"

Page 1, line 17, strike "sum of \$2,400,000 is" and insert in lieu thereof "sums of \$66,000 for the year ending June 30, 1974 and \$726,000 for the year ending June 30, 1975 are"

Page 1, line 19, strike ", division of vocational education,"

Page 1, line 20, strike "participation in" and insert "reimbursement, in addition to amounts otherwise appropriated for the purpose, for"

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. 2047: A bill for an act relating to state government; establishing salaries for certain unclassified employees in the executive and judicial branch of government; amending Minnesota Statutes 1971, Sections 15A.081; 15A.083; 15A.084; and 15A.085.

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

Page 2, strike lines 19 and 20 and insert in lieu thereof:
"department of civil service is abolished by other law."

Page 2, line 22, strike "20,700" and insert in lieu thereof "23,500"

Page 2, line 22, strike "22,800" and insert in lieu thereof "25,900"

Page 5, line 25, strike "33,200" and insert in lieu thereof: "30,300"

Page 5, reinstate line 28; on line 29 reinstate "public examiner" and add: "25,100 - 27,600"; before line 30 insert: *"(This salary is authorized only until August 31, 1973.)"*

Page 6, strike lines 26 through 32 entirely.

Page 7, strike lines 1 through 5 entirely.

Page 7, strike lines 8 through 23 entirely.

Page 12, line 18, strike "18" and insert in lieu thereof "12"

Page 12, after line 20, add a section to read:

"Sec. 5. Minnesota Statutes 1971, Section 15A.101, is amended to read:

15A.101 [DEPARTMENT HEAD EXPENSES.] ~~The chancellor of the state college system and the presidents of the state colleges are authorized to expend annually a sum not to exceed \$3,000; Heads of departments in the executive branch who receive a fixed salary of, or whose range midpoint is, \$21,000 \$23,000 annually or more, and constitutional officers, are authorized to expend annually a sum not to exceed \$1,000 \$3,000; and the heads of all other state departments are authorized to expend a sum not to exceed \$500 \$1,000 annually from their supply and expense funds for expenses necessary for the normal performance of their duties for which no other reimbursement is provided. The expenditures are subject to the statutes and rules and regulations of the state governing budgeting, allotment and encumbrance, preaudit, and post audit.~~

The commissioner of ~~administration~~ *finance* may promulgate rules and regulations as necessary to assure the proper expenditure of these funds, and to provide for reimbursement."

Renumber the remaining section.

Amend the title as follows:

Line 7, strike "and"

Line 8, before the period insert " ; and 15A.101"

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

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

H. F. No. 624: A bill for an act relating to the free flow of information, the protection of sources of information of the news media, and prohibiting disclosure of sources of information.

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

Strike everything after the enacting clause and insert the following:

"Section 1. [CITATION.] Sections 1 to 4 may be cited as the Minnesota free flow of information act.

Sec. 2. [PUBLIC POLICY.] In order to protect the public interest and the free flow of information, the news media should have the benefit of a substantial privilege not to reveal sources of information or to dis-

close unpublished information. To this end, the freedom of press requires protection of the confidential relationship between the news gatherer and the source of information. The purpose of this act is to insure and perpetuate, consistent with the public interest, the confidential relationship between the news media and its sources.

Sec. 3. [DISCLOSURE PROHIBITED.] No person who is or has been directly engaged in the gathering, procuring, compiling, editing, or publishing of information for the purpose of transmission, dissemination or publication to the public shall be required by any court, grand jury, agency, department or branch of the state, or any of its political subdivisions or other public body, or by either house of the legislature or any committee, officer, member, or employee thereof, to disclose in any proceeding the person or means from or through which information was obtained, or to disclose any unpublished information procured by him in the course of his work or any of his notes, memoranda, recording tapes, film or other reportorial data which would tend to identify the person or means through which the information was obtained.

Sec. 4. [EXCEPTION AND PROCEDURE.] Subdivision 1. A person seeking disclosure may apply to the district court of the county where the person employed by or associated with a news media resides, has his principal place of business or where the proceeding in which the information sought is pending.

Subd. 2. The application shall be granted only if the court determines after hearing the parties that the person making application, by clear and convincing evidence, has met all three of the following conditions:

(1) that there is probable cause to believe that the source has information clearly relevant to a specific violation of the law other than a misdemeanor,

(2) that the information cannot be obtained by any alternative means or remedy less destructive of first amendment rights, and

(3) that there is a compelling and overriding interest requiring the disclosure of the information where the disclosure is necessary to prevent injustice.

Subd. 3. The district court shall consider the nature of the proceedings, the merits of the claims and defenses, the adequacies of alternative remedies, the relevancy of the information sought, and the possibility of establishing by other means that which the source is expected or may tend to prove. The court shall make its appropriate order after making findings of fact, which order may be appealed directly to the supreme court according to the appropriate rule of appellate procedure. The order is stayed and nondisclosure shall remain in full force and effect during the pendency of the appeal."

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

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

H. F. No. 159: A bill for an act relating to attorneys at law; providing that graduates of Minnesota law schools approved by the American Bar Association need not take a bar examination to be

admitted to practice; amending Minnesota Statutes 1971, Sections 480.05 and 481.01.

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

Page 1, line 11, after "EXAMINATIONS.]" insert "*Subdivision 1.*"

Page 1, lines 15 to 17, strike all the new language

Page 2, lines 1 to 3, strike all the new language

Page 2, after line 21, insert:

"Subd. 2. Notwithstanding subdivision 1 of this section, the supreme court may permit applicants to be admitted to the bar on the basis of the diploma privilege. To be admitted on the diploma privilege, every applicant must present to the clerk of the supreme court his diploma and a certificate of a law school located in this state which has been approved by the council of legal education and admission to the bar of the American Bar Association. The certificate must state that the applicant has completed his formal law studies, show the courses completed and the semester credits earned and state that according to the official academic records of the school the applicant has satisfactorily completed at least the minimum of legal studies required for the first degree in law. If the school is on the semester system, the applicant must have completed at least 96 semester hours. If the school is on the quarter system, the applicant must have completed 133 hours. At least 70 semester hours or 100 quarter hours must consist of accredited study, satisfactorily completed in regular courses having as their primary and direct subject matters the study of rules and principles of substantive and procedural law as they may arise in the courts and administrative agencies of the United States and this state in the areas generally known as: administrative law, commercial transactions, conflict of laws, constitutional law, contracts, corporations, creditors' rights, criminal law and procedure, damages, domestic relations, equity, evidence, future interests, insurance, jurisdiction of courts, labor law, ethics and legal responsibility of the profession, partnership, personal property, pleading and practice, public utilities, quasi-contracts, real property, taxation, torts, trade regulation, trusts, wills and estates. At least 35 semester hours or 50 quarter hours must cover the following subject matters: constitutional law, contracts, criminal law and procedure, evidence, jurisdiction of courts, ethics and legal responsibilities of the legal profession, pleading and practice, real property, torts, wills and estates. These requirements may be satisfied by combinations of the curricular courses. The dean of each law school in the state shall file with the clerk of the supreme court upon its request a certified statement setting forth the courses taught in his law school which are accredited for a first degree in law and their semester or quarter hours. In addition to these requirements a law school may require other courses or practical training, for which credit toward a degree may or may not be given, as a prerequisite to its certification of eligibility on the diploma privilege.

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

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

H. F. No. 377: A bill for an act relating to the department of human rights; unfair discriminatory practices; amending Minnesota Statutes 1971, Sections 363.01 by adding subdivisions; 363.02, Subdivisions 2 and 3 and by adding subdivisions; 363.03; 363.04, Subdivision 8; 363.05, Subdivision 1; 363.06, Subdivisions 2, 4 and 7; 363.071, Subdivision 2; 363.072, Subdivision 1; 363.091; 363.11; 363.115; 363.12, Subdivisions 1 and 2; 363.13; and Chapter 363, by adding sections.

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

Page 1, line 5, after "status," insert "homosexual orientation"

Page 1, after line 8, insert:

"Subd. 27. [STATUS WITH REGARD TO PUBLIC ASSISTANCE.] *"Status with regard to public assistance" means the condition of being a recipient of federal, state or local assistance, including medical assistance, or of being a tenant receiving federal, state or local subsidies, including rental assistance or rent supplements."*

Page 1, line 9, strike "Subdivision 2,"

Page 1, after line 9, insert:

"363.02 [EXEMPTIONS.] Subdivision 1. [EMPLOYMENT.] The provisions of section 363.03, subdivision 1, shall not apply to:

(1) The employment of any individual

(a) by his parent, grandparent, spouse, child, or grandchild, or

(b) in the domestic service of any person.

(2) A religious or fraternal corporation, association, or society, with respect to qualifications based on religion, when religion shall be a bona fide occupational qualification for employment.

(3) The employment of one person in place of another, standing by itself, shall not be evidence of an unfair discriminatory practice.

It is not an unfair employment practice for an employer, employment agency or labor organization:

(i) to require a person to undergo physical examination for purpose of determining the person's capability to perform available employment; or

(ii) to conduct an investigation as to the person's medical history for the purpose of determining the person's capability to perform available employment."

Page 1, line 10, strike "relating to sex"

Page 2, line 1, after "organization," insert "if the discrimination is by sex"

Page 2, line 2, after "owner" insert "or occupier"

Page 2, line 3, after "persons" insert "if the discrimination is by sex,

marital status, status with regard to public assistance, disability or homosexual orientation"

Page 2, line 3, strike everything after the period

Page 2, strike lines 4 to 6

Page 2, after line 6, insert: *"Nothing in this chapter shall be construed to require any person or group of persons selling, renting or leasing property to modify the property in any way, or exercise a higher degree of care for a person having a disability than for a person who does not have a disability; nor shall this chapter be construed to relieve any person or persons of any obligations generally imposed on all persons regardless of any disability in a written lease, rental agreement, or contract of purchase or sale, or to forbid distinctions based on the inability to fulfill the terms and conditions, including financial obligations of such lease, agreement or contract."*

Page 2, strike line 7

Page 2, line 15, after the period insert *"Nothing in this chapter shall prohibit an educational institution from discriminating on the basis of academic qualifications or achievements or requiring from applicant's information which relates to academic qualifications or achievements."*

Page 2, strike line 16

Page 2, strike lines 19 to 22

Page 2, after line 22, insert:

"Subd. 5. [DISABILITY.] Nothing in this chapter shall be construed to prohibit any program, service, facility or privilege afforded to a person with a disability which is intended to habilitate, rehabilitate or accommodate that person. It is a defense to a complaint or action brought under this chapter that the person bringing the complaint or action suffers from a mental disability which poses a serious threat to the safety of others. The burden of proving this defense is upon the respondent."

Renumber the remaining sections.

Page 2, line 27, strike *"age,"*; after *"status,"* insert *"status with regard to public assistance, homosexual orientation"*

Page 2, line 36, strike *"age,"*

Page 3, line 1, after *"status,"* insert *"status with regard to public assistance, homosexual orientation"*

Page 3, line 8, strike *"age,"*; after *"status,"* insert *"status with regard to public assistance, homosexual orientation"*

Page 3, line 17, strike *"age,"*; after *"status,"* insert *"status with regard to public assistance, homosexual orientation"*

Page 3, line 20, strike the second comma and insert in lieu thereof *"or any rule, regulation or laws of the United States or of this state requiring"*

Page 3, line 22, strike *"age,"*; after *"status,"* insert *"status with regard to public assistance, homosexual orientation"*

Page 3, line 26, strike "age,"; after "status," insert "*status with regard to public assistance, homosexual orientation*"

Page 3, line 32, after "status," insert "*status with regard to public assistance, homosexual orientation*"

Page 3, line 35, after "status," insert "*status with regard to public assistance, homosexual orientation*"

Page 4, line 6, after "status," insert "*status with regard to public assistance, homosexual orientation*"

Page 4, line 11, after "status," insert "*status with regard to public assistance, homosexual orientation*"

Page 4, line 15, after "status," insert "*status with regard to public assistance, homosexual orientation*"

Page 4, line 17, after "status," insert "*status with regard to public assistance, homosexual orientation*"

Page 4, line 23, after "status," insert "*status with regard to public assistance, homosexual orientation*"

Page 4, line 30, after "status," insert "*status with regard to public assistance, homosexual orientation*"

Page 5, line 1, strike "age,"; after "status," insert "*status with regard to public assistance, homosexual orientation*"

Page 5, line 6, after "status," insert "*status with regard to public assistance, homosexual orientation*"

Page 5, line 11, strike everything after the period

Page 5, strike lines 12 to 17

Page 5, line 21, after "origin" strike the comma and insert in lieu thereof "or"; strike "*or disabil-*" and insert in lieu thereof a period

Page 5, strike lines 22 and 23

Page 5, after line 23 insert: "*It is an unfair discriminatory practice for a taxicab company to discriminate in the access to, full utilization of or benefit from service because of a person's disability.*"

Page 5, line 26, strike "*or disabil-*" and insert in lieu thereof "*status with regard to public assistance or homosexual orientation.*"

Page 5, strike lines 27 and 28

Page 5, line 32, after "status," insert "*status with regard to public assistance, homosexual orientation*"

Page 5, line 35, strike "age" and insert in lieu thereof "*status with regard to public assistance, homosexual orientation*"

Page 6, line 2, strike "age," and insert in lieu thereof "*homosexual orientation*"

Page 6, line 4, strike "REPRISALS;"

Page 6, line 5, strike ", employer, labor organization, or employment agency"

Page 6, strike lines 6 to 9

Page 6, line 10, strike "(2)" and insert in lieu thereof "(1)"

Page 6, line 12, strike "(3)" and insert in lieu thereof "(2)"

Page 6, line 14, strike "(4)" and insert in lieu thereof "(3)"

Page 6, strike lines 17 to 19

Page 6, after line 19 insert:

"Subd. 7. [REPRISALS.] It is an unfair discriminatory practice for any employer, labor organization, employment agency, lessor, public accommodation, public service or educational institution to intentionally engage in any reprisal against any person because that person:

(1) Opposed a practice forbidden under this chapter or has filed a charge, testified, assisted, or participated in any matter in an investigation, proceeding or hearing under this chapter; or

(2) Associated with a person or group of persons of a different race, color, creed, religion, national origin or sexual orientation."

Page 8, line 15, strike "age,"

Page 8, line 16, after "status," insert "homosexual orientation"

Page 8, line 35, after "charge" insert the following:

"stating an alleged violation of a particular section of Minnesota Statutes 366.03, Subdivisions 1, 2, 3, 4, 5, 6 and 7"

Page 11, line 36, strike "age,"

Page 12, line 1, after "assistance," insert "homosexual orientation"

Page 12, line 6, strike "age,"

Page 12, line 7, after "tance," insert "homosexual orientation"

Page 12, line 24, strike everything after "discrimination" and insert in lieu thereof a colon

Page 12, strike lines 25 to 33 and insert in lieu thereof:

"(1) In employment because of race, color, creed, religion, national origin, sex, marital status, disability, status in regard to public assistance and homosexual orientation;

(2) In housing and real property because of race, color, creed, religion, national origin, sex, marital status, disability, status in regard to public assistance and homosexual orientation;

(3) In public accommodations because of race, color, creed, religion, national origin, sex and disability;

(4) In public services because of race, color, creed, religion, national origin, sex, marital status, disability, status in regard to public assistance and homosexual orientation; and

(5) In education because of race, color, creed, religion, national origin, sex, marital status, disability, status in regard to public assistance and homosexual orientation."

Page 12, line 34, strike "*erty, public accommodations and public services.*"

Page 13, line 12, strike "*, or subject to the provisions of section 363.03, subdivisions 1, 2, 4, and 5,*"

Page 13, line 24, strike "*180*" and insert in lieu thereof "*90*"

Page 14, line 2, strike "*district*" the second time it appears and insert in lieu thereof "*county*"

Amend the title as follows:

In the second and third lines, strike "*, Subdivisions 2 and 3 and by adding subdivisions*"

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 1729, 636, 1821, 1000, 1192 and 1779 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. 1000 and 1779 to the Committee on Finance.

H. F. No. 1192 to the Committee on Labor and Commerce.

H. F. No. 636 to the Committee on Metropolitan and Urban Affairs.

H. F. No. 1821 to the Committee on Natural Resources and Agriculture.

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

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1729	1733				

And that the above Senate File be indefinitely postponed.

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 1765, 1659, 1508, 1355 and 961 for comparison to companion Senate Files, reports the following House Files were found not identical with their companion Senate Files as follows:

CALENDAR OF					
GENERAL ORDERS		ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1765	1682				
1659	1775				
1508	1543				
1355	1438				
961	381				

Pursuant to Rule 49 the Committee recommends that H. F. No. 1765 be amended as follows:

Page 1, line 15, after "*department*" insert "*or agency*"

Further, amend the title in line 6, after "*department*" insert "*or agency*"

And when so amended, H. F. No. 1765 will be identical to S. F. No. 1682 and further recommends that H. F. No. 1765 be given its second reading and substituted for S. F. No. 1682 and S. F. No. 1682 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 1659 be amended as follows:

Page 6, line 1, delete "consistent with the policies of this"

Page 6, line 2, delete "act"

Page 6, after line 2, insert the following:

"(c) The order designating an area of critical concern shall be effective for no longer than one year pending approval by the legislature of such designation. A designated area, or any part of the area, not receiving the necessary legislative approval may not be redesignated by the governor for a period of less than five years from the date of the governor's order."

Page 8, delete lines 3 through 7 and insert in lieu thereof the following:

"(c) Plans or regulations prepared pursuant to this section shall become effective when enacted by the local unit of government or, following legislative approval of the designation, upon such date as the council may provide in its order approving said plans and regulations."

Page 10, line 26, in the headnote, delete "PERMITS" and insert in lieu thereof "PERMISSION"

Page 11, line 22, delete "no"

Page 11, line 23, delete "; or" and insert in lieu thereof a period

Page 11, delete lines 24 through 26

Page 12, line 15, after "date of" insert "the"

Page 13, delete lines 2 through 6 and insert in lieu thereof the following:

"Sec. 14. [PLANNING GRANTS.] The council shall prepare guidelines for dispersing funds to local units of government or regional development commissions for as much as 100 percent but not less than 50 percent of the non-federal cost of preparing, adopting and enforcing plans and regulations for areas of critical concern pursuant to section 7 of this act, for a period not to exceed five years from such date as the legislature may approve the designation of an area of critical concern.

Sec. 15. [SPECIAL LEVY.] The governing body of any local unit

of government may levy a tax in such amount as may be required for the purpose of complying with the provisions of this act. Such tax shall be in addition to any tax or levy limitations otherwise imposed by law or home rule charter or the provisions of Minnesota Statutes, Sections 275.50 to 275.56."

And when so amended, H. F. No. 1659 will be identical to S. F. No. 1775 and further recommends that H. F. No. 1659 be given its second reading and substituted for S. F. No. 1775 and S. F. No. 1775 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 1508 be amended as follows:

Page 2, line 14, delete "of" and insert in lieu thereof "on"

Page 4, delete all of lines 5 through 9

Page 5, after line 9, insert the following sections:

"Sec. 5. Minnesota Statutes 1971, Section 414.041, Subdivision 3, is amended to read:

Subd. 3. [COMMISSION'S ORDER.] If the commission finds that consolidation will be for the best interests of the municipalities, it shall order the consolidation ~~but no consolidation ordered shall be effective without resolutions of the governing bodies of the affecting municipalities approving such consolidation orders~~. As a guide in arriving at a determination, the commission shall consider the following factors:

(a) Present population, past population growth and projected population of the included municipalities;

(b) Quantity of land within the included municipalities;

(c) Present pattern of physical development in the included municipalities including residential, industrial, commercial and institutional land uses;

(d) Comprehensive plans for development of the area including development as projected by the metropolitan council or state planning agency;

(e) Type and degree of control presently being exercised over development in the included municipalities including zoning ordinances, subdivision regulations, and

(f) Natural terrain of the area including general topography, major watersheds, soil conditions, and such natural features as rivers, lakes, and major bluffs;

(g) Present governmental services being provided to the area including water and sewer service, fire and police protection, street improvements and maintenance, and recreational facilities;

(h) Existing and potential problems of environmental pollution and the need for additional services to avoid or minimize these problems;

(i) Fiscal data of the included municipalities including assessed

valuation trends, mill rate trends (state, county, and school district) and present bonded indebtedness;

(j) Relationship and effect of the proposed consolidation on adjacent communities and school districts within and adjacent to the municipalities proposed for consolidation;

(k) Analysis of whether services needed by each included municipality could better be provided by an adjacent but not included municipality;

(l) Availability of space within the included municipalities to accommodate growth;

(m) Plans and programs under consideration for providing needed governmental services to the proposed new municipality; and

(n) Degree of contiguity of the boundaries of the included municipalities.

The order shall provide for election of new municipal officers in accordance with section 414.09. If the most populous of the included municipalities is a village, the new municipality shall be a village and ~~the plan of government shall be Optional Plan A, provided that an alternate plan may be adopted pursuant to Minnesota Statutes 1967, Section 412.551, at any time shall operate under the statutory plan of government in operation in that village unless otherwise ordered by the commission.~~ If the most populous of the included municipalities is a city, the new municipality shall be governed by its home rule charter or the statutory form under which it is governed except that any ward system for the election of councilmen shall be ~~inoperable reviewed by the commission, and if necessary to provide substantially equal representation to the residents of the new municipality, the commission shall in its order redistrict the wards and adjust ward boundaries. The number of councilmen shall be as prescribed in the charter or law applicable to the most populous municipality or such other number as agreed to by the included municipalities. The commission may, as an alternative, abolish the ward system.~~ The ordinances of all of the included municipalities shall continue in effect within their former boundaries until repealed by the governing body of the new municipality.

Notwithstanding any other provision of law to the contrary, the commission may in its order establish a ward system in the new municipality, in which event it shall establish not less than three nor more than seven wards, each of which shall elect one councilman. When more than two years have elapsed after consolidation, the governing body may, by a four-fifths vote, abolish the ward system.

The new municipality shall assume the name of the most populous municipality unless previous to the election another name is chosen by joint resolution of a majority of the included municipalities.

The number of license privileges existing in the included municipi-

palities prior to consolidation and pursuant to state law shall not be diminished as a result of the consolidation.

If the consolidation is denied, no proceeding for the consolidation of the same municipalities may be initiated within two years from the date of the commission's order unless authorized by the commission.

Sec. 6. Minnesota Statutes 1971, Section 414.041, Subdivision 4, is amended to read:

Subd. 4. Notwithstanding any other provision of law to the contrary, no consolidation order of the commission involving existing municipalities shall become effective unless ~~adopted by the council of each affected municipality by a majority vote and unless the consolidation order of the commission is approved by the~~ qualified voters of the affected municipalities at a general or special election set according to law. The form of the ballot shall be fixed by the commission; and, if a majority of the votes cast on the question ~~in each municipality in the entire area~~ are in favor of its adoption, the order of the commission shall become effective as provided herein."

Page 5, line 26, delete "*metropolitan council*" and insert in lieu thereof "*regional development commissions*"

Page 8, delete all of lines 13 through 28

Page 9, delete all of lines 1 through 28

Page 10, delete all of lines 1 through 5

Renumber the sections in sequence

Further, amend the title in line 11, by deleting "414.031, Subdivision 5;"

And when so amended, H. F. No. 1508 will be identical to S. F. No. 1543 and further recommends that H. F. No. 1508 be given its second reading and substituted for S. F. No. 1543 and S. F. No. 1543 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 1355 be amended as follows:

Page 2, line 6, restore the stricken "\$35"

Page 2, line 7, delete "\$50"

Page 3, line 6, delete "*Nothing in*"

Page 3, delete lines 7 and 8

Page 15, line 11, strike "branch" and insert thereafter "*and judicial branches*"

Page 15, line 24, strike "branch" and insert thereafter "*and judicial branches*"

Page 19, delete lines 12 through 17 and insert in lieu thereof: "*made only after the nominee has achieved permanent or probationary civil service status in the class occupied at the time nomi-*

nation is made and after meeting requirements as determined by the director."

Page 32, line 22, delete "*hospital-medical*"

Page 32, line 28, delete "*The provisions of this subdivision shall not*"

Page 33, delete lines 1 and 2

Page 33, line 3, delete "*Minnesota senate until January 1, 1977.*"

Page 37, line 25, delete "(6)"

Page 38, delete lines 5 through 28

Page 39, delete lines 1 through 28

Page 40, delete lines 1 through 43

Page 41, delete lines 1 through 28

Page 42, delete lines 1 through 28

Page 43, delete lines 1 through 28

Page 44, delete lines 1 through 28

Page 45, delete lines 1 through 28

Page 46, delete lines 1 through 28

Page 47, delete lines 1 through 28

Page 48, delete lines 1 through 28

Page 49, delete lines 1 through 28

Page 50, delete lines 1 through 28

Page 51, delete lines 1 through 3 and insert in lieu thereof the following:

"Sec. 17. Minnesota Statutes 1971, Section 352.03, Subdivision 1, is amended to read:

352.03 [BOARD OF DIRECTORS, COMPOSITION, EXECUTIVE DIRECTOR; DUTIES, POWERS.] Subdivision 1. [MEMBERSHIP OF BOARD; ELECTION; TERM.] The policy making function of the system is hereby vested in a board of seven members, who shall be known as the board of directors, hereinafter called the board. This board shall consist of ~~the state auditor, the state treasurer, the insurance commissioner, three public members appointed by the governor and four state employees who shall be~~ elected by state employees covered by the system at a time and in a manner to be fixed by the board. Two board members, whose terms of office shall begin on the first Monday in March next succeeding their election, shall be elected biennially. The term of the two board members whose terms expire in 1968 shall terminate on the first Monday in March, 1968, and the terms of the two board members whose terms expire in 1970 shall terminate on the first Monday in March, 1970. The members of the board so elected

shall hold office for a term of four years and until their successors are elected, and have qualified. A state employee on leave of absence shall not be eligible for election or re-election to membership on the board of directors; and the term of any board member who is on leave for more than six months shall automatically terminate upon the expiration of such period.

Sec. 18. Minnesota Statutes 1971, Section 352.03, Subdivision 3, is amended to read:

Subd. 3. [DIRECTORS SERVE WITHOUT COMPENSATION.] The members of the board *employed by the state* shall serve without compensation, but shall be reimbursed out of the retirement fund for expenses actually and necessarily paid or incurred in the performance of their duties, and shall suffer no loss of salary or wages through service on the board. *The public members of the board shall be paid \$35 per day for each day actually devoted to duties as a member of the board. Members of the board shall be paid for expenses in travel to and from meetings and for necessary expenses incurred during meetings of the board.*

Sec. 19. Minnesota Statutes 1971, Section 352.04, Subdivision 2, is amended to read:

Subd. 2. [EMPLOYEE CONTRIBUTIONS.] The employee contribution to the fund ~~(a) by those employees whose state service is covered by the federal social security act~~ shall be an amount equal to three and one-half percent of salary, and ~~(b) by those employees whose state service is not covered by the federal social security act~~ shall be an amount equal to six percent of salary *beginning with the first full pay period after June 30, 1973*. These contributions shall be made by deduction from salary in the manner provided in subdivision 4.

Sec. 20. Minnesota Statutes 1971, Section 352.04, Subdivision 3, is amended to read:

Subd. 3. [EMPLOYER CONTRIBUTIONS.] The employer contribution to the fund shall be ~~(1) an amount equal to the total amount deducted from the salaries of employees on each payroll abstract ; plus (2) (a) an additional one-half of the amount of such deductions beginning with the first full pay period after June 30, 1970, for employees paying three percent contributions, such amount to be reduced to one-third of such deductions beginning with the first full pay period after June 30, 1970; or (b) an additional one-sixth of the amount of such deductions for employees paying six percent contributions.~~ The employer contribution shall be made in the manner provided in subdivisions 5 and 6.

Sec. 21. Minnesota Statutes 1971, Section 352.115, Subdivision 2, is amended to read:

Subd. 2. [AVERAGE SALARY.] The retirement annuity hereunder payable at age 65 or thereafter shall be computed in accordance with the applicable provisions of the formula stated in subdivision 3 hereof, on the basis of the employee's average salary for the period of his allowable service. Such retirement annuity is known as the "normal" retirement annuity.

(a) For years prior to July 1, 1957, "average salary" for the purpose of determining an employee's retirement annuity means the average of his highest salary upon which deductions were based for any five consecutive years prior to that date.

(b) For each year of allowable service subsequent to June 30, 1957, "average salary" of an employee for the purpose of determining his retirement annuity means the average of his the highest five successive years of salary upon which he has made contributions to the retirement fund by payroll deductions.

Sec. 22. Minnesota Statutes 1971, Section 352.115, Subdivision 3, is amended to read:

Subd. 3. [RETIREMENT ANNUITY FORMULA.] The employee's average salary, as defined in subdivision 2 multiplied by the applicable percentages indicated below 1 percent per year of allowable service for the first ten years and 1.5 percent for each subsequent year of allowable service and pro rata for completed months less than a full year shall determine the amount of the retirement annuity to which the employee qualifying therefor is entitled:

(1) For Years of Allowable Service Rendered Prior to July 1, 1960	Percentages at the Rate of:
(a) First ten years	1 percent per year of service
(b) Second ten years of completed months of service less than such period	1.1 percent per year of service
(c) Third ten years of completed months of service less than such period	1.7 percent per year of service
(d) Subsequent years or completed months of service less than such period	2 percent per year of service
(2) For years of Allowable Service Rendered Subsequent to June 30, 1960	Percentage at the Rate of
(a) First ten years of	1 percent per year of service
(b) Second ten years of completed months of service less than such period	1.3 percent per year of service

- (c) Third ten years of completed months of service less than such period 2 percent per year of service
- (d) Subsequent years of completed months of service less than such period 2.5 percent per year of service

(3) If a combination of the above formulas is used, the formula percentages used shall be those percentages in each formula as continued for the respective years of allowable service from one formula to the next.

Sec. 23. Minnesota Statutes 1971, Section 352.115, is amended by adding a subdivision to read:

Subd. 13. [PROPORTIONATE ANNUITY IN CERTAIN CASES.] Any employee who prior to July 1, 1973, was less than 60 years of age when entering covered state service who, due to the lowering of the mandatory retirement age, does not qualify for an annuity at the time he is required to retire, shall be entitled upon application to a proportionate annuity based upon his allowable service credit at time of mandatory retirement.

Sec. 24. Minnesota Statutes 1971, Section 352.116, Subdivision 1, is amended to read:

352.116 [ANNUITIES UPON RETIREMENT.] Subdivision 1. [REDUCED ANNUITY BEFORE AGE 65.] Any employee who retires prior to age 65 shall be paid the normal retirement annuity provided in sections 352.115, subdivisions 2 and 3, or 352.715, subdivision 2, as the case may be, reduced by one-half of one percent for each month that the employee is under age 65 on the last day for which he is entitled to service credit as provided in section 352.01, subdivision 11, clause (3), or the date state service terminated, or the date the application for the annuity is filed with the director, whichever is later, *provided however that if an employee is entitled to credit for not less than 30 years allowable service, such reduction shall be applied only for each month the employee is under age 62.*

Sec. 25. Minnesota Statutes 1971, Section 352.118, is amended to read:

352.118 [INCREASE IN BENEFITS.] The retirement annuities and disability benefits authorized and in effect on June 30, ~~1969~~ 1973 shall be increased in the same ratio that the actuarially computed reserve for such benefits determined by using an interest assumption of three *and one-half* percent bears to the actuarially computed reserve for such benefits determined by using an interest assumption of ~~three and one-half~~ *five* percent. The reserves upon which such increase shall be based shall be the actuarially determined reserve for benefits in effect at ~~December 31, 1969~~ *June 30, 1972*, in accordance with the mortality assumptions then in effect and at interest assumptions of three *and one-half* per-

cent and ~~three and one-half~~ five percent. Such ratio of increase computed to the last full one one-hundredth of one percent shall be applied to benefits in effect on June 30, ~~1969~~ 1973 and shall begin to accrue July 1, ~~1969~~ 1973. Notwithstanding section 356.18, increases in benefit payments pursuant to this section will be made automatically unless the intended recipient files written notice with the Minnesota state retirement system requesting that the increase shall not be made.

Sec. 26. Minnesota Statutes 1971, Chapter 352, is amended by adding a section to read:

[352.1182] [INCREASE IN ANNUITIES AND BENEFITS.] *Any person who was receiving an annuity or benefit as of July 1, 1973, shall be entitled to an increase in such monthly annuity or benefit effective July 1, 1973, in an amount that, when added to amounts received under sections 352.118 and 352.119 equals 30 percent of the annuity or benefit in effect on December 31, 1971 or first authorized thereafter. Said increase shall be made and the transfer of required assets to the adjustable fixed benefit fund in the same manner and at the same time retirement annuities and other benefits are paid and shall be included in each warrant on which each annuity or benefit is so paid. Notwithstanding the provisions of section 356.18, increases in payments pursuant to this section will be made automatically unless the intended recipient files written notice with the Minnesota state retirement system requesting that the increase shall not be made.*

Sec. 27. Minnesota Statutes 1971, Section 352.119, Subdivision 2, is amended to read:

Subd. 2. [VALUATION OF ASSETS; ADJUSTMENT OF BENEFITS.] (1) ~~As of June 30, 1969, the present value of all annuities in force as of June 30, 1969 and as amended in accordance with Laws 1969, Chapter 893, shall be determined in accordance with the 1937 standard annuity table of mortality, calculated separately as to sex, with an interest assumption of three and one-half percent and assets representing the required reserves for these annuities shall be transferred to the Minnesota adjustable fixed benefit fund, during a period of one year in accordance with the procedures specified by law for the Minnesota adjustable fixed benefit fund.~~

(2) (1) Effective July 1, 1969, for those employees commencing to receive benefits pursuant to chapter 352, and acts amendatory thereof, the required reserves as determined in accordance with ~~this section~~ the interest assumption then in effect and appropriate mortality table based on experience of the fund as recommended by the system's actuary shall be transferred to the Minnesota adjustable fixed benefit fund as of the date benefits begin to accrue.

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

Sec. 28. Minnesota Statutes 1971, Section 352.12, Subdivision 1, is amended to read:

352.12 [REFUNDMENT AFTER DEATH OF EMPLOYEE OR FORMER EMPLOYEE.] Subdivision 1. [DEATH BEFORE TERMINATION OF SERVICE.] If an employee dies before his state service has terminated and neither a survivor annuity nor a reversionary annuity is payable or if an employee who has filed a valid application for an annuity or disability benefit prior to the termination of his state service dies before the benefit has become payable, the director shall make a refundment to his last designated beneficiary or, if there be none, to his surviving spouse or, if none, to the representative of his estate in an amount equal to his accumulated contributions plus interest thereon *after the first year of coverage* to the date of death at the rate of ~~three and one-half~~ *five* percent per annum compounded annually. In the event an employee dies who has received a refundment which he had subsequently repaid in full, interest shall be paid on such repaid refundment only from the date of repayment. If the repayment was made in installments, interest shall be paid only from the date installment payments began. The designated beneficiary, surviving spouse or representative of the estate of an employee who had received a disability benefit shall not be entitled to interest upon any balance remaining to his credit in the fund at the time of death.

Sec. 29. Minnesota Statutes 1971, Section 352.22, Subdivision 1, is amended to read:

352.22 [REFUNDMENTS OR DEFERRED ANNUITIES.] Subdivision 1. [SERVICE TERMINATION.] Any employee who ceases to be a state employee by reason of termination of state service, shall be entitled to a refundment provided in subdivision 2 or a deferred retirement annuity as provided in subdivision 3. Application for a refundment may be made 60 or more days after the termination of state service if the applicant has not again become a state employee required to be covered by the system; except that employees of the University of Minnesota, ~~having attained the age of 68 years or more; and employees of other departments and agencies of the state having attained the age of 70 years or more, whose state service is terminated by operation of law, or by direction of the appointing authority, who attain mandatory retirement age and are required to retire and~~ who are not eligible to receive an annuity under sections 352.115 or 352.72, may apply for refundment without any waiting period.

Sec. 30. Minnesota Statutes 1971, Section 352.22, Subdivision 2, is amended to read:

Subd. 2. [AMOUNT OF REFUNDMENT.] Except as provided in subdivision 3, any person who ceased to be a state employee *after June 30, 1973*, by reason of termination of state service shall receive a refundment in an amount equal to his accumulated contributions without interest, except that an employee terminating state service at the age of 65 or more shall receive a refundment in an amount equal to his accumulated contributions plus interest thereon to the date of termination at the rate of three and one-half percent per annum compounded annually if the employee due to age could not qualify for an annuity upon reaching compulsory

retirement age had he continued in covered employment after one year of coverage to the date of termination of state service at the rate of five percent per annum compounded annually. Interest shall not be paid on any contributions for service rendered prior to age 58.

Sec. 31. Minnesota Statutes 1971, Section 352.23, is amended to read:

352.23 [TERMINATION OF RIGHTS.] When any employee accepts a refundment as provided in section 352.22, all existing service credits and all rights and benefits to which the employee was entitled prior to the acceptance of such refundment shall terminate and shall not again be restored until the former employee acquires not less than one year's allowable service credit subsequent to taking his last refundment. In that event, he may repay all refundments which he had taken from the retirement fund. Repayment of refundments will entitle the employee only to credit for service covered by (a) salary deductions, (b) payments made in lieu of salary deductions, and (c) payments made to obtain credit for service as permitted by laws in effect at the time payment was made. If an employee before taking one or more refundments had credit for prior service or for military service without payment in either case, he may obtain credit for such forfeited service prior to July 1, 1929, and for such forfeited military service by making payments at a contribution rate of three percent of his average salary upon which deductions for the retirement fund were based, for the three year period immediately preceding repayment of refundment for service credit prior to July 1, 1929, and on the salary received by him at the time of entering military service to restore his military service credit. All such payments and repayment of refundments are to be paid with interest at ~~four~~ six percent per annum compounded annually.

Sec. 32. Minnesota Statutes 1971, Section 352.27, is amended to read:

352.27 [CREDIT FOR MILITARY SERVICE.] Any employee given a leave of absence to enter military service who returns to state service upon discharge from military service as provided in section 192.262, may obtain credit for his period of military service but he shall not be entitled to credit for any voluntary extension of military service at the instance of the employee beyond the initial period of enlistment, induction or call to active duty, nor to credit for any period of service following a voluntary return to military service. Such employee may obtain such credit by paying into the fund an employee contribution based upon his salary at the date of return from military service. The amount of this contribution shall be the applicable amounts required in section 352.04, subdivision 2, plus interest at ~~four~~ six percent per annum compounded annually. In such cases the matching employer contribution and additional contribution provided in section 352.04 shall be paid by the department employing such employee upon his return to state service from funds available to such department at the time and in the manner provided in section 352.04.

Sec. 33. Minnesota Statutes 1971, Chapter 352, is amended by adding a section to read:

[352.90] [CORRECTIONAL EMPLOYEES.] *It is the policy of the legislature to provide special retirement benefits and contributions for certain correctional employees who, because of the nature of their employment, are required to retire at an early age. For the purpose of Minnesota Statutes, Chapter 356, the actuary shall make separate reports with respect to these employees. Except as otherwise provided, the provisions of Minnesota Statutes, Chapter 352, apply to covered correctional employees.*

Sec. 34. Minnesota Statutes 1971, Chapter 352, is amended by adding a section to read:

[352.91] [COVERED CORRECTIONAL SERVICE.] *Covered correctional service means: (a) services performed before or after July 1, 1973, by a state employee, as defined in section 352.01, as an attendant guard, attendant guard supervisor, correctional captain, correctional counselor I, correctional counselor II, correctional counselor III, correctional counselor IV, correctional lieutenant, correctional officer, correctional sergeant, director of attendant guards and guard farmer garden, provided the employee was employed in such position on July 1, 1973 or thereafter; (b) services performed before July 1, 1973 by an employee covered under clause (a) in a position classified as a houseparent or guard instructor; and (c) services performed before July 1, 1973 in a position listed in clause (a) and positions classified as houseparent, guard instructor and guard farmer dairy, by a person employed on July 1, 1973 in a position classified as a license plant manager, prison industry foreman (general, metal fabricating and foundry), prison industry supervisor, food service manager, prison farmer supervisor, prison farmer assistant supervisor or rehabilitation therapist employed at the Minnesota security hospital.*

Sec. 35. Minnesota Statutes 1971, Chapter 352, is amended by adding a section to read:

[352.92] [CORRECTIONAL EMPLOYEE CONTRIBUTIONS.] *Subdivision 1. [EMPLOYEE CONTRIBUTIONS.] Beginning with the first full pay period after June 30, 1973, in lieu of employee contributions payable under section 352.04, subdivision 2, contributions by covered correctional employees shall be in an amount equal to six percent of salary.*

Subd. 2. [EMPLOYER CONTRIBUTIONS.] Beginning with the first full pay period after June 30, 1973, in lieu of employer contributions payable under section 352.04, subdivision 3, the employer shall contribute for covered correctional employees (1) an amount equal to 1½ times the deduction from salaries of covered correctional employees on each payroll abstract, plus (2) an additional amount of five percent of salaries of covered correctional employees on each payroll abstract.

Sec. 36. Minnesota Statutes 1971, Chapter 352, is amended by adding a section to read:

[352.93] [RETIREMENT ANNUITY.] *Subdivision 1. After separation from state service an employee covered under section 34 of this act who has attained the age of at least 55 years and has credit for not*

less than a total of ten years of covered correctional service and regular Minnesota state retirement system service shall be entitled upon application to a retirement annuity under this section based only on covered correctional employees' service.

For the purpose of this section, average salary means the average of the monthly salary during the employees' highest five successive years of salary as a correctional employee.

Subd. 2. The monthly annuity under this section shall be determined by multiplying the average monthly salary by the number of years, or completed months, of covered correctional service by 2.5 percent for the first 20 years of correctional service and two percent for each year thereafter; provided however, the monthly annuity shall not exceed 75 percent of the average monthly salary.

Subd. 3. The annuity under this section shall begin to accrue as provided in section 352.115, subdivision 8, and shall be paid for an additional 84 full calendar months and then be reduced to the amount as calculated under section 352.115, except that if this amount, when added to the social security benefit based on state service the employee is eligible to receive at such time, is less than the benefit payable under subdivision 2, the retired employee shall receive an amount that when added to such social security benefit will equal the amount payable under subdivision 2. When an annuity is reduced under this subdivision, the percentage adjustments, if any, that have been applied to the original annuity under Minnesota Statutes, Section 11.25, prior to the reduction, shall be compounded and applied to the reduced annuity.

Subd. 4. A former employee who has both regular and correctional service shall, if qualified, receive an annuity based on both periods of service under applicable sections of law but no period of service shall be used more than once in calculating the annuity.

Subd. 5. Notwithstanding the provisions of subdivision 1 an employee who was in a covered correctional position on July 1, 1973; was employed in a position covered by Minnesota Statutes, Chapter 352, prior to reaching age 60; and was required to retire because of the lowering of the mandatory age, shall be entitled to an annuity under this section even though he does not have ten years of covered service under Minnesota Statutes, Chapter 352.

Subd. 6. This section shall apply to qualified employees who retire on or after July 1, 1973, but the annuity payable hereunder shall not begin to accrue until July 1, 1974.

Sec. 37. Minnesota Statutes 1971, Chapter 352, is amended by adding a section to read:

[352.94] [AUGMENTATION.] *Subdivision 1. An employee who becomes a correctional employee after serving as a regular employee shall be covered under section 352.72, subdivision 2, with respect to the regular service.*

Subd. 2. An employee who becomes a regular employee after serving as a correctional employee shall be covered under Section 352.72, subdivision 2, with respect to his correctional service.

Sec. 38. Minnesota Statutes 1971, Chapter 352, is amended by adding a section to read:

[352.95] [DISABILITY BENEFITS.] *An employee who becomes totally and permanently disabled while in a covered correctional position shall have his disability benefit rights determined under section 352.113 except that when such person becomes 55 years of age he shall be deemed to be retired and shall be entitled to receive the benefit provided under section 352.113, subdivision 3, whether or not disabled at such age. An employee who receives a disability benefit shall not be entitled to an annuity under section 36 of this act, even though otherwise qualified, until reemployed in a covered correctional position for a period of at least one year."*

Renumber the remaining sections in sequence

Further, amend the title in line 15, after "Subdivision 2;" by inserting "352.03, Subdivisions 1 and 3;" and in line 19, after "352.118;" by inserting "352.119, Subdivision 2; 352.12, Subdivision 1;"

Line 19 of the title, delete "Subdivision 1; 356.21," and insert in lieu thereof "Subdivisions 1 and 2; 352.23; 352.27;"

Line 20, delete "Subdivision 5;"

And when so amended, H. F. No. 1355 will be identical to S. F. No. 1438 and further recommends that H. F. No. 1355 be given its second reading and substituted for S. F. No. 1438 and S. F. No. 1438 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 961 be amended as follows:

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

"Section 1. Minnesota Statutes 1971, Section 144.01, is amended to read:

144.01 [MEMBERSHIP.] The department of health as created and constituted under Laws of Minnesota 1925, Chapter 426, is hereby continued under the supervision and control of the state board of health. The state board of health shall consist of ~~nine~~ 15 members, ~~learned in sanitary science, who~~ nine of whom shall be broadly representative of the licensed health professions and six of whom shall be public members as defined for purposes of this act. The members of the board of health shall be appointed by the governor with the advice and consent of the senate. The licensed health professionals shall be appointed by the governor ~~for such periods that the terms of three members will end on the first Monday of January in each year so that the initial terms of three members will end the first Monday in January of each second year. Thereafter the terms shall be four years. The public members shall be appointed by the governor for like terms. Vacancies there-~~ in on the board shall be filled by like appointment for the unexpired term. Each member shall serve until his successor qualifies.

Sec. 2. Minnesota Statutes 1971, Section 144.04, is amended to read:

144.04 [EXPENSES.] The members of the board shall receive ~~no compensation as such, but the necessary expenses of their attendance upon its meetings shall be reimbursed~~ *compensation of the sum of \$35 per day for attendance at board meetings and ordinary and necessary expenses in the same amount and manner as state employees*. Subject to the provisions of Laws 1939, Chapter 441, the board may employ, and at pleasure dismiss, such agents, experts, and other assistants as it may deem necessary and fix their compensation, prescribe their duties, and allow their necessary expenses. All such salaries, compensation, and expenses shall be paid by the state upon vouchers ~~approved by at least two members of the board~~; but the total for any year shall not exceed the appropriation of the year therefor.

Sec. 3. Minnesota Statutes 1971, Section 144.952, is amended to read:

144.952 [COMPOSITION OF THE BOARD.] Subdivision 1. There is hereby created the state board of examiners for nursing home administrators which shall consist of the following members:

(a) A designee of the state board of health who shall be a non-voting member;

(b) the commissioner of public welfare, or his designee who shall be a non-voting member; and the following members appointed by the governor;

(c) two members actively engaged in the management, operation, or ownership of proprietary nursing homes;

(d) two members actively engaged in the management or operation of nonprofit nursing homes or hospitals caring for chronically ill or infirm-aged patients;

(e) one member actively engaged in the practice of medicine;

(f) one member actively engaged in the practice of professional nursing; and

(g) ~~three members from the general public who are not engaged in the management, ownership, operation or supervision of any nursing home or hospital~~ *public members as defined for purposes of this act*.

Subd. 2. The three *public* members appointed from the general public shall serve until July 1, 1974 or until their successors shall be appointed and qualify; the two members appointed from those actively engaged in the management, operation or ownership of nursing homes shall serve until July 1, 1973 or until their successors are appointed and qualify; the two members appointed from those actively engaged in the management or operation of hospitals or nursing homes caring for the chronically ill or infirmed, aged patients, shall serve until July 1, 1972, or until their successors are appointed and qualify; the member appointed from those actively engaged in the practice of medicine shall serve until July 1, 1971 or until his successor is appointed and qualifies; the member appointed from those actively engaged in the profession of nursing shall serve until July 1, 1970 or until her successor is

appointed and qualifies. Thereafter, any appointment to fill a vacancy shall be for a term of five years. Any vacancy occurring in the position of any appointed member shall be filled by the governor for the unexpired term. Appointed members may be removed by the governor for misconduct, incapacity, incompetence or negligence of duty after being served with a written statement of charges and after the completion of a hearing on such charges.

Sec. 4. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.9555] [COMPENSATION OF BOARD MEMBERS.] *Members of the board shall receive as compensation \$35 per day for attendance at board meetings and they shall also receive their ordinary and necessary expenses in the same amount and manner as state employees; provided that the nonvoting members of the board, the designee of the state board of health and the commissioner of public welfare or his designee, shall receive no per diem payment.*

Sec. 5. Minnesota Statutes 1971, Section 146.11, is amended to read:

146.11 [FEES; DISPOSITION; REPORTS.] All fees received by the state board of examiners in the basic sciences under this chapter shall be paid to the secretary-treasurer thereof, who shall forthwith deposit the same with the state treasurer to be kept in a separate fund, which shall be under the control, and for the use, of the board. All expenditures of the board and all expenses necessarily paid or incurred thereby in the exercise of its powers or the performance of its duties under this chapter shall be paid out of this fund. Payments out of this fund shall be made only upon written orders issued and signed by the president and secretary-treasurer of the board credited to the general fund in the state treasury and the unexpended balance of any special fund of the board as of July 1, 1973 shall also be credited to the general fund. Such secretary-treasurer shall give a bond to the state of Minnesota in such sum as the board shall determine, with sureties approved by the board, conditioned upon the faithful performance by him of the duties of his office and his accounting for all moneys of the board in his custody or under his control as such secretary treasurer. No expense shall be incurred by the board in excess of the revenue derived from such fees. On or before October 1 in each even numbered year the board shall report to the governor concerning its receipts and disbursements and proceedings for the two preceding fiscal years. The expenses of administering sections 146.01 to 146.22 shall be paid from the appropriations made to the state board of examiners in the basic sciences.

Sec. 6. Minnesota Statutes 1971, Section 147.01, is amended to read:

147.01 [BOARD OF MEDICAL EXAMINERS.] The Minnesota state board of medical examiners shall consist of eight 13 members, residents of the state of Minnesota, appointed by the

governor as hereinafter provided (a) seven of whom shall hold a degree of doctor of medicine and be licensed to practice medicine under chapter 147, and (b) one of whom shall hold a degree of doctor of osteopathy and either be licensed to practice osteopathy under Minnesota Statutes 1961, Sections 148.11 to 148.16; prior to May 1, 1963, or be licensed to practice medicine under chapter 147 and (c) *five of whom shall be public members as defined for purposes of this act.* The term of office of each of the seven members who shall be serving on the board on May 1, 1963, shall continue for the term for which each was appointed and until his successor shall qualify, one such member's term continuing until May 1, 1963; one such member's term continuing until May 1, 1964; one such member's term continuing until May 1, 1965; one such member's term continuing until May 1, 1966; one such member's term continuing until May 1, 1967; one such member's term continuing until May 1, 1968; and one such member's term continuing until May 1, 1969. The term of the initial member of the board appointed pursuant to clause (b) of the first sentence of this section shall expire on May 1, 1970. *The terms of the initial member of the board appointed pursuant to clause (c) shall expire as follows: two on May 1, 1977; two on May 1, 1978; and one on May 1, 1981, from the date of appointment.* The term of office of each member appointed to the board on the expiration of each of the foregoing terms shall commence as of May 1 and shall continue for a period of eight years and until his successor shall qualify. Upon the expiration of the term of any member, the governor shall appoint a successor to the member whose term expires. Each year the council of the Minnesota state medical association, at least 30 days prior to May first, shall recommend to the governor three doctors of medicine qualified to serve on the board with respect to each membership which is then filled by a doctor of medicine and the term of which shall expire on May 1 of such year. Each year in which the term of a doctor of osteopathy expires, the Minnesota state osteopathic association shall recommend to the governor three doctors of osteopathy qualified to serve on the board. From the list of persons so recommended the governor may appoint one member to the board for the above prescribed term of eight years. Within 60 days after the occurrence of any vacancy in the board, the council of the Minnesota state medical association, if the vacancy be with respect to a membership vacated by a doctor of medicine, or the Minnesota state osteopathic association, if the vacancy be with respect to a membership vacated by a doctor of osteopathy, shall recommend to the governor three doctors of medicine qualified to serve on the board if the recommendation be by the Minnesota state medical association or three doctors of osteopathy qualified to serve on the board if the recommendation be by the Minnesota state osteopathic association. From the list of persons so recommended the governor, within 30 days after receiving such recommendation, may appoint one member to the board for the unexpired term occasioned by such vacancy and any appointment thereto to fill a vacancy shall be made within 90 days after the occurrence of such vacancy for the balance of the unexpired term. The board shall elect from among its number a president, a vice-president, and a secretary-treasurer, who shall each serve for

one year, or until his successor is elected and qualifies. The board shall have authority to adopt such rules and regulations as may be found necessary to carry out the purposes of chapter 147. The members of the board shall have authority to administer oaths and the board, in session, to take testimony as to matters pertaining to the duties of the board. In the administration of this chapter the board shall have the power to compel the attendance of witnesses and the production of documents by subpoena, to investigate complaints of violations of this chapter or the rules and regulations of the board, and to institute injunctive proceedings to restrain violations upon a showing of injury or potential injury to the public health or welfare. Six members of the board shall constitute a quorum for the transaction of business. The board shall have a common seal, which shall be kept by the secretary, whose duty it shall be to keep a record of all proceedings of the board, including a register of all applicants for license under this chapter, giving their names, addresses, ages, educational qualifications, and the result of their examination. These books and registers shall be prima facie evidence of all the matters therein recorded. All communications or information received by or disclosed to the board relating to any person or matter subject to its regulatory jurisdiction, and all records of any action or proceedings thereon, except only a final decision of the board, which shall state the specific reason therefor shall be confidential and privileged within the meaning of section 595.02, clause 5, and shall not be public records within the meaning of section 15.17, subdivision 4; provided that upon application of a party in a proceeding before the board pursuant to section 147.02, subdivision 3, the board shall produce and permit the inspection and copying, by or on behalf of the moving party, of any designated documents or papers relevant to the proceedings, in accordance with the provisions of rule 34, Minnesota rules civil procedure. The board shall hold examinations at least once each year.

Sec. 7. Minnesota Statutes 1971, Section 147.05, is amended to read:

147.05 [SUPPLIES; SECRETARY, EXECUTIVE SECRETARY, BOND, COMPENSATION; BOARD MEMBER'S COMPENSATION.] The state board of medical examiners shall provide blanks, books, certificates, and such stationery and assistance as is necessary for the transaction of the business pertaining to the duties of such board and all money received by the secretary shall be paid into the state treasury ~~as provided for by law, to be kept in a separate fund which shall be under the control, and for the use, of the board and credited to the general fund and the unexpended balance in any special account of the board in the state treasury as of July 1, 1973 shall also be credited to the general fund.~~ The expenses of administering sections 147.01 to 147.29 shall be paid from the appropriations made to the Minnesota state board of medical examiners. The board may employ, discharge, and fix the compensation of an executive secretary, in the unclassified service, to perform duties prescribed by the board. The secretary and executive secretary of the board shall each give a bond in the sum of \$10,000 to the state of Minnesota for the

faithful performance of his duties. Each member of the board shall receive as compensation for his services the sum of \$50 per day, to be fixed by the board for each day spent in the execution of duties imposed on the board by chapter 147, and rules and regulations adopted pursuant thereto, including attendance at meetings of the Federation of State Medical Boards, and, regular and special meetings of the board, and the secretary and other members of the board shall receive all expenses actually and necessarily incurred by them in connection therewith, subject to the regulations of the department of administration adopted pursuant to section 16.02, subdivision 20. The secretary shall receive a salary of not to exceed \$9,600 per annum, the amount thereof to be fixed by the board. The salary and expenses of the members of the board shall be paid as determined by the board by the state treasurer on warrants signed by the president or secretary, or other authorized person, drawn by the state auditor on the state treasurer on the funds of *appropriated to said board.*

Sec. 8. Minnesota Statutes 1971, Section 148.03, is amended to read:

148.03 [APPOINTMENT.] The governor shall appoint a state board of chiropractic examiners consisting of *two public members as defined for purposes of this act* and five resident chiropractors who shall have practiced chiropractic in this state for at least three years immediately prior to the time of appointment, all of whom shall be graduates of a course of chiropractic, but no more than two of whom shall be graduates of the same school or college of chiropractic; one *resident chiropractor* to be appointed each year to serve five years and until his successor is appointed and qualifies to the end that each member shall serve five years after the first appointment. *The terms of the initial public members shall be for three and five years from the date of appointment respectively.* The board shall have the authority to prescribe rules and regulations relative to the examination of applicants for license to practice chiropractic and for the annual renewal of licenses. Vacancies caused by death or otherwise shall be filled by the governor within 60 days. No member of the board shall be financially interested in any chiropractic school or college or be in any way affiliated with the practice of other methods of healing as are now regulated by law in this state.

Sec. 9. Minnesota Statutes 1971, Section 148.07, Subdivision 2, is amended to read:

Subd. 2 [MANAGEMENT OF FUNDS.] All fees received by the board under sections 148.01 to 148.10 shall be paid to the secretary-treasurer, who shall forthwith deposit the same with the state treasurer in a separate fund of the state board of chiropractic examiners for their use, and shall pay the same out only upon written orders issued and signed by the secretary-treasurer and president of the board. All expenses incurred and authorized by the board in carrying out the provisions of sections 148.01 to 148.10 shall be paid out of this fund and not otherwise to be credited along with any outstanding balance in the special fund of the board as of July 1, 1973 to the general revenue. *The expenses*

of administering sections 148.01 to 148.101 shall be paid from the appropriation made to the state board of chiropractic examiners .

Sec. 10. Minnesota Statutes 1971, Section 148.07, Subdivision 3, is amended to read:

Subd. 3. [REPORT.] The secretary-treasurer shall, on the first Tuesday of October of each even numbered year, file with the governor a report of all receipts and disbursements and proceedings of the board for the preceding two years. He shall give bond in such sum and with such sureties as the board shall deem necessary. Each member of the board shall receive a fee of \$25 \$35 per day and mileage at the rate of seven and one-half cents per mile; and ~~other necessary incidentals~~ *ordinary and necessary expenses in the same amount and manner as state employees*, in attending the meetings of the board and for such other times as he may actually be engaged in business of the board.

Sec. 11. Minnesota Statutes 1971, Section 148.181, is amended to read:

148.181 [BOARD OF NURSING; MEMBERSHIP, APPOINTMENTS, VACANCIES, REMOVALS.] Subdivision 1. The Minnesota board of nursing shall consist of ~~eight~~ *11* members appointed by the governor, each of whom shall be a resident of this state. Seven members shall be nurses who shall have completed at least an approved four-year high school course of study or its equivalent; shall have graduated from an accredited school of nursing; shall be licensed as a registered nurse in this state; shall have had at least five years experience in nursing following graduation, and four of whom shall have at least two years executive or teaching experience in nursing education and shall have been actively engaged in the practice of nursing within two years of her appointment. ~~The eighth member~~ *remaining members* shall be a ~~layman~~ *public members as defined for purposes of this act* who shall serve ~~a five-year term~~ *terms; provided that of the initial public members appointed, two shall serve a four-year term and two shall serve a five-year term beginning July 1, 1973 .* ~~The first lay member shall be appointed for a term beginning on July 1, 1971.~~ Each member of the board shall file with the department of state, the constitutional oath of office before beginning his or her term of office. Provided, however, that the present members of the Minnesota state board holding office under the provisions of the Minnesota nurse practice act shall serve as members of said board until the expiration of their respective terms or until their successors have been appointed and qualified.

Subd. 2. On expiration of the term of a member who is a nurse, the governor may appoint, from a list of members submitted by the Minnesota nurses' association, a nurse to hold office for a term of five years. Such list should contain names of persons in number at least twice the number of places to be filled. Vacancies occurring on the board, when the member is a nurse, may be filled for the unexpired terms by appointments to be made by the governor from nominations submitted by the Minnesota nurses' association in the manner aforesaid, within a period of 90 days. ~~In the case of the~~

lay member of the board, the governor shall appoint a new lay member to fill any vacancy that may occur.

Subd. 3. The governor may remove any member from the board for neglect of any duty required by law or for incompetency or unprofessional or dishonorable conduct.

Sec. 12. Minnesota Statutes 1971, Section 148.201, is amended to read:

148.201 [COMPENSATION AND EXPENSES.] Each member of the board shall receive ; in addition to necessary traveling and hotel expenses, \$20 \$35 per day for each day actually engaged in the discharge of her duties, including travel time and a reasonable number of days for the preparation of examination questions and grading examination papers, in addition to the time actually spent in conducting examinations and surveys and ordinary and necessary expenses in the same amount and manner as state employees .

Sec. 13. Minnesota Statutes 1971, Section 148.241, is amended to read:

148.241 [DEPOSIT OF MONEY.] Subdivision 1. All moneys received by the board collected under sections 148.171 to 148.285 shall be paid to the treasurer of the board who shall deposit the same each month, with the state treasurer. The state treasurer shall place the money to the credit of the Minnesota Board of Nursing fund deposit the money, together with any outstanding balance in any special fund of the board as of July 1, 1973, in the general fund. The expenses of administering sections 148.171 to 148.285 shall be paid from the appropriation made to the Minnesota board of nursing .

Subd. 2. All amounts paid into this fund appropriated to the board shall be held subject to the order of the board to be used only for the purpose of meeting necessary expenses incurred in the performance of the purposes of sections 148.171 to 148.285, and the duties imposed thereby as well as the promotion of nursing education and standards of nursing care in this state.

Sec. 14. Minnesota Statutes 1971, Section 148.29, Subdivision 2, is amended to read:

Subd. 2. "Board" means "Minnesota Board of Nursing," provided that one registered nurse who is a member of the Minnesota board of nursing, chosen by lot, shall not be a member of the licensed practical nurses board for purposes of this definition, and for the purposes of sections 148.29 to 148.297 and Laws 1971, Chapter 418 only, five additional members shall be appointed by the governor, one of whom shall be a doctor of medicine duly licensed and registered in this state, one of whom shall be an administrator or superintendent of a licensed hospital located outside of a city of the first class, and three of whom shall be duly licensed and registered practical nurses.

Upon May 21, 1971, the governor shall appoint one of the new members for a two year term and one of the new members for a one year term; thereafter each new appointment shall be for a three

year term. Members shall hold office until a successor is appointed and qualifies.

Sec. 15. Minnesota Statutes 1971, Section 148.296, Subdivision 2, is amended to read:

Subd. 2. Each member of the board shall receive ; ~~in addition to necessary traveling and hotel expenses, \$20 \$35 per day for each day actually engaged in the discharge of board duties ; including travel time and ordinary and necessary expenses in the same amount and manner as state employees .~~

Sec. 16. Minnesota Statutes 1971, Section 148.45, is amended to read:

148.45 [FEES PLACED IN FUND.] All fees and moneys payable under the provisions of sections 148.33 to 148.51 shall be paid to the secretary-treasurer of the state board of medical examiners and he shall forthwith deposit the same with the state treasurer as provided in section 147.05 ; ~~which shall be under the control and for the use of the board in the administration of sections 148.33 to 148.51. The amount of such fund is hereby annually appropriated to the board for the purpose of defraying its expenses in carrying out the provisions of sections 148.33 to 148.51. The expenses of administering sections 148.33 to 148.51 shall be paid from the appropriation made to the state board of medical examiners.~~

Sec. 17. Minnesota Statutes 1971, Section 148.52, is amended to read:

148.52 [STATE BOARD OF OPTOMETRY.] The state board of optometry shall consist of *two public members as defined for purposes of this act and five qualified optometrists appointed by the governor, each for a term of three years and until his successor qualifies. Vacancies in the board shall be filled by like appointments for unexpired terms. The terms of the initial public members shall expire two and three years from the date of appointment respectively.*

Sec. 18. Minnesota Statutes 1971, Section 148.60, is amended to read:

148.60 [DISPOSAL OF FEES; REPORT.] All fees collected under sections 148.52 to 148.62 shall be received ~~and held by the secretary and devoted to the uses of the state board of optometry and deposited together with any unexpended balance in a special fund of the board as of July 1, 1973 in the general fund.~~ The secretary shall give such bond as the board shall from time to time require. *The expenses of administering sections 148.52 to 148.62 shall be paid from appropriations made to the state board of optometry. On or before October 1 in each even numbered year, the board shall make a biennial report to the governor of its proceedings, receipts and disbursements for the preceding two fiscal years.*

Sec. 19. Minnesota Statutes 1971, Section 148.79, is amended to read:

148.79 [BOARD OF EXAMINERS.] There is hereby created a

state board of examiners of psychologists to be appointed by the governor, consisting of *four public members as defined for purposes of this act* and seven resident psychologists whose qualifications shall be not less than those specified in section 148.81. Of the members of the board first appointed, one shall be appointed for a term of one year, one for a term of two years, one for a term of three years, one for a term of four years, one for a term of five years, one for a term of six years, and one for a term of seven years; thereafter each member shall be appointed for a term of seven years. *The terms of the initial public members appointed to the board shall commence September 1, 1973 and terminate as follows: one on May 1, 1974, one on May 1, 1975, one on May 1, 1976, and one on May 1, 1977.* Each such term of office expires on May 1. Each member shall hold office until his successor is appointed and qualifies. If a vacancy occurs it shall be filled by appointment for the unexpired portion of the term. Upon the passage of Laws 1951, Chapter 672, the executive council of the Minnesota psychological association shall recommend to the governor 12 psychologists, and the state commissioner of education and the state commissioner of mental health one psychologist each, qualified to serve on the board of examiners. From this list the governor may appoint the board of examiners. Not later than April 1 each year the executive council of the Minnesota psychological association shall recommend to the governor three psychologists qualified to serve on such board. From the list of persons so recommended the governor may appoint one member to the board. The board shall designate its officers, and may prescribe such rules and regulations as may be necessary to enable it to carry into effect the provisions of sections 148.79 to 148.86. The members of the board may administer oaths pertaining to the business of the board.

Sec. 20. Minnesota Statutes 1971, Section 148.85, is amended to read:

148.85 [FEES APPROPRIATED TO USE OF BOARD.] All fees charged and collected by the board shall be deposited by it in the state treasury ~~to the credit of the board.~~ All such moneys are hereby appropriated to be used by the board in carrying out the provisions of sections 148.79 to 148.86, including the payment of the salaries of the members of the board and its secretary, clerks, and assistants and the money credited to the board shall remain therein. The state auditor shall draw his warrant on such moneys from time to time in favor of the board for the amounts expended or lawfully incurred by the board or its duly authorized agents, and the state treasurer shall pay the same. The expenditures of the board may be paid only from such moneys. Semiannually the secretary of the board shall certify to the state treasurer the total amounts of the receipts and the expenditures of the board for the six months preceding to be credited along with any unexpended balance in the special fund of the board as of July 1, 1973 to the general fund. The expenses of administering sections 148.79 to 148.86 shall be paid from appropriations made to the state board of examiners of psychologists .

Sec. 21. Minnesota Statutes 1971, Chapter 148, is amended by adding a section to read:

[148.85] [COMPENSATION.] *All members of the board shall receive as compensation \$35 per day for attendance at board meetings and shall also receive their necessary expenses in the same manner and amount as state employees.*

Sec. 22. Minnesota Statutes 1971, Section 150A.02, is amended to read:

150A.02 [STATE BOARD OF DENTISTRY.] Subdivision 1. There is hereby created a state board of dentistry whose duty it shall be to carry out the purposes and enforce the provisions of sections 150A.01 to 150A.12. The board shall consist of *two public members as defined for purposes of this act* and five qualified resident dentists appointed by the governor. The terms of office of the members shall be five years; provided, however, board members shall serve until their successor is appointed and qualifies, but such successor term shall be for a period ending five years from the expiration of the previous term, so that one vacancy occurs every year. Each board member *who is a dentist* shall have been lawfully in active practice in this state for five years immediately preceding his appointment; and no board member shall be eligible for appointment to more than two consecutive five year terms, and members serving on the board at the time of the enactment hereof shall be eligible to reappointment provided they shall not have served more than ten consecutive years at the expiration of the term to which they are to be appointed. The governor shall appoint a successor to the member whose term expires, for a term of five years and until his successor qualifies. Each year the Minnesota state dental association, at least 90 days prior to the expiration of the term of *a dentist* expiring in such year, shall recommend to the governor not less than two dentists for the term qualified to serve on the board, and from the list of dentists so recommended the governor may appoint one member to the board for the term of five years, the appointment to be made within 30 days after the expiration of the term. Within 60 days after the occurrence of *any a dental* vacancy, prior to the expiration of the term, in the board, the Minnesota state dental association shall recommend to the governor not less than two dentists qualified to serve on the board and from the list of dentists so recommended the governor, within 30 days after receiving such list of dentists, may appoint one member to the board for the unexpired term occasioned by such vacancy. Any appointment to fill a vacancy shall be made within 90 days after the occurrence of such vacancy. The present members of the board now in existence shall continue to serve the balance of the term to which they were appointed and until their successors have been appointed and qualified.

Subd. 2. Notwithstanding the provisions of subdivision 1, and in order to establish the five year term provided for in sections 150A.01 to 150A.12, with one member to be appointed each year, the first five appointments following the enactment of sections 150A.01 to 150A.12 shall be made for terms expiring each year in the following order: 1971, 1972, 1973, 1974, and 1975, respectively,

and thereafter the terms shall be for five years. *The terms of the initial public members of the board shall expire four and five years respectively from the date of appointment, and thereafter each term shall be for five years.* In the event of more than one appointment at one time, the governor shall designate the order of expiration dates of the terms.

Sec. 23. Minnesota Statutes 1971, Section 150A.03, Subdivision 2, is amended to read:

Subd. 2. Out of the funds coming into the possession of the board, the members thereof shall receive as compensation a sum of \$50 per day and necessary traveling expenses for each day actually engaged in the duties of their offices. The secretary-treasurer shall, in addition thereto, be paid a salary in the amount to be set by the board, not to exceed \$4,000 per year. The board may expend funds for administrative, consultant, secretarial, clerical, and stenographic services for the board, the amount of such expenditures to be set by the board after consultation with the civil service commission. The board may accept any funds which may be made available to the board from any source. All funds received by the board under sections 150A.01 to 150A.12 shall be paid to the secretary-treasurer thereof, who shall deposit the same each month with the state treasurer, the funds to be kept in a separate fund for the sole use and under the sole control of the board carrying out the purposes of sections 150A.01 to 150A.12. Payments out of this fund shall be made only upon written orders issued and signed by the president of the board and the secretary-treasurer thereof. No expense shall be incurred by the board in excess of the revenue derived from all sources credited to the general fund together with any unexpended balance in the special account of the board as of July 1, 1973. The expenses of administering sections 150A.01 to 150A.12 shall be paid from the appropriation made to the state board of dentistry.

Sec. 24. Minnesota Statutes 1971, Section 151.02, is amended to read:

151.02 [STATE BOARD OF PHARMACY.] The Minnesota state board of pharmacy shall consist of *two public members as defined for purposes of this act and five pharmacists actively engaged in the practice of pharmacy in this state* ; . Each of ~~whom~~ *said pharmacists* shall have had at least five consecutive years of practical experience as a pharmacist immediately preceding his appointment.

Sec. 25. Minnesota Statutes 1971, Section 151.03, is amended to read:

151.03 [APPOINTMENT OF MEMBERS.] The members of the state board of pharmacy shall be appointed by the governor, ~~one in each year~~, each to serve for a term of five years and until his successor shall have been appointed and has qualified , *provided that the initial public members shall serve terms of four and five years respectively* . Vacancies shall be filled by the appointment for the unexpired term. Any ~~member of pharmacist~~ on the board who, during his incumbency, ceases to be actively engaged in the

practice of pharmacy in this state shall be automatically disqualified from membership. Any member may be removed from office by the governor upon proof of malfeasance or misfeasance in office. The members of the board heretofore appointed and now holding office shall continue until their respective terms expire.

Sec. 26. Minnesota Statutes 1971, Section 151.04, is amended to read:

151.04 [RECOMMENDED NAMES.] The Minnesota state pharmaceutical association ~~shall may~~ recommend five names for each ~~appointment pharmacist to be made, from which list the governor may select appointed~~.

Sec. 27. Minnesota Statutes 1971, Section 151.27, is amended to read:

151.27 [DEPOSIT OF FEES.] All fees received by the board under this chapter shall be forthwith deposited with the state treasurer to be kept in a separate fund, which shall be ~~under the control and for the use of the board deposited in the general fund in the state treasury together with any unexpended balance in the special fund of the board as of July 1, 1973~~. All expenditures of the board and all expenses necessarily paid or incurred thereby, in the exercise of its powers or the performance of its duties under this chapter, shall be paid out of this fund. Payments out of the fund shall be made only upon written orders issued and signed by the secretary of the board. ~~No expense shall be incurred by the board in excess of the revenue derived from such fees~~ *The expenses of administering sections 151.01 to 151.40 shall be paid from the appropriations made to the state board of pharmacy.*

Sec. 28. Minnesota Statutes 1971, Section 153.02, is amended to read:

153.02 [GOVERNOR TO APPOINT MEMBERS.] The governor shall appoint a state board of podiatry examiners and registration consisting of *two public members as defined for purposes of this act and five members who shall be* resident podiatrists of good standing in their profession; each member shall serve five years and until his successor is appointed and has qualified, *provided that the initial two public members shall serve four and five year terms respectively*.

Sec. 29. Minnesota Statutes 1971, Section 153.03, is amended to read:

153.03 [APPLICATION FOR REGISTRATION; FEES.] Application for registration shall be made upon blanks furnished by the board and signed and sworn to by the applicant.

All fees received by the board shall once a month be paid by its secretary into the state treasury *and credited to the general fund together with any unexpended balance in the special fund of the board as of July 1, 1973. The expenses of administering sections 153.01 to 153.15 shall be paid from the appropriations made to the state board of podiatry.*

Sec. 30. Minnesota Statutes 1971, Section 153.12, is amended to read:

153.12 [COMPENSATION AND EXPENSES.] Each member of the board shall receive ~~\$25~~ \$35 for every day actually spent in the performance of his duties in connection with the provisions of this chapter and the ordinary and necessary traveling expenses actually incurred, not exceeding five cents per mile each way in the same amount and manner as state employees. Such compensation and traveling expenses and any incidental expenses necessarily incurred by the board or any members thereof shall, if approved by the board, be paid from the state treasury, but only from the fees received under the provisions of this chapter and paid into the state treasury by the board appropriated funds.

Sec. 31. Minnesota Statutes 1971, Section 154.22, is amended to read:

154.22 [BOARD OF BARBER EXAMINERS CREATED; TERMS.] A board, to be known as the board of barber examiners, is established to consist of ~~three~~ four members appointed by the governor. ~~Each member~~ Three of such members shall be a practical barber barbers who has have followed the occupation of a barber in this state for at least five years immediately prior to his their appointment; ; ~~Each member~~ shall be a graduate graduates from the eighth grade of a grammar school, or have an equivalent education ; ; and ~~must~~ shall have knowledge of the matters to be taught in approved schools of barbering, as set forth in section 154.07 ; and shall be qualified and competent to pass upon all matters likely to come before the board. The remaining member of the board shall be a public member as defined for purposes of this act. One of the members shall be a member of, or recommended by, a union of journeymen barbers which shall have existed at least two years, and one shall be a member of, or recommended by, the master barbers association of Minnesota.

The members of the board shall serve for three years. The governor may remove a member for cause.

Members appointed to fill vacancies caused by death, resignation, or removal shall serve during the unexpired term of their predecessors. The present members of the board of barber examiners shall remain in office until the completion of their respective terms.

Sec. 32. Minnesota Statutes 1971, Section 154.23, is amended to read:

154.23 [OFFICERS; COMPENSATION; REPORTS.] The board of barber examiners shall elect a chairman and secretary. It shall adopt and use a common seal for the authentication of its orders and records.

The secretary shall keep a record of all proceedings of the board and turn over to the state treasurer all moneys collected at least once a month and fees collected pursuant to this chapter which shall be credited to the general fund in the state treasury together with the unexpended balance in any special account of the board as of July 1, 1973. The expenses of administering sections 154.01 to 154.26 shall be paid from the appropriations made to the state board of barber examiners.

Each member of the board shall give a bond in the sum of \$5,000, with sureties to be approved by the secretary of state, conditioned for the faithful performance of his duties and take the oath provided by law for public officers.

A majority of the board, in meeting duly assembled, may perform and exercise all the duties and powers devolving upon the board.

The secretary shall receive as compensation \$9,000 per annum and the other members of the board shall receive a compensation of \$35 per day for each day of actual service, but not to exceed 20 days in any calendar month nor 100 days in any calendar year, in discharge of their duties as such. All members of the board shall receive necessary traveling expenses incurred in the discharge of their duties. ~~Salaries and expenses are to be paid out of the fund created by fees collected in the administration of this chapter.~~ Each member of the board of barber examiners is entitled to sick leave and vacation leave with pay to be computed in the manner prescribed by the civil service rules. Each member shall file monthly with the secretary a complete report showing his activities during the preceding month, stating in detail the places, shops, or schools visited or inspected by the member. On or before October 1 in each even numbered year the board shall make a biennial report to the governor containing a full statement of the receipts and disbursements of the board and a full statement of its doings and proceedings during the preceding two fiscal years, with such recommendations as it may deem expedient.

The board shall have authority to employ such inspectors, clerks' deputies, and other assistants as it may deem necessary to carry out the provisions of this chapter.

~~Any funds in the state treasury to the credit of the present board of barber examiners shall be transferred to, and made available for use by, the board established under the provisions of this chapter.~~

Sec. 33. Minnesota Statutes 1971, Section 155.04, is amended to read:

155.04 [BOARD OF EXAMINERS.] For the purposes of this chapter, there is hereby created and established a board, to be known by the name and style of the Minnesota state board of cosmetology, which shall consist of ~~three~~ four members, *one of whom shall be a public member as defined for purposes of this act*, not more than two of whom shall reside in cities of the first class and all of whom shall reside in the state, ~~and have an official seal.~~

Sec. 34. Minnesota Statutes 1971, Section 155.05, is amended to read:

155.05 [MEMBERS OF BOARD.] The governor shall appoint the members of the Minnesota state board of cosmetology; ~~each~~. *Three of whom such members shall have an official seal*, shall have had five years of experience within the last seven years and practice in this state in the occupation and practices as named within this chapter, and ~~who is a~~ *shall be* senior instructor instructors or

has have the qualifications to take the examination therefor, prior to the first appointment, one to serve one year, one to serve two years, and one to serve three years, or until their successors are duly appointed and have qualified, and thereafter the term of each such member shall be three years. The governor may remove any member of the board with or without cause. The board members shall be citizens of this state and not members of, nor affiliated with, any school duly approved and teaching the practices, as defined herein, while a member of the board, nor shall any two members of the board be graduates of the same school, or system of schools, teaching the practices, as defined herein. Each member of the board shall take the oath provided by law for public officers.

Sec. 35. Minnesota Statutes 1971, Section 155.18, Subdivision 1, is amended to read:

155.18 [DISPOSAL OF FEES.] Subdivision 1. All fees, as provided in this chapter, shall be paid in advance to the board and deposited in the state treasury and credited to the ~~board~~ *general fund together with the unexpended balance in any special account of the board as of July 1, 1973. The expenses of administering sections 155.01 to 155.21 shall be paid from the appropriations made to the Minnesota state board of cosmetology.* These funds shall be disbursed by the board only on the order of the president of the board and in payment of expenses lawfully incurred and approved by the board and with the approval of the department of administration in these cases set forth heretofore where such approval is required. On the failure to pass an examination for license the fee paid shall not be returned to the applicant, but any time within one year after such failure such applicant may present himself and take a second examination without the payment of any additional license fee.

Sec. 36. Minnesota Statutes 1971, Section 156.01, Subdivision 1, is amended to read:

156.01 [STATE VETERINARY EXAMINING BOARD.] Subdivision 1. There is hereby created a state veterinary examining board which shall consist of *two public members as defined for purposes of this act and five qualified veterinarians* appointed by the governor. Each appointee shall be a resident of the state of Minnesota, *and the veterinarian members of the board shall have practiced veterinary medicine in this state for at least five years prior to his their appointment ; and shall be a graduate graduates* of a reputable veterinary college. Each member of the board shall be appointed for a term of five years and until his successor is appointed and qualifies; provided, that the first board appointed by the governor pursuant to this chapter shall consist of five members, who shall hold office for one, two, three, four, and five years, respectively. *The initial public members of the board shall be appointed for four and five year terms respectively.* Vacancies occurring during an appointed term shall be filled by the governor for the unexpired term.

Sec. 37. Minnesota Statutes 1971, Section 156.01, Subdivision 2, is amended to read:

Subd. 2. Whenever the occasion arises pursuant to this chapter for the appointment of a *veterinarian* member of the board by the governor the board of trustees of the Minnesota state veterinary medical society ~~shall~~ *may* recommend to the governor, at least 30 days in advance of the date that the appointment is to be made, three veterinarians qualified to serve on the board for each appointment so to be made ~~and the governor may appoint one of these persons so recommended to fill the vacancy.~~

Sec. 38. Minnesota Statutes 1971, Section 156.14, is amended to read:

156.14 [FUNDS PAID TO STATE TREASURER.] All fees collected on behalf of the veterinary examining board, as provided by this chapter, and all receipts of every kind or nature received by the board shall be collected by the treasurer of the board and by him deposited in the state treasury and credited to the ~~board general fund, together with the unexpended balance in any special account of the board as of July 1, 1973. The expenses of administering sections 156.001 to 156.14 shall be paid from the appropriations made to the state veterinary examining board. Such fund shall be known as the state veterinary examining board fund and shall be under the sole and exclusive jurisdiction of the board for the purposes of carrying out the provisions of this chapter. All money in the state treasury credited to the state veterinary examining board fund is annually appropriated to the board for the purposes of carrying out the provisions of Minnesota Statutes, Chapter 156.~~

Sec. 39. Minnesota Statutes 1971, Section 326.04, is amended to read:

326.04 [STATE BOARD OF REGISTRATION FOR ARCHITECTS, ENGINEERS, AND SURVEYORS.] To carry out the provisions of sections 326.02 to 326.15 there is hereby created a state board of registration for architects, engineers, and land surveyors (hereinafter called the board) consisting of ~~nine~~ *fifteen* members, who shall be appointed by the governor. Three members shall be registered architects, five members shall be registered engineers ~~and~~ , one member shall be a registered land surveyor ~~and six members shall be public members as defined for purposes of this act.~~ Not more than one member of said board shall be from the same branch of the profession of engineering. The members of the first board shall be appointed to serve for the following terms: two members for one year; two members for two years; two members for three years; and one member for four years, said term ending on the first day of January of the succeeding years. On the expiration of each of said terms the term of office of each newly appointed or reappointed member of the board shall be for a period of four years and shall terminate on the first day of January; except that each member shall hold over after the expiration of his term until his successor shall have been duly appointed and qualified. The two engineering members of the board added by this amendment shall be appointed for the following term: one for a term ending on the first day of January of the next succeeding year, and one for a term ending on the first day of January of the

second succeeding year following his appointment. Thereafter their successors shall be appointed for a term of four years as provided for the other members of the board. *Each public member of the board shall be appointed for a term of four years, provided that of the initial public members appointed two shall serve for a term of one year, two shall serve for a term of two years, and two shall serve for a term of three years.* The governor may remove any member of the board for misconduct, incompetency or neglect of duty. Vacancies in the membership of the board, however created, shall be filled by appointment by the governor for the unexpired term.

Sec. 40. Minnesota Statutes 1971, Section 326.05, is amended to read:

326.05 [QUALIFICATIONS OF BOARD MEMBERS.] Each member of the board shall be a citizen of the United States and a resident of this state at the time of his appointment. ~~Each member except the public members~~ shall have been engaged in the practice of his profession for at least ten years and shall have been in responsible charge of work for at least five years. ~~He~~ *Each such member* shall be a member in good standing of a recognized society of architects, engineers, or land surveyors; and, except as provided in section 326.06, shall be a registered architect, registered engineer, or registered land surveyor.

Sec. 41. Minnesota Statutes 1971, Section 326.08, Subdivision 1, is amended to read:

326.08 [FEES, DISPOSAL OF; PAY OF BOARD MEMBERS; BONDS.] Subdivision 1. All fees and other moneys accruing from the operation of sections 326.02 to 326.15 shall be paid to the board and shall be used for the purposes of sections 326.02 to 326.15 credited to the general fund in the state treasury together with any unexpended balance in a special fund of the board as of July 1, 1973. The expenses of administering sections 326.02 to 326.16 shall be paid from the appropriation made to the state board of registration for architects, engineers and surveyors. The expenses of the board shall be paid by voucher made by the secretary-treasurer and approved by the chairman. Each member of the board shall receive \$35 for each day or portion thereof that he attends a meeting of the board or is otherwise engaged in performing official business of the board. The members of the board shall be reimbursed for ordinary and actual expenses incurred in travel to and from meetings and for expenditures for hotel bills, meals, stationery, postage, printing, typewriting, and the like necessary expenses incurred in the performance of their duties in the same amount and manner as state employees.

Sec. 42. Minnesota Statutes 1971, Section 326.17, is amended to read:

326.17 [STATE BOARD OF ACCOUNTANCY.] A board of examiners, to be known as the state board of accountancy, is hereby created to carry out the purposes and enforce the provisions of sections 326.17 to 326.23. It shall consist of five seven citizens of this state to be appointed by the governor, two of whom shall be

public members as defined for purposes of this act and ~~who~~ five of whom shall be the holders of certificates issued under the provisions of sections 326.17 to 326.23 ; and . Each member shall hold office until the expiration of their respective terms and until their successors are appointed and have qualified. The members of the state board of accountancy in office on June 30, 1962, shall continue in office for the remainder of their respective unexpired terms, which terms expire on December 31 of successive years. If a member is unable or unwilling to complete the term for which he was appointed, the governor shall appoint a member for the remainder of his term. The initial terms of the public members of the board shall be for four and five years respectively. Upon the expiration of any term, the governor shall appoint a member of the board for a term of five years.

Sec. 43. Minnesota Statutes 1971, Section 326.18, is amended to read:

326.18 [BOARD, DUTIES, OFFICERS, EXAMINATIONS, REPORT.] A majority of the board shall constitute a quorum. The board shall elect one of its number as chairman, another as vice chairman, and another as secretary and treasurer, who shall hold their respective offices for a term of one year and until their successors are elected. The affirmative vote of ~~three~~ four members of the board shall be considered as the action of the board. The board shall enforce the standard of general education; the standard of special education in the science and art of accounting; the standard of moral character and general public experience, as prescribed in sections 326.17 to 326.23, in all examination conducted thereunder. The board shall make rules and regulations for the conduct of applicants' examinations and the character and scope of such examinations, the method and time of filing applications for examinations and their form and contents, and all other rules and regulations proper to carry into effect the purposes of sections 326.17 to 326.23. All such examinations shall be conducted by the state board of accountancy. The time and place of holding examinations shall be advertised for not less than three consecutive days in one daily newspaper published in each of the counties where the examinations are to be held, and not less than 20 days prior to the date of each examination. The examinations shall take place as often as may be convenient in the opinion of the board, but not less than once in each year. The board may make further rules and regulations, including but not limited to rules of professional conduct, pertaining to corporations practicing public accounting which it deems consistent with or required by the public welfare.

The board shall keep records of its proceedings, an accurate list of all applications made, certificates issued, certificates registered, and certificates revoked, and shall keep proper financial records in which there shall be entered a complete statement of the cash receipts and disbursements. It shall adopt and provide itself with a seal with a band inscribed "Certified Public Accountant, State of Minnesota," with the coat of arms of Minnesota in the center, which seal shall be affixed to each certificate issued or registered under sections 326.17 to 326.23. All records of the board shall be

open to the inspection of the public at the office of its secretary. It shall report biennially, on or before October 1 in each even numbered year to the governor for the two preceding fiscal years, as follows:

- (1) Its receipts and disbursements;
- (2) Names of persons to whom certificates have been issued;
- (3) Names of all persons whose certificates have been revoked;
- (4) Recommendations, if any, for new legislation; and
- (5) Such other matters as the board may deem proper.

Sec. 44. Minnesota Statutes 1971, Section 326.22, Subdivision 3, is amended to read:

Subd. 3. [EXPENSES OF ADMINISTRATION.] ~~From the fees collected under sections 326.17 to 326.23~~ The board shall pay all ordinary and necessary expenses incident to the examinations, hearings, and expense of issuing certificates, traveling expenses of the board while performing their duties in the same amount and manner as state employees. ~~The fees collected under sections 326.17 to 326.23 shall be paid into the state treasury and credited to the general fund together with the unexpended balance in any special fund of the board as of July 1, 1973. The expenses of administering sections 326.17 to 326.23 shall be paid from appropriations made to the state board of accountancy.~~ The members of the board of accountancy shall be paid \$35 per day spent in the performance of their duties and all necessary expenses incurred in the performance of their duties.

Sec. 45. Minnesota Statutes 1971, Section 326.241, Subdivision 1, is amended to read:

326.241 [STATE BOARD OF ELECTRICITY.] Subdivision 1. [COMPOSITION.] The state board of electricity shall consist of ~~seven~~ nine members, residents of the state, appointed by the governor with the advice and consent of the senate, each for a term of five years, *except that the initial public members shall serve four and five year terms respectively* and until his successor qualifies, of whom at least two shall be representatives of the electrical suppliers in the rural areas of the state, two shall be master electricians, who shall be contractors, two journeyman electricians, and one a registered consulting electrical engineer and two public members as defined for purposes of this act.

Sec. 46. Minnesota Statutes 1971, Section 326.241, Subdivision 3, is amended to read:

Subd. 3. [COMPENSATION AND FINANCES.] Each member of the board shall be paid compensation of \$35 per day for each day spent in performance of his duties, plus actual ordinary and necessary expenses in the same amount and manner as state employees. Compensation and expenses shall not be paid for more than twenty-four days in any calendar year, exclusive of days spent in actual attendance at required public hearings on matters

before the board in regard to rules and regulations, appeals, or license proceedings. All fees collected under the provisions of Laws 1967, Chapter 602 are annually appropriated to the board for its use and, on or before October 1 of each year, the board shall report, in writing, to the governor and the commissioner of administration its receipts and disbursements for the preceding twelve months to be credited to the general fund in the state treasury along with any unexpended balance in a special fund of the board as of July 1, 1973. The expenses of administering sections 326.241 to 326.339 shall be paid from appropriations made to the state board of electricity.

Sec. 47. Minnesota Statutes 1971, Section 326.541, is amended to read:

326.541 [BOARD OF EXAMINERS IN WATCHMAKING.]

(1) There is created a board to be known as the "Minnesota Board of Examiners in Watchmaking," whose duties it shall be to administer the provisions of Laws 1943, Chapter 474. Such board shall consist of five seven members, appointed by the governor within 60 days after the effective date of Laws 1943, Chapter 474. All persons so appointed shall have been residents of this state and five such members shall have actually engaged in watchmaking, as defined in section 326.01, subdivision 20, for at least five years immediately preceding the time of their appointment. The remaining members shall be public members as defined for purposes of this act. Each member of the board shall hold office for four years and until his successor shall be appointed, and qualifies, except that in the first appointments three members shall be appointed for four years, two for two years, and the term of office in such case shall be designated by the governor at the time of the appointment. The board of five seven shall consist of not have at least less than two employees as members. The initial public members shall serve terms of three and four years respectively.

(2) The board shall choose annually, one of its members as president and one as secretary, who shall severally have power to administer oaths and take affidavits certifying thereto under the seal of the board. The board shall meet at such times and places as the officers may direct. A majority of the board shall constitute a quorum. The secretary shall give such bond as the board shall determine to be proper. The secretary shall keep a full record of its proceedings, which shall be open to inspection at all reasonable times. The members and officers of the board shall be paid a per diem of \$25 \$35 for time spent in the performance of his their duties but not to exceed in one year the total sum of \$750 \$950; also they shall be paid mileage of 7½ cents per mile, and actual and necessary expenses for lodging and meals and they shall receive ordinary and necessary expenses in the same amount and manner as state employees. The secretary, in addition to such per diem and expenses, may be paid an annual salary not to exceed \$2,500. All expenses connected with the operation of the board shall be defrayed from the revenue derived from the licenses, renewals, and examination fees.

(3) The board shall establish suitable and proper uniform ap-

prenticeship regulations; may retain administrative or legal counsel, if it deems needed or proper; and to appoint one clerk or assistant to the secretary, exempt from civil service, and to fix the salary therefor.

(4) The secretary shall collect the fees and shall pay the same into the state treasury, to be kept by the state treasurer in a fund entitled "*Watchmakers' fund*," credited to the general fund together with any unexpended balance in a special fund of the board as of July 1, 1973. The secretary shall draw by warrant for necessary expenses which shall be paid from said fund. *The expenses of administering sections 326.54 to 326.546 shall be paid from appropriations made to the Minnesota board of examiners in watchmaking.*

Sec. 48. Minnesota Statutes 1971, Section 341.01, is amended to read:

341.01 [CREATION.] There is hereby created the state athletic boxing commission, to consist of ~~five~~ seven commissioners, citizens of this state, *two of whom shall be public members as defined for purposes of this act*, who shall be appointed by the governor and hold office for a term of three years, except as hereinafter provided, and until their successors are appointed and have qualified.

Sec. 49. Minnesota Statutes 1971, Section 341.02, is amended to read:

341.02 [GOVERNOR TO APPOINT.] The governor shall appoint as members of this commission one commissioner for a term of one year, two commissioners for a term of two years, and two commissioners for a term of three years, such term to commence on the first day of the month following such appointments. *The initial public members appointed to the board shall serve two and three year terms respectively, such terms to commence on the first day of the month following such appointment.* Any vacancy in office shall be filled by appointment by the governor for the unexpired portion of the term. No commissioner shall directly or indirectly promote any boxing or sparring exhibition or directly or indirectly engage in the managing of any boxer or be interested in any manner in any proceeds from any boxing match.

Sec. 50. Minnesota Statutes 1971, Section 341.03, is amended to read:

341.03 [COMPENSATION; EXPENSES.] Each commissioner shall receive ~~\$25~~ \$35 for each meeting of the commission he attends, plus mileage, ~~also expenses actually and necessarily incurred in the performance of his duties ordinary and necessary expenses in the same amount and manner as state employees~~, but he shall not be paid for attending more than 22 such meetings in any calendar year.

Sec. 51. Minnesota Statutes 1971, Section 341.06, is amended to read:

341.06 [MONEYS PAID INTO STATE TREASURY.] The commission shall pay into the state treasury all moneys collected

by it. The sum of \$20,000 is appropriated to the commission annually for the purposes of chapter 341. The expenses of administering sections 341.01 to 341.15 shall be paid for from appropriations made to the state boxing commission.

Sec. 52. Minnesota Statutes 1971, Section 386.63, Subdivision 1, is amended to read:

386.63 [MINNESOTA ABSTRACTERS BOARD OF EXAMINERS.] Subdivision 1. There is hereby created a board to be known as the "Minnesota Abstracters Board of Examiners," whose duties it shall be to administer the provisions of sections 386.61 to 386.76. The board shall consist of five ~~seven~~ members to be appointed by the governor of the state within 60 days after July 1, 1957. Four persons so appointed shall be residents of this state and actually engaged in the business of making abstracts of title to real estate for at least five years immediately preceding the time of their appointment, but no more than one such member shall be from a county containing a city of the first class. The fifth member of the board shall be an attorney at law admitted to practice in the state of Minnesota. *The remaining members shall be public members as defined for purposes of this act.* Each member of the board shall qualify by taking the oath provided by law for public officers and shall hold office for six years until his successor shall be appointed and qualified, except that the first *five* appointments, two members shall be appointed for two years, two for four years, and one for six years, and the term of office in such case shall be designated by the governor at the time of the appointment. *The initial two public members shall serve terms of five and six years respectively.* Vacancies caused by death, resignation, expiration of the term of public office to which a board member has been appointed or elected, or otherwise shall be filled by the governor for the unexpired term of such member.

Sec. 53. Minnesota Statutes 1971, Section 386.63, Subdivision 5, is amended to read:

Subd. 5. Each member of the board shall be paid a per diem of \$5 ~~\$35~~ for attendance of meetings and other service rendered while absent from home upon business connected with and authorized by the board, and in addition ~~mileage not to exceed seven cents for each mile traveled and actual expenses not to exceed \$5 per day, as determined by the board~~ ordinary and necessary expenses in the same amount and manner as state employees.

Sec. 54. Minnesota Statutes 1971, Section 386.64, is amended to read:

386.64 [MINNESOTA ABSTRACTERS BOARD OF EXAMINERS REVOLVING FUND.] Subdivision 1. There is hereby created the Minnesota Abstracters Board of Examiners Revolving Fund, and all moneys therein are hereby appropriated to the Minnesota Abstracters Board of Examiners for the administration and

enforcement of sections 386.61 to 386.76 All receipts derived from the administration of sections 386.61 to 386.76 shall be deposited in the general fund together with any unexpended balance of any special fund of the board as of July 1, 1973. The expenses of administering sections 386.61 to 386.76 shall be paid from appropriations made to the Minnesota abstracters board of examiners.

Subd. 2. Such fund shall consist of any amount appropriated thereto by the legislature from the general fund, together with all receipts derived from the administration of sections 386.61 to 386.76, which the board is hereby directed to deposit in the state treasury to the credit of such fund.

Subd. 3. Such fund shall be in the state treasury and the moneys therein shall be paid out in the manner prescribed by law for moneys in the state treasury.

Subd. 4. If at any time in the future there is a sum in the said revolving fund an amount sufficient to reimburse the general fund of any amounts previously appropriated therefrom in accordance with sections 386.61 to 386.76 over and above any liabilities or encumbered funds, there shall be transferred from such revolving fund an amount sufficient to reimburse the general fund and the state auditor and state treasurer are authorized and directed to make the necessary entries upon their books.

Subd. 5. After the repayment to the general fund referred to in subdivision 4, at the end of any fiscal year thereafter on June 30, there shall be transferred to the general fund from said revolving fund an amount equal to the amount of the unencumbered balance of said revolving fund at midnight of the preceding April 30.

Sec. 55. Minnesota Statutes 1971, Section 481.01, is amended to read:

481.01 [BOARD OF LAW EXAMINERS; EXAMINATIONS.] The supreme court shall, by rule from time to time, prescribe the qualifications of all applicants for admission to practice law in this state, and shall appoint a state board of law examiners, which shall be charged with the administration of such rules and regulations and with the examination of all applicants for admission to practice law. The board shall consist of not less than three, nor more than seven, attorneys at law, who shall be appointed each for the term of three years and until his successor qualifies. The supreme court may fill any vacancy in the board for the unexpired term and in its discretion may remove any member thereof. The board shall have a seal and shall keep a record of its proceedings, of all applications for admission to practice, and of persons admitted to practice upon its recommendation. At least two times a year the board shall hold examinations and report the result thereof, with its recommendations, to the supreme court. Upon consideration of such report, the supreme court shall enter an order in the case of each person examined, directing the board to reject him or to issue to him a certificate of admission to practice. The board shall have such officer as may, from time to time, be prescribed and designated by the supreme court. The fee for examination shall be fixed, from time to time, by the supreme court, but shall not

exceed \$50. Such fees, and any other fees which may be received pursuant to such rules as the supreme court may promulgate governing the practice of law shall be paid to the state treasurer and shall constitute a special fund in the state treasury. The moneys in such fund are appropriated annually to the supreme court for the payment of compensation and expenses of the members of the board of law examiners and for otherwise regulating the practice of law. The moneys in such fund shall never cancel. Payments therefrom shall be made by the state treasurer, upon warrants of the state auditor issued upon vouchers signed by one of the justices of the supreme court be credited to the general fund along with any unexpended balance in a special fund of the board or supreme court as of July 1, 1973. The members of the board shall have such compensation and such allowances for expenses as may, from time to time, be fixed by the supreme court. The expenses of administering the provisions of sections 481.01 to 481.17 shall be paid from appropriations made to the state board of law examiners upon vouchers signed by one of the justices of the supreme court.

Sec. 56. Any board of professional responsibility established by rule of the Minnesota supreme court whose function is recommending the discipline of attorneys at law shall be composed of nine members learned in the law and six public members as defined for purposes of this act. Members shall be appointed by the court for four year terms; provided that of the public members first appointed, two shall serve a one year term, two shall serve a two year term, and two shall serve a three year term. Any funds now collected by the clerk of the Minnesota supreme court from attorneys at law as a registration fee and used to defray the costs of the board of law examiners and the board of professional responsibility shall be paid by the clerk of the Minnesota supreme court into the general fund in the state treasury together with the unexpended balance of any special fund pertaining thereto. The cost of administering the laws and rules of court applicable to the licensing and discipline of attorneys at law shall be paid for by general appropriation made to the supreme court. The members of the board of professional responsibility shall receive a per diem payment of \$35 for activity directly connected with board activity as well as their actual and necessary expenses in the same manner and amount as state employees.

Sec. 57. "Public member" means a person who is not, or never was, a member of the profession or occupation being licensed or regulated or the spouse of any such person, or a person who does not have or has never had, a material financial interest in either the providing of the professional service being licensed or regulated or an activity directly related to the profession or occupation being licensed or regulated.

Sec. 58. All state examining and licensing boards shall use national standardized tests for the objective, nonpractical portion of any examination given to prospective licensees to the extent that such national standardized tests are appropriate, except when the subject matter of the examination relates to the application of Minnesota law to the profession or calling being licensed.

Sec. 59. [DEFINITIONS.] Subdivision 1. The words defined in this section for purposes of sections 59 through 62 have the meanings given them unless the context clearly requires otherwise.

Subd. 2. "Health related licensing board" means the board of examiners of nursing home administration established pursuant to Minnesota Statutes, Sections 144.952, the board of examiners in basic sciences established pursuant to Minnesota Statutes, Section 146.03, the state board of medical examiners created pursuant to Minnesota Statutes, Section 147.01, the Minnesota board of nursing created pursuant to Minnesota Statutes, Section 148.181, the state board of chiropractic examiners established pursuant to Minnesota Statutes, Section 148.02, the licensed practical nurses examining board created pursuant to Minnesota Statutes, Section 148.296, the state board of optometry established pursuant to Minnesota Statutes, Section 148.52, the state examining committee for physical therapists established pursuant to Minnesota Statutes, Section 148.66, the state board of dentistry established pursuant to Minnesota Statutes, Section 150A.02, the state board of pharmacy established pursuant to Minnesota Statutes, Section 151.02, the state board of podiatry examiners and registration established pursuant to Minnesota Statutes, Section 153.02, and the state veterinary examining board, established pursuant to Minnesota Statutes, Section 156.01.

Subd. 3. "Non-health related licensing board" means the state board of examiners of psychologists established pursuant to Minnesota Statutes, Section 148.79 or its successor board, the board of barber examiners established pursuant to Minnesota Statutes, Section 154.22, the state board of cosmetology examiners established pursuant to Minnesota Statutes, Section 155.04, the state board of architects, engineers and land surveyors established pursuant to Minnesota Statutes, Section 326.04, the state board of accountancy established pursuant to Minnesota Statutes, Section 326.17, the state board of electricity established pursuant to Minnesota Statutes, Section 326.241, the Minnesota board of examiners in watchmaking established pursuant to Minnesota Statutes, Section 326.541, the state boxing commission established pursuant to Minnesota Statutes, Section 341.02, the Minnesota abstracters' board of examiners established pursuant to Minnesota Statutes, Section 386.63, the state board of law examiners established pursuant to Minnesota Statutes, Section 481.01, and the board of professional responsibility established by rule of the Minnesota supreme court.

Sec. 60. [SERVICES.] *Subdivision 1. The commissioner of administration at his discretion with respect to the health related licensing boards and non-health related boards may provide at a central location suitable offices and other space, joint conference and hearing facilities, examination rooms, and the following administrative support services: purchasing service, accounting service, advisory personnel services, data processing, duplicating, mailing services, automated printing of license renewals, and such other similar services of a housekeeping nature as are generally available to other agencies of state government. With respect to the health related licensing boards, the commissioner of administration shall consult with the state board of health.*

Subd. 2. The health related licensing boards and the non-health related licensing boards shall be required to provide compensation for the reasonable costs associated with providing the services required by subdivision 1 of this section. Such compensation shall be based upon biennial budgeting statements prepared by each licensing board. Transfers of funds to the account of the depart-

ment of administration with respect to the health related boards and the non-health related boards shall be made on the first day of each quarter of the biennium for services to be furnished, and all funds so transferred shall be deposited to the account of the department of administration.

Sec. 61. *Nothing in sections 59 to 62 shall be construed to limit the powers granted to the health related boards or the non-health related boards in their enabling legislation.*

Sec. 62. *Minnesota Statutes 1971, Section 45.16, Subdivision 3, is repealed.*

Sec. 63. [FEES.] *Notwithstanding any law to the contrary, all health related licensing boards as defined in section 59 of this act and all non-health related licensing boards as defined in section 59 of this act, acting pursuant to the administrative procedures act, may, with the approval of the commissioner of administration, increase the fee for the renewal of a license or certificate a sufficient amount so that the total fees collected by each board will as closely as possible equal anticipated expenditures.*

Sec. 64. [EFFECTIVE DATE.] *The provisions of this act except section 60 shall be effective July 1, 1973. Section 60 shall be effective January 1, 1974. All provisions relative to depositing fees and other income in the general revenue fund shall be effective July 1, 1976."*

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

"A bill for an act relating to licensing boards; providing for public members on professional examination and licensing boards; changing the per diem of board members; undedicating certain dedicated funds; defining public member; amending Minnesota Statutes 1971, Sections 144.01; 144.04; 144.952; 146.11; 147.01; 147.05; 148.03; 148.07, Subdivisions 2 and 3; 148.181; 148.201; 148.241; 148.29, Subdivision 2; 148.296, Subdivision 2; 148.45; 148.52; 148.60; 148.79; 148.85; 150A.02; 150A.03, Subdivision 2; 151.02; 151.03; 151.04; 151.27; 153.02 153.03; 153.12; 154.22; 154.23; 155.04; 155.05; 155.18, Subdivision 1; 156.01, Subdivisions 1 and 2; 156.14; 326.04; 326.05; 326.08, Subdivision 1; 326.17; 326.18; 326.22, Subdivision 3; 326.241, Subdivisions 1 and 3; 326.541; 341.01; 341.02; 341.03; 341.06; 386.63, Subdivisions 1 and 5; 386.64; 481.01; Chapters 144, by adding a section; and 148, by adding a section; repealing Section 45.16, Subdivision 3."

And when so amended, H. F. No. 961 will be identical to S. F. No. 381 and further recommends that H. F. No. 961 be given its second reading and substituted for S. F. No. 381 and S. F. No. 381 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. 1316, 2297, 755 and 1381 for

comparison to companion Senate Files, reports the following House Files were found to have no companion Senate Files on Senate Calendars and are recommended to be re-referred to their respective Committees as follows:

H. F. No. 1316 to the Committee on Governmental Operations.

H. F. No. 755 to the Committee on Labor and Commerce.

H. F. No. 2297 to the Committee on Metropolitan and Urban Affairs.

H. F. No. 1381 to the Committee on Natural Resources and Agriculture.

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

SECOND READING OF SENATE BILLS

S. F. Nos. 2472, 2473, 2272, 1742, 1404, 2002, 1558, 1409, 534, 1566, 1557, 1418, 1091, 1509, 1699 and 2047 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1327, 178, 491, 624, 159, 377, 1729, 1659, 1355, 1508, 1765 and 961 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Lewis moved that S. F. No. 118 together with the Conference Committee Report thereon be taken from the table. 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 amendment 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.

Mr. Lewis moved that the foregoing recommendation and Conference Committee Report on S. F. No. 118 be now adopted. Which motion prevailed. So the recommendation and Conference Committee Report were adopted.

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.

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 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

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 together with the Conference Committee Report thereon be taken from the table. 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 suffi-

cient number of clearance lamps and marked 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, Sam G. Solon.

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

CALL OF THE SENATE

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

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

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

Mr. Kreiger moved that the foregoing recommendation and Conference Committee Report on S. F. No. 342 be now adopted. Which motion prevailed. So the recommendations and Conference Committee Report were adopted.

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.

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 46 and nays 18, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Keefe, S.	Nelson	Sillers
Arnold	Conzemius	Kirchner	Novak	Solon
Ashbach	Doty	Kowalczyk	Olhoff	Stassen
Bang	Dunn	Krieger	Olson, H. D.	Stokowski
Berg	Fitzsimons	Larson	Olson, J. L.	Thorup
Bernhagen	Frederick	Laufenburger	O'Neill	Ueland
Blatz	Gearty	Lewis	Pillsbury	
Borden	Hanson, R.	Lord	Purfeerst	
Brown	Humphrey	Milton	Renneke	
Chmielewski	Josefson	Moe	Schrom	

Those who voted in the negative were:

Chenoweth	Hughes	Knutson	Patton	Tennessen
Davies	Jensen	North	Perpich, A. J.	Willet
Hansen, Baldy	Keefe, J.	Ogdahl	Perpich, G.	
Hansen, Mel	Kleinbaum	Olson, A. G.	Spear	

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Kowalczyk moved that H. F. No. 1436 be withdrawn from the Committee on Metropolitan and Urban Affairs and re-referred to the Committee on Rules and Administration for comparison with S. F. No. 1632 now on General Orders. Which motion prevailed.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak moved that S. F. No. 2119, No. 237 on the General Orders Calendar, be designated as a Special Order to be heard immediately. Which motion prevailed.

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.

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 1, as follows:

Those who voted in the affirmative were:

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

Mr. Bernhagen voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak moved that S. F. No. 1455, No. 212 on the General Orders calendar be designated as a special order to be heard immediately. Which motion prevailed.

S. F. No. 1455: A bill for an act relating to health; regulating alcohol and other drug abuse; establishing a state authority; providing for treatment of persons dependent on alcohol or other drugs; appropriating money; amending Minnesota Statutes 1971, Sections 197.603; 197.64, Subdivision 3; 198.01, 253A.03; 253A.04, Subdivisions 2 and 3; 253A.07, Subdivision 2; repealing Minnesota Statutes 1971, Sections 126.04; 144.81; 144.82; 144.831; 144.832; 144.833; 144.834; 145.696; 145.697; 145.699; 245.692; 245.693; 245.694; and 245.695.

Mr. Milton moved to amend S. F. No. 1455 as follows:

Page 3, line 12, strike "*state board of health*" and insert in lieu thereof "*governor*"

Which motion prevailed. So the amendment was adopted.

Mr. Perpich, G. moved to amend S. F. No. 1455, as amended, as follows:

Page 1, line 27, strike "*health*" and insert in lieu thereof "*public welfare*"

Page 3, line 9, strike "*state board of*"

Page 3, line 10, strike "*health*" and insert in lieu thereof "*department of public welfare*"

Page 3, line 12, strike "*state board of health*" and insert in lieu thereof "*commissioner of public welfare*"

Page 3, line 23, strike "*health*" and insert in lieu thereof "*public welfare*"

Page 3, line 24, strike "*state board of health*" and insert in lieu thereof "*commissioner of public welfare*"

Page 3, line 25, strike "*state board of health*" and insert in lieu thereof "*commissioner of public welfare*"

Page 4, line 5, strike "*state board of health*" and insert in lieu thereof "*commissioner of public welfare*"

Page 5, line 17, strike "*state board of health*" and insert in lieu thereof "*commissioner of public welfare*"

Page 12, line 17, strike "*state board of health*" and insert in lieu thereof "*commissioner of public welfare*"

The question being taken on adoption of the amendment,

Mr. Perpich, G. moved that those not voting be excused from voting. Which motion prevailed.

And the roll being called, there were yeas 35 and nays 27, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kirchner	Ogdahl	Pillsbury
Arnold	Dunn	Kleinbaum	Olson, A. G.	Renneke
Bang	Fitzsimons	Knutson	Olson, J. L.	Schrom
Blatz	Frederick	Kowalczyk	O'Neill	Sillers
Chenoweth	Hanson, R.	Krieger	Patton	Solon
Chmielewski	Josefson	Larson	Perpich, A. J.	Ueland
Coleman	Keefe, S.	Lord	Perpich, G.	Willet

Those who voted in the negative were:

Berg	Gerty	Lewis	Olhoft	Stokowski
Bernhagen	Hansen, Baldy	Milton	Olson, H. D.	Tennessen
Borden	Hansen, Mel	Moe	Purfeerst	Thorup
Brown	Hughes	Nelson	Schaaf	
Conzemius	Humphrey	North	Spear	
Davies	Jensen	Novak	Stassen	

Which motion prevailed. So the amendment was adopted.

S. F. No. 1455 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 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

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. 526, No. 186 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

S. F. No. 526: A bill for an act relating to wild animals; providing authority for the commissioner of natural resources to charge a fee for permits for the destruction of harmful or undesirable aquatic vegetation; amending Minnesota Statutes 1971, Section 98.48, Subdivision 9.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak moved that S. F. No. 1633, No. 159 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

S. F. No. 1633: A bill for an act relating to the Minnesota-Wisconsin boundary compact commission; appointment, compensation and reimbursement for Minnesota legislative advisory committee members; amending Minnesota Statutes 1971, Sections 1.34, Subdivision 1, and 1.36.

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 13, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bang	Blatz	Hanson, R.	Krieger	Schroem
Berg	Hansen, Baldy	Josefson	Nelson	
Bernhagen	Hansen, Mel	Keefe, J.	Olson, J. L.	

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Pursuant to Rule 21, Mr. Novak moved that the following members be excused for a Conference Committee on H. F. No. 2275:

Messrs. Moe; Tennessen; Ogdahl; Perpich, G.; and Kirchner. Which motion prevailed.

SUSPENSION OF RULES

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. 1948, 1949, 1679, 2058, 2170, and 1314.

SPECIAL ORDER

S. F. No. 1948: A bill for an act relating to towns in the county of Anoka; conferring certain village powers; amending Laws 1963, Chapter 157, Section 1.

Mr. Anderson moved to amend S. F. No. 1948, as follows:

Page 1, line 28, delete the colon and insert "set"

Page 1, line 29, delete "(1) Set"

Page 1, line 30, delete "; and" and insert a period

Page 2 delete lines 1 through 4

Which motion prevailed. So the amendment was adopted.

S. F. No. 1948 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 55 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

SPECIAL ORDER

S. F. No. 1949: A bill for an act relating to the Anoka police relief association; 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 56 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Kleinbaum moved that S. F. No. 1679 be stricken from Special Orders and re-referred to the Committee on Governmental Operations. Which motion prevailed.

SPECIAL ORDER

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

Mr. Nelson moved to amend S. F. No. 2058, as follows:

Page 2, after line 5, add a section to read:

"Sec. 3. This act shall be in effect upon its approval by a majority of the electors of Special School District No. 1 voting on the question at an annual election or any special election called for such purpose prior to July 1, 1978."

CALL OF THE SENATE

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

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

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

The question being taken on adoption of the amendment,

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

And the roll being called, there were yeas 23 and nays 33, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Doty	Kleinbaum	Olhoft	Solon
Arnold	Gearty	Larson	Olson, A. G.	Spear
Borden	Hanson, R.	Laufenburger	Olson, H. D.	Stokowski
Chenoweth	Hughes	Lewis	Perpich, A. J.	Thorup
Coleman	Humphrey	Lord	Purfeerst	Willet
Conzemius	Keefe, J.	Milton	Schaaf	
Davies	Keefe, S.	Novak	Schrom	

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

Mr. Gearty moved to amend S. F. No. 2058, as follows:

Page 2, after line 5, insert:

"Sec. 3. This act is effective upon approval by a majority of the school board of the city of Minneapolis, and upon compliance with the provisions of Minnesota Statutes, Section 645.021."

Which motion prevailed. So the amendment was adopted.

S. F. No. 2058 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 39 and nays 17, as follows:

Those who voted in the affirmative were:

Anderson	Fitzsimons	Keefe, S.	Olhoft	Sillers
Arnold	Gearty	Kleinbaum	Olson, A. G.	Solon
Borden	Hansen, Mel	Larson	Olson, H. D.	Spear
Chenoweth	Hanson, R.	Laufenburger	O'Neill	Stassen
Coleman	Hughes	Lewis	Perpich, A. J.	Stokowski
Conzemius	Humphrey	Lord	Purfeerst	Thorup
Davies	Jensen	Milton	Schaaf	Willet
Doty	Keefe, J.	Novak	Schrom	

Those who voted in the negative were:

Bang	Brown	Hansen, Baldy	Krieger	Renneke
Berg	Chmielewski	Josefson	Nelson	
Bernhagen	Dunn	Knutson	Olson, J. L.	
Blatz	Frederick	Kowalczyk	Patton	

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

SPECIAL ORDER

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

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1314: A bill for an act relating to the city of Bloomington; housing and redevelopment authority; amending Laws 1971, Chapter 616, Section 1.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

RECESS

Mr. Coleman moved that the Senate do now recess until 2:45 o'clock p.m. Which motion prevailed.

The hour of 2:45 o'clock p.m. having arrived, the President called the Senate to order.

MEMBERS EXCUSED

Messrs. Pillsbury and Frederick were excused from the Session of this evening.

CALL OF THE SENATE

Mr. Hughes imposed a call of the Senate.

The following Senators answered to their names:

Anderson	Doty	Kirchner	Olson, A. G.	Spear
Arnold	Dunn	Kowalczyk	Olson, H. D.	Stokowski
Ashbach	Fitzsimons	Larson	Olson, J. L.	Tennessen
Bernhagen	Gearty	Lewis	Perpich, A. J.	Thorup
Borden	Hansen, Baldy	Lord	Perpich, G.	Ueland
Brown	Hansen, Mel	McCutcheon	Pillsbury	Wegener
Chenoweth	Hanson, R.	Milton	Purfeerst	Willet
Chmielewski	Hughes	Moe	Schaaf	
Coleman	Humphrey	Novak	Schrom	
Conzemius	Keefe, S.	Olhott	Solon	

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

SUSPENSION OF RULES

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

H. F. Nos. 2352, 1193, 1704, 1557, 1551, 1664, 368, 2208, 1568, 1709, 959, 1959, 1706, 1556, 1681, 535, 2351, 1103, 189, 1186, 632, 314, 1591, 1547, 2246, 1483, 532, 346, 2166, 890, 2160, and 1104.

SPECIAL ORDER

H. F. No. 2352: A bill for an act relating to the county of Ramsey;

tax levy for educational, scientific and artistic purposes; amending Laws 1961, Chapter 583, Section 1, as amended.

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:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1193: A bill for an act relating to education; variations in assessed valuations; amending Minnesota Statutes 1971, Section 124.-802, Subdivision 1.

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:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Knutson and Kowalczyk voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1551: A bill for an act relating to the county of Ramsey and the city of Saint Paul; authorizing the rendering of emergency or lifesaving service by a physician's trained mobile intensive care paramedic; under certain circumstances granting immunity from civil liability for good faith emergency lifesaving services rendered by physician's trained mobile intensive care paramedics and also for physicians who render medical advice and instructions to such paramedics while the paramedics are in the performance of lifesaving services.

Mr. Milton moved that the amendment made to H. F. No. 1551 by the Committee on Rules and Administration in the report adopted April

30, 1973 pursuant to Rule 49 be stricken. Which motion prevailed. So the amendment was stricken.

H. F. No. 1551 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:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1664: A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of William O'Brien state park.

Mr. Brown moved to amend H. F. No. 1664, the printed bill, as follows:

Page 2, Line 15, strike "the Northwest"

Page 2, line 16, strike "Quarter of the Southeast Quarter;"

Which motion prevailed. So the amendment was adopted.

H. F. No. 1664 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 62 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

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

SPECIAL ORDER

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

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:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1568: A bill for an act relating to historic sites; designating additional historical sites; redesccribing certain boundaries; amending Minnesota Statutes 1971, Sections 138.53, Subdivisions 7, 8, 12, 16, 20, 21, 43, 46, and by adding subdivisions; 138.54, by adding a subdivision; 138.56, Subdivision 2, and by adding subdivisions; 138.57, Subdivision 13; 138.58, by adding subdivisions; repealing Minnesota Statutes 1971, Sections 138.55, Subdivisions 9, 10, 11, 12, 13, 14, 15, 16, 17, and 20; 138.57, Subdivisions 11, 14 and 15; and 138.58, Subdivision 2.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

Arnold	Chmielewski	Hughes	Knutson	Nelson
Ashbach	Doty	Humphrey	Kowalczyk	North
Bang	Dunn	Jensen	Krieger	Novak
Berg	Fitzsimons	Josefson	Laufenburger	Ogdahl
Bernhagen	Gearty	Keefe, J.	Lord	Olthoff
Blatz	Hansen, Baldy	Keefe, S.	McCutcheon	Olson, A. G.
Borden	Hansen, Mel	Kirchner	Milton	Olson, H. D.
Brown	Hanson, R.	Kleinbaum	Moe	Olson, J. L.

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

Mr. Davies voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 959: A bill for an act relating to the town of Canosia; authorizing a tax levy for firemen's relief purposes.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1959: A bill for an act relating to the city of Duluth; Duluth airport authority; amending Laws 1969, Chapter 577, Section 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 58 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1556: A bill for an act relating to the city of Saint Paul; amending the provisions relating to the issuance of the license for the sale of intoxicating liquor at the civic center; amending Laws 1969, Chapter 783, Section 1, Subdivision 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 53 and nays 4, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Keefe, S.	Nelson	Solon
Ashbach	Dunn	Kleinbaum	North	Spear
Bang	Fitzsimons	Knutson	Ogdahl	Stassen
Berg	Gearty	Kowalczyk	Olson, A. G.	Stokowski
Bernhagen	Hansen, Baldy	Krieger	Patton	Tennessen
Blatz	Hansen, Mel	Laufenburger	Perpich, A. J.	Thorup
Borden	Hanson, R.	Lewis	Perpich, G.	Ueland
Brown	Hughes	Lord	Pillsbury	Wegener
Chenoweth	Humphrey	McCutcheon	Purfeerst	Willet
Chmielewski	Jensen	Milton	Schaaf	
Coleman	Josefson	Moe	Sillers	

Messrs. Keefe, J.; Olhoft; Olson, J. L. and Renneke voted in the negative.

SPECIAL ORDER

H. F. No. 1681: A bill for an act relating to the municipal housing

and redevelopment act, providing for the construction of market rate housing in cities of the first class; amending Minnesota Statutes 1971, Sections 462.415, by adding a subdivision; 462.591, by adding a subdivision; 462.611; 462.621, by adding a subdivision; 462.631; 462.645, Subdivision 6; 462.691; and 462.695, Subdivisions 1 and 2.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Brown and Josefson voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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 6, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bang	Josefson	Olhoft	Olson, J. L.	Renneke
Dunn				

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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 7, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bang	Josefson	Olhoft	Olson, J. L.	Renneke
Frederick	Novak			

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

Mr. Ogdahl moved to amend H. F. No. 1186, the printed bill, as follows:

Page 1, line 8, after the period, insert the following:

"Such ordinance may permit any individual, partnership or corporation authorized to cater food pursuant to a license granted by City of Minneapolis to engage any licensee having a legally issued on-sale license for a location within the city to dispense intoxicating liquor to members or guests attending any convention, banquet, conference meeting or social affair at which it provides catering services."

Which motion prevailed. So the amendment was adopted.

H. F. No. 1186 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 8, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Bang	Bernhagen	Keefe, J.	Olson, J. L.	Renneke
Berg	Chmielewski	Olhoft		

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

SPECIAL ORDER

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

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 6, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bang	Josefson	Olhoft	Olson, J. L.	Renneke
Hansen, Mel				

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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 8, as follows:

Those who voted in the affirmative were:

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

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

Those who voted in the negative were:

Bang	Frederick	Keefe, J.	Olson, J. L.	Renneke
Dunn	Hansen, Mel	Olhoft		

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1591: A bill for an act relating to Hennepin county, establishing powers, duties and rights of the public defender.

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:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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 3, as follows:

Those who voted in the affirmative were:

Anderson	Brown	Fitzsimons	Humphrey	Larson
Arnold	Chenoweth	Frederick	Jensen	Laufenburger
Ashbach	Chmielewski	Gearty	Keefe, S.	Lewis
Berg	Conzemius	Hansen, Baldy	Kirchner	Milton
Bernhagen	Davies	Hansen, Mel	Kleinbaum	Moe
Blatz	Doty	Hanson, R.	Kowalczyk	Nelson
Borden	Dunn	Hughes	Krieger	North

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

Messrs. Bang; Keefe, J.; and Pillsbury voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 2246: A bill for an act relating to the city of Little Falls; authorizing the issuance of an additional on-sale license for the sale of intoxicating liquor.

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 6, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bang	Novak	Olhoft	Olson, J. L.	Renneke
Dunn				

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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 7, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Keefe, S.	North	Sillers
Arnold	Doty	Kleinbaum	Olson, A. G.	Solon
Ashbach	Fitzsimons	Knutson	Olson, H. D.	Spear
Berg	Gearty	Kowalczyk	O'Neill	Stassen
Bernhagen	Hansen, Baldy	Larson	Perpich, A. J.	Stokowski
Blatz	Hanson, R.	Laufenburger	Perpich, G.	Tennessen
Borden	Hughes	Lewis	Pillsbury	Thorup
Brown	Humphrey	Milton	Purfeerst	Ueland
Chenoweth	Jensen	Moe	Schaaf	Wegener
Chmielewski	Keefe, J.	Nelson	Schrom	Willet

Those who voted in the negative were:

Bang	Hansen, Mel	Olhoft	Olson, J. L.	Renneke
Dunn	Novak			

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 532: A bill for an act relating to insurance; accident and health insurance policies, and health service plans; requiring health insurance coverage for newborn infants immediately from the moment of birth; amending Minnesota Statutes 1971, Chapter 62A, by adding a section; Sections 62A.10, Subdivision 2; and 62C.14, by adding a subdivision.

Mr. Laufenburger moved to amend H. F. No. 532 as follows:

Strike the amendments added by the Senate Labor and Commerce Committee found on page 2300 of the Journal of the Senate, May 5, 1973

Which motion prevailed. So the amendment was stricken.

H. F. No. 532 was read the third time and placed on its final passage.

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 2166: A bill for an act relating to Anoka county; authorizing issuance of bonds for county park acquisition and development.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

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.

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 5, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Hansen, Mel	Kleinbaum	McCutcheon
Arnold	Davies	Hanson, R.	Knutson	Moe
Ashbach	Doty	Hughes	Kowalczyk	Nelson
Bang	Dunn	Humphrey	Krieger	North
Berg	Fitzsimons	Jensen	Larson	Novak
Bernhagen	Frederick	Keefe, J.	Laufenburger	Ogdahl
Chenoweth	Gearty	Keefe, S.	Lewis	Olhoft
Chmielewski	Hansen, Baldy	Kirchner	Lord	Olson, A. G.

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

Messrs. Borden; Josefson; Perpich, G.; Solon and Tennesen voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 2160: 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.

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 5, as follows:

Those who voted in the affirmative were:

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

Messrs. Ashbach; Hansen, Baldy; McCutcheon; Olson, J. L. and Silfers voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1104: A bill for an act relating to the city 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.

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:

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

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak moved that S. F. No. 1246, No. 158 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

S. F. No. 1246: A bill for an act relating to elections; providing for the registration of voters; providing penalties; appropriating money; amending Minnesota Statutes 1971, Sections 200.02, Subdivisions 22 and 25; 201.11; 201.12; 201.13; 201.14; 201.15; 201.18; 201.26; 201.27; 201.33; 203.27, Subdivision 2; 204.076; 204.08, Subdivision 1; 204.17, Subdivision 3; 207.02; 207.03; 207.08; and 207.19, Subdivision 1; Chapter 201, by adding sections; and Chapter 204, by adding a section; repealing Minnesota Statutes 1971, Sections 201.02 to 201.10; 201.16; 201.17; 201.19; 201.20; 201.21; 201.22; 201.23; 201.24; 201.25; 201.261; 201.28; 201.29; 201.30; 201.31; 201.32; 204.07; 204.075; 204.077; and 204.08, Subdivision 3.

CALL OF THE SENATE

Mr. Keefe, S. imposed a call of the Senate on S. F. No. 1246.

The following Senators answered to their names:

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

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

Mr. Hansen, Mel moved to amend S. F. No. 1246, as follows:

Page 5, line 2, after "vote" insert "only"

Page 5, line 3, after "the" and before "precinct" insert "one"

Page 7, line 6, after "last" strike "residence" and insert "registration and of last residence if different than last registration"

Page 7, line 9, strike "retain" and insert in lieu thereof "affix"

Page 7, line 10, after "notification" insert "to the cancelled registration card"

Page 13, line 25, after "*election*" and before "*including*" insert "*where voter registration cards specified in this chapter are used*"

Page 17, line 24, following "state" insert "*or other county*"

Page 17, line 25, following "residence" and before the comma insert "*or files an affidavit of residence there*"

Page 17, line 26, following "state" insert "*or county*"

Which motion prevailed. So the amendment was adopted.

Mr. Krieger moved to amend S. F. No. 1246, as follows:

Page 6, lines 8 and 9, strike "*upon registration I will be an eligible voter on the day of the next election*" and insert in lieu thereof "*the above facts are correct*"

Which motion prevailed. So the amendment was adopted.

Mr. Brown moved to amend S. F. No. 1246 as follows:

Page 3, line 23, after "*person*" insert:

"residing in a voting precinct that does not have registration on the effective date of this act,"

Page 21, strike lines 4 through 13

Amend the title as follows:

Lines 8 and 9, strike "203.27, Subdivision 2;"

The question being taken on adoption of the amendment,

Mr. Keefe, S. moved that those not voting be excused from voting. Which motion prevailed.

And the roll being called, there were yeas 31 and nays 34, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

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. Keefe, J. was excused from this evening's Session. Mr. Kirchner was excused from the Session of this evening, beginning at 8:30 o'clock p.m. Mr. Kowalczyk was excused from the first hour of tomorrow's Session.

CALL OF THE SENATE

Mr. Olson, J. L. imposed a call of the Senate.

The following Senators answered to their names:

Arnold	Gearty	Laufenburger	Olson, H. D.	Tennessee
Berg	Hansen, Mel	Lewis	Olson, J. L.	Thorup
Bernhagen	Hanson, R.	Lord	Patton	Ueland
Blatz	Hughes	McCutcheon	Perpich, A. J.	Wegener
Borden	Humphrey	Moe	Perpich, G.	Willet
Brown	Jensen	North	Purfeerst	
Coleman	Keefe, S.	Novak	Schrom	
Doty	Knutson	Ogdahl	Sillers	
Fitzsimons	Larson	Olson, A. G.	Stokowski	

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

SUSPENSION OF RULES

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

REPORTS OF COMMITTEES 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. 1626, pursuant to the request of the Senate,

Messrs. Anderson, Doty, Borden, Sillers, O'Neill.

Mr. Davies moved that the foregoing appointments be approved. Which motion prevailed.

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on H. F. No. 1673, pursuant to the request of the House,

Messrs. Chenoweth, Kleinbaum, Stokowski, Ogdahl, Gearty.

Mr. Davies moved that the foregoing appointments be approved. Which motion prevailed.

Mr. Davies, from the Committee on Committees, recommends that

the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 452, pursuant to the request of the Senate,

Messrs. North, Chenoweth, McCutcheon.

Mr. Davies moved that the foregoing appointments be approved. Which motion prevailed.

SPECIAL ORDER—CONTINUED

The question recurred on S. F. No. 1246,

Mr. Kowalczyk moved to amend S. F. No. 1246, as follows:

Page 22, line 13, delete "a qualified voter"

Page 22, line 15 after "Law" and before the period insert "*and am voting only in this precinct*"

Which motion prevailed. So the amendment was adopted.

Mr. Kirchner moved to amend S. F. No. 1246, as follows:

Page 33, after line 8 insert a new section to read as follows:

"Sec. 34. *Effective date of this act for Hennepin County only shall be January, 1975.*"

The question being taken on adoption of the amendment,

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Mr. Hansen, Mel moved to amend S. F. No. 1246, as follows:

Page 2, line 7, after "*Minnesota*" delete "*for 20 days*" and insert in lieu thereof "*and in the precinct for 30 days*"

Page 23, line 13, reinsert the stricken language

Page 23, line 14, strike "*are*" and reinsert the stricken language

Page 23, line 15, reinsert the stricken language

Page 23, lines 17, 18, 19, and 20 reinsert the stricken language

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 26 and nays 36, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Mr. Patton moved to amend S. F. No. 1246, as follows:

Page 12, line 2, after "report" insert "*each month*"

Page 12, line 17, after "report" insert "*each month*"

Page 13, line 10, after "report" insert "*each month*"

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

Mr. Jensen moved to amend S. F. No. 1246, as follows:

Page 3, line 23, strike everything after "*Subd. 3.*"; strike lines 24 through 28.

Page 4, line 1, strike "*and providing proof of his residence.*"

Page 4, line 7, after "*judge*" insert "*or registration clerk*"

Page 4, line 10, strike everything after the period.

Strike lines 11 through 21

Renumber the subdivisions in sequence

The question being taken on adoption of the amendment,

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Chmielewski	Gearty	Keefe, S.	Lord
Arnold	Coleman	Hansen, Baldy	Kleinbaum	Milton
Borden	Davies	Hughes	Laufenburger	Moe
Chenoweth	Doty	Humphrey	Lewis	North

Novak	Perpich, A. J.	Schzaaf	Stokowski	Wegener
Olhoff	Perpich, G.	Schrom	Tennessee	Willet
Olson, A. G.	Purfeerst	Spear	Thorup	

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

Mr. Krieger moved to amend S. F. No. 1246, as follows:

Page 8, strike lines 23 through 28

Page 9, strike lines 1 through 4

And renumber the subdivisions in sequence.

The question being taken on adoption of the amendment,

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

Those who voted in the affirmative were:

Ashbach	Chmielewski	Jensen	Nelson	Pillsbury
Bang	Dunn	Josefson	Ogdahl	Renneke
Berg	Fitzsimons	Knutson	Olson, H. D.	Sillers
Bernhagen	Hansen, Baldy	Kowalczyk	Olson, J. L.	Stassen
Blatz	Hansen, Mel	Krieger	O'Neill	Ueland
Brown	Hanson, R.	Larson	Patton	

Those who voted in the negative were:

Anderson	Doty	Lord	Olson, A. G.	Spear
Arnold	Gearty	McCutcheon	Perpich, A. J.	Stokowski
Borden	Hughes	Milton	Perpich, G.	Tennessee
Chenoweth	Humphrey	Moe	Purfeerst	Thorup
Coleman	Keefe, S.	North	Schaaf	Wegener
Conzemius	Kleinbaum	Novak	Schrom	Willet
Davies	Lewis	Olhoff	Solon	

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

Mr. Stassen moved to amend S. F. No. 1246, as follows:

Page 24, line 14, delete "*or registers on election day*"

Page 24, line 15, delete complete line except for the period.

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 28 and nays 34, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Mr. Nelson moved to amend S. F. No. 1246, as follows:

Page 4, lines 18 and 19, after the period strike "*The election judge who registers a person at the polls on*" and insert in lieu thereof the following: "*Two election judges of different political parties shall register persons at the polls on*"

Page 4, line 19, after "*day*" insert "*and*"

Page 4, line 20, strike "*judge*" and insert "*judges*"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 27 and nays 34, as follows:

Those who voted in the affirmative were:

Ashbach	Fitzsimons	Kowalczyk	Olson, H. D.	Sillers
Berg	Hansen, Mel	Krieger	Olson, J. L.	Stassen
Bernhagen	Hanson, R.	Larson	O'Neill	Ueland
Blatz	Jensen	McCutcheon	Patton	
Brown	Josefson	Nelson	Pillsbury	
Dunn	Knutson	Ogdahl	Renneke	

Those who voted in the negative were:

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

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

Mr. Keefe, S. moved to amend S. F. No. 1246 as follows:

Page 8, line 20, after "*municipality*" insert "*and the board of supervisors of each town*"

Which motion prevailed. So the amendment was adopted.

Mr. Renneke moved to amend S. F. No. 1246, as follows:

Page 6, line 22, following "*address*" insert "*, prior residence, prior registration if any*"

Page 6, line 23, after "*2*" strike "*and 8*" and insert "*, 7, 8 and 9*"

Which motion prevailed. So the amendment was adopted.

Mr. Hansen, Mel, moved to amend S. F. No. 1246, as follows:

Page 4, line 15, delete "*substantially deficient*" and insert in lieu thereof "*lacking information specified in Minnesota Statutes, Section 201.071, Subdivision 1*"

Page 4, line 16, after "*person*" delete "*whose registration is found deficient*" and insert in lieu thereof "*so registering and secure information from the registrant to determine if he is qualified to vote in that precinct and shall so indicate on the registration card*"

The question being taken on adoption of the amendment,

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

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

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

Mr. Stassen moved to amend S. F. No. 1246, as follows:

Page 3, line 23, after "*person*" insert:

"residing in a voting precinct that does not have registration"

Page 21, strike lines 4 through 13

Amend the title as follows:

Lines 8 and 9, strike "203.27, Subdivision 2;"

The question being taken on adoption of the amendment,

And the roll being called, there were yeas 24 and nays 34, as follows:

Those who voted in the affirmative were:

Ashbach	Dunn	Knutson	Ogdahl	Renneke
Berg	Fitzsimons	Kowalczyk	Olson, J. L.	Sillers
Bernhagen	Hansen, Mel	Krieger	O'Neill	Stassen
Blatz	Jensen	Larson	Patton	Ueland
Brown	Josefson	Nelson	Pillsbury	

Those who voted in the negative were:

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

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

S. F. No. 1246 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,

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

And the roll being called, there were yeas 36 and nays 28, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Lord	Perpich, A. J.	Tennessee
Arnold	Gearty	Milton	Perpich, G.	Thorup
Borden	Hughes	Moe	Purfeerst	Wegener
Chenoweth	Humphrey	North	Schaaf	Willet
Chmielewski	Keefe, S.	Novak	Schrom	
Coleman	Kleinbaum	Ogdahl	Solon	
Conzemius	Laufenburger	Olhoft	Spear	
Davies	Lewis	Olson, A. G.	Stokowski	

Those who voted in the negative were:

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

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. 1653, No. 236 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

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.

Mr. Olson, A. G. moved to amend S. F. No. 1653 as follows:

Page 7, after line 26, insert the following new section:

"Sec. 2 [EVALUATION.] The state board of education, in cooperation with the state planning agency, shall report to the legislature on or before November 15, 1974, regarding the effectiveness of the pilot educational service area established by this act. The report shall include, but not be limited to: applicability of the educational service area structure in other regions of the state; cost comparisons of services delivered, per service and per pupil, in the pilot educational service area and in individual school districts; alternative funding mechanisms available through cost savings and other local, state, and federal sources; relationships of educational service areas to the functions of the state department of education; and relationships of educational service areas to regional development commissions."

Renumber the sections in order.

Which motion prevailed. So the amendment was adopted.

S. F. No. 1653 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 5, as follows:

Those who voted in the affirmative were:

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

Messrs. Hansen, Baldy; Hansen, Mel; Kowalczyk; Larson and Perpich, G. voted in the negative.

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 10:00 o'clock a.m., Friday, May 11, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.