

## EIGHTY-EIGHTH DAY

St. Paul, Minnesota, Monday, February 18, 1974.

The Senate met at 10:00 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:

Anderson	Dunn	Krieger	Olson, J. L.	Stokowski
Arnold	Fitzsimons	Laufenburger	O'Neill	Tennessee
Ashbach	Frederick	Lewis	Patton	Thorup
Bang	Gearty	McCutcheon	Perpich, A. J.	Ueland
Bernhagen	Hansen, Baldy	Moe	Renneke	Wegener
Borden	Hansen, Mel	North	Schaaf	Willet
Coleman	Hanson, R.	Novak	Sillers	
Conzemius	Keefe, S.	Olhoff	Spear	
Davies	Kowalczyk	Olson, A. G.	Stassen	

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

Prayer by the Chaplain.

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

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

Quorum present.

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

### MEMBERS EXCUSED

Mr. Doty was excused from the Session of today. Mr. Perpich, G. was excused from the Session of today until 12:00 o'clock noon. Mr. Kirchner was excused from the Session of today until 4:00

o'clock p.m. Messrs. Brown and Josefson were excused from the Session of today, beginning at 12:00 o'clock noon.

### EXECUTIVE AND OFFICIAL COMMUNICATIONS

February 14, 1974

The Honorable Alec G. Olson  
President of the Senate

Sir:

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

S. F. No. 1310, An Act relating to taxation; assessment of personal property of electric light and power companies; amending Minnesota Statutes 1971, Section 273.38.

S. F. No. 1522, An Act relating to elections; providing for financial disclosures by candidates for Congress; amending Minnesota Statutes 1971, Section 211.20, by adding a subdivision.

S. F. No. 2704, An Act relating to bureau of health personnel of the city of St. Paul; amending Laws 1973, Chapter 767, Section 3, Subdivision 3.

Sincerely,  
Wendell R. Anderson, Governor

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

The Honorable Alec G. Olson  
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1974 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

S. F. No.	H. F. No.	Session Laws Chapter No.	Date Approved 1974	Date Filed 1974
	285	42	February 13, 1974	February 14, 1974
	484	43	February 13, 1974	February 14, 1974
	1566	44	February 13, 1974	February 14, 1974
	1577	45	February 13, 1974	February 14, 1974
	1939	46	February 13, 1974	February 14, 1974
1310		47	February 13, 1974	February 14, 1974
1522		48	February 13, 1974	February 14, 1974
2704		49	February 13, 1974	February 14, 1974

Sincerely,  
Arlen Erdahl,  
Secretary of State

**INTRODUCTION OF BILLS**

Messrs. Coleman, Kirchner and Moe introduced—

S. F. No. 3208: A bill for an act relating to the administration of public welfare; amending Minnesota Statutes, 1973 Supplement, Sections 245A.01, Subdivision 1; 245A.05, Subdivision 1; and 245A.18, Subdivision 2.

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

Messrs. Doty, O'Neill and Milton introduced—

S. F. No. 3209: A bill for an act relating to labor; prohibiting various subterfuges by employers to obtain employee's consent to a polygraph test; amending Minnesota Statutes, 1973 Supplement, Section 181.75.

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

Mr. Pillsbury introduced—

S. F. No. 3210: A bill for an act relating to taxation; extending option to employ certified assessor; amending Minnesota Statutes, 1973 Supplement, Section 270.493.

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

Messrs. Perpich, A. J.; Dunn and Hughes introduced—

S. F. No. 3211: A bill for an act relating to school districts; elections; providing for primary elections in certain cases; providing procedures therefor; amending Minnesota Statutes 1971, Section 123.32, Subdivisions 4 and 8, and by adding a subdivision.

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

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

Messrs. Arnold, Willet and Olson, A. G. introduced—

S. F. No. 3212: A bill for an act relating to game and fish; eligibility for free fishing licenses; amending Minnesota Statutes, 1973 Supplement, Section 98.47, Subdivision 8.

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

Mr. Arnold introduced—

S. F. No. 3213: A bill for an act relating to the distribution of

taxes accruing to the statutory city of Cooley under Minnesota Statutes, Sections 298.24 and 298.32.

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

Messrs. Humphrey and Stokowski introduced—

S. F. No. 3214: A bill for an act relating to department of human rights; unfair discriminatory practices; insurance; prohibiting certain premium increases for persons with a disability that has stabilized; amending Minnesota Statutes, 1973 Supplement, Section 363.03, by adding a subdivision.

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

Messrs. Bernhagen, Willet and Larson introduced—

S. F. No. 3215: A bill for an act relating to taxation; levies for advertising in certain cities; amending Minnesota Statutes, 1973 Supplement, Section 465.56, Subdivision 1.

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

Messrs. Doty, Stokowski and Solon introduced—

S. F. No. 3216: A bill for an act relating to the Seaway Port Authority of Duluth; authorizing issuance of \$1,500,000 of bonds by Seaway Port Authority of Duluth for the purpose of constructing a facility for handling cargo containers; providing for the pledge of the full faith, credit and resources of the city of Duluth for the payment of interest and principal on said bonds.

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

Messrs. Renneke, Purfeerst and Olson, H. D. introduced—

S. F. No. 3217: A bill for an act relating to court commissioners; altering the circumstances in which fees are allowed; amending Minnesota Statutes 1971, Section 357.28, Subdivision 1.

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

Messrs. Renneke, Purfeerst and Olson, H. D. introduced—

S. F. No. 3218: A bill for an act relating to towns, local improvements, special assessments, amending Minnesota Statutes, 1973 Supplement, Section 429.011, Subdivision 2b.

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

Messrs. Milton, Kirchner and Lewis introduced—

S. F. No. 3219: A bill for an act relating to health; establishing a health care disclosure authority with the commissioner of public welfare; prescribing powers and duties; providing penalties; appropriating money.

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

Messrs. Perpich, A. J.; Olhoft and Hanson, R. introduced—

S. F. No. 3220: A bill for an act relating to waters and watercraft safety; boat licenses; providing for a non-use license category; amending Minnesota Statutes 1971, Section 361.03, Subdivision 3.

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

Messrs. Chenoweth; Hansen, Mel and Stokowski introduced—

S. F. No. 3221: A bill for an act relating to retirement; the Minnesota state retirement system; amending Minnesota Statutes 1971, Sections 352.01, Subdivision 17; 352.03, Subdivision 11; 352.113, Subdivisions 1, 5 and 12; 352.115, Subdivision 11; 352.12, Subdivisions 7, 8 and 11; 352.15; and 352.72, by adding a subdivision; and Minnesota Statutes, 1973 Supplement, Sections 352.115, Subdivision 10; 352.12, Subdivisions 1, 2 and 6; 352.22, Subdivision 3; 352.72, Subdivision 2; and 352.93, Subdivision 1; repealing Minnesota Statutes 1971, Sections 352.28; 352.32; 352.38; and 352.715.

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

Messrs. Humphrey and Olson, H. D. introduced—

S. F. No. 3222: A bill for an act relating to the Minnesota housing finance agency; revising limitations upon agency bonds and notes; providing for rehabilitation loans and grants; appropriating money; amending Minnesota Statutes 1971, Sections 462A.02, by adding a subdivision; 462A.03, by adding a subdivision; 462A.04, Subdivision 1; 462A.05, by adding subdivisions; 462A.07, Subdivisions 2, 3, 10, and by adding subdivisions; 462A.20, by adding a subdivision; 462A.21, Subdivisions 1 and 5, and by adding a subdivision; Minnesota Statutes, 1973 Supplement, Sections 462A.03, Subdivisions 9 and 11; 462A.06, Subdivision 11; 462A.08, Subdivision 1; 462A.21, Subdivisions 2, 3 and 4; and 462A.22, Subdivision 1.

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

Messrs. Kleinbaum and Ueland introduced—

S. F. No. 3223: A bill for an act relating to education; state

aids for special education; removing the maximum salary aid limits for essential personnel; amending Minnesota Statutes, 1973 Supplement, Section 124.32, Subdivision 1.

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

Mr. Solon introduced—

S. F. No. 3224: A bill for an act relating to intoxicating liquor; county licenses in unorganized or unincorporated areas of certain counties; amending Laws 1973, Chapter 566, Section 1.

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

Messrs. Schaaf, McCutcheon and Coleman introduced—

S. F. No. 3225: A bill for an act relating to elections; providing for the rotation of party candidates; amending Minnesota Statutes 1971, Section 203.33, Subdivision 3; and Minnesota Statutes, 1973 Supplement, Section 206.07, Subdivision 2.

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

Messrs. Nelson; Olson, H. D. and Milton introduced—

S. F. No. 3226: A bill for an act relating to loans to medical and osteopathy students who agree to practice in rural communities; establishing amount of loans; providing for assessment of need in making loans; amending Minnesota Statutes, 1973 Supplement, Sections 147.30; and 147.33.

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

Messrs. Nelson, Laufenburger and Perpich, A. J. introduced—

S. F. No. 3227: A bill for an act relating to mileage allowances and expenses; amount for public officials and deductibility for income tax purposes; amending Minnesota Statutes, 1973 Supplement, Section 15A.20, Subdivision 1; and Minnesota Statutes 1971, Section 357.09, Subdivision 2.

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

Messrs. Ashbach and Milton introduced—

S. F. No. 3228: A bill for an act relating to retirement; state employees benefits upon retirement; amending Minnesota Statutes 1971, Section 352.28, by adding a subdivision.

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

Messrs. Dunn, Conzemius and Brown introduced—

S. F. No. 3229: A bill for an act relating to welfare; general assistance; defining county of financial responsibility; amending Minnesota Statutes, 1973 Supplement, Section 245A.18, Subdivision 2.

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

Messrs. Nelson, Lewis and Milton introduced—

S. F. No. 3230: A bill for an act relating to special assessments against governmental units; amending Minnesota Statutes 1971, Section 435.19, Subdivision 1.

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

Mr. Moe introduced—

S. F. No. 3231: A bill for an act relating to state lands; authorizing the exchange of certain public lake access land in Clearwater county.

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

Messrs. Conzemius, Stassen and Olson, A. G. introduced—

S. F. No. 3232: A bill for an act relating to education; transportation levies; permitting levies for excess costs due to atypical attendance plans; amending Minnesota Statutes, 1973 Supplement, Section 275.125, Subdivision 3.

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

Messrs. Conzemius, O'Neill and Lewis introduced—

S. F. No. 3233: A bill for an act relating to the organization of the Minnesota zoological garden with reference to its officers, agents and employees; amending Minnesota Statutes 1971, Section 85A.03, Subdivision 2.

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

Messrs. Conzemius, O'Neill and Lewis introduced—

S. F. No. 3234: A bill for an act regarding concession facilities at the Minnesota zoological garden; amending Minnesota Statutes 1971, Section 85A.03, Subdivision 4.

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

Messrs. Conzemius, Bernhagen and Willet introduced—

S. F. No. 3235: A bill for an act relating to towns; requiring a city to obtain the approval of the governing body of a town before extending certain municipal services into the area governed by the town.

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

Messrs. Conzemius and Lewis introduced—

S. F. No. 3236: A bill for an act relating to state employees; corrections ombudsman and deputy; setting salaries; amending Minnesota Statutes, 1973 Supplement, Section 15A.081, Subdivision 1.

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

Mr. Coleman introduced—

S. F. No. 3237: A bill for an act relating to the claim of Minnesota Parks Foundation; providing partial reimbursement for the cost of a film prepared for the department of natural resources; appropriating money for the payment thereof.

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

Messrs. Dunn, Kleinbaum and Olson, A. G. introduced—

S. F. No. 3238: A bill for an act relating to the county attorneys; authorizing county boards to provide that the office of county attorney be a full time position; amending Minnesota Statutes 1971, Chapter 388, by adding sections.

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

Messrs. Tennesen, Gearty and Ogdahl introduced—

S. F. No. 3239: A bill for an act relating to Hennepin county; providing for the support and maintenance of the county law library; amending Laws 1933, Chapter 291, Section 12.

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

Mr. Solon introduced—

S. F. No. 3240: A bill for an act relating to the state, civil service; providing certain seniority rights for Vietnam veterans.

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



Mr. Solon introduced—

S. F. No. 3241: A bill for an act relating to property taxation; providing tax relief for certain permanently disabled persons; amending Minnesota Statutes 1971, Section 273.13, Subdivision 7.

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

Messrs. Kleinbaum and Hansen, Baldy introduced—

S. F. No. 3242: A bill for an act relating to financial institutions; restricting certain incentives to depositors.

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

Messrs. Borden, Fitzsimons and Kleinbaum introduced—

S. F. No. 3243: A bill for an act relating to education; establishing a program of tuition supplements and a program of equivalency credits for the Minnesota national guard; appropriating money.

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

Messrs. Hansen, Baldy; and Laufenburger introduced—

S. F. No. 3244: A bill for an act creating a legislative commission to study the state banking laws for appropriate revision; appropriating money therefor.

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

Mr. Anderson introduced—

S. F. No. 3245: A bill for an act relating to Chisago county; authorizing the county board to establish water or sewer or combined water and sewer systems within cities.

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

Mr. Anderson introduced—

S. F. No. 3246: A bill for an act relating to Chisago county; authorizing the county board to levy special assessments for improvements to bodies of water.

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

Messrs. Spear, Nelson and Conzemius introduced—

S. F. No. 3247: A bill for an act relating to licensing and public employment; ex-criminal offenders; providing that persons shall not be disqualified from certain occupations solely because of prior criminal convictions.

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

Messrs. Anderson, Renneke and Olson, H. D. introduced—

S. F. No. 3248: A bill for an act relating to dairy products; regulation and inspection of milk other than cow's milk; providing a penalty.

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

Mr. Laufenburger introduced—

S. F. No. 3249: A bill for an act relating to the city of Winona; authorizing the transfer of interests in certain real property to the port authority of Winona.

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

Messrs. Nelson; Keefe, S. and Laufenburger introduced—

S. F. No. 3250: A bill for an act relating to absent and disabled voters; providing for designation by county auditors of municipalities where application for ballots may be made; amending Minnesota Statutes, 1973 Supplement, Section 207.03.

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

Messrs. Doty and Solon introduced—

S. F. No. 3251: A bill for an act relating to veterans' preference rights for employment by the city of Duluth; repealing Laws 1957, Chapter 741.

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

Messrs. Chmielewski, Anderson and Laufenburger introduced—

S. F. No. 3252: A bill for an act relating to elections; providing for a presidential primary election; regulating the selection of convention delegates.

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

Messrs. Tennessen, Knutson and Milton introduced—

S. F. No. 3253: A bill for an act relating to pharmacy; legend drugs; restrictions on the prescription and possession of legend drugs; amending Minnesota Statutes 1971, Section 151.37, by adding a subdivision.

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

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

Mr. Milton introduced—

S. F. No. 3254: A bill for an act relating to courts; salaries of municipal court judges; providing a salary increase for the judge of White Bear Lake municipal court; amending Minnesota Statutes, 1973 Supplement, Section 488.21, Subdivision 2.

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

Mr. Olson, A. G. introduced—

S. F. No. 3255: A bill for an act relating to taxation; authorizing a school district to levy a tax for the partial funding of adult vocational programs; amending Minnesota Statutes, 1973 Supplement, Section 275.125, Subdivision 3.

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

Mr. Wegener introduced—

S. F. No. 3256: A bill for an act relating to taxation; assessment of real property; permitting newly organized towns adequate time to have their local assessors certified; amending Minnesota Statutes 1971, Section 270.50.

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

Messrs. Laufenburger, O'Neill and Coleman introduced—

S. F. No. 3257: A bill for an act relating to highway traffic regulations; requiring certain motor vehicles to be equipped with safety belts; requiring operators and certain passengers of such motor vehicles to use safety belts with certain exceptions; prescribing penalties; suspending Minnesota Statutes 1971, Section 169.685, Subdivisions 1, 2 and 3 for a specified period of time.

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

Messrs. Kowalczyk and Larson introduced—

S. F. No. 3258: A bill for an act relating to education; area vocational-technical schools; providing for traffic and parking regulation by the school boards or joint school boards; providing a penalty.

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

Mr. Pillsbury introduced—

S. F. No. 3259: A bill for an act relating to the city of Rogers; authorizing the issuance of on-sale licenses for the sale of intoxicating liquor.

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

Mr. Thorup introduced—

S. F. No. 3260: A bill for an act relating to witness fees; amending Minnesota Statutes, 1973 Supplement, Section 357.24.

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

Mr. Thorup introduced—

S. F. No. 3261: A bill for an act relating to courts; county court witness and mileage fees; amending Minnesota Statutes 1971, Section 487.34.

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

Mr. Thorup introduced—

S. F. No. 3262: A bill for an act relating to courts; county courts; clerks fees; disposition of fines, fees and other money; amending Minnesota Statutes, 1973 Supplement, Section 487.31, Subdivisions 1, 2, and 3; Minnesota Statutes 1971, Sections 487.-31, Subdivision 4; and 487.33, Subdivision 1; repealing Minnesota Statutes 1971, Section 487.33, Subdivision 2.

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

Mr. Thorup introduced—

S. F. No. 3263: A bill for an act relating to courts; certain court fees; amending Minnesota Statutes, 1973 Supplement, Section 487.31, Subdivision 1.

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

Mr. Thorup introduced—

S. F. No. 3264: A bill for an act relating to courts; establishing one general trial court having statewide jurisdiction; expanding the judicial council; conferring certain powers and duties on the supreme court and the chief justice; appropriating money; amending Minnesota Statutes 1971, Sections 276.02; 480.05; 480.051; 480.052; 480.054; 480.055, Subdivision 1; 480.056; 480.059, Subdivision 2; 480.12; 480.15, Subdivision 4; 480.19; 483.02; 483.03; 484.01; 484.29; 484.34; 487.28, Subdivision 1; and 487.34; Chapter 484, by adding sections; Minnesota Statutes, 1973 Supplement, Sections 487.30; and 15A.083; repealing Minnesota Statutes 1971, Sections 480.20; 484.015; 484.09 to 484.16; 484.18; 484.28; 484.33; 484.44 to 484.52; 484.55; 484.62; 484.64; 484.65; 487.02; 487.04; 487.07; 487.11 to 487.15; 487.20; 487.22; 487.32; 487.38; 547.17; 627.02; Minnesota Statutes 1971, as amended by Laws 1973, Sections 291.33; 484.17; 487.03; 487.09; 487.10; 487.16; 487.17; 487.18; 487.19; 487.21; 487.23; 487.25, Subdivisions 1 to 9; 487.26; 487.27; 487.31; 487.33; 487.39; 487.40; and Chapters 485; 486; 488 and 488A; Minnesota Statutes, 1973 Supplement, Sections 484.63; 487.01; 487.37; and 487.41; Laws 1961, Chapter 53; Laws 1963, Chapter 785; Laws 1965, Chapter 853; Laws 1967, Chapter 245; Laws 1965, Chapter 352; Laws 1955, Chapter 321; Laws 1961, Chapter 49; Laws 1965, Chapter 854; Laws 1955, Chapter 504; Laws 1961, Chapter 527; Laws 1969, Chapter 601; Laws 1957, Chapter 742; Laws 1961, Chapter 531; Laws 1963, Chapter 651; Laws 1957, Chapter 563; Laws 1969, Chapter 568; Laws 1971, Chapter 608; Laws 1969, Chapter 492; Laws 1973, Chapter 608; Laws 1971, Chapter 300; Laws 1957, Chapter 237; Laws 1969, Chapter 798; Laws 1969, Chapter 799; Laws 1955, Chapter 703; Laws 1971, Chapter 291; Laws 1955, Chapter 507; Laws 1967, Chapter 497; Laws 1955, Chapter 581; Laws 1959, Chapter 551; Laws 1957, Chapter 250; Laws 1965, Chapter 709; Laws 1965, Chapter 469; Laws 1955, Chapter 622; Laws 1967, Chapter 792; Laws 1971, Chapter 426; Laws 1963, Chapter 631; Laws 1969, Chapter 1008; Laws 1965, Chapter 876; Laws 1965, Chapter 25; Laws 1965, Chapter 261; Laws 1967, Chapter 814; and Laws 1959, Chapter 219.

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

Messrs. Bernhagen and Gearty introduced—

S. F. No. 3265: A bill for an act relating to natural resources; authorizing the commissioner of natural resources to exchange lands when the proposed Luce Line Trail adversely affects an abutting landowner; amending Minnesota Statutes, 1973 Supplement, Section 85.015, Subdivision 10.

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

Mr. Perpich, A. J. introduced—

S. F. No. 3266: A bill for an act relating to taxation; defining

exemptions from inheritance and gift tax; setting homestead exemption; removing distinctions based on sex; amending Minnesota Statutes, 1973 Supplement, Section 291.05.

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

Mr. Kleinbaum introduced—

S. F. No. 3267: A bill for an act relating to the city of St. Cloud; property assessment as a function of the city assessor.

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

Messrs. Perpich, A. J. and Coleman introduced—

S. F. No. 3268: A bill for an act relating to inheritance taxes; prescribing inheritance tax rates and exemptions for certain donees; amending Minnesota Statutes 1971, Sections 291.03, as amended; and 291.05, as amended.

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

Mr. Perpich, A. J. introduced—

S. F. No. 3269: A bill for an act relating to Cook county; reimbursement for Indian aid; appropriating money.

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

Mr. Perpich, A. J. introduced—

S. F. No. 3270: A bill for an act relating to taxation; general property taxes; exemptions; providing an exemption for modifications to a dwelling to accommodate physically handicapped residents; amending Minnesota Statutes, 1973 Supplement, Section 272.02, Subdivision 1.

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

Mr. Bernhagen introduced—

S. F. No. 3271: A bill for an act relating to the county of Wright; authorizing the county of Wright to appropriate money for the collection, preservation, publication and dissemination of historical material.

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

Mr. Hansen, Baldy introduced—

S. F. No. 3272: A bill for an act relating to the legislature; authorizing group hospital and medical benefits coverage for retired members; amending Minnesota Statutes 1971, Section 43.491, by adding a subdivision.

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

### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 720 and 1213.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned February 14, 1974

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. 1434: A bill for an act relating to holidays; regulating the date for celebration of Veterans Day; amending Minnesota Statutes 1971, Section 645.44, Subdivision 5.

Senate File No. 1434 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned February 13, 1974

### CONCURRENCE AND REPASSAGE

Mr. Hansen, Baldy moved that the Senate do now concur in the amendments by the House to S. F. No. 1434 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 1434 was read the third time, as amended by the House, and placed on its repassage.

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

And the roll being called, there were yeas 57 and nays 3, as follows:

Those who voted in the affirmative were:

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

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

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. 2121, 2248 and 2446.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned February 13, 1974

Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted:

H. F. No. 2200.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted February 15, 1974

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. 2370: A bill for an act relating to education; peddling and canvassing on school grounds; repealing Minnesota Statutes 1971, Section 126.19.

Senate File No. 2370 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned February 14, 1974

#### CONCURRENCE AND REPASSAGE

Mr. Conzemius moved that the Senate do now concur in the amendments by the House to S. F. No. 2370 and that the bill be placed on its repassage as amended. The motion prevailed.



S. F. No. 2370 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 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

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 File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 190: A bill for an act relating to public health; prescribing registration fees for x-ray and radium sources of ionizing radiation; requiring periodic safety inspections of such sources; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

Senate File No. 190 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned February 14, 1974

#### CONCURRENCE AND REPASSAGE

Mr. Lewis moved that the Senate do now concur in the amendments by the House to S. F. No. 190 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 190 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 63 and nays 0, as follows:

Those who voted in the affirmative were:

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

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. 892:

H. F. No. 892: A bill for an act relating to labor, veterans; encouraging the employment of Vietnam-era veterans by requiring the listing of job openings with the department of manpower services.

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

Knickerbocker, LaVoy and Laidig have been appointed as such committee on the part of the House.

House File No. 892 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 February 15, 1974

Mr. Frederick moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 892, 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. The 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. 2862, 2048, 2334, 2336, 2595, 2650, 2844, 1539, 2120, 2717, 2919, 2985 and 3021.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted February 13, 1974

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. Nos. 1962, 2935, 1489, 2163, 2699, 2725, 2911, 2937, 401, 2866, 2888, 3013, 3052, 3053, 3089, 1562, 1564, 1967, 2377, 2728, 2745 and 2978.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 14, 1974

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted:

H. F. Nos. 2796, 3039, 3040 and 3041.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 15, 1974

#### **FIRST READING OF HOUSE BILLS**

H. F. No. 2862: A bill for an act relating to highway traffic regulations; authorizing the executive department of government to reduce maximum highway vehicular speeds under certain circumstances; providing penalties.

H. F. No. 2048: A bill for an act relating to welfare; limiting the payments under medical assistance to physicians in teaching hospitals; amending Minnesota Statutes 1971, Section 256B.05, Subdivision 2.

H. F. No. 2334: A bill for an act relating to child welfare; requiring agency placement prior to adoption; amending Minnesota Statutes 1971, Section 259.22.

H. F. No. 2336: A bill for an act relating to child welfare; foster care and day care facilities; providing penalties for certain violations; amending Minnesota Statutes 1971, Sections 257.123, Subdivisions 1 and 2; and 257.124.

H. F. No. 2595: A bill for an act relating to the Minnehaha creek watershed district; providing for the establishment of a district water maintenance and repair fund; authorizing a tax levy for water maintenance and repair purposes.

H. F. No. 2650: A bill for an act relating to the city of Fridley; authorizing the issuance of on-sale licenses for the sale of intoxicating liquor.

H. F. No. 2844: A bill for an act relating to the Minnehaha creek watershed district; providing for taxes.

H. F. No. 1539: A bill for an act relating to elections; providing an "alley system" of election for local government officials.

H. F. No. 2120: A bill for an act relating to workmen's compensation; supplementary benefits; amending Minnesota Statutes 1971, Section 176.132, Subdivision 3; and Minnesota Statutes, 1973 Supplement, Section 176.132, Subdivision 2.

H. F. No. 2717: A bill for an act relating to the city of Island View; authorizing issuance of two additional on-sale licenses for the sale of intoxicating liquor.

H. F. No. 2919: A bill for an act relating to Koochiching county; authorizing the issuance of additional on-sale intoxicating liquor licenses.

H. F. No. 2985: A bill for an act relating to elections; information and instructions furnished county auditors by the secretary of state; amending Minnesota Statutes 1971, Section 203.16, Subdivision 2.

H. F. No. 3021: A bill for an act relating to elections; registration of voters; amending Minnesota Statutes, 1973 Supplement, Section 201.061, Subdivision 1.

H. F. No. 1962: A bill for an act relating to the park and recreation board of the city of Minneapolis; providing a tax levy limit for the tree preservation and reforestation fund; amending Laws 1969, Chapter 593, Section 3.

H. F. No. 2935: A bill for an act authorizing the city of Silver Bay in Lake County to reimburse members for lost earnings; amending Laws 1971, Chapter 602, Section 1.

H. F. No. 1489: A bill for an act relating to education; providing for establishment and operation of cooperative centers by independent school districts.

H. F. No. 2163: A bill for an act relating to register of deeds; fees; amending Minnesota Statutes 1971, Sections 357.18, Subdivision 1; 508.47, Subdivision 4, and 508.82.

H. F. No. 2699: A bill for an act relating to the registration of title to real estate; charges on registration; amending Minnesota Statutes 1971, Section 508.74.

H. F. No. 2725: A bill for an act relating to education; requiring a good faith attempt to make up time lost by school districts on account of calamity; amending Minnesota Statutes 1971, Section 124.16.

H. F. No. 2911: A bill for an act relating to state government; granting subpoena powers to the legislative auditor; prescribing penalties.

H. F. No. 2937: A bill for an act relating to subdivided lands; application for registration; annual reports; amending Minnesota Statutes, 1973 Supplement, Sections 83.20, Subdivision 5; 83.23, Subdivisions 2, 3 and 4; 83.30, Subdivision 1; and 83.38, by adding a subdivision.

H. F. No. 401: A bill for an act relating to game and fish; authorizing angling with two lines through the ice; amending

Minnesota Statutes 1971, Sections 97.40, Subdivision 32; 101.41, Subdivision 2, and 101.42, Subdivision 20.

H. F. No. 2866: A bill for an act relating to the city of Saint Paul; providing for and authorizing said city to issue its general obligation bonds for urban renewal development purposes and for rehabilitation loans; amending Laws 1963, Chapter 881, Sections 1, as amended; 2; and 3; and repealing Laws 1973, Chapter 395, Section 2.

H. F. No. 2888: A bill for an act relating to the city of Mantorville; authorizing the issuance of an on-sale liquor license.

H. F. No. 3013: A bill for an act relating to the city of Beaver Bay; authorizing the issuance of on-sale liquor licenses.

H. F. No. 3052: A bill for an act relating to the interstate compact on juveniles; amending Minnesota Statutes 1971, Sections 260.53 and 260.55.

H. F. No. 3053: A bill for an act relating to the interstate compact for the supervision of parolees and probationers; amending Minnesota Statutes 1971, Section 243.16, Subdivision 1.

H. F. No. 3089: A bill for an act relating to the city of Detroit Lakes; authorizing the issuance of an on-sale liquor license.

H. F. No. 1562: A bill for an act relating to crimes and criminals; alteration or removal of manufacturer's identification numbers; providing penalties; amending Minnesota Statutes 1971, Section 609.655.

H. F. No. 1564: A bill for an act relating to crimes and criminals; sentencing; providing that offenders may be sentenced to a workhouse term in a county other than the county where the offender was tried or where the offense was committed; amending Minnesota Statutes 1971, Section 631.461.

H. F. No. 1967: A bill for an act relating to the library board of the city of Minneapolis; authorizing compensation for members.

H. F. No. 2377: A bill for an act relating to insurance; regulating valuation of policies; amending Minnesota Statutes 1971, Sections 61A.24, Subdivisions 9 and 11; 61A.25, Subdivision 3; and by adding a subdivision.

H. F. No. 2728: A bill for an act relating to state government; revising the civil service law; amending Minnesota Statutes 1971, Sections 15A.071; 43.05, Subdivision 2, as amended; 43.09, Subdivision 2, as amended; 43.12, Subdivisions 1 and 3, as amended; 43.121, Subdivisions 1, 2, as amended, and 3; 43.126, Subdivisions 2, 3, and 4; 43.14, Subdivision 2; 43.19, Subdivision 2, as amended; 43.20; 43.222; 43.25; 43.26, Subdivisions 1 and 2; 43.30; 43.31; and Laws 1973, Chapter 720, Section 78; repealing Minnesota Statutes 1971, Sections 15A.20, Subdivisions 4 and 5; 43.01, Subdivisions 3 and 4; and 43.22, Subdivision 8; and Laws 1973, Chapter 765, Section 23.

H. F. No. 2745: A bill for an act relating to municipalities; allowing municipalities to set minimum labor standards in award-

ing contracts; amending Minnesota Statutes 1971, Section 471.345, by adding a subdivision.

H. F. No. 2978: A bill for an act relating to the city of Minneapolis; authorizing the city to appoint a public officer or employee as commissioner on the city housing and redevelopment authority.

H. F. No. 2796: A bill for an act relating to special school district No. 1 of the city of Minneapolis; compensation of directors of the board of education; amending Laws 1959, Chapter 462, Section 3, Subdivision 1, as amended.

H. F. No. 3039: A bill for an act relating to the trunk highway system; discontinuing and removing a route from the trunk highway system.

H. F. No. 3040: A bill for an act relating to the trunk highway system; adding a new route in substitution of an existing route.

H. F. No. 3041: A bill for an act relating to aeronautics; defining certain terms; amending Minnesota Statutes 1971, Section 360.013, Subdivisions 11, 17, and 19.

H. F. No. 2200: A bill for an act relating to building facilities for handicapped persons; amending Minnesota Statutes 1971, Sections 471.465, Subdivision 2; 471.466; 471.467, Subdivision 1; and 471.468.

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

#### REPORTS OF COMMITTEES

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

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

S. F. No. 2957: A bill for an act relating to Ramsey county; providing for a park and open space system and recreational program; conferring power on the Ramsey county board to acquire land and personal property, to provide by regulation and ordinance for the governance of park, open space and recreational areas and to provide penalties for violation thereof, to preserve the natural drainage within the county, to make appropriations, levy taxes, borrow money and issue bonds therefor, and to expend funds for a park, open space and recreational system within or without Ramsey county; amending Laws 1971, Chapter 950, Section 1, Subdivision 1.

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

Page 1, after line 32, add a new section to read:

"Sec. 2. Laws 1971, Chapter 950, Section 1, Subdivision 4, is amended to read:

Subd. 4. [PUBLIC USE FACILITIES, ACCOMMODATIONS AND SERVICES, PUBLIC OR PRIVATE OPERATION.] The county board may provide for the construction, installation, maintenance, and operation of suitable facilities, accommodations and services in the park and open space system for public use for the purposes of this act or may authorize private persons or corporations to do so. The county board shall not acquire any right, title or interest in or to real property or develop any real property pursuant to this act without the approval of the governing body of the municipality in which such property is located; *provided further that no such property situated in any other county shall be acquired without the approval by resolution of the county board thereof.*"

Renumber the following sections.

Further amend the title as follows:

Page 1, line 18, strike "Subdivision 1" and insert "Subdivisions 1 and 4"

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

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

S. F. No. 2885: A bill for an act relating to metropolitan transportation; directing the metropolitan council to promote the use of car pools and employer vans; authorizing grants and loans to cover the acquisition cost of employer vans; requiring freeways constructed after a certain date to include provision for exclusive lanes for vans and other multipassenger vehicles; authorizing a tax levy.

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

Strike everything after the enacting clause and insert the following:

"Section 1. [METROPOLITAN TRANSIT COMMISSION; PROMOTION OF USE OF CAR POOLS AND EMPLOYER VANS.] The metropolitan transit commission shall promote the use of car pools and employer vans in the metropolitan area. The commission's goal shall be to provide employees and employers with incentives to achieve by January 1, 1980, in the metropolitan area between 6:00 a.m. and 9:00 a.m. an increase of the proportion of persons riding rather than driving in motor vehicles from the 37 percent figure of 1970 to 50 percent.

Sec. 2. [DEFINITIONS.] Subdivision 1. "Metropolitan area" means the metropolitan area as defined in Minnesota Statutes, Section 473B.02.

Subd. 2. "Transit taxing district" means the metropolitan transit taxing district as designed in Minnesota Statutes, Section 473A.111.

Sec. 3. [POWERS AND DUTIES OF COMMISSION.] Subdivision 1. The commission shall promote the use of car pooling and encourage employers, public and private, within the transit taxing district to purchase or lease vans for the employer vans acquisition program.

Subd. 2. The commission may contract for space in parking facilities within the transit taxing district, and make the space available to vehicles carrying more than three persons at a cost which it deems provides incentive for motor vehicle drivers to join car pools or participate in an employer van program.

Subd. 3. The commission may cooperate with employers in the transit taxing district in developing staggered work schedules. The schedules shall be designed so a substantial number of employees are involved in each scheduled arrival and departure time.

Subd. 4. Upon proper application by an employer, as the commission shall prescribe by rule or regulation, the commission may certify an employer's van if it is to be used for the transportation of employees to and from work and a van so certified may use the exclusive bus freeway entrance ramps.

Subd. 5. The commission shall make a study of ways in which private taxi service could be better coordinated with the operation of other forms of transportation within the metropolitan area. The commission shall complete the study and make a report to the legislature by January 1, 1975.

Subd. 6. The commission shall promulgate rules and regulations for implementation of the authority of this act.

Subd. 7. The commission shall contract with the commissioner of highways for performance of the duties enumerated in subdivisions 1, 2, and 4 of this section.

Sec. 4. [EMPLOYER VANS ACQUISITION PROGRAM.] Subdivision 1. It is the purpose of the employer vans acquisition program to encourage the transportation of employees to and from work where the metropolitan transit commission finds that the employees reside in the transit taxing district and are not adequately served by the bus system.

Subd. 2. The commission shall encourage the acquisition of vans capable of handling more than ten passengers, for the purpose of transporting employees to and from work, where the employer will (a) pay the operating and maintenance costs of the van either directly as an expense of operating his business or through assessment of the employees who use the van service and (b) pay additional compensation to the driver of a van if he is a regular employee and has not been hired for the sole purpose of driving the van.

Subd. 3. Any city, county, school district, independent board or agency, or agency of the state located within the metropolitan area may establish an employer vans acquisition program as described in this act.



Sec. 5. [REPORTS.] The commission shall submit reports to the legislature not later than November 15 of each year which shall indicate progress toward increasing the proportion of passengers over drivers, including progress in achieving the January, 1980 driver and passenger ratio goal and any additional legislation necessary to aid in achieving that goal.

Sec. 6. [EMPLOYER VANS REVOLVING FUND.] Subdivision 1. [ESTABLISHMENT.] The governing body of any city, county, or school district may by resolution establish an employer vans revolving fund to be used to purchase vans for the employer vans acquisition program described in section 4 of this act. Any payments out of the fund shall be repaid to the fund out of revenues derived from the use by the employees of the city, county, or school district, of the vans so purchased.

Subd. 2. [LEVY.] Any city, county, or school district is authorized for the purposes of this section, to make a one time levy in excess of all taxing limitations, without affecting the amount or rate of taxes which may be levied by the city, county, or school district for other purposes or by any local governments in the area. The city, county, or school district may make the one time levy of a tax, not to exceed one tenth of a mill, in one of the following years: 1974, 1975, 1976 or 1977; the tax to be payable in the year following the year of the levy.

Subd. 3. [TERMINATION OF THE FUND.] The governing body of any city, county, or school district may by resolution terminate the employer vans revolving fund and use the funds for other purposes authorized by law.

Sec. 7. [FREEWAY EXCLUSIVE LANES.] Subdivision 1. For the purpose of this section, "freeway" means a completely controlled access highway where ingress and egress is allowed only at certain designated points as determined by the road authority having jurisdiction over the highway.

Subd. 2. The metropolitan council in consultation with the metropolitan transit commission may require that any freeway constructed in the metropolitan area on which actual construction has not been commenced by the effective date of this act shall include provisions for exclusive lanes for buses and, as the council may determine, other forms of multipassenger transit. The council, in making its determination, must demonstrate that the exclusive lanes are necessary to implement the transportation policy plan of the development guide.

Sec. 8. [TRANSIT SHELTERS.] The commissioner of administration shall adopt regulations pursuant to the authority granted him in Minnesota Statutes, Section 16.85, requiring the provision of space for transit passenger shelters in all residential apartment or condominium developments of more than the 100 units constructed within the metropolitan area after the effective date of this act.

Sec. 9. [FINANCING; TAX LEVIES.] Subdivision 1. The metropolitan transit commission may accept and use grants from any

source to finance the activities contemplated by this act and in addition to any other tax the metropolitan transit commission is authorized to levy and in excess of all taxing limitation, without affecting the amount or rate of taxes which may be levied by the commission for other purposes or by any local government in the area, the commission may levy a tax not to exceed 1/100 mill upon all taxable property within the metropolitan transit taxing district as defined in Minnesota Statutes, Section 473A.111 for the purpose of this act.

Subd. 2. Any city, county, or school district which establishes an employer vans acquisition program is authorized, upon resolution of its governing body, to levy a tax for the purpose of covering the administrative costs of the program and in addition to any other tax the city, county, or school district is authorized to levy and in excess of all taxing limitations, without affecting the amount or rate of taxes which must be levied by the city, county, or school district for other purposes or by a local government in the area, the city, county, or school district may levy a tax not to exceed 1/100 mill.

Sec. 10. This act is effective on the date following its final enactment."

Further amend the title as follows:

Strike the title and insert: "A bill for an act relating to metropolitan transportation; directing the metropolitan transit commission to promote the use of car pools and employer vans; requiring freeways constructed after a certain date to include provision for exclusive lanes for vans and other multipassenger vehicles; authorizing tax levies."

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

Mr. Davies from the Committee on Judiciary, to which were referred the following appointments:

#### COMMISSION ON JUDICIAL STANDARDS

Gerald Dillon, 16 Park Lane, Minneapolis, Hennepin County, appointed effective July 19, 1973, for a term expiring July 19, 1977.

Katherine Murphy, 2265 North Shore Drive, Wayzata, Hennepin County, appointed effective July 19, 1973, for a term expiring July 19, 1977.

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

Mr. Davies moved that the foregoing report be laid on the table. The motion prevailed.

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

S. F. No. 2482: A bill for an act relating to the operation of state government; changing the salary setting authority of certain unclassified positions in the executive branch of government; repealing Minnesota Statutes 1971, Sections 15A.021; 15A.031; 15A.041; and 15A.081.

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, Chapter 43, is amended by adding a section to read:

[43.062] [SALARY SETTING AUTHORITY.] *Subdivision 1. [SALARY LISTING.] The personnel board shall, on or before December 1 of each even numbered year, submit to the legislature a listing of salaries for the commissioners of administration, aeronautics, agriculture, banking, insurance, securities, corrections, economic development, education, finance, health, the executive director of the higher education coordinating commission, the commissioners of highways, human rights, the executive secretary of the board of investment, the commissioner of the iron range resources commission, the commissioner of labor and industry, the director of mediation services, the commissioners of liquor control, employment services, natural resources, and personnel, the directors of the planning agency and the pollution control agency, the commissioners of public safety and of public service, the director of public service, the commissioner of public welfare, the chancellors of the state college system and the community college system, the commissioners of revenue and of veterans affairs, as well as salaries for unclassified deputy positions to the before mentioned department heads. The listing shall further include salary ranges for professional positions in the office of the attorney general, except for the position of chief deputy attorney general, and salaries for the chief deputy attorney general, the deputy state auditor, the deputy secretary of state, and the deputy state treasurer.*

*Subd. 2. [BOARD TO CONSIDER ADVICE.] Before submitting the salary listing prescribed in subdivision 1 to the legislature, the personnel board shall consult with the governor, the commissioner of administration, the commissioner of finance, and the commissioner of personnel concerning the salary listing and shall give due consideration to the advice of these officers. Before submitting to the legislature a salary listing prescribed in subdivision 1 for a position in the office of a constitutional officer, the personnel board shall consult with the constitutional officer concerning the salary listing and shall give due consideration to the advice of the officer.*

*Subd. 3. [BASE SALARIES AND ACHIEVEMENT AWARDS.] Except for positions for which salary ranges have been established, the salary listing shall contain a specific salary for each position defined in subdivision 1. For positions for which no salary ranges have been established, the salary listing shall further*

contain a specific monetary amount or percentage to which an incumbent's salary may be raised to reward achievement as prescribed by section 12. The board shall determine only a fixed salary for the positions of executive secretary of the board of investment, and the commissioner of public service who shall not be eligible for achievement awards as provided by section 12.

**Subd. 4. [OFFICE OF ATTORNEY GENERAL.]** Salaries within the ranges for professional positions within the office of the attorney general shall be established by the attorney general, within his sole discretion.

Sec. 2. Minnesota Statutes 1971, Chapter 43, is amended by adding a section to read:

**[43.063] [EFFECTIVE DATE OF SALARIES.]** The salary listing submitted to the legislature under the provisions of section 1 shall automatically become effective the beginning of the first pay period in the fiscal year following its submittal to the legislature unless otherwise provided by law. If such a law is vetoed by the governor, the salary listing submitted by the board shall not become effective, but the salaries then in effect shall continue in effect until other salaries are established through the procedure prescribed in this act.

Sec. 3. Minnesota Statutes 1971, Chapter 43, is amended by adding a section to read:

**[43.064] [OTHER SALARIES SET BY PERSONNEL.]** Notwithstanding any other law to the contrary, salaries for all unclassified positions in the executive branch not enumerated in the listing described in section 1, subdivision 1, shall be established by the commissioner of personnel except for the following: (1) positions listed in Minnesota Statutes, Section 15A.083; (2) positions listed in section 7 of this act; (3) positions listed in Minnesota Statutes, Section 299D.03; (4) positions in the office of the governor whose salaries shall be determined by the governor; (5) positions in the state college system, the state community college system, and in the higher education coordinating commission whose primary duties consist of instructing and counseling students, directing academic programs of schools, divisions, or departments of colleges and community colleges, or conducting research on academic subjects. Individual salaries for the positions enumerated in clause (5) shall be determined by the state college board, the state community college board, and the higher education coordinating commission, respectively, within the limits of a salary plan which shall have been approved by the commissioner of personnel before becoming effective.

No provision of any subsequent law relating to salaries of state employees shall be construed as inconsistent with this section unless it is expressly provided in such subsequent act that the provisions of this section shall not be applicable or shall be superseded, amended, or repealed.

Sec. 4. Minnesota Statutes 1971, Chapter 43, is amended by adding a section to read:

**[43.065] [SALARY REVIEW.]** *Subdivision 1. [SALARIES TO BE EQUITABLE.] When determining salaries for any position the personnel board and the commissioner of personnel shall assure that:*

*(1) Salaries in the classified and unclassified service bear equitable relationship to one another;*

*(2) Salaries among the various positions listed in Section 1, Subdivision 1, bear equitable relationships to one another; and*

*(3) Salaries for state positions bear equitable relationships to salaries for similar positions outside state service.*

*Salaries bear equitable relationships to one another within the meaning of this section if salaries for positions which require comparable knowledge, abilities, duties, responsibilities and accountabilities are comparable and if salaries for positions which require differing knowledge, abilities, duties, responsibilities and accountabilities are directly proportional to the knowledge, abilities, duties, and responsibilities required.*

**Subd. 2. [METHOD OF REVIEW.]** *In determining the salary listing described in section 1, subdivision 1, the board shall consider only those criteria established by subdivision 1 and shall not take into account personal performance of individual incumbents. The board shall establish an objective system for quantifying knowledge, abilities, duties, responsibilities and accountabilities and in determining salary listings rate each position according to this system.*

**Subd. 3. [INFORMATION, CONSULTANTS.]** *Each department shall furnish the board with any information which the board may request to aid in the performance of its duties. Subject to appropriations, the board may engage expert consultants.*

**Sec. 5. Minnesota Statutes 1971, Chapter 43, is amended by adding a section to read:**

**[43.066] [SALARIES FOR OTHER POSITIONS.]** *The board shall submit to the legislature together with the listing described in section 1, subdivision 1, recommendations for salaries for members of the legislature, the governor, the lieutenant governor, the attorney general, the state auditor, the state treasurer, the secretary of state, justices of the supreme court, judges of all other courts, the public defender, and the supreme court administrator. Salaries for these positions shall be determined by laws; the board's salary listings for these positions shall be advisory only.*

**Sec. 6. Minnesota Statutes 1971, Chapter 43, is amended by adding a section to read:**

**[43.067] [SALARY LIMITS.]** *The base salary of the head of any state department in the executive branch shall serve as the upper limit of compensation in his organization unless the personnel board approves an exemption in individual cases. Salaries of medical doctors paid under the provisions of Minnesota Statutes, Section 43.126, shall be excluded from the limitation provided in this section.*

**Sec. 7. Minnesota Statutes 1971, Chapter 15A, is amended by adding a section to read:**

[15A.082] [SALARIES FOR CONSTITUTIONAL OFFICERS.] *Subject to the provisions of Minnesota Statutes, Section 16.027, the following annual salaries are provided for constitutional officers:*

Attorney general	\$36,500
Auditor, state	26,000
Governor	41,000
Lieutenant governor	30,000
Secretary of state	25,000
Treasurer, state	25,000

Sec. 8. Minnesota Statutes 1971, Section 43.01, is amended by adding subdivisions to read:

**Subd. 17. [LEGISLATIVE BRANCH.]** *For purposes of Minnesota Statutes, Chapters 15A and 43, "legislative branch" means all legislators and all employees of the legislature including part time or full time employees and temporary or permanent employees of legislative committees or commissions.*

**Subd. 18. [JUDICIAL BRANCH.]** *For the purposes of Minnesota Statutes, Chapters 15A and 43, "judicial branch" means all justices of the supreme court, all employees of the supreme court, including commissions, boards, and committees established by the supreme court, the board of law examiners, the law library, the office of the public defender, and all judges of district courts and such other agencies as may be placed in the judicial branch by law.*

**Subd. 19. [EXECUTIVE BRANCH.]** *For purposes of Minnesota Statutes, Chapters 15A and 43, "executive branch" means heads of all departments of government, elective or appointive, established by statute or constitution, and all employees of such department heads which have within their particular field of responsibility, state-wide jurisdiction and are not defined as part of the legislative or judicial branches of government and as opposed to jurisdiction in specifically defined geographical areas, such as regions, counties, cities, towns, municipalities, or school districts. The executive branch shall include the governor and his staff. Not included in the executive branch are the university of Minnesota, the public employees retirement association, the Minnesota state retirement system, the teachers retirement association, the Minnesota society, and all of their employees, and any other entity which is incorporated, though it may receive state funds.*

**Subd. 20. [CIVIL SERVICE.]** *"Civil service" of the state means a system consisting of all employees in the legislative, the judicial, and the executive branches of state government. The state civil service system shall be divided into the classified and the unclassified civil service as provided elsewhere in this chapter.*

**Subd. 21. [DEPARTMENT, AGENCY.]** *For purposes of chapters 15A and 43, the terms "department" and "agency" may be used interchangeably within the executive branch.*

**Subd. 22. [OFFICER, EMPLOYEE.]** *For purposes of chapters*

15A and 43, the terms "officer" and "employee" may be used interchangeably within the executive branch.

Sec. 9. Minnesota Statutes, 1973 Supplement, Section 43.06, is amended to read:

43.06 [BOARD; DUTIES; POWERS.] It shall be the duty of the personnel board and it shall have power:

(1) To conduct hearings and pass upon complaints by or against any officer or employee in the classified service for the purpose of demotion, suspension, or removal of the officer or employee, in accordance with the provisions of this chapter;

(2) To hear and pass upon such other matters as the commissioner may, from time to time, bring before the board for determination; and

(3) The personnel board may employ, prescribe the duties, and, notwithstanding the provisions of section 15A.021 3 of this act, fix the compensation of temporary and permanent hearing officers and other employees who shall be in the unclassified civil service or may be retained by contract. The board may decide matters from a report of the testimony taken by a hearing officer and in accordance with such rules as it may prescribe.

(4) The personnel board shall advise the commissioner of personnel on any matters concerning his rules when requested so to do by the commissioner.

(5) The personnel board shall render its advisory opinion on all proposed personnel rules, or proposed changes of personnel rules.

Sec. 10. Minnesota Statutes 1971, Chapter 43, is amended by adding a section to read:

[43.042] [EXTENT OF AUTHORITY.] *Whenever any power or authority is given to the commissioner of personnel by any provision of chapters 15A or 43, such power or authority shall extend to all departments in the executive branch, but shall not extend to any subdivisions or employees in the judicial branch or legislative branch. The classified employees in the office of the legislative auditor, however, the Minnesota state retirement system and the teachers retirement association shall be subject to the powers or authority of the commissioner of personnel.*

Sec. 11. Minnesota Statutes 1971, Chapter 43, is amended by adding a section to read:

[43.068] [NO DECREASE IN PRESENT SALARIES.] *The salary of any state employee whose salary at the end of an odd numbered fiscal year was above the limit set in section 7 or Minnesota Statutes, 1973 Supplement, Section 15A.083 or by the personnel board under the provisions of section 1 shall remain at that level at the beginning of the next fiscal year and until a vacancy in the position occurs or the salary falls below a newly established limit. New appointments shall be made at the base salary or within the salary range prescribed in section 7 or Minnesota Statutes, 1973 Supplement, Section 15A.083 or by the personnel board under the provisions of section 1.*

Sec. 12. Minnesota Statutes 1971, Chapter 43, is amended by adding a section to read:

[43.069] [BOARD MAY LIFT SALARIES.] *Subdivision 1. Except as provided in section 1, the personnel board may raise the salary for any individual incumbent of a position whose base salary is established by the board under the provisions of section 1 and which has not been provided with a salary range, provided:*

*(a) The incumbent has, in the opinion of the board, challenging written objectives which are specific as to amount and time and which have been agreed upon in advance by the appointing authority;*

*(b) The appointing authority of the incumbent applies to the board for the salary increase and simultaneously certifies to the board that the incumbent has fulfilled, or is fulfilling, his agreed upon objectives.*

*Subd. 2. The board may require the appointing authority or the incumbent to submit additional information as it may deem necessary.*

*Subd. 3. The appointing authority may apply for, and the board may approve salary raises for the incumbent by any increment, and more than once. The aggregate of the increases under this section shall not increase the individual salary beyond 25 percent of the base salary established for the position by the board under the provisions of section 1.*

*Subd. 4. Any achievement award granted to individuals under this section shall remain in effect for 12 months from the date of approval, unless the board determines a lesser effective period of time.*

Sec. 13. Minnesota Statutes, 1973 Supplement, Section 43.324, is amended to read:

43.324 [COMPENSATION PLAN.] *Subdivision 1. On or before December 1 of each even numbered year, the commissioner of personnel shall after consultation with the commissioner of finance submit to the governor, or if a governor has been elected in that year to the governor-elect, his recommendations concerning compensation to be paid all state employees ; in the classified and unclassified civil service in the executive branch with the exception of salaries for positions contemplated in section 1 and for positions exempted from the commissioner's salary setting authority in section 3. The recommendations so submitted shall be in bill form, drafted in conformity with the rules of the senate and house of representatives and may contain proposals concerning salaries, paid holidays, health and life insurance benefits, and other items of compensation for all employees of the state in the executive branch. The recommendations shall also include any agreements reached through collective bargaining, or ordered by arbitrators, or which may be the results of any negotiations conducted under a public employment labor relations law applicable to state employees to the extent that such agreements pertain to issues or items included in the commissioner's compensation recommendations described in this subdivision.*



Subd. 2. The recommendation of the commissioner as required by subdivision 1 shall include the recommendations of the personnel board concerning salaries in the unclassified service or any modifications thereof which he has made. But no modification of the personnel board's recommendations shall be made by the commissioner without a written explanation therefor, and in no event may the commissioner make any changes in the recommendations of the personnel board concerning positions in the legislative and judicial branches.

Subd. 3 2. The governor at the time of delivering As part of his budget message to the opening of a regular session of the legislature in January of each odd numbered year , the governor shall also transmit for legislative consideration the commissioner's proposals as recommended by the commissioner or as modified by the governor, but the governor shall not modify any recommendations concerning positions in the legislative or judicial branches, or any recommendations reached through collective bargaining, or ordered by arbitrators, or which may be the result of any negotiations conducted under a public employment labor relations law applicable to state employees.

Sec. 14. Minnesota Statutes, 1973 Supplement, Section 43.128, is amended to read:

43.128 [SALARY INCREASES, UNCLASSIFIED SERVICE.] Subdivision 1. The salaries of all employees in the unclassified civil service of the state *executive branch* whose salary is not fixed by ~~section 15A.081~~ *determined by the board under the provisions of section 1*, shall be adjusted to the class of persons in the classified civil service performing comparable work and having comparable responsibility, as determined by the commissioner of personnel but in no event to an amount in excess of the maximum of such class.

Subd. 2. The provisions of subdivision 1 shall not apply to state employees listed in sections 43.09, subdivision 2, clause (7) and 136A.03, except that the appointing authority of such employees shall submit a salary schedule to the commissioner for approval before such schedule may become effective. *The provisions of subdivision 1 shall further not apply to salaries for positions which are exempted from the commissioner's salary setting authority under the provisions of section 3.*

Sec. 15. Minnesota Statutes, 1973 Supplement, Section 15A.081, Subdivision 1, is amended to read:

15A.081 [SALARIES AND SALARY RANGES FOR CERTAIN OFFICERS AND EMPLOYEES.] Subdivision 1. The following salaries or salary ranges are provided for the below listed officers and employees in the executive branch of government:

	Base Salary or Range
Administration, department of commissioner	\$36,000
Deputy commissioner	28,800
Aeronautics, department of commissioner	20,400

Agriculture, department of commissioner	\$22,000
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deputy commissioner	17,600
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Attorney general, office of attorney general	36,500
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chief deputy attorney general	24,500 — 31,500
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deputy attorney general	19,100 — 27,500
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solicitor general	21,300 — 28,000
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assistant attorney general	12,000 — 26,000
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special assistant attorney general	12,600 — 22,600
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Auditor, office of auditor	26,000
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deputy auditor	20,800
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Civil service, department of director	25,700 — 28,200
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**This salary is authorized only until the department of civil service is abolished by other law.**

Commerce, department of commissioner of banks	22,000
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commissioner of insurance	22,000
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commissioner of securities	22,000
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Corrections, department of commissioner	28,000
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deputy commissioner	22,400
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Economic development, department of commissioner	22,000
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deputy commissioner	17,600
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Education, department of commissioner	29,800
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Finance, department of commissioner	35,500
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deputy commissioner	28,400
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Governor, office of governor	41,000
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Health, department of commissioner	30,300
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Higher education coordinating commission executive director	26,100
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assistant executive director	20,900
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Highways, department of commissioner	\$33,600
Human rights, department of commissioner	20,000
Indian affairs commission executive director	17,500
Investment, board of executive secretary	35,000
Labor and industry, department of commissioner	26,400
deputy commissioner	21,100
<del>workmen's compensation commissioner</del>	<del>22,000</del>
director, mediation services	21,000
Lieutenant governor, office of lieutenant governor	30,000
Liquor control, department of commissioner	19,000
Manpower services, department of commissioner	26,400
Natural resources, department of commissioner	28,300
deputy commissioner	22,600
Personnel, department of commissioner	31,000
deputy commissioner	24,800
<del>(These salaries are authorized only upon the effective date of any law authorizing the creation of a department of personnel.)</del>	
Planning agency director	27,000
Pollution control agency director	24,000
Public examiner, department of public examiner	25,100
<del>(This salary is authorized only until August 31, 1973.)</del>	
Public safety, department of commissioner	26,900
deputy commissioner	21,500
Public service, department of commissioner, public service commission	22,000
director	20,700

Public welfare, department of commissioner	\$33,600
deputy commissioner	26,900
Secretary of state, office of secretary of state	25,000
deputy secretary of state	17,500
State college system chancellor	32,500
State junior college system chancellor	27,500
Taxation, department of commissioner	28,900
Treasury, state treasurer	25,000
deputy treasurer	17,500
Veterans affairs, department of commissioner	16,000

Sec. 16. Minnesota Statutes 1971, Section 15A.083, is amended by adding a subdivision to read:

*Subd. 4. [OTHER SALARIES.] The annual salary for a workmen's compensation commissioner shall be 80 percent of the base salary of a district judge.*

Sec. 17. [REPEALER.] Minnesota Statutes, 1973 Supplement, Sections 15A.021, 15A.031, 15A.041, 15A.084, 15A.085, and 43.02 are repealed. Minnesota Statutes, 1973 Supplement, Section 15A.081 as amended by this act is repealed at the beginning of the first pay period of the fiscal year beginning July 1, 1975.

Sec. 18. [EFFECTIVE DATE.] This act shall be effective on July 1, 1974 except that sections 15 and 16 shall be effective the beginning of the first pay period after the final approval of this act. The salaries established in section 15A.081 as amended shall remain in effect until the beginning of the first pay period of the fiscal year beginning July 1, 1975."

Further, strike the title and insert in lieu thereof:

"A bill for an act relating to the operation and structure of state government; changing the salary setting authority of certain unclassified positions in the executive branch of government; defining certain terms; amending Minnesota Statutes 1971, Sections 15A.083, by adding a subdivision; and 43.01 by adding subdivisions; Chapters 15A by adding a section; and 43 by adding sections; Minnesota Statutes, 1973 Supplement, Sections 15A.081, Subdivision 1; 43.06; 43.128; and 43.324; repealing Minnesota Statutes, 1973 Supplement, Sections 15A.021; 15A.031; 15A.041; 15A.081, as amended; 15A.084; 15A.085; and 43.02."

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

Mr. Coleman from the Committee on Rules and Administration, to which was re-referred

S. F. No. 1713: A bill for an act proposing an amendment to the Minnesota Constitution in all its articles; reforming its structure, style and form.

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

Page 8, line 23, reinstate the stricken "at" and after the stricken word "their" insert "its"

Page 8, line 23, reinstate the stricken "first session"

Page 8, line 25, restore the stricken comma

Page 8, line 26, after "shall" insert "have the power to"

Page 8, line 27, before "districts" insert "and legislative"

Page 8, line 27, strike ", and"

Page 8, lines 27 and 28, strike "apportion anew the senators and representatives"

Page 9, line 25, after "new" insert "legislative"

Page 10, line 23, strike the comma

Page 11, line 28, after "governor" insert "on extraordinary occasions"

Page 12, line 16, strike "They" and insert "Both houses"

Page 14, line 9, after "of" insert "the"

Page 16, line 24, strike "To pass" and insert "Passage of"

Page 19, line 1, reinstate the stricken "of office"

Page 19, line 5, restore the stricken language

Page 19, line 16, strike "their" and insert "his"

Page 20, line 8, reinsert the stricken "term"

Page 20, line 8, strike "terms" and insert "of office"

Page 20, line 10, strike "are" and insert "is"

Page 22, line 23, reinstate the stricken "as"

Page 25, line 19, strike "not mentally competent or"

Page 25, line 20, after "insane" insert "or not mentally competent"

Page 25, lines 25, 26 and 27, strike "nor" each place it appears and reinstate the stricken commas.

Page 31, line 5, after the stricken word "but" insert "All"

Page 31, line 7, strike "and"

Page 31, line 8, strike "and" and insert in lieu thereof a comma

Page 32, line 17, strike "May first of" and insert "*the first day of May in*"

Page 32, line 28, strike the words "*fluids*" or other" and after "means" insert "*or substance*"

Page 33, line 4, reinsert the stricken "or operating"

Page 34, line 8, strike the comma and strike "of not more than 25"

Page 34, line 9, strike "years but"

Page 39, line 8, strike "are" and insert "is"

Page 44, line 10, strike "*the*" and insert "*that*"

Page 48, line 20, reinsert the stricken "provided"

Page 49, line 2, restore the stricken "the voters"

Page 49, line 3, strike "*those*"

Page 49, line 4, strike "city or village and any county or"

Page 49, line 5, strike "other" and also strike the comma

Page 51, line 5, strike "Lands" and insert in lieu thereof "*Land*"

Page 51, line 8, restore the stricken "land"

Page 51, line 8, strike "*the*"

Page 51, line 9, strike "*lands*" and also strike the comma

Page 51, line 12, after "shall" strike "be bound to"

Page 51, line 12, strike "the"

Page 51, line 13, after "mineral," insert "*forest,*"

Page 51, line 13, strike "other productions of manufacturers" and insert "*manufactured products*"

Page 51, line 17, strike "combinations" and insert "*combination*"

Page 51, line 26, reinsert the word "therefor"

Page 52, line 24, strike the word "*majority*"

Page 53, line 25, after the stricken "reconstruct" reinsert the comma

Page 53, line 26, reinsert the stricken "improve"

Page 54, line 8, reinsert the stricken comma after the stricken "reconstructed"

Page 54, line 8, reinsert the stricken "improved"

Page 56, line 1, after "~~reconstructed~~" reinsert the stricken comma

Page 56, line 2, reinsert the stricken "improved"

Page 56, line 18, after "~~reconstructed~~" reinsert the stricken comma

Page 56, line 18, reinsert the stricken "improved"

Page 59, line 1, after "construction" reinsert the stricken comma

Page 59, line 2, reinsert the stricken "improvement"

Page 59, line 6, after "~~reconstruction~~" reinsert the stricken comma

Page 59, line 6, reinsert the stricken "improvement"

Page 59, line 19, after "~~reconstruction~~" reinsert the stricken comma

Page 59, line 19, reinsert the stricken "improvement"

Page 59, line 24, after "~~reconstruction~~" reinsert the stricken comma

Page 59, line 25, reinsert the stricken "improvement"

Page 60, line 5, reinsert "using the public streets and highways"

Page 60, line 25, after "substance" insert "*or means used*"

Page 61, line 1, strike the word "used"

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

Mr. Coleman from the Committee on Rules and Administration, to which was re-referred under Rule 35,

S. F. No. 2048, together with the committee report thereon; A bill for an act relating to state colleges; permitting the state college board to designate certain colleges as state universities.

Reports the same back with the recommendation that the bill together with the committee report thereon be re-referred to the Committee on Finance. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was re-referred under Rule 35,

S. F. No. 891, together with the committee report thereon; A bill for an act relating to natural resources; regulating the harvest of wild rice in Aitkin, Crow Wing, Mille Lacs, and Morrison counties; providing a penalty.

Reports the same back with the recommendation that the bill together with the committee report thereon be re-referred to the Committee on Governmental Operations. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 2623: A bill for an act relating to the city of Brainerd; exemption from water fluoridation requirements.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Health, Welfare and Corrections. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 2621: A bill for an act relating to accounting; educational requirements for certification as a certified public accountant; amending Minnesota Statutes, 1973 Supplement, Section 326.19, Subdivision 2.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Labor and Commerce. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 2864: A bill for an act relating to St. Louis county; tax levy for health purposes; repealing Laws 1967, Chapter 501.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Local Government. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 2889: A bill for an act relating to public places; smoking; regulating smoking at public places and in public meetings; providing a penalty.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Health, Welfare and Corrections. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 2855: A bill for an act relating to distinction on the basis of sex; abolishing these distinctions in the area of labor and industry; amending Minnesota Statutes 1971, Sections 175.16, as amended; 175.18; 175.20; 181.07; 181.40, as amended; repealing Minnesota Statutes 1971, Sections 181.18; 181.19; 181.20; 181.21; 181.22; 181.23; 181.43; 181.44; 181.45; 181.46; 181.47; 181.48; and 182.09, as amended.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Judiciary. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 2596: A bill for an act relating to security guards; requiring the licensing and qualification thereof; providing a penalty.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Labor and Commerce. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 3010: A bill for an act relating to capital punishment; specifying the acts constituting murder in the first degree; providing a separate proceeding to determine sentence in capital cases; amending Minnesota Statutes 1971, Sections 243.05; 609.10; 609.18; 609.19; 609.195; and Chapter 609, by adding sections; Minnesota Statutes, 1973 Supplement, Section 626A.05, Subdivision 2; repealing Minnesota Statutes 1971, Section 609.185.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Health, Welfare and Corrections. Report adopted.



Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 3011: A bill for an act relating to eminent domain; acquisition by direct purchase; amending Minnesota Statutes 1971, Section 117.232, Subdivision 1.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Judiciary. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 3023: A bill for an act relating to municipal industrial development; definitions; amending Minnesota Statutes, 1973 Supplement, Section 474.02, Subdivision 1.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Local Government. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 3052: A bill for an act relating to retirement; service required for retirement of district court judges; amending Minnesota Statutes 1971, Sections 490.101, Subdivision 1; and 490.102, Subdivision 2.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Governmental Operations. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 3056: A bill for an act relating to employments licensed by the state; architects, engineers and surveyors; raising the minimum public building cost for which services of a licensed architect, engineer or land surveyor are required; amending Minnesota Statutes 1971, Section 326.03, Subdivision 2.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Governmental Operations. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 2904: A bill for an act relating to peace officers; defining peace officer to include reserve police officers and reserve deputy sheriffs; amending Laws 1973, Chapter 248, Section 1, Subdivision 2.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Governmental Operations. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 2912: A bill for an act relating to education; estab-

lishing a center for consumer education services and prescribing its duties; appropriating money.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Education. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 2930: A bill for an act relating to distinctions on the basis of sex; abolishing these distinctions in the laws concerning unemployment compensation by pregnancy; amending Minnesota Statutes 1971, Section 268.09, Subdivision 1, as amended.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Labor and Commerce. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 2972: A bill for an act relating to Dakota county; providing for the filing of surveys with the county surveyor.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Metropolitan and Urban Affairs. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred for proper reference under Rule 35,

S. F. No. 2973: A bill for an act relating to Dakota county; providing for the establishment and maintenance of a personnel system on a merit basis; providing for the selection, promotion, severance, tenure of office and compensation of Dakota county employees; establishing a county personnel appeals board and authorizing the county board of Dakota county to make necessary appropriations.

Reports the same back with the recommendation that the bill be re-referred to the Committee on Local Government. Report adopted.

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

S. F. No. 2886: A bill for an act relating to place of filing bonds of county officials; amending Minnesota Statutes 1971, Section 574.21.

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

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

S. F. No. 3069: A bill for an act authorizing the city of Foley to acquire and develop certain land for industrial purposes.

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

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

S. F. No. 2568: A bill for an act relating to the village of Cooley in Itasca county; providing for the dissolution of the village of Cooley.

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

Page 1, line 6, strike "village, or"

Page 1, line 7, strike the comma

Page 1, line 9, strike "village" and insert "city"

Page 1, line 17, strike "village" and insert "city"

Page 1, line 18, strike "village" and insert "city"

Page 1, line 21, strike "village" and insert "city"

Page 1, line 26, strike "village" and insert "city"

Page 2, line 3, strike "village" and insert "city"

Further amend the title as follows:

Page 1, line 2, strike "village" and insert "city"

Page 1, line 4, strike "village" and insert "city"

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

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

S. F. No. 2966: A bill for an act relating to labor and minimum wages; excluding legislative employees from the right to claim overtime; amending Minnesota Statutes, 1973 Supplement, Section 177.25, by adding a subdivision.

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

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

S. F. No. 3034: A bill for an act relating to workmens compensation; appropriating money for the state compensation revolving fund; amending Minnesota Statutes 1971, Section 176.611, Subdivision 6.

Reports the same back with the recommendation that the bill

do pass and be re-referred to the Committee on Finance. Report adopted.

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

S. F. No. 3116: A bill for an act relating to labor; public employees; contracts; amending Minnesota Statutes 1971, Section 179.70, Subdivision 2.

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

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

S. F. No. 3117: A bill for an act relating to labor; public employees; definitions; amending Minnesota Statutes 1971, Section 179.63, Subdivision 7.

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

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

S. F. No. 3118: A bill for an act relating to labor; public employees; negotiation procedures; amending Minnesota Statutes, 1973 Supplement, Section 179.69, Subdivisions 3 and 5.

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

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

S. F. No. 3040: A bill for an act relating to public employees; submission of disputes to arbitration; amending Minnesota Statutes 1971, Section 179.69, Subdivision 5, as amended.

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

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

S. F. No. 3119: A bill for an act relating to labor; public employees; grievances and arbitration; amending Minnesota Statutes 1971, Section 179.70, Subdivision 5, and Minnesota Statutes, 1973 Supplement, Section 179.72, Subdivision 9.

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

Page 1, line 16, after "transmit" insert "both"

Page 1, line 16, after "board" insert "and to the director"

Page 1, line 17, after the period add "*Should any issues submitted to arbitration be settled voluntarily before the arbitrator issues his decision, notice of such settlement shall be made by the arbitrator in a report issued both to the board and to the director.*"

Page 1, line 22, after "board" insert "and to the director"

Page 1, line 24, after the period add "*Should any issues submitted to arbitration be settled voluntarily before the arbitrator issues his decision, notice of such settlement shall be made by the arbitrator in a report issued both to the board and to the director.*"

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

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

S. F. No. 3115: A bill for an act relating to labor; public employees; powers and duties of the public employment relations board; amending Minnesota Statutes 1971, Section 179.72, Subdivision 4.

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

Page 1, line 18, strike "upon its own initiative" and insert "at its discretion"

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

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

S. F. No. 3037: A bill for an act relating to labor relations; political activity as grounds for removal from office of mediator or employee; repealing Minnesota Statutes 1971, Section 179.03.

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

Page 1, line 9, strike "repealed." and insert "amended to read:

179.03 [POLITICAL ACTIVITIES FORBIDDEN.] Any mediator or employee, under the provisions of sections 179.01 to 179.17, who exerts his influence, directly or indirectly, to induce any other person to adopt his political views, or to favor any particular candidate for office, or to contribute funds for political purposes shall forthwith be removed from his office or position by the authority appointing him; provided, that before removal the director of mediation services shall be entitled to a hearing before the governor, and any other employee shall be entitled to a similar hearing before the director of mediation services."

Further, amend the title as follows:

Page 1, line 4, strike "or employee"

Page 1, line 5, strike "repealing" and insert "amending"

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

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

S. F. No. 2327: A bill for an act relating to health and welfare; prohibiting the sale in this state of household products containing liquid lye preparations.

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

Page 1, line 20, after "sale" insert "for household use"

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

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which were re-referred the following appointments:

#### STATE BOARD OF HEALTH

Marlys Wolf, Fingerhut Manufacturing, St. Cloud, Stearns County, appointed effective October 12, 1973, for a term expiring January 1, 1975.

Roberto Trevino, 1610 3rd Avenue South, Moorhead, Clay County, appointed effective October 12, 1973, for a term expiring January 1, 1975.

Elizabeth Kalisch, 5371 Hugo Road, White Bear Lake, Ramsey County, appointed effective October 12, 1973, for a term expiring January 1, 1975.

Robert Willmarth, 203 9th Avenue S.E., Rochester, Olmsted County, appointed effective October 12, 1973, for a term expiring January 1, 1977.

Bridget Coleman, 700 Linwood, St. Paul, Ramsey County, appointed effective October 12, 1973, for a term expiring January 1, 1977.

Patrick M. Daugherty, 3914 Bryant Avenue North, Minneapolis, Hennepin County, appointed effective October 12, 1973, for a term expiring January 1, 1977.

Dr. Maurice McCollar, 3563 White Bear Avenue, White Bear Lake, Ramsey County, appointed effective January 1, 1974, for a term expiring January 1, 1978.

Robertta Williamson, 2021 Bluestone Lane, Eagan, Dakota County, appointed effective February 6, 1974, for a term expiring January 1, 1978.

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

Mr. Conzemius moved that the foregoing report be laid on the table. The motion prevailed.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which were re-referred the following appointments:

**STATE EXAMINING COMMITTEE FOR PHYSICAL THERAPISTS**

Thomas R. Garrett, 1842 N. W. 16th Street, Rochester, Olmstead County, appointed effective August 16, 1973, for a term expiring June 30, 1976.

Dr. Elmer Salovich, 5249 Lochloy Drive, Minneapolis, Hennepin County, appointed effective June 30, 1972, for a term expiring June 30, 1975.

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

Mr. Conzemius moved that the foregoing report be laid on the table. The motion prevailed.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which were re-referred the following appointments:

**STATE BOARD OF EXAMINERS IN BASIC SCIENCES**

Dr. Raymond Bieter, 2015 Dayton Avenue, St. Paul, Ramsey County, appointed effective April 1, 1973, for a term expiring April 1, 1979.

Dr. Paul Winchell, 4100 Morrill Lane, Minneapolis, Hennepin County, appointed effective April 1, 1973, for a term expiring April 1, 1979.

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

Mr. Conzemius moved that the foregoing report be laid on the table. The motion prevailed.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which were re-referred the following appointments:

**GILLETTE HOSPITAL AUTHORITY**

Mrs. Marilyn Berg, 1865 Bayard Avenue, St. Paul, Ramsey County, appointed effective September 4, 1973, for a term expiring December 31, 1978.

Dr. Betty Green, 4377 Wooddale Avenue, St. Louis Park, Hennepin County, appointed effective September 4, 1973, for a term expiring December 31, 1974.

Dr. Ellen Fifer, Department of Health, University of Minnesota Campus, Minneapolis, Hennepin County, appointed effective September 4, 1973, for a term expiring December 31, 1978.

Judge Harold Schultz, 1176 Hawthorne Avenue East, St. Paul, Ramsey County, appointed effective September 4, 1973, for a term expiring December 31, 1976.

Dr. Robert Winter, 1648 Dodd Road, Mendota Heights, Dakota County, appointed effective September 4, 1973, for a term expiring December 31, 1974.

Clifford Retherford, 7007 West Shore Drive, Edina, Hennepin County, appointed effective September 4, 1973, for a term expiring December 31, 1976.

John Buzzell, Department of Public Welfare, 4th floor, Centennial Office Building, St. Paul, Ramsey County, appointed effective September 4, 1973, for an indeterminate term.

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

Mr. Conzemius moved that the foregoing report be laid on the table. The motion prevailed.

Mr. Conzemius from the Committee on Health, Welfare and Corrections, to which was re-referred the following appointment:

**EXECUTIVE DIRECTOR FOR THE COMMISSION ON ALCOHOL PROBLEMS AND AS DIRECTOR OF THE DRUG ABUSE SECTION**

Joel Egertson, 5337 3rd Avenue South, Minneapolis, Hennepin County, appointed effective August 20, 1973, for a term expiring the first Monday of January, 1975.

Reports the same back with the notice that the appointment does not need confirmation. Pursuant to Laws 1973, Chapter 572, confirmation is not needed due to the fact that Mr. Egertson is now employed in the unclassified service of the state.

Mr. Conzemius moved that the foregoing report be laid on the table. The motion prevailed.

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

S. F. No. 1759: A bill for an act relating to outdoor recreation, providing for a regional recreation open space system; authorizing the metropolitan council to issue bonds therefor and levy taxes; authorizing grants to park districts, counties and municipalities for acquisition and development of the system; and appropriating money therefor.

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

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

"Section 1. [LEGISLATIVE PURPOSE.] The pressure of urban growth in the metropolitan area at the same time increases the



need and decreases the amount of land available in the area for recreation, conservation, and amenity. Preservation of metropolitan open space is difficult to accomplish solely by action of individual local governmental units. It is therefore necessary to provide for the establishment of a metropolitan park and open space system, and a metropolitan parks and open space commission.

Sec. 2. [DEFINITIONS.] Subdivision 1. As used in sections 1 to 12, the terms defined in this section have the meanings given them.

Subd. 2. "Metropolitan area" means the area comprising the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, and Washington.

Subd. 3. "Commission" means the metropolitan parks and open space commission established by section 3 of this act.

Subd. 4. "Council" means the metropolitan council created by Minnesota Statutes, Section 473B.02.

Subd. 5. "Park district" means a park district created under Minnesota Statutes, Chapter 398.

Subd. 6. "Regional recreation open space" means the land and water areas determined by the council to be of metropolitan significance in providing for a balanced system of public outdoor recreation for the metropolitan area, including but not limited to park reserves, major linear parks, and large recreation parks.

Subd. 7. "Policy plan" means a plan adopted by the council for open space pursuant to section 4 of this act.

Subd. 8. "Development program" means a plan adopted by the commission pursuant to section 6 relating to recreational open space and the nature of its development and use.

Subd. 9. "Master plan" means a plan describing the boundaries of a specific park or other regional recreation open space and the nature of its development and use.

Sec. 3. [METROPOLITAN PARKS AND OPEN SPACE COMMISSION.] Subdivision 1. [GENERAL.] A metropolitan parks and open space commission is established as an agency of the council and shall be organized and structured and administered as provided in this section.

Subd. 2. [MEMBERSHIP.] The commission shall consist of eight members, plus a chairman appointed as provided in subdivision 3. The eight members shall be appointed by the governor with the advice and consent of the senate. One member shall be appointed from each of the following commission precincts:

- (1) Precinct A, consisting of council districts 1 and 2;
- (2) Precinct B, consisting of council districts 3 and 14;
- (3) Precinct C, consisting of council districts 4 and 13;
- (4) Precinct D, consisting of council districts 5 and 6;

- (5) Precinct E, consisting of council districts 7 and 8;
- (6) Precinct F, consisting of council districts 9 and 15;
- (7) Precinct G, consisting of council districts 10 and 16; and
- (8) Precinct H, consisting of council districts 11 and 12.

Subd. 3. [CHAIRMAN.] The chairman of the commission shall be appointed by the governor with the advice and consent of the senate and shall be the ninth member of the commission and shall meet all qualifications established for members, except the chairman need only reside within the metropolitan area. The commission chairman shall serve at the pleasure of the governor for a four year term. The chairman shall preside at all meetings of the commission, if present, and shall perform all other duties and functions assigned to him by the commission or by law. The commission may appoint from among its members a vice chairman to act for the chairman during his temporary absence or disability.

Subd. 4. [QUALIFICATIONS.] Each member shall be a resident of the precinct for which he is appointed and shall not during his term of office as a commission member hold the office of metropolitan council member, or be a member of the metropolitan transit commission, metropolitan sewer service board, or metropolitan airports commission; or any other metropolitan agency, board, or commission hereafter established by the legislature or hold any judicial office. Each member shall qualify by taking and subscribing the oath of office prescribed by the Minnesota Constitution, Article 5, Section 8. The oath, duly certified by the official administering the same, shall be filed with the executive director of the metropolitan council.

Subd. 5. [TERMS, REMOVAL.] Commencing the first Monday in January 1975 the terms of members of the commission shall be as follows: members representing precincts A, B, C, and D for terms ending the first Monday in January 1977, members representing precincts E, F, G, and H for terms ending the first Monday in January 1979. Thereafter the term of each member shall be for a term of four years and until his successor is appointed and qualified. Members, other than the chairman, may be removed by the governor only for cause in the manner specified in chapter 351.

Subd. 6. [VACANCIES.] If the office of any commission member other than chairman becomes vacant, the vacancy shall be filled by appointment by the governor in the same manner in which the last regular appointment for that precinct was made. Vacancies in the office of chairman shall be filled by the governor. An office shall be deemed vacant under the conditions specified in chapter 351.

Subd. 7. [COMPENSATION.] Each commission member shall be paid a per diem compensation of \$35 for each meeting and for such other services as are specifically authorized by the commission, and shall be reimbursed for all actual and necessary expenses incurred in the performance of his duties in the same manner and amount as state employees. The chairman shall receive a salary

in an amount fixed by law and shall be reimbursed for reasonable expenses to the same extent as a member.

Subd. 8. [REGULAR AND SPECIAL MEETINGS.] The commission shall meet regularly at least once each month, at such time and place as the commission shall by resolution designate. Special meetings may be held at any time upon the call of the chairman or any two other members, upon written notice sent by certified mail to each member at least three days prior to the meeting, or upon such other notice as the commission may by resolution provide, or without notice if each member is present or files with the secretary a written consent to the meeting either before or after the meeting. Unless otherwise provided, any action within the authority of the commission may be taken by the affirmative vote of a majority of the members. A majority of all of the members of the commission shall constitute a quorum, but a lesser number may meet and adjourn from time to time and compel the attendance of absent members.

Subd. 9. [PUBLIC EMPLOYEES.] All persons employed by the chief administrator shall be public employees, and shall have all rights and duties conferred on public employees under sections 179.61 to 179.76. The compensation and other conditions of employment of such employees shall not be governed by any rule applicable to state employees in the classified service nor to any of the provisions of chapter 15A, unless the council so provides. All employees of the commission shall be members of the Minnesota state retirement system, except that employees, who by reason of their prior employment belonged to another public retirement association in the state of Minnesota, may at their option continue membership in that public retirement association, and all other rights to which they are entitled by contract or law. The commission shall make the employer's contributions to pension funds of its employees. Employees shall perform such duties as may be prescribed by the commission.

Subd. 10. [COMMISSION OPERATING PROCEDURES.] (a) The commission shall adopt resolutions and bylaws, an administrative code establishing procedures for commission action, keeping records, approving claims, authorizing and making disbursements, authorizing contracts, safekeeping funds and audit of all financial operations of the commission.

(b) The commission and the council may enter into contracts with each other and with other commissions and governmental units for the joint exercise of powers in the manner provided by Minnesota Statutes, Section 471.59, provided that the commission shall not enter into any contract with the council which would assign any operations authority, responsibility or function, other than planning or making studies, from the commission to the council.

Subd. 11. [SECRETARY AND TREASURER.] At its first regular meeting each year the commission shall appoint a secretary and a treasurer or, in the alternative, a secretary-treasurer. The secretary and treasurer, or secretary-treasurer, may, but need not be, members of the commission, and shall hold office at

the pleasure of the commission, subject to the terms of any contract of employment which the commission may enter into with the secretary or treasurer. The secretary shall record the minutes of all meetings of the commission and shall be the custodian of all books and records of the commission except such as the commission shall entrust to the custody of a designated employee. The treasurer shall be the custodian of all moneys received by the commission except such as the commission shall entrust to the custody of a designated employee. The commission may appoint a deputy to perform any and all functions of either the secretary or the treasurer.

Subd. 12. [RELOCATION PAYMENT STANDARDS.] In all acquisitions the commission shall provide as a cost of acquisition the relocation assistance, services, payments and benefits required by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 84 Stat. 1894 (1971), 42 United States Code, Section 4601, et seq.

Subd. 13. [CHIEF ADMINISTRATOR.] The chairman of the commission shall, subject to the approval of the commission, appoint a chief administrator who shall be chosen solely on the basis of his training, experience, and other qualifications, and who shall serve at the pleasure of the commission. The administrator shall attend all meetings of the commission, but shall not vote, and shall have the following powers and duties:

(a) He shall see that all resolutions, rules, regulations, or orders of the commission are enforced.

(b) He shall appoint and remove all subordinate officers and regular employees of the commission.

(c) He shall present to the commission plans, studies, and reports prepared for commission purposes and recommend to the commission for adoption such measures as he deems necessary to enforce or carry out the powers and duties of the commission, or to the efficient administration of the affairs of the commission.

(d) He shall keep the commission fully advised as to its financial condition, and he shall prepare and submit to the commission its annual budget and such other financial information as it may request.

(e) He shall recommend to the commission for adoption such rules and regulations as he deems necessary for the efficient operation of the commission's functions.

(f) He shall perform such other duties as may be prescribed by the commission.

Sec. 4. [POLICY PLANS.] Subdivision 1. [GENERAL.] Within 12 months after the effective date of this section, the council shall adopt after appropriate study and such public hearings as may be necessary, as a part of its development guide, a long-range comprehensive policy plan for the commission and when adopted, the policy plan shall be followed by the council and the commission. The plan shall sub-

stantially conform to all policy statements, purposes, goals, standards, and maps in development guide sections and comprehensive plans as developed and adopted by the council pursuant to the chapters of the Minnesota Statutes directly relating to the council and the commission. The policy plan shall identify generally the areas which should be acquired by a public agency to provide a system of regional recreation open space comprising park district, county and municipal facilities which, together with state facilities, reasonably will meet the outdoor recreation needs of the people of the metropolitan area and shall establish priorities for acquisition and development. In preparing or amending the policy plan the council shall consult with and make maximum use of the expertise of the commission, and the commission shall cooperate with and make its employees, records, studies, plans and other information available to the council. The council shall also consult with park districts, counties and municipalities in the metropolitan area.

Subd. 2. [PROCEDURE.] Before adopting the policy plan, the council shall submit the proposed plan to the commission for its review, and the commission shall report its comments to the council within 90 days and may, within that period request the council to hold a special public hearing for the purpose of receiving the commission's report and comments. Within a reasonable time, not to exceed 60 days, after receiving a request for a hearing, the council shall hold a public hearing on the proposed policy plan at such time and place in the metropolitan area as it shall determine. Not less than 45 days before the hearing, the council shall publish notice thereof in a newspaper or newspapers having general circulation in the metropolitan area, stating the date, time and place of hearing, and the place where the proposed policy plan and commission comments may be examined by any interested person. At any hearing interested persons shall be permitted to present their views on the policy plan, and the hearing may be continued from time to time. After receipt of the commission's report and such hearing, if any, the council may revise the proposed plan giving appropriate consideration to all comments received, and thereafter shall adopt the plan by resolution. An amendment to the policy plan may be proposed by the council or by the commission. At least every four years the council shall engage in a comprehensive review of the policy plan. Development guide sections, comprehensive plans, capital improvement programs and other plans in substantial conformance with the requirements of subdivision 1 which have been adopted by the council pursuant to Minnesota Statutes, Chapters 473A, 473B and 473C, shall continue in force and effect until expressly superseded by the policy plan adopted pursuant to this subdivision. The council shall not amend the policy plan except in accordance with the procedures herein established.

Sec. 5. [COUNCIL REVIEW: APPLICATIONS FOR FEDERAL AND STATE AID.] Subdivision 1. [FEDERAL AID.] The council shall review all applications of the commission for funds, grants, loans, or loan guarantees from the United States of America or any agency thereof if review by a regional agency is required by federal law or the federal agency, and all applications of the

commission for grants, loans, or allocations from funds made available by the United States of America to the metropolitan area for regional facilities pursuant to a federal revenue sharing or similar program requiring that the funds be received and granted or allocated or that the grants and allocations be approved by a regional agency.

Subd. 2. [STATE AID.] The council shall review all applications or requests of the commission for state funds if review by a regional agency is required by state law or the granting state agency.

Sec. 6. [DEVELOPMENT PROGRAM.] Subdivision 1. [PREPARATION OF DEVELOPMENT PROGRAM.] The commission shall prepare a development program covering the detailed technical planning, engineering, financing, scheduling and other information necessary to the development of the program elements to be performed by the commission in implementing the policy plan adopted by the council pursuant to section 4 of this act. The program may include such other technical information as the commission deems necessary. The program shall prescribe and delineate the functions to be performed and activities to be undertaken by the commission and shall cover at least the five year period commencing with the first calendar year beginning after its approval or such longer period as the council may prescribe. The program shall describe all capital improvements to be undertaken in such period and with respect to each improvement shall include the following:

(a) A description of the improvement, its location, function and estimated cost;

(b) The proposed manner of financing the capital costs of the improvement, and the sources of revenue available for payment of such costs;

(c) A schedule showing on a yearly basis the timing of land acquisition, construction and capital expenditures for the improvements;

(d) A review and description of the public need for the improvement, alternatives to the improvement, (including alternatives not involving capital expenditures), the environmental and social effects of the improvement and all actions and steps theretofore taken by the commission with respect to the improvement;

(e) An estimate of the probable impact of the improvement on the responsibilities of the metropolitan transit commission, the metropolitan airports commission, the metropolitan sewer board, and other agencies, boards, and commissions which may be established by the legislature;

(f) An estimate of the annual operating costs of the improvement and the sources of revenue available for payment of such costs;

(g) An evaluation of the relative priority of the improvement vis-a-vis other capital improvements described in the program;

(h) Each program shall include such additional information as the council or commission may deem appropriate.

Subd. 2. [SUBMISSION TO AND APPROVAL BY COUNCIL.] The development program prepared by the commission shall be submitted to the council for review and approval or disapproval. The council shall complete its review within 90 days after receipt of the proposed development program. If the council determines that the program is consistent with the policy plan it shall approve the program as submitted. If it determines that the program is inconsistent with the policy plan, it shall disapprove it and return it to the commission with the comments and the commission shall make appropriate revisions in the program and resubmit it to the council for review and approval or disapproval. Before approving a program or returning it to the commission, the council shall hold a public hearing for the purpose of considering the program and the council's comments thereon, if requested to do so by the commission. Within two years of the approval of its first development program by the council and at least biennially thereafter the commission shall review the program, make such revisions as are necessary, including an updating of the five year capital improvement program, and submit the program to the council for its review and approval or disapproval as herein provided.

Subd. 3. [EFFECT OF DEVELOPMENT PROGRAM.] After approval by the council of a development program plan the commission shall implement the program. No capital improvements shall be undertaken by the commission unless authorized by the program or specifically approved by the council. The council shall not approve any improvement not in substantial conformance with the appropriate policy plan.

Sec. 7. [MASTER PLANS; LOCAL GOVERNMENTS.] Subdivision 1. [PLAN PREPARATION.] Each park district located wholly or partially within the metropolitan area, and each county in the metropolitan area not wholly within a park district, shall prepare and submit and from time to time revise and resubmit to the commission a master plan and annual budget for the acquisition and development of regional recreation open space located within the district or county consistent with the commission's development program and, to the extent applicable, the council's policy plan.

Subd. 2. [COMMISSION REVIEW.] The commission shall review each plan submitted to determine whether it is consistent with the council's policy plan and, to the extent applicable, the commission's development program. If it is not consistent, the commission shall return the plan with its comments to the park district or county for revision and resubmittal.

Sec. 8. [ACQUISITION, GRANTS, TAX EQUIVALENTS; FINANCING.] Subdivision 1. [COMMISSION ACQUISITION.] The commission shall have the same powers as a county under Minnesota Statutes, Section 398.32, Subdivision 1, to acquire any land or water area, or any interests, easements or other rights therein, which are included in the policy plan whenever such areas have not been acquired for recreation open space purposes within

the period of time hereinafter specified; provided that the commission shall not have the power of eminent domain. Before proceeding with the acquisition of any such area or other rights, the commission shall by resolution offer a grant covering the full cost of acquisition to the park district or county in which the area or other rights are situated. If the acquisition process has not been initiated within 60 days or if the area or other rights have not been acquired within 12 months after the adoption of the resolution, the commission may by resolution offer such a grant to another park district or county or to a municipality in the metropolitan area. If the acquisition process has not been initiated within 60 days or if the area or other rights have not been acquired within six months after the adoption of the resolution, the commission may proceed with acquisition. The commission may, in its discretion, contract with a municipality, park district or county for such services as may be needed to complete such acquisition. The commission shall manage such areas so as to preserve them for future recreation open space purposes and may contract with a municipality, park district or county for such management. The commission shall convey such areas or other rights to a municipality, park district or county for development and operation consistent with an approved recreation open space development program.

Subd. 2. [LOCAL ACQUISITION.] Any park district or municipality wholly or partially within the metropolitan area, and any county in the metropolitan area not wholly within a park district, may acquire, develop and manage any land or water area, or any interests, easements or other rights therein, comprising regional metropolitan area recreation open space in the same manner as it is authorized to do for other park and recreation purposes, and such area or other rights shall constitute a part of the park and recreation system of the acquiring agency.

Subd. 3. [GRANTS.] The commission may make grants, from any funds available to it for recreation open space purposes, to any municipality, park district or county located wholly or partially within the metropolitan area to cover the cost, or any portion of the cost, of acquiring or developing regional recreation open space in accordance with the policy plan; and all such agencies may enter into contracts for this purpose. The fact that a county, park district or municipality has developed regional scale parks shall not prejudice its application for funds.

Subd. 4. [TAX EQUIVALENTS.] In each of the four years after the commission or park district, county or municipality acquires fee simple title to any real property included in the regional recreation open space system, the commission shall pay to the municipality or township in which the property is situated an amount equal to the total amount of the taxes levied thereon for municipal or township purposes for collection in the year in which title passed, diminished by 20 percent for each subsequent year to and including the year of payment; provided that for any year in which taxes on the property, or on the privilege of using or possessing it, are paid this tax equivalent shall not be paid.



Subd. 5. [SALE OF BONDS.] The metropolitan council may sell and issue general obligation bonds to provide funds for the purposes set forth in subdivisions 1, 3, and 4 of this section. The maturities and interest rates of each series of such bonds shall be fixed so that the maximum amount of principal and interest to become due on all such bonds in any year does not exceed an amount equal to seven-tenths of one mill on each dollar of assessed valuation of taxable property in the metropolitan area as assessed in the year immediately preceding the year in which the bonds are issued.

The council shall sell and issue such bonds in the manner provided in Minnesota Statutes, Chapter 475, and shall have the same powers and duties as a municipality issuing bonds under that chapter, except that no election shall be required, and the debt limitations in chapter 475 or any other law shall not apply to such bonds. The bonds shall be secured in accordance with Minnesota Statutes, Section 475.61, and any taxes required to be levied for their payment shall be spread against all taxable property in the metropolitan area and except as otherwise provided in this subdivision shall not be subject to limitation as to rate or amount.

Subd. 6. [TAX LEVIES.] The commission may levy taxes upon all taxable property in the metropolitan area to provide funds for the purposes of sections 1 to 9. The tax levied for any year shall not exceed seven-tenths of one mill for all purposes on each dollar of assessed valuation of all such taxable property less the tax levied for such year to pay debt service on bonds issued pursuant to subdivision 3. The amount of taxes which may be levied in any year shall be further reduced by the amount of any funds received by the commission during the previous year from (1) federal grants and (2) appropriations to the commission from revenues received from taxes collected by the state. The tax shall be levied and collected in the manner provided by Minnesota Statutes, Section 473.08.

Sec. 9. [GENERAL POWERS.] Subdivision 1. In addition to the powers granted by sections 1 to 8 of this act, the commission shall have all other powers necessary or convenient to discharge the duties imposed by law, including, but not limited to those specified in this section.

Subd. 2. The commission may sue and be sued.

Subd. 3. The commission may employ such persons and contract for such services and materials, supplies and equipment as may be necessary to carry out its functions.

Subd. 4. The commission may accept gifts, may apply for and accept grants or loans of money or other property from the United States, the state, or any person for any of its purposes, may enter into any agreement required in connection therewith, and may hold, use, and dispose of such money or property in accordance with the terms of the gift, grant, loan or agreement relating thereto.

Subd. 5. The commission may act under the provisions of section

471.59, or any other appropriate law providing for joint or cooperative action between government units.

Subd. 6. The commission may conduct research studies and programs, collect and analyze data, prepare reports, maps, charts, and tables, and conduct all necessary hearings and investigations in connection with its metropolitan parks and open space functions; and may advise and assist the metropolitan council and other government units on system planning matters within the scope of its powers, duties and objectives.

Subd. 7. Contracts for the purchase of materials, supplies, and equipment shall be made in accordance with Minnesota Statutes, Section 471.345.

Sec. 10. [COMMISSION BUDGET PREPARATION; REVIEW AND APPROVAL.] Subdivision 1. The commission shall prepare a proposed budget for calendar year 1976 and each calendar year thereafter. The proposed budget shall be prepared on or before August 1, 1975, and each year thereafter. The budget shall show for each such year:

(a) the estimated operating revenues from all sources including funds on hand at the beginning of the year, and estimated expenditures for costs of operation, administration, maintenance, and debt service; and

(b) capital improvement funds estimated to be on hand at the beginning of the year and estimated to be received during the year from all sources and estimated cost of capital improvements to be paid out or expended during the year; all in such detail and form as the council may prescribe. Between August 1 and September 1 of each year, the commission shall hold a public hearing on the proposed budget. Not less than 14 days before the hearing, the commission shall publish notice thereof in a newspaper having general circulation in the metropolitan area, stating the date, time and place of hearing, and the place where the proposed budget may be examined by any interested person. Those parts of the budget relating to revenues and expenditures for capital improvements shall be submitted to the council on or before August 1 of each year and shall be subject to approval by the council. The council shall act to approve or disapprove by October 1 of each year. Before December 15 of each year the commission, after obtaining approval of the council for any changes in the capital improvements budget, shall by resolution adopt a final budget. The commission shall file its final budget with the council on or before December 20 of each year. Except in an emergency, for which procedures shall be established by the commission, the commission and its officers, agents and employees shall not spend money for any purpose, other than debt service, without an appropriation by the commission or in excess of the amount appropriated therefor, and no obligation to make such an expenditure shall be enforceable except as the obligation of the person or persons incurring it. The creation of any debt obligation or the receipt of any federal or state grant is a sufficient appropriation of the proceeds for the purpose for which it is authorized, and of the tax or

other revenues pledged to pay the obligation and interest on it whether or not specifically included in any annual budget. The commission may, after obtaining approval of the council, amend the capital improvements budget at any time by transferring any appropriation from one purpose to another, except appropriations of the proceeds of bonds issued for a specific purpose. The council shall file the budgets of the commission with the secretary of the senate and the clerk of the house of representatives not later than January 15 of each year.

Subd. 2. [PROGRAM BUDGETING.] The council may in consultation with the commission adopt regulations providing for program budgeting, as defined in section 16.141, subdivision 1, by the commission. Upon adoption of such regulations, the commission shall submit program budgets to the council in the form established by the regulations. Within three years after the effective date of this act the council and the commission shall adopt budgets in program budget form.

Subd. 3. [REVIEW OF USER CHARGES.] Thirty days prior to the establishment of or change in any user charges or fees or schedule of user charges or fees the commission shall forthwith submit proposed charges or fees or schedule to the council. The council shall review and comment upon the charges, fees, or schedule with particular reference to (1) their consistency with the development guide and policy plan, and (2) their fiscal impact on the metropolitan area, especially their impact on future debt service requirements, the financing of future capital improvements, and on the various local governmental units and classes of users. On or before January 15 of each year, the council shall transmit the charges, user fees or schedules of the commission and its comments thereon to the secretary of the senate and chief clerk of the house of representatives for consideration by the legislature.

Sec. 11. [FINANCIAL DISCLOSURE.] Subdivision 1. Each member of the commission shall file with the executive director of the council by April 1 of each year, on forms prescribed by the council, a report listing his occupation and membership on the board of directors or similar governing body of, membership in or employment by, any profit or nonprofit corporation, partnership, labor organization, professional or business association cooperative or other financial, educational health or business institution. The report shall also disclose each of the member's financial interests, including both assets and liabilities, of a value in excess of \$1,000. Assets shall exclude accounts in banks, credit unions and savings and loan associations, United States government savings bonds, the member's or employee's homestead, household goods and personal effects, personal automobile, and the cash value of life insurance. Liabilities shall exclude indebtedness on the member's or employee's homestead, household goods and personal effects, personal automobile, and amounts borrowed against the cash value of life insurance.

Subd. 2. [INTEREST IN CONTRACTS PROHIBITED.] No commissioner or any person holding appointment under the commission shall be interested directly or indirectly in any contract en-

tered into by the commission. No commissioner shall be subject to any personal liability on account of any liability of the commission.

Sec. 12. [EFFECTIVE DATE.] This act is effective on the day following final enactment."

Amend the title as follows:

Line 4, after the semicolon, insert "establishing a metropolitan parks and open space commission; authorizing the issuance of bonds and the levy of taxes;" and strike "authorizing the"

Strike line 5

Line 6, strike "therefor and levy taxes;"

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

Mr. Arnold from the Committee on Natural Resources and Agriculture, to which was referred the following appointment:

#### **ENVIRONMENTAL QUALITY COUNCIL CITIZENS ADVISORY COMMITTEE**

Richard H. Magnuson, 2141 Doswell Avenue, St. Paul, Ramsey County, appointed effective August 1, 1973, for a term expiring December 31, 1974.

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

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

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

H. F. No. 2675 for comparison to companion Senate File, reports the following House File was found not identical with its companion Senate File as follows:

<b>CALENDAR OF</b>					
<b>GENERAL ORDERS</b>		<b>ORDINARY MATTERS</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
2675	2582				

Pursuant to Rule 49 the Committee recommends that H. F. No. 2675 be amended as follows:

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

"Section 1. [FINDINGS AND PURPOSE.] The legislature finds and declares that the present rapid growth in demand for energy is in part due to unnecessary energy use; that a continuation of this trend will result in serious depletion of finite quantities of fuels, land and water resources, and threats to the state's

environmental quality; that the state must insure consideration of urban expansion, transit systems, economic development, energy conservation and environmental protection in planning for large energy facilities; that there is a need to carry out energy conservation measures; and that energy planning, protection of environmental values, and conservation of energy require expanded authority and technical capability and a unified, coordinated response within state government.

The legislature seeks to encourage thrift in the use of energy, and to maximize use of energy-efficient systems, thereby reducing the rate of growth of energy consumption, prudently conserving energy resources, and assuring statewide environmental protection consistent with an adequate, reliable supply of energy.

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

Subd. 2. "Agency" means the intergovernmental agency on energy as provided in this act.

Subd. 3. "Commission" means the legislative commission on energy.

Subd. 4. "Director" means the director of the intergovernmental agency on energy.

Subd. 5. "Large energy facility" means any electric power generating plant or combination of plants at a single site with a combined capacity of 50,000 kilowatts or more, any interstate high voltage transmission line with a capacity of 200 kilovolts or more and over 100 miles in length, any facility on a single site designed for or capable of storing more than one million gallons of crude petroleum or petroleum fuels or oil or derivatives thereof, any pipeline greater than six inches in diameter and over 50 miles in length used for the transportation of crude petroleum or petroleum fuels or oil or derivatives thereof, any pipeline for transporting natural or synthetic gas at pressures in excess of 200 pounds per square inch and over 50 miles in length, any facility designed for or capable of storing on a single site more than 100,000 gallons of liquified natural gas or synthetic gas, any underground gas storage facility requiring a permit pursuant to Minnesota Statutes, Section 84.57, any facility designed or capable of serving as a depot for coal transported into this state for transshipment from the state and any petroleum refinery.

Subd. 6. "Petroleum supplier" means any petroleum refinery in the state and any entity engaged in transmission or wholesale distribution of more than 100,000 gallons of crude petroleum or petroleum fuels or oil or derivatives thereof annually in this state.

Subd. 7. "Coal supplier" means any entity engaged in this state in the wholesale distribution of coal or transportation into this state of any coal intended for use or distribution in the state or transshipment from the state.

Subd. 8. "Utility" means any entity engaged in this state in the generation, transmission or distribution of electric energy and any entity engaged in this state in the transmission or distribution of natural or synthetic natural gas, including, but not limited to a private investor owned utility or a public or municipally owned utility.

Subd. 9. The director shall establish by regulation output or capacity thresholds to exempt any utility petroleum supplier or coal supplier from the requirements of this act whose output or capacity has no significant effect on energy supply in this state.

Subd. 10. "Construction" means significant physical alteration of a site to install or enlarge a large energy facility, but not including activities incident to preliminary engineering or environmental studies.

Sec. 3. [CREATION OF AGENCY.] Subdivision 1. There is hereby created in the executive branch the intergovernmental agency on energy.

Subd. 2. The agency shall be under the supervision of the director who shall organize the agency and employ such other officers, agents and employees as are necessary to carry out the functions of the agency. Duties of such officers, agents and employees shall be as specified by the director.

Subd. 3. The director shall be appointed by the governor by and with the advice and consent of the senate, to a four-year term which shall coincide with the term of the governor and until his successor is duly appointed and qualified. In appointing the director the governor should give due consideration to the listing of names submitted by the commission pursuant to section 4. The director shall serve at the pleasure of the governor.

A vacancy in the office of director shall be filled by the governor and the new appointee shall immediately take office and carry out all duties until the next session of the legislature when his appointment shall be submitted to the senate for confirmation.

The director may appoint a deputy who shall serve at his pleasure. The salary of the deputy shall be fixed by the director unless otherwise expressly provided for by law. The deputy may be authorized by the director to perform every duty, power and responsibility imposed on the director unless expressly forbidden by law. The director and his deputy shall serve in the unclassified service and shall be members of the Minnesota state retirement system.

Sec. 4. [CREATION OF COMMISSION; DUTIES.] Subdivision 1. There is hereby created by the legislature a legislative commission on energy.

The commission shall be composed of three members from the senate, two to be appointed by the majority leader and one to be appointed by the minority leader; and three members from the house, two to be appointed by the speaker and one to be appoint-

ed by the minority leader, and three public members to be appointed by the governor, no more than two to be of the same political party. The commission shall appoint an executive secretary to serve at its pleasure.

Subd. 2. The director of the office of legislative research shall serve as executive secretary of the commission. The commission shall utilize the office of legislative research and employ and specify the duties of such other officers, agents and employees as are necessary to carry out its functions.

Subd. 3. The commission shall:

(a) submit to the governor a listing of ten persons whom it recommends for appointment as director;

(b) review and evaluate policies adopted by the agency;

(c) coordinate with the director of the agency and assist him in determining energy policies;

(d) assist the director in eliminating duplication in effort among governmental departments and agencies involved in energy activities;

(e) assist the director in charging governmental departments with specific information gathering goals and report such goals to the legislature and governor;

(f) consult with the director and the agency on all matters regarding energy conservation;

(g) routinely advise the director and the agency regarding the exercise of their other duties under this act;

(h) continuously evaluate the energy policies of the state;

(i) review and comment upon the other activities of the agency;

(j) re-evaluate the report of the agency submitted pursuant to section 10;

(k) recommend to the governor and the legislature any future energy legislation which it considers necessary or desirable;

(l) submit an annual report of its activities to the governor and the legislature; and

(m) include in its report to the 1975 legislative session and to the governor its assessment of the scope of the energy shortage in Minnesota and of the need for creating a permanent independent agency on energy.

Sec. 5. [CONFLICT OF INTEREST.] No person during his term as director shall receive any substantial portion of his income directly or indirectly from any utility, coal or petroleum supplier, or the sale or manufacture of any major component of a large energy facility. No person shall be eligible to be appointed director unless and until he divests himself of any interest or abandons any employment which produces such a substantial portion of his income.

No person who is an employee of the agency shall participate in any manner in any decision or action of the agency or committee where he has a direct or indirect financial interest.

**Sec. 6. [JURISDICTION.]** The agency has sole authority and responsibility for the administration and enforcement of this act. Other laws notwithstanding, the authority granted the agency shall supersede the authority given any other agency whenever overlapping, duplication or additional administrative or legal procedures might occur in the administration or enforcement of this act. The director shall consult with other state departments or agencies in matters related to energy and shall contract with them to provide appropriate services to effectuate the purposes of this act. Any other department, agency or official of this state or political subdivision thereof which would in any way affect the administration or enforcement of this act shall cooperate and coordinate all such activities with the agency to assure orderly and efficient administration and enforcement of this act.

The director shall designate a liaison officer from the agency whose duty it shall be to insure the maximum possible consistency in procedures and to eliminate duplication between the division and the other agencies that may be involved in energy. The commissioner of administration shall, if and to the extent he deems it efficient and beneficial, transfer to the agency, pursuant to Minnesota Statutes, Sections 16.125, 16.13 and 16.135, the functions, employees or work of any agency of the state if such functions or work relate to or if such employees are engaged in matters which fall within the jurisdiction of the agency pursuant to this act.

**Sec. 7. [DUTIES OF THE AGENCY.]** It shall be the duty of the director to:

(a) Manage the agency as the central repository within the state government for the collection of data on energy;

(b) Charge other governmental departments and agencies involved in energy related activities with specific information gathering goals, require that those goals be met, and report such goals to the commission;

(c) Prepare and adopt an emergency allocation plan specifying actions to be taken in the event of an impending serious shortage of energy, or a threat to public health, safety, or welfare;

(d) Undertake a continuing assessment of trends in the consumption of all forms of energy and analyze the social, economic, and environmental consequences of these trends;

(e) Carry out energy conservation measures as specified by the legislature and recommend to the governor and the legislature additional energy policies and conservation measures as required to meet the objectives of this act;

(f) Collect and analyze data relating to present and future demands and resources for all sources of energy, and specify energy demands for the state and various service areas as a basis for planning large energy facilities;



(g) Require certificate of need for construction of large energy facilities;

(h) Evaluate policies governing the establishment of rates and prices for energy as related to energy conservation, and other goals and policies of this act, and make recommendations for changes in energy pricing policies and rate schedules;

(i) Study the impact and relationship of the state energy policies to international, national, and regional energy policies;

(j) Report to the commission and provide the commission with all forecasts, statistics and other data compiled by it in carrying out its duties under this act;

(k) Exercise and perform such further duties as may be required or imposed on the director of energy by law.

**Sec. 8. [POWERS OF THE AGENCY.]** The director may:

(a) Adopt rules and regulations, necessary to carry out the purposes of this act;

(b) Make all contracts pursuant to this act, and qualify for, accept and disburse any private grant intended for the administration of this act. Notwithstanding any other law, the agency is designated the state agency to apply for, receive and accept federal funds made available to the state for the purposes of this act;

(c) Contract for professional services if such work or services cannot be satisfactorily performed by employees of the agency or by any other state agency;

(d) Enter into interstate compacts to jointly carry out such research and planning with other states or the federal government where appropriate;

(e) Furnish informational material without charge upon reasonable request.

**Sec. 9. [EMERGENCY ALLOCATION PLAN.]** Subdivision 1. Within nine months after the effective date of this act, the director shall prepare and issue an emergency conservation and allocation plan in the manner set forth in subdivision 2. Such plan shall provide a variety of strategies and staged conservation measures to reduce energy use in the event of sudden or serious shortage and shall establish guidelines and criteria for allocation of fuels to priority users in a shortage situation. The plan shall contain alternative conservation actions and allocation plans to reasonably meet various foreseeable shortage circumstances and allow a choice of appropriate responses. The plan shall be consistent with requirements of federal emergency energy conservation and allocation laws and regulations and shall:

(a) Give priority to persons who demonstrate they have engaged in energy-saving measures and shall include provisions to insure that:

(1) immediate allocations to persons be based on needs at energy conservation levels;

(2) successive allocations to persons be based on needs after implementation of required action to increase energy conservation;

(3) needs of individuals and institutions are adjusted to insure the health and welfare of the young, old and infirm;

(b) Insure maintenance of reasonable job safety conditions and avoid environmental sacrifices, provided that if no feasible and prudent alternative exists, minimum easing of short range environmental goals and standards, consistent with human health, in specific cases for minimum specific periods of time shall be permitted;

(c) Establish procedures for fair and equitable review of complaints and requests for special exemptions regarding emergency conservation measures or allocations.

Subd. 2. Within four months after the effective date of this act, the director shall circulate, in a manner designed to assure widespread public notice, a tentative plan of energy conservation measures and allocation priorities and criteria, and shall solicit, in a time, form and manner prescribed by him, public comments thereon. Further the director may require all utilities, coal suppliers and petroleum suppliers to comment thereon, as prescribed by him, and to submit suggested emergency conservation measures and allocation criteria. The director may by written order, to the extent he deems appropriate, require joint preparation and submission of such comments and proposals by utilities, coal suppliers and petroleum suppliers. Industry participants in such cooperative planning, acting at the request of the director, shall be deemed thereby to have performed actions permitted by a regulatory body acting under authority of this state within the meaning of section 325.8017, subdivision 2. In the process of soliciting public comments on the tentative plan, the director shall hold at least five public meetings in various geographical areas of the state to insure easy public comment. The final plan shall be based on comments received from the public and utilities, coal suppliers and petroleum suppliers, the independent evaluation and analysis of the director and the guidelines set forth in subdivision 1.

Subd. 3. At least once every five years and whenever construction of a large new energy facility is completed which affects the supply of energy in Minnesota, the director shall review the emergency conservation and allocation plan.

Subd. 4. Upon a declaration of an energy supply emergency or serious fuel shortage by the executive council or concurrent resolution of the legislature, the director shall, in accordance with those provisions of the emergency conservation and allocation plan as specified in the resolution declaring the emergency, restrict the use of or limit the availability of any form of energy to avoid impending serious shortages of energy supplies and to protect the public health, safety, and welfare. The division of civil defense shall, at the direction of the director, implement and enforce the emergency conservation allocation plan and each person shall carry out the responsibilities specified in the plan. Violation of any provision of such required emergency conservation or allocation requirements

shall be deemed a violation of this act and the rules or regulations thereunder for purposes of enforcement pursuant to section 13 hereof.

Sec. 10. [FORECASTS, STATISTICS AND INFORMATION.] Subdivision 1. In order to further the purposes of this act, the director shall develop and maintain an effective program of collection, compilation, and analysis of energy statistics. The statistical program shall be developed to insure a central state repository of energy data and so that the state may coordinate and cooperate with other governmental data collection and record keeping programs.

Subd. 2. In addition to such short range forecasting information as the director may request, each utility, coal supplier and petroleum supplier in the state shall prepare and transmit to the commissioner by January 1, 1975, and every year thereafter, a report specifying in five, ten, and 20-year forecasts the projected demand for energy within their respective service areas and the facilities necessary to meet the demand.

The report shall be in a form specified by the director and contain all information deemed relevant by the director.

Subd. 3. The director shall, to the maximum extent feasible, provide that forecasts required under this section be consistent with material required by other state and federal agencies in order to prevent unnecessary duplication.

Subd. 4. Reports issued pursuant to this section shall be available for public inspection in the office of the agency during normal business hours.

Subd. 5. The director shall review and evaluate forecasts of energy demands and resources as they relate to the most current population growth and development estimates, statewide and regional land use, transportation, and economic development programs and forecasts.

Sec. 11. [STATE ENERGY POLICY AND CONSERVATION REPORT.] Subdivision 1. Beginning January 1, 1976, and at least every two years thereafter, the director shall transmit to the governor, commission and the legislature a comprehensive report designed to identify emerging trends related to energy supply, demand, conservation, public health and safety factors, and to specify the level of statewide and service area energy demand. The report shall include, but not be limited to, all of the following:

(a) A final report on the accuracy and acceptability of the energy forecasts received under section 10 and the alternatives to meeting that demand;

(b) An estimate of statewide and geographical area energy demand for the forthcoming five and ten year period which, in the judgment of the director, will reasonably balance requirements of state and service area growth and development, protection of public health and safety, preservation of environmental quality, and conservation of energy resources. Such forecasts established by the

director shall serve as the basis for certification of large energy facilities in section 13;

(c) The anticipated level of statewide and geographical area energy demand for 20 years, which shall serve as the basis for long range action;

(d) The identification of potential adverse social, economic, or environmental effects caused by a continuation of the present energy demand trends;

(e) An assessment of the state's energy resources, including examination of the availability of commercially developable and imported fuels;

(f) The estimated reduction in annual energy consumption resulting from various energy conservation measures;

(g) The status of the agency's ongoing studies;

(h) A description of the emergency allocation plan;

(i) Recommendations to the governor and the legislature for administrative and legislative actions to accomplish the purposes of this act.

Subd. 2. Prior to the preparation of a final report, the director shall issue a draft report to the commission, the environmental quality council and any person, upon request, and shall hold a public meeting. Notice of the public meeting shall be provided to each regional development commission.

Subd. 3. The director shall distribute the final report to any person upon request.

Sec. 12. [RULES AND REGULATIONS.] Subdivision 1. When legislation to insure the efficient use of energy and to minimize unnecessary energy consumption is enacted, the director shall have the authority to promulgate rules and regulations for the administration of such laws.

Subd. 2. The director shall recommend to the governor, the commission and the legislature additional energy policies and conservation measures as required to meet the objectives of this act.

Sec. 13. [CERTIFICATE OF NEED.] Subdivision 1. Within six months after the submission of the first biennial report the director shall, pursuant to chapter 15 and this act, promulgate assessment of need criteria, to be used in the determination of need for large energy facilities pursuant to this section.

Subd. 2. After promulgation of the assessment of need criteria, no large energy facility shall be sited or constructed in Minnesota without the issuance of a certificate of need by the director pursuant to this act and consistent with the criteria for assessment of need.

Subd. 3. No proposed large energy facility shall be certified for construction unless the applicant has justified its need. The criteria for assessing need shall include:

(1) The accuracy of the long range energy need forecasts on which the necessity for the facility is based;

(2) The effect of existing or pending energy conservation programs under this act or other federal or state legislation on long term energy need;

(3) The relationship of the proposed facility to overall state energy needs;

(4) Promotional activities which may have given rise to the demand for this facility;

(5) Socially beneficial uses of the output of this facility, including its uses to protect or enhance environmental quality;

(6) The effects of the facility in inducing future development;

(7) Possible alternatives for satisfying the energy demand;

(8) The policies, rules and regulations of other state and federal agencies and local governments.

Subd. 4. After promulgation of the criteria for assessment of need each utility, coal supplier, and petroleum supplier in the state shall apply for a certificate of need prior to the construction of a new large energy facility. The application shall be on forms and in a manner established by the director. In reviewing each application the director shall hold at least one public hearing after notice to all interested persons.

Subd. 5. No later than six months after the submission of an application, the director shall approve, deny, or approve subject to modification a certificate of need for the facility. Failure to act within six months after the submission of an application constitutes approval. Such approval or denial of the certificate shall be accompanied by a statement of the reasons for the decision.

Subd. 6. To assure the paramount and controlling effect of the provisions herein over other state agencies, regional, county and local governments and special purpose government districts, the determinations of the director and issuance of certificates of need shall be the sole and exclusive prerogative of the director, and said determinations and certificates shall be binding upon other state agencies, regional, county and local governments and special purpose government districts.

Subd. 7. Any person subject to federal legislation requiring, with respect to the construction of interstate pipeline facilities or interstate electrical transmission lines, a certificate comparable to that provided for herein shall be deemed to have complied with this section upon filing with the director a copy of the certificate issued by the responsible federal agency.

Subd. 8. Any application for a certificate of need shall be accompanied by a fee not to exceed \$50,000. The director shall establish by regulation a schedule of fees based on the cost of assessment of need. Funds collected in this manner shall be credited to the general fund of the state treasury.

Sec. 14. [SUBPOENA POWER.] The director shall have the power, for the purposes of this act, to issue subpoenas for production of books, records, correspondence and other information and to require attendance of witnesses. Such subpoenas may be served anywhere in the state by any person authorized to serve processes of courts of record. If a person does not comply with a subpoena, the director may apply to the district court of Ramsey county and the court shall compel obedience to the subpoena by a proper order. A person failing to obey the order is punishable by the court as for contempt.

Sec. 15. [ENFORCEMENT, PENALTIES.] Subdivision 1. Any person who violates this act or any rule or regulation promulgated hereunder or knowingly submits false information in any report required by this act shall be guilty of a misdemeanor for the first offense and a gross misdemeanor for each subsequent offense. Each day of violation shall constitute a separate offense.

Subd. 2. The provisions of this act or any rules or regulations promulgated hereunder may be enforced by injunction, action to compel performance or other appropriate action in the district court of the county wherein the violation takes place. The attorney general shall bring any action under this subdivision upon the request of the director, and the existence of an adequate remedy at law shall not be a defense to an action brought under this subdivision.

Subd. 3. When the court finds that any person has violated this act or any rule or regulation thereunder, knowingly submitted false information in any report required by this act, or has violated any court order issued under this act, the court may impose a civil penalty of not more than \$10,000 for each violation. These penalties shall be paid to the general fund in the state treasury.

Sec. 16. Minnesota Statutes, 1973 Supplement, Section 116C.03, Subdivision 2, is amended to read:

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

Sec. 17. [APPROPRIATIONS.] The sum of \$300,000 is appropriated from the general fund to the Minnesota intergovernmental agency on energy for the purposes of this act. The sum of \$30,000 is appropriated from the general fund to the legislative commission on energy for the purposes of this act. Notwithstanding Minnesota Statutes, Section 16.17 or other law, this appropriation shall cancel June 30, 1975.

Sec. 18. [EFFECTIVE DATE.] This act is effective the day following final enactment.

Sec. 19. [EXPIRATION DATE.] The provisions of this act shall expire June 30, 1979 unless renewed by the legislature."

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

"A bill for an act relating to energy; establishing an intergovernmental agency on energy; providing for a central repository for state energy data; providing for the declaration of an energy emergency; requiring an emergency allocation plan; promulgation of specific energy conservation regulations; biennial energy reports; energy and energy conservation studies and research; certificate of need for construction of large energy facilities; prescribing penalties; and appropriating money; amending Minnesota Statutes, 1973 Supplement, Section 116C.03, Subdivision 2."

And when so amended, H. F. No. 2675 will be identical to S. F. No. 2582 and further recommends that H. F. No. 2675 be given its second reading and substituted for S. F. No. 2582 and S. F. No. 2582 be indefinitely postponed.

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

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

H. F. Nos. 2048, 2334, 2336, 2595, 2650, 2844, 1539, 2120, 2717, 2919, 2985, 3021, 2163, 2699, 401, 2866, 2888, 3013, 3089, 1562, 1564, 1967, 2377, 2728, 2745, 2978, 2796 and 3041 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. 2796 to the Committee on Education.

H. F. No. 2728 to the Committee on Governmental Operations.

H. F. Nos. 2336, 2334, 2048 and 1564 to the Committee on Health, Welfare and Corrections.

H. F. Nos. 2163, 2699 and 1562 to the Committee on Judiciary.

H. F. Nos. 2919, 2717, 2120, 2650, 2888, 3013, 3089, 2377 and 2745 to the Committee on Labor and Commerce.

H. F. Nos. 2844, 2595, 1967, 2978 and 2866 to the Committee on Metropolitan and Urban Affairs.

H. F. No. 401 to the Committee on Natural Resources and Agriculture.

H. F. Nos. 3021, 2985, 1539 and 3041 to the Committee on Transportation and General Legislation.

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

#### SECOND READING OF SENATE BILLS

S. F. Nos. 2957, 2885, 1713, 2886, 3069, 2568, 2966, 3116, 3117, 3118, 3040, 3119, 3115, 3037, 2327 and 1759 were read the second time.

**SECOND READING OF HOUSE BILLS**

H. F. No. 2675 was read the second time.

**MOTIONS AND RESOLUTIONS**

Mr. Hughes moved that the name of Mr. Humphrey be added as co-author to S. F. No. 3206. The motion prevailed.

Mr. Borden moved that the name of Mr. Wegener be added as co-author to S. F. No. 2558. The motion prevailed.

Mr. Milton moved that S. F. No. 2600, No. 20 on the Calendar of Ordinary Matters, be stricken and placed on General Orders. The motion prevailed.

Mr. Conzemius moved that S. F. No. 130 be withdrawn from the Committee on Health, Welfare and Corrections and re-referred to the Committee on Governmental Operations. The motion prevailed.

Mr. Conzemius moved that S. F. No. 1788 be withdrawn from the Committee on Health, Welfare and Corrections and re-referred to the Committee on Governmental Operations. The motion prevailed.

Mr. Hughes moved that the name of Mr. O'Neill be added as co-author to S. F. No. 3206. The motion prevailed.

Mr. Olson, A. G. moved that S. F. No. 3003, No. 9 on the Calendar of Ordinary Matters, be stricken and placed on General Orders. The motion prevailed.

Mr. Borden moved that S. F. No. 1138 be taken from the table. The motion prevailed.

**CONCURRENCE AND REPASSAGE**

Mr. Borden moved that the Senate do now concur in the amendments by the House to S. F. No. 1138 and that the bill be placed on its repassage as amended. The motion prevailed.

S. F. No. 1138: A bill for an act relating to taxation; providing that county auditors shall furnish abstract of tax list to certain state officials; amending Minnesota Statutes 1971, Section 275.29.

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 61 and nays 0, as follows:

Those who voted in the affirmative were:

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



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

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

### THIRD READING OF SENATE BILLS

S. F. No. 2447: A bill for an act relating to soil and water conservation; amending Minnesota Statutes 1971, Sections 40.03, Subdivision 1; 40.04, Subdivision 12; 40.05, Subdivisions 3, 3a, and 4.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 498: A bill for an act providing for the regulation of abortions; providing penalties; providing for records to be kept; repealing Minnesota Statutes 1971, Sections 617.18 and 617.19.

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

Those who voted in the negative were:

Bang	North	Pillsbury	Schaaf	Spear
Lewis	Ogdahl			

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS

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

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 12, as follows:

Those who voted in the affirmative were:

Anderson	Hanson, R.	Lord	Olson, H. D.	Stassen
Arnold	Hughes	McCutcheon	Olson, J. L.	Stokowski
Ashbach	Humphrey	Milton	O'Neill	Tennessee
Borden	Jensen	Moe	Patton	Thorup
Chmielewski	Josefson	Nelson	Perpich, A. J.	Wegener
Coleman	Keefe, J.	North	Pillsbury	Willet
Davies	Keefe, S.	Novak	Schaaf	
Dunn	Kleinbaum	Ogdahl	Sillers	
Fitzsimons	Larson	Olhoff	Solon	
Gearty	Lewis	Olson, A. G.	Spear	

Those who voted in the negative were:

Berg	Conzemius	Knutson	Laufenburger	Renneke
Bernhagen	Hansen, Baldy	Kowalczyk	Purfeerst	Schrom
Brown	Hansen, Mel			

So the bill passed and its title was agreed to.

### CALENDAR OF ORDINARY MATTERS

S. F. No. 2860: A bill for an act relating to state lands; directing conveyance of certain state lands in Isanti county to Cambridge memorial hospital.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 2891: A bill for an act relating to the city of Minneapolis; retirement; disability benefits for city employees; amending Laws 1973, Chapter 133, Section 18, Subdivisions 2, and 3 as amended.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 2921: A bill for an act relating to the city of Minneapolis; retirement; disability, retirement and survivor benefits for city employees; amending Laws 1973, Chapter 133, Sections 6, Subdivisions 1, 3, 5 as amended, 6, and by adding a subdivision; 9, Subdivision 2 as amended, and 3; 11, Subdivision 1; 12, Subdivision 2; 16, Subdivisions 1, and 8; 18, Subdivision 1; and 23, Subdivision 1; repealing Laws 1973, Chapter 133, Section 25.

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

So the bill passed and its title was agreed to.

S. F. No. 2892: A bill for an act relating to the city of Minneapolis; retirement; survivors benefits for dependents of city employees; amending Laws 1973, Chapter 133, Section 23, Subdivisions 2, 3, and 9.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 2823: A bill for an act relating to the city of Minneapolis; disability, retirement, and survivor benefits for city employees; providing for adjustments in cost, benefits and contributions; amending Laws 1973, Chapter 133, Sections 8, Subdivision 2, as amended; 10, Subdivision 1; and 15, Subdivision 1, as amended.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 3029: A bill for an act relating to highways; state-aid system of highways; research accounts set aside from the county state-aid highway fund and municipal state-aid street fund; purposes; amending Minnesota Statutes 1971, Sections 162.06, Subdivision 4; and 162.12, Subdivision 4.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 2952: A bill for an act relating to motor vehicles; authorizing passenger automobiles furnished by a dealer or manufacturer without charge to delegates and guests of the 1974 Midwest Governors' Conference to operate such passenger automobile on the streets and highways between certain dates without payment of the motor vehicle registration tax.

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:

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

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

So the bill passed and its title was agreed to.

S. F. No. 3032: A bill for an act authorizing the annexation of certain state owned land by the city of Breckenridge.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 2950: A bill for an act relating to the Dover, Eyota and St. Charles sanitary district; extending the time for payment of certain state money; amending Laws 1973, Chapter 595, Sections 1 and 2.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

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

So the bill passed and its title was agreed to.

S. F. No. 2586: A bill for an act relating to Clay county; authorizing expenditures of federal revenue sharing funds for certain purposes.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 2718: A bill for an act directing the commissioner of natural resources to convey certain lands to Lake of the Woods 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 2605: A bill for an act authorizing the sale and conveyance of certain surplus public lake access land in Stearns 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 2398: A bill for an act relating to state lands; conveyance; authorizing the conveyance by the state of certain lands in the county of Otter Tail.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 2822: A bill for an act relating to county water management; clarifying the jurisdiction of lake conservation districts and counties over certain bodies of water; amending Minnesota Statutes, 1973 Supplement, Sections 378.31, Subdivision 2; and 378.32, Subdivision 1.

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



The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 2856: A bill for an act authorizing the county of Marshall to assume liability for payment of contract for construction of county ditch; authorizing the issuance of bonds and validating contract.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 2537: A bill for an act relating to highways; adding an additional highway route to the highway routes designated as the Blue Star memorial highway; amending Minnesota Statutes 1971, Section 161.14, Subdivision 13.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

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 4, as follows:

Those who voted in the affirmative were:

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

Messrs. Hansen, Mel; Josefson; Olhoft and Olson, J. L. voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 1829: A bill for an act relating to armories; defining armory; amending Minnesota Statutes 1971, Section 193.139, 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 59 and nays 3, as follows:

Those who voted in the affirmative were:

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

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

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

So the bill passed and its title was agreed to.

H. F. No. 2652: A bill for an act authorizing the sale of certain lands in Cass county by the commissioner of natural resources.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

#### GENERAL ORDERS

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

After some time spent therein, the committee arose, and the President having resumed the chair, Mr. Schrom reported that the committee had considered S. F. Nos. 2716, 2055, 2252, 1868 and 2691, also H. F. Nos. 2822, 543, 1630, 2667 and 601 which the committee recommends to pass.

H. F. No. 2425 which the committee recommends to pass, subject to the following motion:

Mr. Keefe, J. moved that the amendment made to H. F. No. 2425 by the Committee on Rules and Administration in the report adopted by the Senate February 11, 1974, pursuant to Rule 49 be stricken. The motion prevailed. So the amendment was stricken.

S. F. No. 2703, which the committee recommends to pass with the following amendments offered by Messrs. Ashbach and North:

Mr. Ashbach moved to amend S. F. No. 2703 as follows:

Page 3, line 16, after "members" insert "of the senate"

Page 3, line 18, after "members" insert "of the house"

Mr. North moved to amend S. F. No. 2703 as follows:

Page 4, line 2, after "addition," insert "before"

Page 4, line 2, after "consultant" insert "is"

Page 4, line 3, after "act" insert "he"

Page 4, line 3, strike "the prior approval of" and insert "his contract for employment approved by"

Mr. Blatz moved that S. F. No. 2703 be re-referred to the Committee on Taxes and Tax Laws.

The question being taken on adoption of the motion,

And the roll being called, there were yeas 19 and nays 38, as follows:

Those who voted in the affirmative were:

Bernhagen	Fitzsimons	Knutson	Olson, J. L.	Sillers
Blatz	Frederick	Kowalczyk	Pillsbury	Stassen
Conzemius	Hanson, R.	Krieger	Purfeerst	Ueland
Dunn	Jensen	Larson	Renneke	

Those who voted in the negative were:

Anderson	Gearty	Lord	Olhoff	Spear
Arnold	Hansen, Mel	McCutcheon	Olson, A. G.	Stokowski
Ashbach	Hughes	Milton	Olson, H. D.	Tennessen
Borden	Humphrey	Moe	O'Neill	Thorup
Chenoweth	Keefe, J.	Nelson	Perpich, A. J.	Wegener
Chmielewski	Keefe, S.	North	Schaaf	Willet
Coleman	Kleinbaum	Novak	Schrom	
Davies	Lewis	Ogdahl	Solon	

The motion did not prevail.

Mr. Krieger moved that S. F. No. 2703 be re-referred to the Committee on Finance.

The question being taken on adoption of the motion,

And the roll being called, there were yeas 19 and nays 35, as follows:

Those who voted in the affirmative were:

Bernhagen	Frederick	Kowalczyk	Olson, J. L.	Sillers
Blatz	Hanson, R.	Krieger	O'Neill	Stassen
Dunn	Jensen	Larson	Pillsbury	Ueland
Fitzsimons	Knutson	Nelson	Renneke	

Those who voted in the negative were:

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

The motion did not prevail.

S. F. No. 2668, which the committee recommends to pass with the following amendments offered by Mr. Arnold:

Page 1, line 13, strike "any"

Page 1, strike line 14 and insert in lieu thereof "*St. Louis and Koochiching counties,*"

Page 3, lines 24 and 25, strike "*any county having a land area in excess of 3,000 square miles*" and insert in lieu thereof "*St. Louis or Koochiching counties*"

Page 4, lines 32 and 33, strike "*any county with a land area in excess of 3,000 square miles*" and insert in lieu thereof "*St. Louis or Koochiching counties*"

Page 6, lines 11 and 12, strike "*any county with a land area in excess of 3,000 square miles*" and insert in lieu thereof "*St. Louis or Koochiching counties*"

Amend the title in line 3, after "sales" and before the semicolon by inserting "in St. Louis and Koochiching counties"

S. F. No. 2457 which the committee reports progress, subject to the following motion:

Mr. Nelson moved to amend S. F. No. 2457 as follows:

Page 1, lines 30 and 31, strike the new language.

The motion prevailed. So the amendment was adopted.

The committee then progressed S. F. No. 2457.

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

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

Mr. Coleman moved that the Senate do now adjourn until 9:00 o'clock a.m., Wednesday, February 20, 1974. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate.