

SIXTY-FIRST DAY

St. Paul, Minnesota, Tuesday, May 15, 1973.

The Senate met at 9:30 o'clock a.m. and was called to order by the President.

CALL OF THE SENATE

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

Berg	Frederick	Kleinbaum	Ogdahl	Solon
Bernhagen	Gearty	Kowalczyk	Olhoff	Spear
Blatz	Hansen, Baldy	Krieger	Olson, A. G.	Stassen
Borden	Hanson, R.	Larson	Patton	Stokowski
Brown	Humphrey	Laufenburger	Perpich, G.	Tennessen
Chmielewski	Jensen	Lewis	Pillsbury	Thorup
Coleman	Josefson	Lord	Purfeerst	Ueland
Conzemius	Keefe, S.	Moe	Renneke	Wegener
Doty	Kirchner	Novak	Schrom	Willet

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

Prayer by the Chaplain.

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

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

Quorum present.

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

MEMBERS EXCUSED

Mr. Keefe, J. was excused from this morning's Session. Mr. Pillsbury was excused from this morning's Session, beginning at 10:30

o'clock a.m. Mr. Patton was excused from the Session of this afternoon. Mr. Borden was excused from the last half of the morning's Session.

Pursuant to Rule 21, Mr. Coleman moved that the following members be excused for a Conference Committee on H. F. No. 2437:

Messrs. Davies; Olson, J. L.; Ashbach; Arnold and Hughes. Which motion prevailed.

EXECUTIVE AND OFFICIAL COMMUNICATIONS

May 7, 1973

The Honorable Alec Olson
President of the Senate
State of Minnesota

Dear Sir:

I respectfully request that the nomination of Mr. Jeno Paulucci for appointment to the Minnesota State Arts Council be withdrawn and returned to my office.

Sincerely,
Wendell R. Anderson, Governor

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

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. 992, 1101, 1194 and 1847.

Edward A. Burdick, Chief Clerk, House of Representatives.
Returned May 14, 1973

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on Senate File No. 342, and repassed said bill in accordance with the report of the Committee, so 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.

Senate File No. 342 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.
Returned May 14, 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. 1961: A bill for an act relating to taxes on and measured by net income; definition of gross income; amending Minnesota Statutes 1971, Section 290.01, Subdivision 20.

Senate File No. 1961 is herewith returned to the Senate.

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

Returned May 14, 1973

Mr. Coleman moved that S. F. No. 1961 be laid on the table. Which motion prevailed.

Mr. President:

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

S. F. No. 384: A bill for an act relating to hospital, boarding care homes, and nursing homes; providing for the regulation thereof; imposing certain duties on the state board of health and the commissioner of public welfare; establishing rights of patients and residents of nursing homes; requiring reports of maltreatment of nursing home patients; prescribing penalties; amending Minnesota Statutes 1971, Chapters 144, by adding sections; 154, by adding a section; 256B, by adding a section; 609, by adding a section; and 626, by adding a section; repealing Minnesota Statutes 1971, Section 144.583.

Senate File No. 384 is herewith returned to the Senate.

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

Returned May 14, 1973

Mr. Ogdahl moved that the Senate do not concur in the amendments by the House to S. F. No. 384 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 that the House refuses to concur in the Senate amendments to House File No. 611.

H. F. No. 611: A bill for an act relating to public safety; division of highway patrol; providing salary adjustments for members

of the highway patrol assigned to air patrol duty; amending Minnesota Statutes 1971, Section 299D.03, Subdivision 3.

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

Sieben, H.; Growe and Bennett have been appointed as such committee on the part of the house.

House File No. 611 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

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

Transmitted May 14, 1973

Mr. Coleman moved that H. F. No. 611 be laid on the table. Which motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 2100, 2482, 2485, 2491, 469 and 1991.

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

Transmitted May 14, 1973

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. 308, and repassed said bill in accordance with the report of the Committee, so adopted.

H. F. No. 308: A bill for an act relating to the organization and operation of the state government; creating a department of finance; a legislative audit commission and a legislative auditor; appropriating moneys; amending Minnesota Statutes 1971, Sections 6.21; 9.031; 11.10; 215.04; 215.05; 215.06; 215.07; 215.08 and 215.09; repealing Minnesota Statutes 1971, Sections 16.02, Subdivisions 11, 12, 20 and 22; and 215.02.

House File No. 308 is herewith transmitted to the Senate.

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

Transmitted May 14, 1973

Mr. Gearty moved that H. F. No. 308 and the Conference Committee Report be laid on the table. Which motion prevailed.

FIRST READING OF HOUSE BILLS

H. F. No. 2100: A bill for an act relating to taxation; occupation and royalty taxes on ores; providing for change of dates for assessment, payment and collection; transferring certain administrative

duties to commissioner of taxation; amending Minnesota Statutes 1971, Sections 298.01, Subdivisions 1 and 2; 298.10; 298.12; 298.13; 298.28, Subdivision 1; 298.282, Subdivisions 2, 3, and 4; 298.283; 299.012, Subdivision 3; 299.05; 299.06; 299.07; 299.08; 299.09; and 299.10.

H. F. No. 2482: A bill for an act relating to taxation; providing for the correction of mill rates stated in Minnesota Statutes.

H. F. No. 2485: A bill for an act relating to taxation; transferring administration of homestead property tax relief in taconite and iron ore areas to commissioner of taxation; amending Minnesota Statutes 1971, Sections 273.135, Subdivisions 3 and 4; and 273.136, Subdivisions 2 and 3.

H. F. No. 2491: A bill for an act relating to reassessment of improperly valued property; removing residency as a qualification for assessors; amending Minnesota Statutes 1971, Section 270.17.

H. F. No. 469: A bill for an act relating to intoxicating liquor; prohibiting discrimination by importers; granting the liquor control commissioner subpoena powers; removing the residency requirement for obtaining a wholesaler's or manufacturer's license; changing the method of determining the number of "off-sale" licenses which can be issued in cities of the first class; regulating the advertising of intoxicating liquor; annually appropriating liquor excise taxes for detoxification centers; providing a penalty; amending Minnesota Statutes 1971, Chapter 340, by adding a section; Sections 340.09; 340.11, Subdivisions 2 and 13; 340.15; and 340.19; and repealing Minnesota Statutes 1971, Sections 340.97; 340.971; 340.972; 340.973; 340.974; 340.975; 340.976; 340.977; 340.978; 340.98; 340.981; 340.9815; 340.982; 340.983; and 340.985.

H. F. No. 1991: A bill for an act relating to county or municipal hospitals; permitting the use of certified public accountants to audit and examine their books in lieu of the public examiner.

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

REPORTS OF COMMITTEES

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

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

H. F. Nos. 1606, 469 and 1991 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. 1606 to the Committee on Metropolitan and Urban Affairs.

H. F. No. 1991 to the Committee on Governmental Operations.

H. F. No. 469 to the Committee on Labor and Commerce.

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.

MOTIONS AND RESOLUTIONS

Mr. Olson, A. G., moved that S. F. No. 690 and the Conference Committee Report be laid on the table and the Report be printed in the Journal. Which motion prevailed.

CONFERENCE COMMITTEE REPORT ON S. F. NO. 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.

May 11, 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. 690, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendment and that S. F. No. 690 be amended as follows:

Page 1, line 18, after "choosing" insert "to"

Page 1, line 27, after "nurse" strike the comma and insert "*of his own choosing*"

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

Senate Conferees: (Signed) Alec G. Olson, Roger Hanson and B. Robert Lewis.

House Conferees: (Signed) John C. Lindstrom, John J. Salchert and Charles R. Weaver.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak moved that H. F. No. 889, No. 148 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

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

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:

Bang	Dunn	Knutson	North	Sillers
Berg	Fitzsimons	Kowalczyk	Novak	Solon
Bernhagen	Frederick	Krieger	Ogdahl	Spear
Blatz	Gearty	Larson	Olhoff	Stokowski
Borden	Hansen, Baldy	Laufenburger	Olson, A. G.	Tenneessen
Brown	Hanson, R.	Lewis	Olson, H. D.	Thorup
Chenoweth	Humphrey	Lord	Patton	Ueland
Chmielewski	Jensen	McCutcheon	Perpich, G.	Wegener
Coleman	Keefe, S.	Milton	Pillsbury	Willet
Conzemius	Kirchner	Moe	Renneke	
Doty	Kleinbaum	Nelson	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak moved that S. F. No. 1617, No. 176 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

S. F. No. 1617: A bill for an act relating to public welfare; increasing amounts of income disregarded in computing aid to disabled persons; amending Minnesota Statutes 1971, Section 256.455, Subdivision 5.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

Bang	Dunn	Knutson	North	Schrom
Berg	Fitzsimons	Kowalczyk	Novak	Sillers
Bernhagen	Frederick	Krieger	Ogdahl	Solon
Blatz	Gearty	Larson	Olhft	Spear
Borden	Hansen, Baldy	Laufenburger	Olson, A. G.	Stokowski
Brown	Hanson, R.	Lewis	Olson, H. D.	Tennessee
Chenoweth	Humphrey	Lord	Patton	Ueland
Chmielewski	Jensen	McCutcheon	Perpich, G.	Wegener
Coleman	Keefe, S.	Milton	Pillsbury	Willet
Conzemius	Kirchner	Moe	Purfeerst	
Doty	Kleinbaum	Nelson	Renneke	

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak moved that S. F. No. 767, No. 171 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

S. F. No. 767: A bill for an act relating to public health; authorizing the state board of health to prescribe fees for certain services provided by the board; appropriating money; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

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 S. F. No. 1626:

Messrs. Anderson, Doty, Borden, O'Neill and Sillers. Which motion prevailed.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak moved that H. F. No. 1327, No. 160 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

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.

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 3, as follows:

Those who voted in the affirmative were:

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

Messrs. Ashbach, Kirchner and Tennesen voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak moved that H. F. No. 1146, No. 174 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

H. F. No. 1146: A bill for an act relating to the city of Bloomington; appropriating funds for special assessments levied by the city against property of the Normandale state junior college.

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 1, as follows:

Those who voted in the affirmative were:

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

Mr. Tennesen voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak moved that H. F. No. 1110, No. 147 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

H. F. No. 1110: A bill for an act relating to commerce; providing for the registration and regulation of franchises by the commissioner of securities; requiring certain disclosures; defining and prohibiting unfair practices; providing penalties.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 57 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Krieger voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak moved that H. F. No. 1042, No. 138 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

H. F. No. 1042: A bill for an act relating to waters; southern Minnesota river basin commission; appropriating money; amend-

ing Laws 1971, Chapter 705, Section 3, Subdivision 1; and Section 5; repealing Laws 1971, Chapter 705, Section 11.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 51 and nays 1, as follows:

Those who voted in the affirmative were:

Bang	Gearty	Larson	Olhoft	Spear
Berg	Hansen, Baldy	Laufenburger	Olson, A. G.	Stassen
Bernhagen	Hansen, Mel	Lewis	Olson, H. D.	Stokowski
Blatz	Hughes	Lord	Perpich, A. J.	Thorup
Brown	Humphrey	McCutcheon	Perpich, G.	Ueland
Chenoweth	Jensen	Milton	Pillsbury	Wegener
Chmielewski	Josefson	Moe	Purfeerst	Willet
Coleman	Keefe, S.	Nelson	Renneke	
Dunn	Kirchner	North	Schaaf	
Fitzsimons	Knutson	Novak	Schrom	
Frederick	Kowalczyk	Ogdahl	Solon	

Mr. Tennesen voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak moved that H. F. No. 1486, No. 175 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

H. F. No. 1486: A bill for an act relating to corrections; industrial enterprises conducted at the state prison and the state reformatory; appropriating money; amending Minnesota Statutes 1971, Sections 243.66 and 243.67; and repealing Minnesota Statutes 1971, Sections 243.65; 243.69; 243.81; 243.82; and 243.86.

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 3, as follows:

Those who voted in the affirmative were:

Bang	Gearty	Knutson	North	Solon
Berg	Hansen, Mel	Kowalczyk	Novak	Spear
Bernhagen	Hansen, R.	Krieger	Ogdahl	Stassen
Blatz	Hughes	Larson	Olhoft	Stokowski
Brown	Humphrey	Laufenburger	Perpich, A. J.	Tennesen
Chenoweth	Jensen	Lewis	Perpich, G.	Thorup
Chmielewski	Josefson	Lord	Pillsbury	Ueland
Coleman	Keefe, J.	McCutcheon	Purfeerst	Wegener
Conzemius	Keefe, S.	Milton	Renneke	
Dunn	Kirchner	Moe	Schaaf	
Fitzsimons	Kleinbaum	Nelson	Schrom	

Messrs. Frederick; Hansen, Baldy; and Willet 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. 1326, No. 149 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

S. F. No. 1326: A bill for an act relating to education; authorizing and directing the higher education coordinating commission to establish and supervise a student loan program; appropriating money; amending Minnesota Statutes 1971, Sections 136A.14; 136A.15, Subdivisions 5 and 7; 136A.16, Subdivisions 3 and 8; and 136A.17, Subdivisions 1, 3, 4 and 10.

Mr. Hughes moved to amend S. F. No. 1326, as follows:

Amend the title on page 1, line 6 by striking "appropriating money" and insert "providing for the issuance of revenue bonds"

Which motion prevailed. So the amendment was adopted.

S. F. No. 1326: A bill for an act relating to education; authorizing and directing the higher education coordinating commission to establish and supervise a student loan program; providing for the issuance of revenue bonds; amending Minnesota Statutes 1971, Sections 136A.14; 136A.15, Subdivisions 5 and 7; 136A.16, Subdivisions 3 and 8; and 136A.17, Subdivisions 1, 3, 4 and 10.

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

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

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

Those who voted in the affirmative were:

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

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

SPECIAL ORDER

Pursuant to Rule 10, Mr. Novak moved that S. F. No. 1557, No. 163 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

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.

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 1, as follows:

Those who voted in the affirmative were:

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

Mr. Olson, H. D., voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Perpich, A. J., moved that H. F. No. 1755, No. 120 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

H. F. No. 1755: A bill for an act relating to taxation; providing certain credits for brewers; amending Minnesota Statutes 1971, Section 340.47, 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 45 and nays 6, as follows:

Those who voted in the affirmative were:

Bang	Fitzsimons	Josefson	McCutcheon	Schaaf
Berg	Frederick	Keefe, J.	Milton	Schrom
Bernhagen	Gearty	Keefe, S.	North	Solon
Blatz	Hansen, Baldy	Kleinbaum	Ogdahl	Spear
Brown	Hansen, Mel	Krieger	Olhoft	Stokowski
Chenoweth	Hanson, R.	Larson	Olson, A. G.	Thorup
Chmielewski	Hughes	Laufenburger	Olson, H. D.	Ueland
Coleman	Humphrey	Lewis	Perpich, A. J.	Wegener
Conzemius	Jensen	Lord	Purfeerst	Willet

Those who voted in the negative were:

Dunn	Patton	Perpich, G.	Renneke	Tennessen
Moe				

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Perpich, A. J. moved that S. F. No. 2321, No. 119 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

S. F. No. 2321: A bill for an act relating to taxation; sales and use tax; exemptions; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1, as amended by Laws 1973, Chapter 75, 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 45 and nays 8, as follows:

Those who voted in the affirmative were:

Bang	Fitzsimons	Kirchner	Milton	Purfeerst
Berg	Frederick	Kleinbaum	Moe	Renneke
Bernhagen	Gearty	Krutzon	Nelson	Schrom
Blatz	Hansen, Baldy	Kowalczyk	North	Solon
Brown	Hansen, Mel	Krieger	Olhoft	Stassen
Chenoweth	Hanson, R.	Larson	Olson, A. G.	Tennessee
Chmielewski	Humphrey	Laufenburger	Olson, H. D.	Ueland
Conzemius	Jensen	Lord	Patton	Wegener
Dunn	Keefe, S.	McCutcheon	Perpich, A. J.	Willet

Those who voted in the negative were:

Coleman	Keefe, J.	Perpich, G.	Spear	Stokowski
Josefson	Lewis	Schaaf		

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Perpich, A. J. moved that H. F. No. 805, No. 228 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

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

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 42 and nays 9, as follows:

Those who voted in the affirmative were:

Bernhagen	Hanson, R.	Laufenburger	Olhoft	Solon
Chenoweth	Humphrey	Lewis	Olson, A. G.	Spear
Chmielewski	Jensen	Lord	Olson, H. D.	Stokowski
Coleman	Josefson	McCutcheon	Perpich, A. J.	Thorup
Conzemius	Keefe, J.	Milton	Perpich, G.	Wegener
Dunn	Keefe, S.	Moe	Purfeerst	Willet
Fitzsimons	Kleinbaum	Nelson	Renneke	
Gearty	Kowalczyk	North	Schaaf	
Hansen, Baldy	Larson	Novak	Schrom	

Those who voted in the negative were:

Bang	Brown	Kirchner	Stassen	Ueland
Blatz	Hansen, Mel	Krieger	Tennessee	

So the bill passed and its title was agreed to.

SPECIAL ORDER

Pursuant to Rule 10, Mr. Perpich, A. J. moved that H. F. No.

1255, No. 2 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

H. F. No. 1255: A bill for an act relating to taxation based upon gross earnings; defining certain businesses subject thereto; amending Minnesota Statutes 1971, Section 295.01, Subdivision 9, and by adding a subdivision.

Mr. Bang moved to amend H. F. No. 1255, the printed bill, as follows:

Page 1, line 11, strike "1972" and insert "1973"

Which motion prevailed. So the amendment was adopted.

H. F. No. 1255 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,

CALL OF THE SENATE

Mr. Perpich, A. J. imposed a call of the Senate.

The following Senators answered to their names:

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

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

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

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

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

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bang	Fitzsimons	Josefson	Larson	Renneke
Berg	Frederick	Keefe, J.	McCutcheon	Stassen
Bernhagen	Hansen, Baldy	Kirchner	Nelson	Ueland
Blatz	Hansen, Mel	Knutson	Ogdahl	
Brown	Hanson, R.	Kowalczyk	Olson, J. L.	
Dunn	Jensen	Krieger	Patton	

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. 1059, No. 197 on the General Orders Calendar be designated as a special order to be heard immediately. Which motion prevailed.

S. F. No. 1059: A bill for an act relating to county attorneys; creating a county attorneys council and the office of executive director; creating the offices of district attorney; prescribing powers and duties; and appropriating money, amending Minnesota Statutes 1971, Section 15A.083, Subdivision 3.

Mr. Thorup moved to amend S. F. No. 1059, as follows:

Pages 4 through 8, strike all of Section 3

Renumber the sections in sequence

Amend the title in lines 4 and 5 by striking "creating the offices of district attorney;"

Which motion prevailed. So the amendment was adopted.

CALL OF THE SENATE

Mr. Thorup imposed a call of the Senate.

The following Senators answered to their names:

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

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

S. F. No. 1059: A bill for an act relating to county attorneys; creating a county attorneys council and the office of executive director; prescribing powers and duties; and appropriating money; amending Minnesota Statutes 1971, Section 15A.083, Subdivision 3.

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

And the roll being called, there were yeas 36 and nays 22, as follows:

Those who voted in the affirmative were:

Ashbach	Gearty	Knutson	Nelson	Stokowski
Berg	Hansen, Mel	Kowalczyk	Novak	Thorup
Blatz	Hanson, R.	Krieger	O'Neill	Ueland
Chenoweth	Hughes	Laufenburger	Patton	Wegener
Conzemius	Humphrey	Lewis	SchAAF	
Davies	Keefe, J.	Lord	Sillers	
Doty	Keefe, S.	McCutcheon	Solon	
Fitzsimons	Kleinbaum	Moe	Stassen	

Those who voted in the negative were:

Arnold	Hansen, Baldy	Milton	Olson, J. L.	Tennessen
Bang	Jensen	North	Purfeerst	Willet
Bernhagen	Josefson	Ogdahl	Renneke	
Dunn	Kirchner	Olson, A. G.	Schrom	
Frederick	Larson	Olson, H. D.	Spear	

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

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to make H. F. No. 23 a Special Order for consideration after the recess. Which motion prevailed

Mr. Coleman moved that the following bills be designated a Special Orders Calendar to be heard immediately. Which motion prevailed.

H. F. Nos. 1436, 334, 2145, 1038, 1720, 2098, 2004, 2207, 2244, 1870, and 1635. S. F. Nos. 1355, 2356 and 2272.

SPECIAL ORDER

H. F. No. 1436: A bill for an act relating to the cities of Brooklyn Center and Brooklyn Park; creating housing and redevelopment authorities.

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	Fitzsimons	Keefe, S.	Nelson	Schrom
Ashbach	Frederick	Kirchner	North	Sillers
Bang	Gearty	Kleinbaum	Novak	Spear
Bernhagen	Hansen, Baldy	Kowalczyk	Olhoft	Stassen
Blatz	Hansen, Mel	Krieger	Olson, A. G.	Stokowski
Chenoweth	Hanson, R.	Laufenburger	Olson, J. L.	Tennessen
Coleman	Hughes	Lewis	Perpich, A. J.	Thorup
Conzemius	Humphrey	Lord	Perpich, G.	Ueland
Davies	Jensen	McCutcheon	Purfeerst	Wegener
Doty	Josefson	Milton	Renneke	
Dunn	Keefe, J.	Moe	SchAAF	

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 1355: A bill for an act relating to county parks and park districts; amending Minnesota Statutes 1971, Section 398.01; repealing Laws 1971, Chapter 950, Section 7.

Mr. Milton moved to amend S. F. No. 1355, as follows:

Page 1, line 20, after the "." reinstate the stricken language

Page 1, lines 21 to 24, reinstate the stricken language

Page 1, line 25, before "No" reinstate the stricken language

Page 1, strike lines 29 and 30 and insert the following new Section 2:

"Sec. 2. Minnesota Statutes 1971, Section 398.16, is amended to read:

398.16 [TAX LEVY, BUDGET.] The park district board, as soon after organization as practicable and on or before the first day of July of each year thereafter, shall prepare a detailed budget of its proposed expenditures during the next fiscal year, other than those to be met by bond issues or by revenues described in section 398.17 and section 398.09, paragraph d, which budgets shall in no year exceed 18 cents per person in the district as determined by the last federal decennial census. ~~But no such assessment shall be made upon the people or property of a city of the first class.~~

As soon after organization as practicable, and on the first day of July each year thereafter, the park district board shall certify to the governing body of each township, town, borough, village or city included in the district, the budget adopted pursuant to this section, together with a statement of the proportion of the budget to be provided by such governmental subdivision. The budget shall be apportioned among such subdivisions within the district in the same proportion as their respective populations bear to the total population of the district, population figures to be based on the last federal decennial census.

For the purpose of this section the governing body of any city or village means that board, council, commission or officer authorized by law or charter to levy taxes for park and recreation purposes and the governing body of each unorganized township means the county board. It shall be the duty of each such governing body in the district to provide the funds necessary to meet its proportionate share of such budget, such funds to be raised by tax levies or other means within the authority of said governing bodies, and to pay the same over to the treasurer of the district in such amounts and at such times as may fairly be required by the park district board.

Any such governing body is hereby authorized to levy annually upon all taxable property within its boundaries a tax at the rate

necessary to raise, at 98 percent collection, its proportionate share of the park district's budget, which tax, except in the case of cities of the first class, may be levied in excess of and over and above all other tax limitations.

All moneys received from said levies shall be turned over by the county treasurer collecting the same to the treasurer of the park district. All moneys received by the park district shall be used to carry out the powers and duties imposed on the park district board by this chapter and shall not be subject to review or reduction by other boards, commissions or councils.

If the governing body of any subdivision fails before October 1 of any year to pay its proportionate share of the park district budget for the next fiscal year or to certify to the county auditor a tax levy specifically designated for said purpose, the park district board shall certify to the county auditor of each county in which such governmental subdivision is located such amount of taxes as is deemed necessary to raise such subdivision's proportionate share of the budget, for collection with and as a part of other taxes on taxable property within such subdivision, which tax, may be levied in excess of and over and above all other tax limitations.

The park district board may by resolution, submit to the electors of the park district at a general or primary state election the question of raising the limit on the park district's budget from 18 cents to not to exceed 35 cents per person in the district. Any resolution providing for an election on raising the budgetary limit shall specify the proposed additional amount per person in the district to be authorized and the number of consecutive years such increase in the limit shall be effective. The resolution shall be certified to the county auditor of each county wherein lies any part of the territory of the district, and the county auditor or auditors shall cause the same to be submitted to the electors residing within such territory at the next ensuing general or primary election on a ballot setting forth the proposed additional amount per person and the number of years such increase shall be effective as provided in the resolution, and shall forward the official returns of the judges of election in the precincts voting on such ballot to the park district board for canvas, and the increase shall be authorized if approved by a majority of the electors of the district voting on such ballot.

The board may borrow money in anticipation of the collection of all taxes levied in its behalf and issue the negotiable notes of the district in an amount not in excess of 90 percent of the amount so levied which has not been received by the district at the time of the borrowing. Such notes shall mature not later than March 1 of the year following the year in which the tax levies are to be collected and shall be payable primarily from the proceeds of the levies anticipated thereby, but the full faith and credit of the district shall be pledged to the payment of the notes, and if such levies are not sufficient to pay all principal due and interest accrued thereon the park district board shall levy for the repayment of the principal and interest on such notes and ad valorem tax in the next ensuing year and for so long thereafter as may be necessary upon all of the taxable property within its corporate limits, which levy may be made without limitation as to rate or amount and shall not be included in applying statutory limitations to other tax levies."

Amend the title as follows:

Page 1, line 4, strike everything after the semicolon and insert "and 398.16."

Page 1, strike line 5.

Which motion prevailed. So the amendment was adopted.

S. F. No. 1355: A bill for an act relating to county parks and park districts; amending Minnesota Statutes 1971, Sections 398.01; and 398.16.

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 53 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Fitzsimons	Kirchner	Novak	Schrom
Ashbach	Frederick	Kleinbaum	Olhoft	Spear
Bang	Gearty	Knutson	Olson, A. G.	Stassen
Berg	Hansen, Baldy	Larson	Olson, H. D.	Stokowski
Bernhagen	Hansen, Mel	Laufenburger	Olson, J. L.	Tennessen
Blatz	Hughes	Lewis	Patton	Thorup
Chenoweth	Humphrey	Lord	Perpich, A. J.	Ueland
Coleman	Jensen	Milton	Perpich, G.	Wegener
Davies	Josefson	Moe	Purfeerst	Willet
Doty	Keefe, J.	Nelson	Renneke	
Dunn	Keefe, S.	North	Schaaf	

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

SPECIAL ORDER

S. F. No. 2356: A bill for an act relating to the fees of the abstract clerk in Ramsey county; amending Laws 1945, Chapter 561, Section 4 as amended by Laws 1957, Chapter 855, Section 1; Laws 1965, Chapter 628, Section 2 and Laws 1969, Chapter 667, 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 54 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

S. F. No. 2272: A bill for an act authorizing the county of Anoka to establish subordinate service districts in order to provide and finance governmental 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 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 334: A bill for an act relating to port authorities; removing the requirement for unanimous approval in the sale of real property; amending Minnesota Statutes 1971, Section 458.17.

Mr. Chenoweth moved to amend House File No. 334, as follows:

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

"Section 1. [LEGISLATIVE PURPOSE AND POLICY.] The legislature determines that the purposes and policies of Minnesota Statutes, Chapters 458 and 474, can best be achieved within the city of Saint Paul by providing that the members of the city council shall be the commissioners of the Saint Paul port authority and that all employees of the Saint Paul port authority be subject to the same supervision and control as are employees of the city of Saint Paul, subject to the provisions hereinafter set forth.

Sec. 2. [CITY COUNCIL AS COMMISSIONERS.] Notwithstanding any provision of law or the charter of the city of Saint Paul to the contrary, the Saint Paul city council shall be the commissioners of the Saint Paul port authority.

Sec. 3. [EMPLOYEES.] Notwithstanding any provision of law or the charter of the city of Saint Paul to the contrary, all employees of the port authority of the city of Saint Paul shall be subject to the same supervision and control as are employees of the city of Saint Paul. The employees of the port authority of the

city of Saint Paul shall be placed in the classified service of the city of Saint Paul except the positions presently known as executive vice-president, assistant executive vice-president and director of industrial development. These positions shall be in the unclassified service. The placement in the classified service of any person who is a port authority employee on the effective date of this act shall be without examination. Provided, however, that nothing in this act or any other act shall prevent the city of Saint Paul from re-classifying any employment position pursuant to the provisions of its charter. The council may take such action as they deem appropriate to provide that persons employed by the port authority on the effective date of this act obtain the equivalent of pension rights and all other benefits and protection to which they are presently entitled by contract or law.

Sec. 4. [IMPAIRMENT OF EXISTING OBLIGATIONS.] Except as provided in Section 3 of this act, no existing obligation, contract, agreement or covenant made or entered into by the Saint Paul port authority shall be in any manner impaired by the adoption of this act.

Sec. 5. [SALE OF PROPERTY.] In exercising the powers granted under Minnesota Statutes, Section 458.17, particularly as to the sale of land, the provisions contained therein for unanimous approval of all members of the port authority shall not apply to the port authority of the city of Saint Paul, and said port authority of the city of Saint Paul shall have the power to sell, convey, and exchange any real property owned by the authority upon approval of a majority plus one of all the members of the port authority when such sale, conveyance, exchange or transfer of real property is authorized; provided that no such sale, conveyance, exchange or transfer of real property shall be considered at any meeting unless all commissioners have been given at least ten days' written notice that such a sale, conveyance, exchange or transfer will be voted upon at a special or regular meeting, which notice shall contain a complete description of the affected real estate, and provided further that such authorization shall not be given unless there is at least a quorum present.

Sec. 6. [EFFECTIVE DATE.] This act shall become effective only after its approval by a majority of the governing body of the city of Saint Paul and upon compliance with the provisions of Minnesota Statutes, Section 645.021."

Amend the title by striking it and inserting:

"A bill for an act relating to the city of Saint Paul; providing that the city council shall serve as the board of commissioners of the Saint Paul port authority; making certain provisions relating to employees of the Saint Paul port authority; and removing the requirement for unanimous approval in the sale of real property of said port authority."

Which motion prevailed. So the amendment was adopted.

H. F. No. 334 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 56 and nays 5, as follows:

Those who voted in the affirmative were:

Arnold	Frederick	Kowalczyk	Ogdahl	Solon
Bang	Gearty	Krieger	Olhoft	Spear
Bernhagen	Hanson, R.	Larson	Olson, A. G.	Stassen
Blatz	Hughes	Laufenburger	Olson, H. D.	Stokowski
Chenoweth	Humphrey	Lewis	Olson, J. L.	Tennessen
Chmielewski	Jensen	Lord	Perpich, A. J.	Thorup
Coleman	Josefson	McCutcheon	Perpich, G.	Wegener
Conzemius	Keefe, J.	Milton	Purfeerst	Willet
Davies	Keefe, S.	Moe	Renneke	
Doty	Kirchner	Nelson	Schaaf	
Dunn	Kleinbaum	North	Schrom	
Fitzsimons	Knutson	Novak	Sillers	

Messrs. Ashbach; Hansen, Baldy; Hansen, Mel; O'Neill and Patton voted in the negative.

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

SPECIAL ORDER

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

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1720: A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of Sibley state park.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

Arnold	Dunn	Kirchner	Novak	Schaaf
Ashbach	Fitzsimons	Kleinbaum	Ogdahl	Sillers
Bang	Frederick	Kowalczyk	Olhoft	Solon
Berg	Gearty	Larson	Olson, A. G.	Spear
Bernhagen	Hansen, Baldy	Laufenburger	Olson, H. D.	Stassen
Blatz	Hansen, Mel	Lewis	Olson, J. L.	Stokowski
Brown	Hanson, R.	Lord	O'Neill	Tennessen
Chmielewski	Hughes	McCutcheon	Patton	Thorup
Coleman	Jensen	Milton	Perpich, A. J.	Ueland
Conzemius	Josefson	Moe	Perpich, G.	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. 2098: A bill for an act relating to St. Louis county; authorizing the issuance of seasonal 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 52 and nays 4, as follows:

Those who voted in the affirmative were:

Arnold	Brown	Davies	Hansen, Baldy	Jensen
Ashbach	Chenoweth	Doty	Hansen, Mel	Keefe, J.
Berg	Chmielewski	Dunn	Hanson, R.	Keefe, S.
Bernhagen	Coleman	Fitzsimons	Hughes	Kleinbaum
Blatz	Conzemius	Gearty	Humphrey	Kowalczyk

Krieger	Moe	Perpich, A. J.	Sillers	Ueland
Larson	Nelson	Perpich, G.	Solon	Wegener
Laufenburger	North	Purfeerst	Spear	Willet
Lewis	Olson, A. G.	Renneke	Stokowski	
Lord	Olson, H. D.	Schaaf	Tennessen	
Milton	O'Neill	Schrom	Thorup	

Messrs. Kirchner, Novak, Olhoff and Olson, J. L. voted in the negative.

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 2004: A bill for an act relating to Cass county; authorizing issuance of 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 51 and nays 6, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bang	Novak	Olhoff	Olson, J. L.	Renneke
Kirchner				

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 53 and nays 6, as follows:

Those who voted in the affirmative were:

Anderson	Chenoweth	Fitzsimons	Humphrey	Larson
Arnold	Chmielewski	Frederick	Jensen	Laufenburger
Ashbach	Coleman	Gearty	Keefe, J.	Lewis
Berg	Conzemius	Hansen, Baldy	Keefe, S.	Lord
Bernhagen	Davies	Hansen, Mel	Kleinbaum	Moe
Blatz	Doty	Hanson, R.	Kowalczyk	Nelson
Brown	Dunn	Hughes	Krieger	North

Ogdahl	Perpich, A. J.	Schrom	Stokowski	Wegener
Olson, A. G.	Perpich, G.	Sillers	Tennessee	Willet
Olson, H. D.	Purfeerst	Solon	Thorup	
O'Neill	Schaaf	Spear	Ueland	

Those who voted in the negative were:

Bang	Novak	Olhoft	Olson, J. L.	Renneke
Josefson				

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 2244: A bill for an act relating to the city of Winona; authorizing the issuance of two 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 7, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bang	Kirchner	Novak	Olson, J. L.	Renneke
Josefson	Moe			

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

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

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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 3, as follows:

Those who voted in the affirmative were:

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

Messrs. Frederick, Novak and Patton voted in the negative.

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Perpich, A. J. moved that H. F. No. 611 be taken from the table. Which motion prevailed.

Mr. Perpich, A. J. moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 611 and that a Conference Committee of 3 members be appointed by the Committee on Committees, on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. Which motion prevailed.

Mr. Doty moved that S. F. No. 488 and the Conference Committee Report be laid on the table and the Report be printed in the Journal. Which motion prevailed.

CONFERENCE COMMITTEE REPORT ON S. F. NO. 488

A bill for an act relating to wild animals; authorizing the confiscation of wild rice, other aquatic vegetation, and wild rice har-

vesting equipment, in the event of violation of certain laws; amending Minnesota Statutes 1971, Section 97.50, Subdivision 5.

May 11, 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. 488, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate accede to the House amendments.

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

Senate Conferees: (Signed) Ralph R. Doty, George R. Conzemius and William G. Kirchner.

House Conferees: (Signed) Jack H. LaVoy, Richard A. Andersen and Douglas J. Johnson.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Purfeerst moved that S. F. No. 733 and the Conference Committee Report be laid on the table and the Report be printed in the Journal. Which motion prevailed.

CONFERENCE COMMITTEE REPORT ON S. F. NO. 733

A bill for an act relating to drivers' licenses; application and fees therefor; suspension thereof; amending Minnesota Statutes 1971, Sections 171.06, Subdivisions 1, 2, and 4; 171.13, Subdivision 5; and 171.18; repealing Minnesota Statutes 1971, Section 171.16, Subdivision 4.

Honorable Alec G. Olson,
President of the Senate

May 15, 1973

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. 733, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S. F. No. 733 be amended as follows:

Page 2, line 11, delete "C-5 B-10 A-15" and insert in lieu thereof "C-3 B-5"

Page 2, line 14, strike "(b)"

Page 2, lines 15, 16 and 17, delete all of the new language

Page 4, after line 8, insert:

"Sec. 4. Minnesota Statutes 1971, Section 171.07, Subdivision 1, is amended to read:

171.07 [DEPARTMENT TO ISSUE LICENSE AND NON-QUALIFICATION CERTIFICATES.] Subdivision 1. The department shall, upon the payment of the required fee, issue to every applicant qualifying therefor a license designating the type or class of vehicles he is authorized to drive as applied for, which license shall bear thereon a distinguishing number assigned to the licensee, the full name, date of birth, residence address, a description of the licensee in such manner as the commissioner deems necessary, and a space upon which the licensee shall write his usual signature with pen and ink. No license shall be valid until it has been so signed by the licensee. Except in the case of an instruction permit, every license shall bear thereon a colored photograph of the licensee. Every license issued to an applicant under the age of ~~21~~ 18 shall be of a distinguishing color and plainly marked "provisional." The department shall use such process or processes in the issuance of licenses that prohibits as near as possible, the ability to alter or reproduce the licenses, or prohibit the ability to superimpose a photo on such licenses without ready detection."

Page 6, after line 14, insert:

"Sec. 7. Minnesota Statutes 1971, Section 171.27, is amended to read:

171.27 [EXPIRATION OF LICENSES.] The expiration date for each driver's license, other than provisional licenses, is the birthday of the driver in the fourth year following the date of issuance of the license. The birthday of the driver shall be as indicated on his application for a driver's license. A license may be renewed on or before expiration or within one year after expiration upon application, payment of the required fee, and passing the examination required of all drivers for renewal. Driving privileges shall be extended or renewed on or preceding the expiration date of an existing driver's license unless the commissioner believes that the licensee is no longer qualified as a driver.

The expiration date for each provisional license shall be the ~~21st~~ 18th birthday of the licensee. Upon the provisional licensee attaining the age of ~~21~~ 18 and upon the application, payment of the required fee, and passing the examination required of all drivers for renewal, a driver's license shall be issued if the commissioner deems the record of the provisional licensee to be satisfactory.

Any valid driver's license issued to a person then or subsequently on active duty with the Armed Forces of the United States shall continue in full force and effect without requirement for renewal until 90 days after the date of his discharge from such service.

All provisional licenses issued prior to the effective date of this act will remain in effect until the licensee's 21st birthday."

Renumber the sections in sequence

Further amend the title:

In line 6, after the semicolon insert "171.07, Subdivision 1;"

In line 7, delete "and 171.18" and insert in lieu thereof "171.18; and 171.27"

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

Senate Conferees: (Signed) Clarence M. Purfeerst, William McCutcheon and Stanley N. Thorup.

House Conferees: (Signed) Victor H. Schulz, Richard R. Lemke and Joe T. Niehaus.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Arnold moved that S. F. No. 2166 and the Conference Committee Report be laid on the table and the Report be printed in the Journal. Which motion prevailed.

CONFERENCE COMMITTEE REPORT ON S. F. NO. 2166

A bill for an act relating to the organization and operations of the state government; appropriating money to the department of highways, and for other purposes.

May 14, 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. 2166, 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. The sums hereinafter set forth and designated "APPROPRIATIONS", or so much thereof as may be necessary, are hereby appropriated out of the trunk highway fund in the state treasury to the department of highways for the purposes specified in the following sections of the act, to be available for the fiscal year indicated for each purpose. The figures "1973", "1974", "1975" wherever used herein mean the appropriations listed thereunder to be available for the year ending June 30, 1973, June 30, 1974, and June 30, 1975, respectively.

	1973	1974	1975
	\$	\$	\$
APPROPRIATIONS			
Available for the Year			
Ending June 30,			
Sec. 2. LEGAL DIVISION			
Subdivision 1. Salaries		465,498	466,926
Subd. 2. Supplies and Expense		23,525	25,025
Sec. 3. ADMINISTRATIVE OPERATIONS			
Subdivision 1. Salaries		2,187,853	2,187,853
Subd. 2. Supplies and Expense		1,469,207	1,548,337
Sec. 4. MAINTENANCE, SALARIES, SUPPLIES AND EXPENSE		44,646,270	44,737,570
Sec. 5. CONSTRUCTION OPERATIONS, SALARIES, SUPPLIES AND EXPENSE			
(a) Construction Design		7,266,046	7,143,812
(b) Right of Way Operations		2,862,282	2,686,315
(c) Central Office		4,742,884	4,646,789
(d) District Offices		19,594,941	19,388,533
Sec. 6. RESEARCH AND STANDARDS, SALARIES, SUPPLIES AND EXPENSE		1,186,449	1,198,006
Sec. 7. STATE AID ADMINISTRATION, SALARIES, SUPPLIES AND EXPENSE		218,657	218,957
Sec. 8. PLANNING AND PROGRAMMING, SALARIES, SUPPLIES AND EXPENSE		2,552,442	2,567,114
Sec. 9. EQUIPMENT		3,875,000	3,298,000
Sec. 10. BUILDINGS AND IMPROVEMENTS		1,100,250	

As recommended on page 129 of the report of the legislative building commission to the 1973 legislature, the location of the equipment storage buildings at Hopkins and Proctor authorized by laws 1967, Chapter 887, are hereby changed to Eden

	1973	1974	1975
	\$	\$	\$

Prairie and Nopeming respectively. The location of the equipment storage building at Big Lake authorized by laws 1971, Chapter 965, is hereby changed to Monticello.

In addition, moneys are provided for the purchase of land for a driver training facility near Duluth, the construction of field maintenance stations at Caledonia and Littlefork, and 4% planning for headquarters buildings at Morris, Willmar and Marshall.

No building shall be constructed to be paid for out of moneys appropriated by this act or by any other act unless the commissioner of highways has first consulted with and obtained advice from the finance and appropriation committees.

Sec. 11. WEIGH STATION FACILITIES NEAR SCANLON ON INTERSTATE HIGHWAY

319,000

Not more than 25% of the cost of these facilities shall be from trunk highway funds.

Sec. 12. INTERSTATE SAFETY REST AREA FACILITIES.

626,400

Includes safety rest area facilities and tourist information centers as enumerated on page 129 of the report of the legislative building commission to the 1973 legislature.

Sec. 13. TRUNK HIGHWAY REST AREA FACILITIES. . . .

300,000

Improvement of existing and development of new safety rest areas provided that federal funds are available for that purpose. Not more than 30 percent of the cost of these facilities shall be from trunk highway funds.

1973	1974	1975
\$	\$	\$

The appropriations provided in sections 10, 11, 12, and 13 shall be available until expended or the projects or purposes are completed or abandoned.

Sec. 14. **FEDERAL/STATE SAFETY ACCOUNT.** The Commissioner of Highways may establish a Federal/State Safety Account within the trunk highway fund, and he may transfer unobligated appropriation balances from the appropriations in Sections 3 through 8 to said account if needed to advance state funds for approved federal highway safety projects; and may receive funds from state or local governmental agencies to be used for projects under the Federal Highway Safety Program. All federal reimbursements shall be deposited in the state treasury and are hereby appropriated to the Federal/State Safety Account and will be available until June 30, 1975.

Sec. 15. **TRANSFER OF FUNDS.** Authority is hereby granted to the commissioner of highways to transfer unobligated appropriation balances between the various accounts and appropriations in sections 3 through 8.

Sec. 16. Notwithstanding any provisions of Minnesota Statutes, Section 161.50, to the contrary, the standing appropriation authority for maintenance of trunk highways, for construction operations, research, standards, state aid and planning and programming are hereby suspended and made inoperative. This section has no application to moneys for the actual construction or reconstruction of highways and for the actual payment to landowners for lands acquired for highway right of way and other costs necessary to construction and acquisition such as payments to leasees, interest subsidies and relocation expenses.

Sec. 17. **APPROPRIATION CANCELLATIONS.** The commissioner of highways may at any time cancel back to the trunk highway fund any unobligated balance of the appropriations made in sections 3 through 9 for the purpose of providing funds for highway land purchase and road and bridge construction.

Sec. 18. **CONTINGENCY ACCOUNT.** If any of the appropriations made in sections 3 through 8 are insufficient, the commissioner of highways with the approval of the Governor may expend any of the moneys in the trunk highway fund standing appropriation for purposes enumerated in these sections after consultation with the legislative advisory committee in the manner provided in Minnesota Statutes in Section 3.30.

Sec. 19. **UNOBLIGATED BALANCES ON HAND, CANCELLED INTO TRUNK HIGHWAY FUND.** Except as otherwise provided in this act, any unexpended and unencumbered balances of the appropriations made hereby on June 30 of any fiscal year shall cancel into the trunk highway fund.

Sec. 20. Any moneys made available to any state department or agency by this act by appropriation, transfer or otherwise for the payment of salaries is a source of revenue to such department or agency under the provisions of Minnesota Statutes, Sections 355.50 and 352.04, Subdivision 5.

Sec. 21. The trunk highway fund shall be reimbursed for moneys expended by the highway department in performing services for the public service commission. The reimbursement shall not exceed \$25,500 each year from the general fund, and \$21,100 each year from the Minnesota highway safety account, M.S. 219.401."

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

Senate Conferees: (Signed) Norbert Arnold, Gerald Willet, Harmon Ogdahl, Mel Hansen and Ralph Doty.

House Conferees: (Signed) Tony Eckstein, Robert Culhane, Delbert Anderson, Walter Klaus and Phyllis Kahn.

RECESS

Mr. Coleman moved that the Senate do now recess until 1:45 o'clock p.m. Which motion prevailed.

The hour of 1:45 o'clock p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

Mr. Coleman imposed a call of the Senate on H. F. No. 23 and H. F. No. 647.

The following Senators answered to their names:

Arnold	Dunn	Kirchner	Nelson	Perpich, G.
Ashbach	Frederick	Kowalczyk	North	Pillsbury
Berg	Gearty	Larson	Novak	Renneke
Bernhagen	Hansen, Mel	Laufenburger	Olhoft	Schaaf
Borden	Hanson, R.	Lewis	Olson, A. G.	Schrom
Chmielewski	Hughes	Lord	Olson, H. D.	Solon
Coleman	Humphrey	McCutcheon	Olson, J. L.	Stassen
Conzemius	Jensen	Milton	O'Neill	Willet
Davies	Keefe, S.	Moe	Perpich, A. J.	

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

SPECIAL ORDER

H. F. No. 23: A bill for an act relating to pharmacists; permitting price advertising of prescription drugs; prohibiting certain unfair practices; requiring the posting of certain drug prices; providing remedies; amending Minnesota Statutes 1971, Chapter 151, 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 48 and nays 1, as follows:

Those who voted in the affirmative were:

Arnold	Davies	Keefe, S.	Nelson	Renneke
Ashbach	Dunn	Kirchner	North	Schaaf
Berg	Fitzsimons	Kleinbaum	Novak	Schroem
Bernhagen	Frederick	Knutson	Olhoff	Solon
Borden	Gearty	Kowalczyk	Olson, A. G.	Stassen
Brown	Hansen, Mel	Laufenburger	Olson, H. D.	Tennessee
Chenoweth	Hanson, R.	Lewis	O'Neill	Wegener
Chmielewski	Hughes	Lord	Perpich, A. J.	Willet
Coleman	Humphrey	Milton	Perpich, G.	
Conzemius	Jensen	Moe	Pillsbury	

Mr. Larson voted in the negative.

So the bill passed and its title was agreed to.

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to make H. F. No. 647 a Special Order to be heard immediately. Which motion prevailed.

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. 295:

Messrs. Hansen, Baldy; Thorup; Doty; McCutcheon and Ogdahl. Which motion prevailed.

SPECIAL ORDER

H. F. No. 647: A bill for an act relating to agriculture; collective bargaining; providing for bargaining between producers or associations and handlers; providing criteria.

Mr. Berg moved to amend H. F. No. 647, as amended, as follows:

Page 7, line 3, strike "them" and insert "the members of the association"

Which motion prevailed. So the amendment was adopted.

Mr. Krieger moved that H. F. No. 647 be referred to the Committee on Finance.

The question being taken on the adoption of the motion,

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

And the roll being called, there were yeas 13 and nays 39, as follows:

Those who voted in the affirmative were:

Ashbach	Hansen, Mel	Larson	Pillsbury	Ueland
Blatz	Kowalczyk	Nelson	Sillers	
Brown	Krieger	O'Neill	Stassen	

Those who voted in the negative were:

Anderson	Conzemius	Jensen	Moe	Renneke
Arnold	Dunn	Keefe, S.	North	Schaaf
Bang	Fitzsimons	Kirchner	Olhoff	Schrom
Berg	Frederick	Knutson	Olson, A. G.	Solon
Bernhagen	Gearty	Laufenburger	Olson, H. D.	Spear
Borden	Hanson, R.	Lewis	Olson, J. L.	Stokowski
Chmielewski	Hughes	Lord	Perpich, A. J.	Wegener
Coleman	Humphrey	Milton	Perpich, G.	

Which motion did not prevail.

H. F. No. 647 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. Moe moved that those not voting be excused from voting. Which motion prevailed.

And the roll being called, there were yeas 43 and nays 15, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, J.	Olhoff	Solon
Arnold	Dunn	Keefe, S.	Olson, A. G.	Spear
Berg	Fitzsimons	Kirchner	Olson, H. D.	Stassen
Bernhagen	Frederick	Laufenburger	Olson, J. L.	Stokowski
Borden	Gearty	Lewis	Perpich, A. J.	Thorup
Chenoweth	Hanson, R.	Lord	Perpich, G.	Wegener
Chmielewski	Hughes	Milton	Renneke	Willet
Coleman	Humphrey	Moe	Schaaf	
Conzemius	Jensen	North	Schrom	

Those who voted in the negative were:

Ashbach	Brown	Kowalczyk	Nelson	Purfeerst
Bang	Hansen, Mel	Krieger	O'Neill	Sillers
Blatz	Knutson	Larson	Pillsbury	Ueland

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

SUSPENSION OF RULES

Mr. Coleman moved that the rules of the Senate be so far suspended as to make the following bills a Special Orders Calendar to be heard immediately. Which motion prevailed.

H. F. Nos. 1508, 294, 938, 622, 1381, 83, 548, 1638, 2247, 1230, 1871. S. F. Nos. 980 and 21.

MOTIONS AND RESOLUTIONS—CONTINUED

Pursuant to Rule 21, Mr. Novak moved that the following members be excused for a Conference Committee on S. F. No. 1626:

Messrs. Anderson, Doty, Borden, O'Neill and Sillers. Which motion prevailed.

SPECIAL ORDER

H. F. No. 1508: A bill for an act relating to the incorporation of villages; the annexation and detachment of property from municipalities; the consolidation of municipalities; and the powers and duties of the Minnesota municipal commission in relation thereto; amending Minnesota Statutes 1971, Chapter 414, by adding sections; Sections 414.01, Subdivision 14; 414.031, Subdivision 5; 414.032, Subdivisions 1 and 3; 414.041, Subdivisions 3, 4, and by adding a subdivision; 414.061, Subdivision 4; 414.067, by adding a subdivision; and repealing Minnesota Statutes 1971, Section 414.031, Subdivision 2.

Mr. Gearty moved that the amendment made to H. F. No. 1508 by the Committee on Rules and Administration in the report adopted May 10, 1973 pursuant to Rule 49 be stricken. Which motion prevailed. So the amendment was stricken.

Mr. Frederick moved to amend H. F. No. 1508, the printed bill, as follows:

On pages 3 & 4, strike section 6 in its entirety and renumber the remaining sections accordingly.

Which motion prevailed. So the amendment was adopted.

H. F. No. 1508 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 40 and nays 13, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Nelson	Schaaf
Arnold	Doty	Kirchner	Ogdahl	Schrom
Ashbach	Dunn	Kleinbaum	Olhoff	Spear
Bang	Gearty	Laufenburger	Olson, A. G.	Stassen
Bernhagen	Hansen, Mel	Lewis	Perpich, A. J.	Stokowski
Borden	Hughes	Lord	Perpich, G.	Tennessee
Coleman	Humphrey	McCutcheon	Pillsbury	Thorup
Conzemius		Moe	Purfeerst	Wegener

Those who voted in the negative were:

Berg	Frederick	Kowalczyk	Olson, H. D.	Ueland
Brown	Jensen	Krieger	Olson, J. L.	
Chmielewski	Keefe, J.	Larson	Renneke	

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

SUSPENSION OF RULES

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

APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommends that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 384, pursuant to the request of the Senate.

Messrs. Ogdahl, Lewis, Tennessen.

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. 1854, pursuant to the request of the House.

Messrs. O'Neill, Milton, North.

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. 1355, pursuant to the request of the House.

Messrs. Chenoweth, Purfeerst, Ogdahl, Kleinbaum, 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 S. F. No. 1247, pursuant to the request of the House.

Messrs. Keefe, S.; Hansen, Mel; Schaaf.

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. 611, pursuant to the request of the House.

Messrs. Perpich, A. J.; Josefson; Arnold.

Mr. Davies moved that the foregoing appointments be approved. Which motion prevailed.

SPECIAL ORDER

S. F. No. 980: A bill for an act relating to consumer protection; restricting door to door distribution of certain items; broadening enforcement powers; providing penalties; amending Minnesota Statutes 1971, Section 325.925.

Mr. Keefe, S. moved to amend S. F. No. 980 as follows:

Page 1, line 13, after "door to door" and before the comma, insert "*to residences*"

Which motion prevailed. So the amendment was adopted.

S. F. No. 980 was then progressed, as amended.

SPECIAL ORDER

H. F. No. 938: A bill for an act relating to employment agencies; providing reimbursement to a referred job applicant where there is no job opening; amending Minnesota Statutes 1971, Sections 184.21, by adding a subdivision; 184.38, Subdivisions 6 and 8, and by adding a subdivision.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 44 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Dunn	Kirchner	North	Solon
Ashbach	Gearty	Kowalczyk	Ogdahl	Spear
Bang	Hansen, Baldy	Larson	Olson, H. D.	Stassen
Berg	Hansen, Mel	Laufenburger	Olson, J. L.	Stokowski
Bernhagen	Hughes	Lewis	Perpich, A. J.	Tennessen
Brown	Humphrey	Lord	Perpich, G.	Thorup
Chmielewski	Jensen	McCutcheon	Pillsbury	Ueland
Coleman	Keefe, J.	Milton	Renneke	Wegener
Davies	Keefe, S.	Nelson	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 622: A bill for an act relating to courts; grand juries; causes of challenge to a grand juror; amending Minnesota Statutes 1971, Section 628.54.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 46 and nays 0, as follows:

Those who voted in the affirmative were:

Arnold	Frederick	Kleinbaum	Olhoft	Stassen
Ashbach	Gearty	Kowalczyk	Olson, H. D.	Stokowski
Bang	Hansen, Baldy	Larson	Olson, J. L.	Tennessen
Berg	Hansen, Mel	Laufenburger	Perpich, A. J.	Thorup
Bernhagen	Hughes	Lewis	Perpich, G.	Ueland
Brown	Humphrey	McCutcheon	Pillsbury	Wegener
Chmielewski	Jensen	Milton	Renneke	
Coleman	Keefe, J.	Nelson	Schrom	
Davies	Keefe, S.	North	Solon	
Dunn	Kirchner	Ogdahl	Spear	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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 with regard to leasing of state-owned shorelands; revising the state program for acquisition of wildlife lands to make it systematic and integrated with other state and federal programs; providing for the establishment 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.

Mr. Renneke moved that the amendment made to H. F. No. 1381 by the Committee on Rules and Administration in the report adopted May 14, 1973 pursuant to Rule 49 be stricken. Which motion prevailed. So the amendment was stricken.

H. F. No. 1381 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 42 and nays 0, as follows:

Those who voted in the affirmative were:

Ashbach	Fitzsimons	Keefe, J.	North	Spear
Bang	Frederick	Keefe, S.	Olhoft	Stascen
Berg	Gearty	Kirchner	Olson, H. D.	Tennessee
Bernhagen	Hansen, Baldy	Kleinbaum	Olson, J. L.	Thorup
Brown	Hansen, Mel	Knutson	Perpich, G.	Ueland
Coleman	Hughes	Kowalczyk	Pillsbury	Wegener
Conzemius	Humphrey	Laufenburger	Renneke	
Davies	Jensen	Lord	Schrom	
Dunn	Josefson	Nelson	Solon	

So the bill passed and its title was agreed to.

SPECIAL ORDER

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

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 43 and nays 3, as follows:

Those who voted in the affirmative were:

Arnold	Fitzsimons	Keefe, S.	North	Solon
Berg	Frederick	Kirchner	Novak	Spear
Bernhagen	Gearty	Knutson	Olhoft	Stassen
Chenoweth	Hansen, Mel	Kowalczyk	Olson, A. G.	Stokowski
Chmielewski	Hughes	Laufenburger	Olson, H. D.	Tennessen
Coleman	Humphrey	Lewis	Olson, J. L.	Ueland
Conzernius	Jensen	Lord	Perpich, G.	Willet
Davies	Josefson	Milton	Pillsbury	
Dunn	Keefe, J.	Nelson	Schaaf	

Messrs. Brown; Hansen, Baldy and Larson voted in the negative.
So the bill passed and its title was agreed to.

SPECIAL ORDER—CONTINUED

The question recurred on S. F. No. 980.

S. F. No. 980: A bill for an act relating to consumer protection; restricting door to door distribution of certain items; broadening enforcement powers; providing penalties; amending Minnesota Statutes 1971, Section 325.925.

Mr. Frederick moved to amend S. F. No. 980, as follows:

Page 1, line 12, delete "*deliver or*"

Which motion prevailed. So the amendment was adopted.

Mr. Tennessen moved to amend S. F. No. 980, as follows:

Page 1, line 26, strike "*A violation of this section*"

Page 1, strike line 27

Which motion prevailed. So the amendment was adopted.

Mr. Krieger moved to amend S. F. No. 980, as follows:

After line 22 on page 1, add the following:

"Subd. 2. Any election campaign literature, brochures, letters, promises, threats, voting records, propositions, to be delivered indiscriminately door to door, shall, before being delivered, be certified as approved as to accuracy of content by the chairmen of the political party of the persuasion opposite of the political party causing the indiscriminate door to door delivery of said materials."

Renumber the remaining subdivisions accordingly

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

S. F. No. 980 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 37 and nays 22, as follows:

Those who voted in the affirmative were:

Arnold	Frederick	Lewis	Olson, A. G.	Stokowski
Borden	Gearty	Lord	Olson, H. D.	Tennessee
Chenoweth	Hughes	McCutcheon	Perpich, A. J.	Thorup
Chmielewski	Humphrey	Milton	Perpich, G.	Wegener
Coleman	Keefe, S.	Moe	Purfeerst	Willet
Conzemius	Kleinbaum	North	Solon	
Davies	Kowalczyk	Novak	Spear	
Doty	Laufenburger	Olhoft	Stassen	

Those who voted in the negative were:

Bang	Dunn	Josefson	Olson, J. L.	Schrom
Berg	Fitzsimons	Keefe, J.	O'Neill	Ueland
Bernhagen	Hansen, Baldy	Knutson	Pillsbury	
Blatz	Hansen, Mel	Krieger	Renneke	
Brown	Jensen	Larson	SchAAF	

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

SPECIAL ORDER

H. F. No. 294: A bill for an act relating to labor; prescribing penalties for employers who fail to pay certain benefits and wage supplements required by law or agreement.

Mr. Ashbach moved to amend H. F. No. 294, the printed bill, as follows:

Page 1, line 1, strike "required by law or"

Page 1, line 4, strike "30" and insert "60"

Page 1, line 6, after "corporation," strike the remainder of the line and on line 7 strike "cising correspondng functions" and insert in lieu thereof "any officer who intentionally violates the provisions of this act"

Page 1, line 7, strike "each"

Which motion prevailed. So the amendment was adopted.

H. F. No. 294 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	Nelson
Ashbach	Coleman	Hughes	Kowalczyk	North
Bang	Conzemius	Humphrey	Krieger	Novak
Berg	Doty	Jensen	Larson	Ogdahl
Bernhagen	Dunn	Josefson	Laufenburger	Olhoft
Blatz	Fitzsimons	Keefe, J.	Lewis	Olson, A. G.
Borden	Frederick	Keefe, S.	Lord	Olson, H. D.
Brown	Gearty	Kirchner	McCutcheon	Olson, J. L.
Chenoweth	Hansen, Baldy	Kleinbaum	Milton	O'Neill

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. 548: A bill for an act relating to Minnesota Statutes: providing for the correction of erroneous, ambiguous, omitted, unconstitutional and obsolete references and text; eliminating certain duplicitous and conflicting provisions superseded by or conflicting with other provisions of laws; amending Minnesota Statutes 1971, Chapter 3, by adding a section; Chapter 46, by adding a section; Sections 9.071, 62C.14, by adding a subdivision; 124.221; 169.121, Subdivision 3; 179.68, Subdivision 3; 197.45, Subdivision 1; 412.851; 462.581; 475.-67, Subdivision 12; 490.025, Subdivisions 1 and 2; 645.023, Subdivision 2; and Laws 1969, Chapter 251, Section 2; repealing Minnesota Statutes 1971, Chapter 41; and Section 309.176.

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:

Arnold	Dunn	Knutson	Ogdahl	Sillers
Ashbach	Fitzsimons	Kowalczyk	Olhoff	Solon
Bang	Frederick	Krieger	Olson, A. G.	Spear
Berg	Gerty	Larson	Olson, H. D.	Stassen
Bernhagen	Hansen, Baldy	Laufenburger	Olson, J. L.	Stokowski
Blatz	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Brown	Hughes	Lord	Perpich, G.	Thorup
Chmielewski	Humphrey	Milton	Pillsbury	Ueland
Coleman	Jensen	Moe	Renneke	Wegener
Conzemius	Josefson	North	Schaaf	Willet
Doty	Kirchner	Novak	Schrom	

So the bill passed and its title was agreed to.

SPECIAL ORDER

H. F. No. 1638: A bill for an act relating to labor relations; charitable hospitals; amending Minnesota Statutes 1971, Section 179.35, Subdivision 2.

Mr. Solon moved to amend H. F. No. 1638, the printed bill, as follows:

Page 1, line 2, strike "university,"

Which motion prevailed. So the amendment was adopted.

H. F. No. 1638 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 47 and nays 2, as follows:

Those who voted in the affirmative were:

Arnold	Gearty	Laufenburger	Olson, J. L.	Stassen
Berg	Hansen, Baldy	Lewis	Perpich, A. J.	Stokowski
Bernhagen	Hughes	Lord	Perpich, G.	Tennessen
Blatz	Humphrey	McCutcheon	Pillsbury	Thorup
Chmielewski	Jensen	Milton	Renneke	Ueland
Coleman	Josefson	Moe	Schaaf	Wegener
Doty	Keefe, J.	Nelson	Schrom	Willet
Dunn	Knutson	North	Sillers	
Fitzsimons	Kowalczyk	Novak	Solon	
Frederick	Larson	Olhoft	Spear	

Messrs. Ashbach and Hansen, Mel, voted in the negative.

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

SPECIAL ORDER

S. F. No. 21: A bill for an act relating to insurance; group hospital and medical coverage; continuation of group coverage upon termination of employment.

Mr. Novak moved to amend S. F. No. 21, as follows:

Strike everything after the enacting clause and insert:

"Section 1. [APPLICABILITY.] The provisions of this act shall apply to all group insurance policies or group subscriber contracts providing coverage for hospital and medical expense which are issued or renewed in this state after the effective date of this act. The act shall also apply to health care plans established by employers in this state through health maintenance organizations regulated under any health care maintenance organization enabling act enacted in 1973 or thereafter.

Sec. 2. Subdivision 1. [CONTINUATION OF COVERAGE.] Every group insurance policy, group subscriber contract and health care plan included within the provisions of Section 1, except policies, contracts or health care plans covering employees of an agency of the federal government, shall contain a provision which permits every eligible employee whose employment is terminated, if the policy, contract or health care plan remains in force for active employees of the employer, to elect to continue the coverage for himself and his dependents.

Subd. 2. [RESPONSIBILITY OF EMPLOYEE.] Every eligible employee electing to continue coverage shall pay his former employer, on a monthly basis, the cost of the continued coverage. The employee shall be eligible to continue the coverage until he becomes re-employed by the same or another employer, or for a period of six months after the termination of employment, whichever is shorter.

Subd. 3. [ELIGIBILITY FOR CONTINUED COVERAGE.] An employee shall be eligible to make the election for himself and his dependents provided for in subdivision 1 if:

(a) In the period preceding the termination of his employment, he and his dependents were covered through his employment by a group insurance policy, subscriber's contract or health care plan included within the provisions of Section 1;

(b) The termination of employment was for reasons other than the discontinuance of the business, bankruptcy, the employee's disability or retirement.

Subd. 4. [RESPONSIBILITY OF EMPLOYER.] After timely receipt of the monthly payment from an eligible employee, if the employer fails to make the payment to the insurer, the nonprofit health service plan corporation or the health maintenance organization, with the result that the employee's coverage is terminated, the employer shall become liable for the employee's coverage to the same extent as the insurer, the nonprofit health service plan corporation or the health maintenance organization, would be if the coverage were still in effect.

Subd. 5. Upon the termination of employment of an eligible employee, the employer shall inform the employee within five days of such termination of:

(a) his right to elect to continue the coverage;

(b) the amount he must pay monthly to the employer to retain the coverage;

(c) the manner in which and the office of the employer to which the payment to the employer must be made; and

(d) the time by which the payments to the employer must be made to retain coverage.

Such notice may be in writing and sent by first class mail to the employee's home address as shown on the records of the employer. If the employer fails to so notify the employee, the employee is conclusively presumed to elect to retain coverage and is relieved of his obligation to make monthly payments to the employer."

Which motion prevailed. So the amendment was adopted.

S. F. No. 21 was read the third time, as amended, and placed on its final passage.

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

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

Those who voted in the affirmative were:

Anderson	Coleman	Hughes	Kowalczyk	Moe
Arnold	Davies	Humphrey	Krieger	Nelson
Ashbach	Doty	Jensen	Larson	North
Bang	Dunn	Josefson	Laufenburger	Novak
Bernhagen	Fitzsimons	Keefe, J.	Lewis	Olhoft
Blatz	Gearty	Keefe, S.	Lord	Olson, A. G.
Brown	Hansen, Baldy	Kirchner	McCutcheon	Olson, H. D.
Chmielewski	Hansen, Mel	Knutson	Milton	Olson, J. L.

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

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

SPECIAL ORDER

H. F. No. 2247: A bill for an act authorizing the city of Saint Paul to create development districts within its corporate boundaries; to acquire, construct, reconstruct, improve, alter, extend, operate, maintain and promote development programs to be carried out in each of the districts created; to authorize the city to issue bonds to carry out such development programs; to authorize the city and the county auditor to use the tax increment created in the development districts to pay off the principal and interest on such bonds; to authorize the city to operate pedestrian systems and special lighting and similar systems; to authorize the city to assess the cost of operations against the development districts; to authorize the city to lease space in structures and to lease or sell air rights over structures and to lease or sell property for private development.

Mr. North moved that the amendment made to H. F. No. 2247 by the Committee on Rules and Administration in the report adopted May 12, 1973 pursuant to Rule 49 be stricken. Which motion prevailed. So the amendment was stricken.

Mr. North moved to amend H. F. No. 2247 as follows:

Page 1, line 27, strike "in the central city area"

Page 1, line 31, after "of the" insert "city" and on page 1, line 32, strike "central city area"

Page 2, line 2, after "activities" insert a comma and strike "in"

Page 2, line 3, strike "the center city"

Page 3, line 18, strike "arcades,"

Page 6, line 14, strike "arcades,"

Page 6, line 28, strike "arcades,"

Page 7, line 14, strike "arcades,"

Which motion prevailed. So the amendment was adopted.

H. F. No. 2247 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 45 and nays 8, as follows:

Those who voted in the affirmative were:

Anderson	Borden	Davies	Hansen, Baldy	Keefe, J.
Arnold	Brown	Doty	Hansen, Mel	Kirchner
Ashbach	Chmielewski	Dunn	Hughes	Kowalczyk
Bang	Coleman	Fitzsimons	Humphrey	Larson
Blatz	Conzemius	Gearty	Jensen	Laufenburger

Lewis	Moe	Olhoft	Renneke	Stokowski
Lord	Nelson	Olson, A. G.	Schrom	Tennessen
McCutcheon	North	Perpich, A. J.	Sillers	Thorup
Milton	Novak	Pillsbury	Solon	Ueland

Those who voted in the negative were:

Bernhagen	Josefson	Olson, J. L.	Spear	Willet
Frederick	Knutson	Perpich, G.		

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

SPECIAL ORDER

H. F. No. 1230: A bill for an act relating to Hennepin county; medical care for the poor; amending Laws 1963, Chapter 738, Section 1, Subdivision 2.

Mr. Nelson moved to amend H. F. No. 1230, the printed bill, as follows:

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

"Section 1. Laws 1963, Chapter 738, Section 1, is amended by adding a subdivision to read:

Subd. 8. Medical care, service and treatment may be provided, in addition to public or private hospitals as provided in subdivision 2, at such other health centers and clinics as the Hennepin county board of commissioners may determine. The county of Hennepin may finance such medical care, service and treatment at such other health centers and clinics from the general revenue fund of the county budget. Such financing at such other health centers and clinics and financed from the general revenue fund of the county budget shall not in any way affect the financing of Hennepin county general hospital or charges for medical services as otherwise provided by this act.

Sec. 2. This act shall become effective only after its approval by a majority of the governing body of the county of Hennepin, and upon compliance with the provisions of Minnesota Statutes, Section 645.021."

Further, amend the title in line 1 after "county" but before the semicolon by inserting "general hospital; providing for medical care and treatment at various locations and providing for financing thereof" and by striking "medical care for the poor;"

In line 2 of the title strike "Subdivision 2" and insert in lieu thereof "by adding a subdivision"

Which motion prevailed. So the amendment was adopted.

H. F. No. 1230 was read the third time, as amended, and placed on its final passage.

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

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

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Moe	Renneke
Arnold	Doty	Keefe, S.	Nelson	Schrom
Ashbach	Dunn	Knutson	North	Sillers
Bang	Fitzsimons	Kowalczyk	Novak	Solon
Berg	Frederick	Krieger	Olhoft	Spear
Bernhagen	Gearty	Larson	Olson, A. G.	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Olson, H. D.	Tennessen
Borden	Hansen, Mel	Lewis	Olson, J. L.	Thorup
Brown	Hughes	Lord	Perpich, A. J.	Ueland
Chmielewski	Humphrey	McCutcheon	Perpich, G.	Willet
Coleman	Jensen	Milton	Pillsbury	

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

SPECIAL ORDER

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

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 45 and nays 11, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Humphrey	Lord	Pillsbury
Arnold	Davies	Jensen	McCutcheon	Schrom
Ashbach	Doty	Keefe, S.	Milton	Sillers
Berg	Dunn	Knutson	Nelson	Solon
Bernhagen	Fitzsimons	Kowalczyk	North	Spear
Blatz	Frederick	Krieger	Novak	Tennessen
Borden	Gearty	Larson	Olson, H. D.	Thorup
Brown	Hansen, Baldy	Laufenburger	Perpich, A. J.	Ueland
Coleman	Hughes	Lewis	Perpich, G.	Wegener

Those who voted in the negative were:

Bang	Kirchner	Olhoft	Olson, J. L.	Stokowski
Chmielewski	Moe	Olson, A. G.	Renneke	Willet
Hansen, Mel				

So the bill passed and its title was agreed to.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Hughes moved that the vote whereby S. F. No. 2356 was passed by the Senate on May 15, 1973 be now reconsidered and that S. F. No. 2356 be returned to General Orders. Which motion prevailed.

RECESS

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

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

CALL OF THE SENATE

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

Anderson	Davies	Laufenburger	Patton	Stokowski
Arnold	Dunn	Lord	Perpich, G.	Tennessen
Berg	Hansen, Mel	Milton	Pillsbury	Wegener
Bernhagen	Hanson, R.	Moe	Purfeerst	Willet
Borden	Humphrey	Novak	Renneke	
Chenoweth	Keefe, S.	Olhoff	Schrom	
Chmielewski	Kirchner	Olson, H. D.	Sillers	
Conzemius	Kleinbaum	Olson, J. L.	Spear	

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

SUSPENSION OF RULES

Mr. Conzemius moved that the rules of the Senate be so far suspended as to revert to Messages From the House and proceed through the Agenda, remaining on the Order of Business of Motions and Resolutions. Which motion prevailed.

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

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

S. F. No. 1302: A bill for an act relating to health; organization of public health nursing services; amending Minnesota Statutes 1971, Sections 145.12, Subdivision 1; and 393.07, Subdivisions 2 and 3.

Senate File No. 1302 is herewith returned to the Senate.

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

Returned May 15, 1973

Mr. Borden moved that the Senate do not concur in the amendments by the House to S. F. No. 1302 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate to act with a like Conference Committee to be appointed on the part of the House. Which motion prevailed.

Mr. President:

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

S. F. No. 1964: A bill for an act relating to watershed districts; prescribing additional powers and duties of managers thereof; authorizing the managers to institute works by resolution; providing procedures for consolidation of districts; amending Minnesota Statutes 1971, Sections 112.35, Subdivision 19; 112.38; 112.42, Subdivision 3; 112.44; 112.47; 112.48, Subdivisions 1 and 3 and by adding a subdivision; 112.52; 112.53, Subdivision 1; 112.54; 112.55; 112.64, Subdivision 4; 112.69, Subdivision 1; and Chapter 112, by adding a section; repealing Minnesota Statutes 1971, Section 112.75; and Laws 1965, Chapter 873, Section 2.

Senate File No. 1964 is herewith returned to the Senate.

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

Returned May 15, 1973

Mr. Borden moved that the Senate do not concur in the amendments by the House to S. F. No. 1964 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate to act with a like Conference Committee to be appointed on the part of the House. Which motion prevailed.

Mr. President:

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

S. F. No. 880: A bill for an act relating to taxation; sales and use tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Senate File No. 880 is herewith returned to the Senate.

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

Returned May 15, 1973

CONCURRENCE AND REPASSAGE

Mr. Perpich, A. J. moved that the Senate do now concur in the amendments by the House to S. F. No. 880 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 880 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 45 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Borden	Conzemius	Hansen, Mel	Keefe, S.
Arnold	Chenoweth	Davies	Hanson, R.	Kirchner
Berg	Chmielewski	Dunn	Humphrey	Kleinbaum
Bernhagen	Coleman	Gearty	Keefe, J.	Knutson

Laufenburger	Nelson	Olson, J. L.	Purfeerst	Spear
Lewis	North	Patton	Renneke	Stokowski
Lord	Novak	Perpich, A. J.	Schrom	Tennessee
Milton	Olhft	Perpich, G.	Sillers	Wegener
Moe	Olson, H. D.	Pillsbury	Solon	Willet

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

MESSAGE FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce 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. 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.

Senate File No. 2119 is herewith returned to the Senate.

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

Returned May 15, 1973

CONCURRENCE AND REPASSAGE

Mr. Perpich, G. moved that the Senate do now concur in the amendments by the House to S. F. No. 2119 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 2119 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 47 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Hansen, Mel	Kowalczyk	Olson, J. L.	Solon
Arnold	Hanson, R.	Laufenburger	O'Neill	Spear
Berg	Hughes	Lewis	Patton	Stassen
Bernhagen	Humphrey	Lord	Perpich, A. J.	Stokowski
Chenoweth	Jensen	Milton	Perpich, G.	Tennessee
Chmielewski	Josefson	Moe	Pillsbury	Wegener
Davies	Keefe, J.	Nelson	Purfeerst	Willet
Dunn	Keefe, S.	North	Renneke	
Fitzsimons	Kleinbaum	Novak	Schrom	
Gearty	Knutson	Olhft	Sillers	

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

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 9.

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

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

Faricy, Ferderer and LaVoy have been appointed as such committee on the part of the House.

House File No. 9 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

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

Returned May 15, 1973

Mr. Milton moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 9 and that a Conference Committee of 3 members be appointed by the Committee on Committees, on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. Which motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 633.

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

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

Niehaus, Peterson and Schulz have been appointed as such committee on the part of the House.

House File No. 633 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

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

Returned May 15, 1973

Mr. Renneke moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 633 and that a Conference Committee of 3 members be appointed by the Committee on Committees, on the part of the Senate, to act

with a like Conference Committee appointed on the part of the House. Which motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 491.

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.

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

Anderson, I.; Enebo and McFarlin have been appointed as such committee on the part of the House.

House File No. 491 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives.
Returned May 15, 1973

Mr. Chenoweth moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 491 and that a Conference Committee of 3 members be appointed by the Committee on Committees, on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. Which motion prevailed.

Mr. President:

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

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

Senate File No. 1028 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.
Returned May 15, 1973

CONCURRENCE AND REPASSAGE

Mr. Chmielewski moved that the Senate do now concur in the amendments by the House to S. F. No. 1028 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 1028 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 55 and nays 0, as follows:

Those who voted in the affirmative were:

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

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

MESSAGE FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce 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. 1824: A bill for an act relating to motor carriers; permit carriers; providing that permits may be assigned or transferred under certain conditions; amending Minnesota Statutes 1971, Section 221.151, Subdivision 1; and repealing Minnesota Statutes 1971, Section 221.151, Subdivision 2.

Senate File No. 1824 is herewith returned to the Senate.

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

Returned May 15, 1973

CONCURRENCE AND REPASSAGE

Mr. Larson moved that the Senate do now concur in the amendments by the House to S. F. No. 1824 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 1824 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 43 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Knutson	Olson, A. G.	Schaaf
Arnold	Gearty	Kowalczyk	Olson, J. L.	Sillers
Berg	Hanson, R.	Larson	O'Neill	Solon
Blatz	Hughes	Lewis	Patton	Spear
Borden	Humphrey	Lord	Perpich, A. J.	Stassen
Chmielewski	Keefe, J.	Moe	Perpich, G.	Tennessen
Coleman	Keefe, S.	Nelson	Pillsbury	Willet
Conzemius	Kirchner	North	Purfeerst	
Davies	Kleinbaum	Olhoft	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. 501: A bill for an act relating to mobile homes; the taxation thereof; prohibiting the issuance of special permits to move oversize mobile homes on the highways in certain cases without certification by the county assessor that all taxes have been paid; amending Minnesota Statutes 1971, Sections 168.012, Subdivision 9; 168A.02, by adding a subdivision; and 169.86, Subdivision 1.

Senate File No. 501 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives.
Returned May 15, 1973

CONCURRENCE AND REPASSAGE

Mr. Schaaf moved that the Senate do now concur in the amendments by the House to S. F. No. 501 and that the bill be placed on its repassage as amended. Which motion prevailed.

S. F. No. 501 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 58 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Berg	Chenoweth	Doty	Hanson, R.
Arnold	Bernhagen	Chmielewski	Dunn	Hughes
Ashbach	Blatz	Coleman	Gearty	Humphrey
Bang	Borden	Davies	Hansen, Mel	Jensen

Josefson	Larson	Novak	Perpich, G.	Spear
Keefe, J.	Laufenburger	Olhoff	Pillsbury	Stassen
Keefe, S.	Lewis	Olson, A. G.	Purfeerst	Stokowski
Kirchner	Lord	Olson, H. D.	Renneke	Tennesen
Kleinbaum	Milton	Olson, J. L.	Schaaf	Wegener
Knutson	Moe	O'Neill	Schrom	Willet
Kowalczyk	Nelson	Patton	Sillers	
Krieger	North	Perpich, A. J.	Solon	

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

MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 899, 979, 226, 1872, 261, 752, 962, 1025, 137, 415, 1296 and 1941.

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

Returned May 15, 1973

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 1297, 2303, 266, 1697, 1944, 2393, 2065, and 53.

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

Transmitted May 15, 1973

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on Senate File No. 118, and repassed said bill in accordance with the report of the Committee, so 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.

Senate File No. 118 is herewith returned to the Senate.

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

Returned May 15, 1973

FIRST READING OF HOUSE BILLS

H. F. No. 266: A bill for an act relating to education; providing for loans to medical students who agree to practice in rural communities; providing for the issuance of revenue bonds; appropriating money.

H. F. No. 1697: A bill for an act relating to the city of Wheaton; authorizing special tax treatment for real properties used for recreational swimming.

H. F. No. 1944: A bill for an act relating to handicapped persons; establishing and prescribing duties of the Minnesota commission for the handicapped; transferring certain powers and duties to the commission; appropriating money; repealing Minnesota Statutes 1971, Sections 4.08 and 121.34.

H. F. No. 2393: A bill for an act relating to St. Louis county; providing for its tax levy for health purposes; amending Laws 1967, Chapter 501, Section 1.

H. F. No. 2065: A bill for an act relating to the promotion of tourism in the state; providing for the financing of tourist and related recreational facilities; amending Minnesota Statutes 1971, Section 474.02, by adding a subdivision.

H. F. No. 2303: A bill for an act relating to certain industries regulated by the department of public service; fees for certain motor carriers and livestock buyers and agents; amending Minnesota Statutes 1971, Sections 221.131; 221.296, Subdivision 5; 221.64; and 239.18, Subdivision 3.

H. F. No. 53: A bill for an act relating to municipalities; building officials instructional courses; appropriating money; amending Minnesota Statutes 1971, Section 16.861, Subdivision 3, by adding a subdivision.

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

H. F. No. 1297: A bill for an act relating to taxation; excise tax on gasoline; certain unrefunded taxes; providing for the distribution and use of unrefunded taxes used for snowmobile purposes; appropriating money; amending Minnesota Statutes 1971, Section 296.16, Subdivision 1; 296.18, Subdivision 1; and 296.421, by adding subdivisions.

Mr. Olson, A. G. moved that H. F. No. 1297 be laid on the table. Which motion prevailed.

REPORTS OF COMMITTEES

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

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

POLLUTION CONTROL AGENCY

Steve J. Gadler, 2120 Carter Avenue, St. Paul, Ramsey County, appointed effective April 2, 1973, for a term expiring February 15, 1977.

Burton Genis, 5941 29th Place North, Crystal, Hennepin County, appointed effective April 2, 1973, for a term expiring February 15, 1977.

Joseph Grinnell, 6101 Idylwood Drive, Edina, Hennepin County, appointed effective April 2, 1973, for a term expiring February 15, 1977.

Art Engelbrecht, Rural Route 4, Alexandria, Douglas County, appointed effective April 2, 1973, for a term expiring February 15, 1977.

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

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

Mr. Hughes from the Committee on Education, to which were referred the following appointments:

HIGHER EDUCATION COORDINATING COMMISSION

Mrs. Eunice Johnson, Rural Route, Butterfield, Watonwan County, appointed effective April 3, 1973, for a term expiring February 15, 1977.

Mrs. Mary Schertler, 875 Clear Avenue, St. Paul, Ramsey County, appointed effective April 3, 1973, for a term expiring February 15, 1977.

Carl Kroening, 3539 Vincent Avenue, North, Minneapolis, Hennepin County, appointed effective April 3, 1973, for a term expiring February 15, 1977.

Emil A. Erickson, 1009 Third Street South, Virginia, St. Louis County, appointed effective April 3, 1973, for a term expiring February 15, 1977.

Mrs. Judy Hamilton, 11309 Timberline Road, Minnetonka, Hennepin County, appointed effective April 8, 1973, for a term expiring February 15, 1975.

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

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

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

S. F. No. 1263: A bill for an act relating to the Minnesota highway patrolmen's retirement association; amending Minnesota Statutes 1971, Section 352B.08, Subdivision 2.

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

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

"Section 1. Minnesota Statutes 1971, Section 352B.02, is amended to read:

352B.02 [RETIREMENT ASSOCIATION.] *Subdivision 1.* There is hereby established a highway patrolmen's retirement

association, the membership of which shall consist of ~~highway patrolmen~~ *all persons defined in section 352B.01, subdivision 2*. Every ~~highway patrolman~~ who is employed by the state of Minnesota, as such, on July 1, 1943, and every person employed as a ~~patrolman~~ thereafter, shall become a member of this association. Each ~~patrolman member~~ while in the service of the state highway patrol shall pay a sum equal to seven ~~eight~~ percent of his monthly salary. Such amounts shall be deducted monthly by the ~~commissioner of public safety department head~~, who shall cause the total amount of said monthly deductions to be paid to the state treasurer, and shall cause a detailed report of all monthly deductions to be made each month to the secretary of the association. In addition thereto, there shall be paid out of ~~highway state funds~~, monthly, by the ~~commissioner of public safety department heads~~, a sum equal to ~~11.2~~ 12 percent of the salary upon which deductions were made, and a sum equal to ~~eight~~ ten percent of the salaries upon which deductions were made for the purpose of amortizing the actuarial deficit of the fund, the same to be credited to the *highway patrolmen's retirement fund created by Laws 1943, Chapter 637*. All moneys received by said association shall be deposited by the state treasurer in the highway patrolmen's retirement fund ~~created by Laws 1943, Chapter 637~~. Out of said fund shall be paid the expenses of the association, and the benefits and annuities as hereinafter provided.

Subd. 2. The assets, obligations, liabilities, books, papers and records of the state police officers' retirement fund heretofore transferred to the highway patrolmen's retirement association are assets, obligations, liabilities, books, papers and records of the highway patrolmen's retirement association.

Sec. 2. Minnesota Statutes 1971, Section 352B.08, Subdivision 2, is amended to read:

Subd. 2. The annuity shall be paid in monthly installments equal to that portion of the average monthly salary of the ~~annuitant as a patrolman from which deductions were made for contribution to either fund, member~~ multiplied by two and one-half percent for each year of service not exceeding 20 and two percent for each year of service in excess of 20. ~~for purposes of this subdivision, that portion of the monthly salary of an annuitant from which such deductions were made for the period before June 4, 1969, shall be treated as \$500. Effective June 1, 1973, "average monthly salary" shall mean the average of the monthly salaries for the five high years of service as a member. The monthly salary for the period prior to July 2, 1969 shall be deemed to be \$600.~~ In lieu of the life annuity herein provided, the ~~patrolman member or former member~~ with 20 years or more of service may elect a joint and survivor annuity payable to his surviving spouse during her natural life, adjusted to the actuarial equivalent value of such life annuity. The joint and survivor annuity elected by a ~~patrolman member~~ may also provide that the elected annuity be reinstated to the life annuity herein provided, if after drawing the elected joint and survivor annuity, the ~~surviving spouse dies prior to the death of the patrolman member~~

This reinstatement shall not be retroactive but shall be in effect for the first full month subsequent to the death of the surviving spouse. This additional joint and survivor option with reinstatement clause shall be adjusted to the actuarial equivalent value of a regular life annuity. The ~~patrolman~~ member with 20 years or more of service may elect a joint and survivor annuity at any age but payable only on or after his 55th birthdate.

Sec. 3. Minnesota Statutes 1971, Section 352B.10, is amended to read:

352B.10 [DISABILITY BENEFITS.] (1) Any ~~patrolman~~ member less than 55 years of age, who shall become disabled and physically unfit to perform his duties as such subsequent to the effective date of Laws 1943, Chapter 637 as a direct result of an injury, sickness, or other disability incurred in or arising out of any act of duty, which shall render him physically or mentally unable to perform his duties as such ~~highway patrolman~~, shall receive disability benefits during the period of such disability. The benefits shall be paid in monthly installments equal to that portion of the average monthly salary of the beneficiary as a ~~patrolman~~ from which deductions were made for contribution to the state employees' retirement fund and highway patrolmen's retirement fund, multiplied (a) by 50 percent and, (b) by an additional two percent for each year of service in excess of 20. For purposes of this section, that portion of the monthly salary of an annuitant from which such deductions were made for the period before June 4, 1959, shall be treated as \$600.

(2) If a ~~patrolman~~, as described in clause (1), member is injured under circumstances which entitle him to receive benefits under the Workmen's Compensation Law, he shall receive the same benefits as provided in clause (1), less the amount paid to him in weekly benefits under the Workmen's Compensation Law.

(3) Any ~~patrolman~~ member who after not less than five years of service, before reaching the age of 55, ~~retires terminates his employment~~ because of sickness or injury occurring while not on duty and not engaged in state ~~highway patrol~~ work entitling him to membership in the association, and the ~~retirement termination~~ is necessary because the ~~patrolman~~ member is unable to perform state ~~highway patrol~~ his duties shall be entitled to receive a life ~~annuity~~ disability benefit. The ~~annuity~~ benefit shall be in the same amount and paid in the same manner as if the annuitant were 55 years of age at the date of his disability and the annuity were paid pursuant to section 352B.08. Should disability under this clause occur after five but in less than ten years service, the disability benefit shall be the same as though the ~~patrolman~~ member had at least ten years service.

(4) No ~~patrolman~~ member shall receive any disability benefit payment when there remains to his credit unused annual leave or sick leave or under any other circumstances, when during the period of disability there has been no impairment of his salary and should such ~~patrolman~~ member or former member resume a gainful occupation and his earnings are less than his salary

at the date of disability or the salary currently paid for similar positions, the association shall continue the disability benefit in an amount which when added to such earnings does not exceed his salary at the date of disability or the salary currently paid for similar positions, whichever is higher, provided the disability benefit in such case does not exceed the disability benefit originally allowed.

(5) No disability benefit payment shall be made except upon adequate proof furnished to the association of the existence of such disability, and during the time when any such benefits are being paid, the association shall have the right, at reasonable times, to require the disabled ~~patrolman~~ *former member* to submit proof of the continuance of the disability claimed.

Sec. 4. Minnesota Statutes 1971, Section 352B.11, Subdivision 2, is amended to read:

Subd. 2. [DEATH; PAYMENT TO SPOUSE AND CHILDREN.] In the event any ~~patrolman~~ who is a member of the association, and serving actively as a ~~patrolman~~, *member* shall die from any cause, the association shall grant annuities or benefit payments from the retirement fund to ~~any widow who was his legally married wife, residing with him at the time of his death and who was married to him, for a period of at least one year, while or prior to the time he was an active member of the association, his surviving spouse and to a dependent child or dependent children under the age of 18 years who were living while the deceased patrolman was an active member of the association.~~ The *widow surviving spouse and dependent child or dependent children* shall be entitled to annuity as follows:

(a) To the ~~widow surviving spouse~~, for her natural life, a monthly annuity equal to 20 percent of that portion of the average monthly salary of the decedent as a ~~patrolman member~~ from which deductions were made for ~~contribution retirement to the state employees' retirement fund and highway patrolmen's retirement fund.~~ For purposes of this clause, the monthly salary of a decedent from which such deductions were made for the period before June 4, 1969, shall be treated as \$600. If the ~~widow surviving spouse~~ remarries, the annuity shall cease as of the date of the remarriage. The ~~widow surviving spouse~~ of a ~~patrolman former member~~ who, after attaining 55 years of age, elected to receive a joint and survivor annuity, shall, notwithstanding her remarriage, receive such joint and survivor annuity, for her natural life, in lieu of the ~~widow's~~ annuity prescribed by this subdivision. In the event such ~~patrolman former member~~ did not elect to receive a joint and survivor annuity his ~~widow surviving spouse~~ shall receive the ~~widow's~~ annuity provided herein.

(b) Notwithstanding the provisions of clause (a), the surviving spouse of any member who had served for 20 years or more and who was not 55 years of age at his death, shall receive the benefit equal to 20 percent of the average monthly salary as described in clause (a) until the deceased member would have reached his 55th birthday, and beginning the first of the month following

that date, she shall be entitled to receive the joint and survivor annuity designated as Option 1 under the administrative procedure of the association dated November 1, 1965. If the surviving spouse remarries prior to the deceased member's 55th birthdate, all benefits or annuities shall cease as of the date of remarriage. The provisions of this clause shall be retroactive to July 1, 1969, but no payments shall be made until July 1, 1973.

(b) (c) To each ~~unmarried~~ dependent child, until the child reaches the age of 18 years, a monthly annuity equal to eight ten percent of that portion of the average monthly salary of the decedent as a ~~patrolman~~ former member from which deductions were made for ~~contribution~~ retirement to the state employees' retirement fund and highway patrolman's retirement fund. For purposes of this clause, the monthly salary of a decedent from which such deductions were made for the period before June 4, 1969, shall be treated as \$200. A dependent child over the age of 18 years and under the age of 22 years also may receive the monthly benefit provided herein, if said child is continuously attending an accredited school as a full-time student during the normal school year as determined by the board of the fund. If said child does not continuously attend school but separates himself during any portion of a school year, the annuity shall cease at the end of the month of separation. In addition, the association shall make a payment of \$20 per month to be prorated equally to such children when the ~~patrolman~~ former member is survived by one or more dependent children. Payments for the benefit of any qualified dependent child under the age of 18 years shall be made to the widow surviving spouse, or if there be none, to the legal guardian of such child. The maximum monthly benefit shall not exceed ~~\$200~~ \$400 for any number of children. The provisions of this clause are effective retroactively to March 1, 1967, provided that the increase in the maximum monthly benefit shall not take effect until July 1, 1973; and provided further that the increase in the maximum monthly benefit from \$200 to \$400 shall not be effective retroactively.

(e) In the event that a patrolman died after July 1, 1943, and prior to the effective date of Laws 1957, Chapter 869, who, at the time of his death was an active member of the association and who was survived by his widow, such widow shall receive during the time she remains unmarried an amount in the sum of 23 percent of the salary of the highest paid patrol officer as defined by law, per month for her natural life, to be paid monthly by the association commencing upon the effective date of Laws 1957, Chapter 869.

(d) If the patrolman member shall die under circumstances which entitle his widow surviving spouse and dependent children to receive benefits under the Workmen's Compensation Law, the amounts so received by them shall not be deducted from the benefits payable under this section. The provisions of this clause are effective retroactively to June 30, 1964.

(e) In the event any ~~patrolman~~ former member who had separated from service prior to having completed 20 years of

service except ~~patrolmen~~ former members permanently disabled in performance of duty and was not employed as a ~~patrolman~~ by the state in a capacity entitling him to accumulate allowable service credit at the time of his death, his widow and children or heirs shall be entitled to receive any funds he may have left on deposit in the highway patrolmen's retirement fund, but shall receive no further benefits under Laws 1957, Chapter 869 this chapter.

Sec. 5. Minnesota Statutes 1971, Chapter 352B, is amended by adding a section to read:

[352B.261] [RETIREMENT BENEFIT INCREASE.] *The benefits payable from the Minnesota adjustable fixed benefit fund authorized and in effect on May 31, 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 five percent. The reserves upon which such increase shall be based shall be the actuarially determined reserve for benefits in effect at June 30, 1972, in accordance with the mortality assumptions then in effect and at interest assumptions of three and one-half percent and five percent. Such ratio of increase computed to the last full one 1/100 of one percent shall be applied to benefits in effect on May 31, 1973 and shall begin to accrue July 1, 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 highway patrolmen's retirement association requesting that the increase shall not be made.*

Sec. 6. Minnesota Statutes 1971, Chapter 352B, is amended by adding a section to read:

[352B.28] [WIDOWS BENEFITS.] *Subdivision 1. Upon the death of any highway patrolman who retired or separated from state service prior to July 1, 1965, his widow, if she was legally married to him during his service as a partolman and residing with him at the time of death, shall receive for life an annuity of \$125 per month.*

Subd. 2. The annuity of a widow of a member of the highway patrol who retired or separated from active service prior to July 1, 1965, and the widow of a highway patrolman who dies in service prior to the effective date of Laws 1969, Chapter 693, and who on the effective date of this act is receiving an annuity of less than \$125 per month, shall thereafter be increased to \$125 per month.

Subd. 3. The annuity of a widow currently receiving an annuity by way of the state police officers retirement fund where there was no option of eligibility, shall on the effective date of this act be increased to \$125 per month.

Subd. 4. The annuity of any widow granted or supplemented

by this section shall cease in the event of remarriage of the recipient.

Sec. 7. *Notwithstanding other provisions of chapters 352 and 352B as amended, effective July 1, 1973, all powers, duties, responsibilities, books, papers and records of the highway patrolmen's retirement association and of the officers of the highway patrolmen's retirement association are hereby transferred to the Minnesota state retirement system. The officers of the highway patrolmen's retirement association as constituted under chapter 352B as amended are hereby abolished. The members of the highway patrolmen's retirement association shall elect one of their membership to serve as a member of the board of directors of the Minnesota state retirement system. Such member shall be in addition to the board of directors as constituted under chapter 352 and shall serve for a term of four years. The election of such member shall be at a time and in a manner as prescribed by the board. The chief of the highway patrol shall serve as the board member until a member is duly elected.*

Sec. 8. *Unless otherwise specifically provided this act is effective the day following the final enactment."*

Further, amend the title as follows:

Strike line 5, and insert in lieu thereof "Sections 352B.02; 352B.08, Subdivision 2; 352B.10; 352B.11, Subdivision 2; and Chapter 352B, by adding sections."

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

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

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

S. F. No. 185: A bill for an act relating to education; providing for loans to medical and osteopathy students who agree to practice in rural communities; appropriating money.

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

Page 1, line 27, after period strike balance of line

Page 1, strike lines 28 and 29

Page 1, strike "\$6,000 per year." and insert the following:

"Assistance may be granted in the amount that the commission determines sufficient for the purpose of this act, not to exceed \$6,000 per year. Loans shall be renewed on an annual basis contingent on the good standing of the student in the program. No student shall receive loans to exceed \$24,000."

Page 2, strike lines 4 through 6 and insert the following:

"Sec. 2. The higher education coordinating commission is au-

thorized to issue revenue bonds in accordance with the provisions on revenue bonds for student loans in Minnesota Statutes, Chapter 136A for the purpose of securing funds necessary for loans for up to a maximum of 20 recipients as authorized by this act.

Sec. 3. Subdivision 1. The commission shall maintain a reserve fund for the purpose of repaying loans which are cancelled under the provisions of this act or which are not collectible as due. The reserve funds may be held and may be invested by the commission in accordance with provisions on investment of reserves for student loans in Minnesota Statutes, Chapter 136A.

Subd. 2. If there are insufficient monies in the reserve funds to repay loans made under this act which are cancelled or uncollectible as due, there is hereby appropriated to the commission from any monies in the state treasury not otherwise appropriated, such monies as are required to meet the deficiencies. The amount of the appropriation made by these provisions shall be certified by the executive director of the higher education coordinating commission to the state auditor whenever the appropriation shall be necessary.

Sec. 4. The sum of \$100,000 is hereby appropriated from the general fund of the state treasury for the biennium beginning July 1, 1973. The appropriation shall be used for a reserve fund for repayment of cancelled or uncollectible loans made in accordance with the provisions of this act.

Sec. 5. The state board of medical examiners shall make recommendations to the commission with respect to areas of need and applicants for assistance."

Page 2, line 7, renumber "Sec. 3" as "Sec. 6" and strike "becomes" and insert "is"

Further amend the title as follows:

Page 1, line 5, after "communities;" insert "authorizing the issuance of revenue bonds;"

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

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

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

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

Page 1, strike lines 5 through 16 and insert in lieu thereof:

"Subd. 2. All functions, powers and duties heretofore imposed upon, vested in and exercised by the legislative buildings commission are hereby transferred to, imposed upon and vested in the chairmen of

the Minnesota house of representatives appropriations committee and the Minnesota senate finance committee. Such functions, powers and duties shall be exercised jointly by said chairmen, who may delegate such powers and duties to chairmen of appropriate subcommittees.

Subd. 3. The committee chairmen referred to in subdivision 2 shall be deemed and held to constitute a continuation of the legislative buildings commission as to matters within the commission's jurisdiction, and not a new authority, for purpose of succession to all rights, powers, duties and obligations of the commission as constituted at the time of the transfer of functions, with the same force and effect as if such functions, powers and duties had not been assigned or transferred.

Subd. 4. Any proceeding, court action, prosecution or other business or matter undertaken or commenced prior to the effective date of this act by the legislative buildings commission may be conducted and completed by the committee chairmen referred to in subdivision 2.

Subd. 5. The legislative buildings commission shall transfer and deliver to the committee chairmen referred to in subdivision 2 all property of every description within its control. Said chairmen are hereby authorized to take possession of such property."

Page 2, strike lines 1 through 4

Further amend the title as follows:

In the second line of the title, strike "legislative advisory committee" and insert in lieu thereof "chairmen of the house appropriations committee and the senate finance committee"

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

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

S. F. No. 1283: A bill for an act relating to cable communications; providing penalties; appropriating money; amending Minnesota Statutes 1971, Sections 161.45, Subdivision 1; and 222.37, Subdivision 1.

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

Page 6, line 6, strike "*state planning agency*" and insert in lieu thereof "*department of administration*"

Page 6, line 7, strike "*state planning agency*" and insert in lieu thereof "*department of administration*"

Page 7, line 12, strike "*state planning agency*" and insert in lieu thereof "*department of administration*"

Page 17, line 18, after "*commission*" insert "*, provided that in no case shall the amount collected pursuant to this section diminish the amount collected by the municipality from the cable communications company*"

Page 35, line 17, after "\$" insert "300,000"

Page 35, line 18 and 19, strike "*state planning agency*" and insert in lieu thereof "*department of administration*"

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. 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.

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

Page 3, line 32, strike "protection goals" and insert in lieu thereof "policies".

Page 3, line 36, strike "When" and insert in lieu thereof "Effective 60 days following the adoption of agency guidelines as provided in subdivision 3 of this section, when"

Page 4, line 1, strike "or environmental protection problem" and insert in lieu thereof, "problem or be inconsistent with state environmental policies,"

Page 4, line 8, strike "prepare" and insert in lieu thereof "adopt".

Page 4, line 9, after "review" strike the period and add "after notice and hearing as provided in Minnesota Statutes, Chapter 15."

Page 4, line 12, after "cause." insert, "The Agency shall keep the samples and information confidential if the person submitting them certifies that disclosure of said samples and information would affect the competitive position of the person."

Page 4, line 31, after "imposed by this section." add "The exemption shall terminate upon expiration of the contract."

Page 5, line 8, strike "July 1, 1974" and insert in lieu thereof "September 1, 1973"

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

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

S. F. No. 1541: A bill for an act relating to highway traffic regulations; vehicle lighting; requiring use of lighted lamps under certain conditions; amending Minnesota Statutes 1971, Section 169.48.

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

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

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

which were referred H. F. Nos. 53, 2303, 266, 1697, 2393, 2087, 1168, 1372 and 2438 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. 53, 266 and 2303 to the Committee on Finance.

H. F. No. 2393 to the Committee on Metropolitan and Urban Affairs.

H. F. No. 1697 to the Committee on Taxes and Tax Laws.

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

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.
2438	2356				
2087	2097				

And that the above Senate Files be indefinitely postponed.

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.
1168	1193				
1372	1448				

Pursuant to Rule 49 the Committee recommends that H. F. No. 1168 be amended as follows:

Page 1, delete all the underscored language in lines 11 through 17 and insert in lieu thereof the following:

"either:

(1) Any roll of tobacco wrapped in paper or in a substance not containing tobacco; or

(2) Any roll of tobacco wrapped in any substance containing tobacco which, because of its appearance, size, the type of tobacco used in the filler, or its packaging and labeling is likely to be offered to, or purchased by, consumers as a cigarette described in clause (1) above"

And when so amended, H. F. No. 1168 will be identical to S. F. No. 1193 and further recommends that H. F. No. 1168 be given its second reading and substituted for S. F. No. 1193 and S. F. No. 1193 be indefinitely postponed. Amendments adopted.

Pursuant to Rule 49 the Committee recommends that H. F. No. 1372 be amended as follows:

Page 1, strike lines 20 through 36

Page 2, strike lines 1 through 28

Page 3, strike lines 1 through 28

Page 4, strike lines 1 through 27 and insert in lieu thereof:

"Section 1. Subdivision 1. [CREATION.] There is hereby created the Minnesota corrections authority consisting of five full time members; four of whom shall be appointed by the governor, with the advice and consent of the senate. No more than two members appointed by the governor shall belong to the same political party. Appointments to a vacancy shall be made in the same manner as other appointments, and shall be for the unexpired term. The chairman of the authority shall be an officer of the department of corrections in the unclassified service of the state appointed by the commissioner of corrections to serve at his pleasure.

Subd. 2. [QUALIFICATIONS.] Candidates for appointment to the Minnesota corrections authority shall not be required to have specific or professional attainment, but shall be selected on the basis of sound judgment and the ability to consider both the needs of persons over whom the authority has jurisdiction and the safety of the public. Among the members appointed by the governor, there shall be at least one woman, one man, and one member of a racial minority.

Subd. 3. [TERM OF OFFICE.] The members of the authority first appointed by the governor shall be appointed to serve for the following terms: one member for two years; one member for four years; and two members for six years. Thereafter, each gubernatorial appointment shall be for six years. Members shall be eligible for reappointment. Each term shall terminate on the first day of January; except that it shall continue until his successor has been duly appointed and qualified.

Subd. 4. [COMPENSATION; EXPENSES.] Each member of the authority other than the chairman shall receive as compensation the sum of \$20,000 per year, payable in the same manner as other employees of the state. The chairman of the authority shall receive as compensation his salary as an officer of the department of corrections, which shall not be less than the salary of the other members of the authority. In addition to the compensation herein provided, each member of the authority shall be reimbursed for all expenses paid or incurred by him in the performance of his official duties in the same manner as other employees of the state. This compensation and these expenses shall be paid out of the general fund in the same manner as the salaries and expenses of other state officers are paid, except that the salary and expenses of the chairman of the authority shall be paid out of funds appropriated to the commissioner of corrections.

Subd. 5. [REMOVAL.] The governor may remove any member of the authority appointed by him for good cause shown after the submission of written charges and an opportunity to be heard.

Subd. 6. [QUORUM.] Except for the parole of persons serving life sentences under the provisions of section 609.185, persons serving extended terms of imprisonment as dangerous offenders under section 609.16, a transfer of a person in the care and custody of

the authority under the provisions of section 242.27, or the discharge of such person pursuant to section 242.31, the authority may sit in units of two or three as designated by the chairman under rules prescribed by the authority, and such a unit shall constitute a quorum.

Subd. 7. [TRANSFER OF POWERS AND DUTIES.] All the powers and duties now vested in and imposed upon the youth conservation commission and the adult corrections commission as now constituted, including but not limited to those relating to the disposition of persons committed to the youth conservation commission by the district courts of this state, the granting or revoking of probation or parole, issuing final discharge, and the power to grant or revoke parole and issue final discharge to persons convicted of crime and committed to the adult corrections commission as now constituted are hereby vested in and imposed upon the corrections authority, and the youth conservation commission and the adult corrections commission are hereby abolished. The authority may not delegate the making of such decisions to another body or person.

Subd. 8. [REFERENCES.] All references in Minnesota Statutes to the youth conservation commission relating to persons committed to the commission by the district courts of this state shall, after the effective date of this act, be deemed to refer to the Minnesota corrections authority established by this act.

All references in Minnesota Statutes to the youth conservation commission or its director relating to juveniles adjudicated delinquent by the juvenile courts of this state shall, after the effective date of this act be deemed to refer to the commissioner of corrections."

Page 11, line 1, delete "home of" and insert in lieu thereof "child's home or guardian"

Page 11, line 2, delete "his parents or guardian"

Page 11, line 6, after "in" and before "foster" insert "a"

And when so amended, H. F. No. 1372 will be identical to S. F. No. 1448 and further recommends that H. F. No. 1372 be given its second reading and substituted for S. F. No. 1448 and S. F. No. 1448 be indefinitely postponed. Amendments adopted.

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

SECOND READING OF SENATE BILLS

S. F. Nos. 185 and 1283 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 2438, 2087, 1168, 1372, 1473 and 1821 were read the second time.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Anderson moved that S. F. No. 765 and the Conference Committee Report be laid on the table and the Report be printed in the Journal. Which motion prevailed.

CONFERENCE COMMITTEE REPORT ON S F. NO. 765

A bill for an act relating to waters; authorizing the commissioner of natural resources to limit or prohibit the use of motorboats on certain reaches of the St. Croix river; providing penalties; amending Minnesota Statutes 1971, Chapter 85, by adding a section.

May 15, 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. 765, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S. F. No. 765 be amended as follows:

Page 1, line 18, after "REGULATIONS" and before "." insert "ABOVE THE MOUTH OF THE SNAKE RIVER"

Page 1, line 20, after "90-542" and before "of" insert "and Public Law 92-560"

Page 1, line 23, after "90-542" and before "," insert "and Public Law 92-560"

Page 1, line 29, after "West." and before "Rules" insert:

"Subd. 3. [REGULATIONS BELOW THE MOUTH OF THE SNAKE RIVER.] After October 1, 1974, if the commissioner of natural resources has not established regulations relating to the use of watercraft on that part of the St. Croix river south of the mouth of the Snake river but north of the nine foot navigational channel at mile 24.5, measured from the mouth of the St. Croix river, pursuant to the request of a local governmental unit in the manner provided by Minnesota Statutes, Section 361.26, he may establish such regulations pursuant to section 361.26 notwithstanding the absence of a request from a local governmental unit and notwithstanding the absence of approval of the regulations by a majority of the counties affected.

Subd. 4. [CONCURRENT REGULATIONS REQUIRED.]"

Page 1, line 30, after "commissioner" and before "are" insert "pursuant to this act"

Page 2, line 8, strike "3" and insert in lieu thereof "5"

Further amend the title in line 4 by striking "motorboats" and inserting in lieu thereof "watercraft"

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

Senate Conferees: (Signed) Jerald C. Anderson and Florian Chmielewski.

House Conferees: (Signed) Phyllis Kahn, Rodney Searle and Fred Norton.

SUSPENSION OF RULES

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

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that S. F. No. 609 now on the Senate Calendar be returned to its author. Which motion prevailed.

THIRD READING OF SENATE BILLS

S. F. No. 615: A bill for an act relating to commerce; gasoline and fuel oil sales regulations; providing for report to the governor on energy sources; providing penalties.

Was read the third time.

With the unanimous consent of the Senate, Mr. Olson, A. G. moved to amend S. F. No. 615 as follows:

Strike everything after the enacting clause and insert:

"Section 1. Subdivision 1. Unless the language or context clearly indicates that a different meaning is intended, the following terms, for the purposes of this act shall have the meanings given them.

Subd. 2. [SUPPLIER.] "Supplier" means any person engaged in the business of importing, storing, or generating energy sources in Minnesota. This definition shall not apply to distributors, jobbers, or dealers of petroleum products.

Subd. 3. [ENERGY.] "Energy supplies", or "Energy sources" means gasoline, fuel oil, natural gas, propane, coal, special fuels, and electricity.

Sec. 2. [INFORMATION.] Subdivision 1. The governor may require or, with the assistance of the attorney general, subpoena from any supplier or energy source any information pertaining to the supply and distribution of energy sources to be used within the state. The information shall be furnished within the times specified by the governor.

Subd. 2. For the six-month periods beginning on April 1 and October 1 of each year, each such energy supplier shall file a statement which indicates any anticipated change in quantity of energy sources which he will supply for that six-month period. The statement shall be filed at least six months prior to the beginning of any reporting period. If at any time subsequent

to filing the statement, the supplier receives any additional information affecting the accuracy of the statement, he shall amend the statement within 15 days of receiving the information. Included in the statement shall be an explanation of the causes for the changes in distribution patterns.

Sec. 3. [EFFECTIVE DATE.] This act is effective the day following final enactment."

Further amend the title by deleting it in its entirety and inserting:

"A bill for an act relating to commerce; fuel information report to the governor on energy sources; providing subpoena power."

Which motion prevailed. So the amendment was adopted.

S. F. No. 615 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 57 and nays 4, as follows:

Those who voted in the affirmative were:

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

Messrs. Frederick, Knutson, Krieger and Pillsbury voted in the negative.

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

MOTIONS AND RESOLUTIONS—CONTINUED

Pursuant to Rule 40, Mr. Bang moved that H. F. No. 469 be withdrawn from the Committee on Labor and Commerce and placed on General Orders.

CALL OF THE SENATE

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

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

Milton	Olhoft	Perpich, A. J.	Schrom	Tennessee
Moe	Olson, A. G.	Perpich, G.	Solon	Thorup
Nelson	Olson, H. D.	Pillsbury	Spear	Willet
North	Olson, J. L.	Purfeerst	Stassen	
Ogdahl	Patton	Renneke	Stokowski	

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

The question being taken on adoption of the motion of Mr. Bang,

And the roll being called, there were yeas 24 and nays 43, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Doty	Laufenburger	Olhoft	Solon
Arnold	Gearly	Lewis	Olson, A. G.	Spear
Blatz	Hansen, Baldy	Lord	Olson, H. D.	Stokowski
Borden	Hughes	McCutcheon	Olson, J. L.	Tennessee
Chenoweth	Humphrey	Milton	Perpich, A. J.	Thorup
Chmielewski	Jensen	Moe	Perpich, G.	Wegener
Coleman	Keefe, S.	North	Purfeerst	Willet
Conzemius	Kleinbaum	Novak	Schaaf	
Davies	Larson	Ogdahl	Schrom	

Which motion did not prevail.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Krieger moved that S. F. No. 2485 be withdrawn from the Committee on Rules and Administration and placed on General Orders.

The question being taken on the adoption of the motion,

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

And the roll being called, there were yeas 27 and nays 38, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Anderson	Chenoweth	Conzemius	Gearly	Humphrey
Arnold	Chmielewski	Davies	Hansen, Baldy	Keefe, S.
Borden	Coleman	Doty	Hughes	Kleinbaum

Laufenburger	Moe	Olson, H. D.	Schroem	Thorup
Lewis	North	Perpich, A. J.	Solon	Wegener
Lord	Novak	Perpich, G.	Spear	Willet
McCutcheon	Olhoft	Purfeerst	Stokowski	
Milton	Olson, A. G.	Schaaf	Tennessen	

Which motion did not prevail.

MEMBERS EXCUSED

Mr. Bang was excused from the first hour of tomorrow's Session. Mr. Nelson was excused from tomorrow's Session, beginning at 11:30 o'clock a.m.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 9:00 o'clock a.m., Wednesday, May 16, 1973. Which motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.