

## SIXTEENTH DAY

St. Paul, Minnesota, Monday, February 24, 1975

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

Prayer was offered by the Chaplain, Rev. Norman L. State.

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

Anderson	Davies	Keefe, J.	Ogdahl	Schrom
Arnold	Doty	Keefe, S.	Olhoft	Sillers
Ashbach	Dunn	Kirchner	Olson, A. G.	Solon
Bang	Fitzsimons	Knutson	Olson, H. D.	Spear
Berg	Frederick	Kowalczyk	Olson, J. L.	Stassen
Bernhagen	Gearty	Larson	O'Neill	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Patton	Stumpf
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Ueland
Brown	Hughes	Merriam	Pillsbury	Willet
Chenoweth	Humphrey	Milton	Purfeerst	
Chmielewski	Jensen	Nelson	Schaaf	
Coleman	Josefson	North	Schmitz	

The President declared a quorum present.

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

## MEMBERS EXCUSED

Messrs. Conzemius, Kleinbaum, Moe, Renneke and Wegener were excused from the Session of today.

## EXECUTIVE AND OFFICIAL COMMUNICATIONS

February 21, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

I am amending my letter of January 6, 1975, correcting the designation of J. Douglas Kelm, 2107 Iglehart Avenue, St. Paul, Ramsey County, from *Commissioner* to *Chairman* of the Metropolitan Transit Commission, effective January 6, 1975, for a term expiring January 1, 1979.

Sincerely,  
Wendell R. Anderson, Governor

February 21, 1975

The Honorable Alec Olson  
President of the Senate  
State of Minnesota

Dear Sir:

I am amending my letter of January 6, 1975, correcting the designation of Joseph Strauss, 3701 Lyndale Avenue North, Minneapolis, Hennepin County, from *Commissioner* to *Chairman* of the Metropolitan Waste Control Commission, effective January 6, 1975, for a term expiring January 1, 1979.

Sincerely,  
Wendell R. Anderson, Governor

Referred to the Committee on Metropolitan and Urban Affairs.

#### **INTRODUCTION AND FIRST READING OF SENATE BILLS**

The following bills were read the first time and referred to the committees indicated.

Messrs. Chmielewski, Schrom and Bernhagen introduced—

S. F. No. 542: A resolution withdrawing ratification of a proposed amendment to the Constitution of the United States of America relating to equal rights for men and women under the law.

Referred to the Committee on Judiciary.

Messrs. Olson, H. D.; Olson, J. L. and Purfeerst introduced—

S. F. No. 543: A bill for an act relating to public local grain warehouses; authorizing the public service commission to prescribe storage rates and other charges assessed by public local grain warehousemen; prescribing the form of storage receipts; amending Minnesota Statutes 1974, Sections 232.06, Subdivisions 1, 4 and 5; and 232.07.

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

Messrs. Merriam, Solon and Kirchner introduced—

S. F. No. 544: A bill for an act relating to fiduciaries; authorizing deposit of certain securities with the federal reserve bank under certain conditions; amending Minnesota Statutes 1974, Chapter 520, by adding a section.

Referred to the Committee on Labor and Commerce.

Messrs. Doty, Laufenburger and Davies introduced—

S. F. No. 545: A bill for an act relating to labor relations; public employees; expanding the scope of labor negotiations for public employees; amending Minnesota Statutes 1974, Section 179.63, Subdivision 18.

Referred to the Committee on Labor and Commerce.

Messrs. Kowalczyk, Davies and Keefe, J. introduced—

S. F. No. 546: A bill for an act relating to Hennepin county; establishing the salaries of certain officials.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Keefe, J. and Spear introduced—

S. F. No. 547: A bill for an act relating to certain products containing phosphate; regulating sale by requiring labeling; prohibiting sale after January 1, 1976; providing a penalty.

Referred to the Committee on Labor and Commerce.

Messrs. Moe, Stassen and Lewis introduced—

S. F. No. 548: A bill for an act relating to education; Minnesota higher education coordinating commission; providing scholarships and grants-in-aid for part time students and extension students; amending Minnesota Statutes 1974, Section 136A.121, Subdivisions 1 and 2.

Referred to the Committee on Education.

Messrs. Moe; Olson, J. L. and Humphrey introduced—

S. F. No. 549: A bill for an act relating to education; daytime activity centers; providing for transportation of children by school districts; appropriating money; amending Minnesota Statutes 1974, Chapter 124, by adding a section.

Referred to the Committee on Education.

Messrs. Tennesen, Brown and Merriam introduced—

S. F. No. 550: A bill for an act relating to civil actions; abolishing all civil causes of action for breach of promise to marry, alienation of affections, criminal conversation and seduction; providing penalties.

Referred to the Committee on Judiciary.

Messrs. Tennesen, Brown and Lewis introduced—

S. F. No. 551: A bill for an act relating to correctional facilities; providing for the establishment of minimum standards for facility

management and physical condition; providing the powers and duties of the commissioner of corrections; amending Minnesota Statutes 1974, Sections 241.021, Subdivision 1; and 641.26.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Laufenburger, Bang and McCutcheon introduced—

S. F. No. 552: A bill for an act relating to highway traffic regulations; authorizing left turns at certain intersections on red or stop signals; amending Minnesota Statutes 1974, Section 169.06, Subdivision 5.

Referred to the Committee on Transportation and General Legislation.

Messrs. Tennessen, Lewis and Kirchner introduced—

S. F. No. 553: A bill for an act relating to the jurisdiction of the Minnesota corrections authority; amending Minnesota Statutes 1974, Sections 242.09; 242.12; 242.18; 242.19; 242.26; 242.31; 242.34; and 242.37; repealing Minnesota Statutes 1974, Sections 242.03; 242.10; 242.13; 242.20; 242.22; 242.23; 242.24; 242.27; 242.28; 242.29; 242.30; 242.33; 242.35; 242.36; and 242.38.

Referred to the Committee on Health, Welfare and Corrections. Mr. Davies questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Solon and Doty introduced—

S. F. No. 554: A bill for an act relating to game and fish; seasons and licenses for taking of game; amending Minnesota Statutes 1974, Sections 98.46, Subdivisions 2 and 14; and 100.27, Subdivision 2.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Spear, Blatz and Humphrey introduced—

S. F. No. 555: A bill for an act relating to adoptions; annulment of decree after discovery of defect; repealing Minnesota Statutes 1974, Section 259.30.

Referred to the Committee on Judiciary.

Messrs. Kleinbaum, Pillsbury and Borden introduced—

S. F. No. 556: A bill for an act relating to financial institutions and mortgagees; amending Minnesota Statutes 1974, Sections 47.20; and 47.21.

Referred to the Committee on Labor and Commerce.

Messrs. Milton, Stassen and Borden introduced—

S. F. No. 557: A bill for an act relating to public welfare; establishing a division of services for the blind in the department of public welfare; coordinating in the division certain powers and duties of the commissioner and department of public welfare in regard to the blind.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Milton, Nelson and North introduced—

S. F. No. 558: A bill for an act relating to public health; requiring ambulance service operators to provide an itemized statement and to charge a uniform rate for services provided; amending Minnesota Statutes 1974, Chapter 144, by adding a section.

Referred to the Committee on Labor and Commerce. Mr. Davies questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Doty, Solon and Perpich, A. J. introduced—

S. F. No. 559: A bill for an act relating to public health; providing state aid for purification of municipal water supplies; authorizing the issuance of general obligation bonds of the state for the acquisition and betterment of water purification systems; appropriating money; amending Minnesota Statutes 1974, Sections 116.16, Subdivisions 1 and 2; and 116.18, by adding subdivisions.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Ashbach introduced—

S. F. No. 560: A bill for an act relating to retirement; service credit for certain members of the public employees retirement association.

Referred to the Committee on Governmental Operations.

Messrs. Blatz, Gearty and Ashbach introduced—

S. F. No. 561: A bill for an act relating to education; state aid; providing for compensation to school districts for loss of revenue on account of tax abatement.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Blatz, Bang and Kirchner introduced—

S. F. No. 562: A bill for an act relating to retirement; redefining membership and allowing the purchase of prior service credit by members of the Bloomington police relief association.

Referred to the Committee on Governmental Operations.

Messrs. Blatz, Gearty and Kowalczyk introduced—

S. F. No. 563: A bill for an act relating to education; school districts; providing relief for loss of state aid through tax delinquencies; amending Minnesota Statutes 1974, Section 124.212, by adding a subdivision; and Chapter 279, by adding a section.

Referred to the Committee on Education.

Messrs. Olson, H. D.; Patton and Schrom introduced—

S. F. No. 564: A bill for an act relating to pollution; requiring that rules and regulations of the pollution control agency for the prevention, abatement and control of noise pollution applicable to agricultural production and processing be approved by the commissioner of agriculture; amending Minnesota Statutes 1974, Sections 116.06, by adding a subdivision; and 116.07, Subdivision 4.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Pillsbury, Anderson and Kleinbaum introduced—

S. F. No. 565: A bill for an act relating to school districts; investment of school district funds; amending Minnesota Statutes 1974, Section 471.561.

Referred to the Committee on Education.

Messrs. Stassen, Anderson and Larson introduced—

S. F. No. 566: A bill for an act relating to taxation; providing the income tax deduction for elementary and secondary school expenses of dependents; amending Minnesota Statutes 1974, Section 290.09, Subdivision 22.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Hughes, Sillers and McCutcheon introduced—

S. F. No. 567: A bill for an act relating to taxation; providing a tax credit for certain homestead property taxes paid by disabled persons; amending Minnesota Statutes 1974, Section 273.011, Subdivision 2.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Hughes, Ashbach and Gearty introduced—

S. F. No. 568: A bill for an act relating to the operation of state government; creating an interim commission to study the operations of the state legislature; appropriating money.

Referred to the Committee on Rules and Administration.

Messrs. Stassen, Jensen and Keefe, J. introduced—

S. F. No. 569: A bill for an act relating to taxation; providing that the working poor income tax credit applies to the 1974 taxable year; amending Laws 1974, Chapter 556, Section 4.

Referred to the Committee on Taxes and Tax Laws.

Messrs. O'Neill, Gearty and Dunn introduced—

S. F. No. 570: A bill for an act relating to taxation; increasing the income tax deduction for dependents' school expenses; amending Minnesota Statutes 1974, Section 290.09, Subdivision 22.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Dunn, Purfeerst and Bernhagen introduced—

S. F. No. 571: A bill for an act relating to counties; requiring, with certain exceptions, the approval of the county board before any lands within the county are acquired for park purposes.

Referred to the Committee on Local Government.

Messrs. Renneke, Schmitz and Purfeerst introduced—

S. F. No. 572: A bill for an act relating to the designation of the city of Belle Plaine as a borough; authorizing Belle Plaine to use the term borough for any purpose.

Referred to the Committee on Local Government.

Mr. Kleinbaum introduced—

S. F. No. 573: A bill for an act authorizing pari-mutuel racing at the state fair grounds.

Referred to the Committee on Labor and Commerce.

Messrs. Kleinbaum, Gearty and Larson introduced—

S. F. No. 574: A bill for an act relating to taxation; adding certain disabled persons to those paying reduced property taxes; amending Minnesota Statutes 1974, Section 273.13, Subdivision 7.

Referred to the Committee on Taxes and Tax Laws.

Mr. Kleinbaum introduced—

S. F. No. 575: A bill for an act relating to taxation; imposing sales taxation on carbonated beverages; amending Minnesota Statutes 1974, Section 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Humphrey, Bernhagen and Doty introduced—

S. F. No. 576: A bill for an act relating to energy; energy commission, public members; providing for compensation and reimbursement of traveling and other expenses; amending Minnesota Statutes 1974, Section 116H.04, Subdivision 2.

Referred to the Committee on Governmental Operations.

Messrs. Hughes, Ogdahl and Arnold introduced—

S. F. No. 577: A bill for an act relating to education; buildings; certificates of need; providing for the economical joint use of school and other public buildings; providing for state funding of some school construction; appropriating money.

Referred to the Committee on Education.

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

S. F. No. 578: A bill for an act relating to public health; authorizing the state board of health to establish mobile health clinics; prescribe fees and requirements for licenses, inspections, and permits; receive funds; enter into agreements for performance of duties by local agents; inspect, license, and regulate hotels and restaurants; providing penalties; appropriating money; amending Minnesota Statutes 1974, Sections 62D.21; 144.076; 144.12; 144.121; 144.122; 144.53; 144.653, Subdivision 8; 144.802; 145.866; 149.02; 149.03, Subdivisions 1 and 2; 149.08; 156A.07, Subdivisions 5, 6 and 7; 157.01; 157.02; 157.03; 157.04; 157.05, Subdivisions 1, 2 and 3; 157.08; 157.09; 157.12; 157.13; 157.14; 326.42; 326.62; 327.15; 327.16, Subdivision 3; Chapters 144 and 145, by adding sections; repealing Minnesota Statutes 1974, Sections 157.05, Subdivisions 4, 5, 6 and 7; 157.06; 157.07; and 157.11; and Laws 1974, Chapter 205.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Hughes; Keefe, J. and Keefe S. introduced—

S. F. No. 579: A bill for an act relating to the legislature; providing a statutory maximum for its size; amending Minnesota Statutes 1974, Section 2.021.

Referred to the Committee on Governmental Operations. Mr. Laufenburger questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Tennesen, Laufenburger and Renneke introduced—

S. F. No. 580: A bill for an act relating to eminent domain; appraisal fees in acquisition by direct purchase; filing of final certificate; amending Minnesota Statutes 1974, Sections 117.205; and 117.232, Subdivision 1.

Referred to the Committee on Judiciary.



Messrs. Tennessen, Ogdahl and Schaaf introduced—

S. F. No. 581: A bill for an act relating to the practice of chiropractic; defining terms; prescribing limitations on public representation; amending Minnesota Statutes 1974, Sections 148.01; 148.06, Subdivision 1; and 148.08, by adding a subdivision.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Stokowski, Bernhagen and Willet introduced—

S. F. No. 582: A bill for an act relating to towns; authorizing towns to acquire land for park and recreation purposes; amending Minnesota Statutes 1974, Section 368.01, Subdivision 24.

Referred to the Committee on Local Government.

Messrs. Wegener, Dunn and Olhoft introduced—

S. F. No. 583: A bill for an act relating to towns; providing for optional forms of town government and authorizing the combination of certain offices in certain towns; amending Minnesota Statutes 1974, Sections 366.01, Subdivision 1; and 367.03, Subdivision 1.

Referred to the Committee on Local Government.

Messrs. Kowalczyk, Conzemius and Nelson introduced—

S. F. No. 584: A bill for an act relating to the practice of pharmacy; permitting the substitution of generic drugs; amending Minnesota Statutes 1974, Sections 151.01, by adding subdivisions; and 151.21.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Schaaf introduced—

S. F. No. 585: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 6; providing that attorneys at law may not serve as senators and representatives.

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

Messrs. Nelson, Hughes and Stassen introduced—

S. F. No. 586: A bill for an act relating to education; additional aid for adult pupils; definition of pupil units; amending Minnesota Statutes 1974, Section 124.17, Subdivision 1.

Referred to the Committee on Education.

Messrs. Milton, Stokowski and Schaaf introduced—

S. F. No. 587: A bill for an act relating to the Rice creek watershed district; authorizing an ad valorem tax for certain purposes.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Milton, Stokowski and Schaaf introduced—

S. F. No. 588: A bill for an act relating to the Rice 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.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Bernhagen; Olson, H. D. and Patton introduced—

S. F. No. 589: A bill for an act relating to cities; powers of statutory cities; enabling cities to provide decorations; amending Minnesota Statutes 1974, Section 412.221, by adding a subdivision.

Referred to the Committee on Local Government.

Messrs. Hansen, Mel; Keefe, S. and Kowalczyk introduced—

S. F. No. 590: A bill for an act relating to unemployment compensation, requiring reports to the department of employment services be in the same name as appears on the employer's payroll checks; amending Minnesota Statutes 1974, Section 268.16, Subdivision 2.

Referred to the Committee on Labor and Commerce.

Messrs. Nelson, Merriam and Patton introduced—

S. F. No. 591: A bill for an act relating to Minnesota peace officer training board; training courses; eligibility; amending Minnesota Statutes 1974, Section 626.851, Subdivision 2.

Referred to the Committee on Judiciary.

Messrs. Nelson, Stumpf and Ueland introduced—

S. F. No. 592: A bill for an act relating to education; transportation aid authorization; providing transportation for extracurricular events and for lower grade pupils; amending Minnesota Statutes 1974, Section 124.223.

Referred to the Committee on Education.

Messrs. Olhoft; Hanson, R. and Wegener introduced—

S. F. No. 593: A bill for an act relating to wild animals; removing certain area limitations on waters which may be managed for their

primary wildlife use and benefit; amending Minnesota Statutes 1974, Section 97.48, Subdivision 11.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Keefe, S.; Stumpf and Spear introduced—

S. F. No. 594: A bill for an act relating to workmen's compensation; extending coverage; increasing benefit levels; providing for attorney's fees; amending Minnesota Statutes 1974, Sections 176.011, Subdivision 11a, and by adding a subdivision; 176.041; 176.051; 176.101; 176.111, Subdivisions 1, 5 and 11; 176.132, Subdivision 2; 176.133; 176.151; 176.511, Subdivision 3; and Chapter 176, by adding a section; repealing Minnesota Statutes 1974, Sections 176.011, Subdivisions 4, 5, 11a and 12; and 176.111, Subdivisions 6, 7, 8, 9, 12, 13, 14, 15, 19, 20 and 21.

Referred to the Committee on Labor and Commerce.

Messrs. Coleman; Keefe, J. and Lewis introduced—

S. F. No. 595: A bill for an act relating to human rights; prohibiting discrimination on the basis of affectional or sexual preference; providing definitions; amending Minnesota Statutes 1974, Sections 363.01, by adding a subdivision; 363.03, Subdivisions 1, 2, 3, 4, 5, 7 and 8; and 363.12, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Hughes, Dunn and Wegener introduced—

S. F. No. 596: A bill for an act relating to teachers; appointing two vocational teachers to the teacher standards and certification commission; providing for an executive director of the professional teaching practices commission; certification criteria for vocational education teachers; budget of professional teaching practices commission; appropriating money; amending Minnesota Statutes 1974, Sections 125.183, Subdivisions 1 and 3; 125.184, Subdivision 2; and 125.185, Subdivisions 4, 6 and 8.

Referred to the Committee on Education.

Messrs. Doty, Solon and Perpich, A. J. introduced—

S. F. No. 597: A bill for an act relating to workmen's compensation; requiring employer's report of injury be made within seven days from occurrence; amending Minnesota Statutes 1974, Section 176.231, Subdivision 1.

Referred to the Committee on Labor and Commerce.

Messrs. Solon, Doty and Perpich, A. J. introduced—

S. F. No. 598: A bill for an act relating to workmen's compensation; permitting inspection of employee injury reports by the

certified bargaining representative; amending Minnesota Statutes 1974, Section 176.231, Subdivision 8.

Referred to the Committee on Labor and Commerce.

Messrs. Doty; Keefe, J. and Schaaf introduced—

S. F. No. 599: A bill for an act relating to state agencies; providing for payment of child care costs by the state for certain members of state boards and commissions; amending Minnesota Statutes 1974, Chapter 15A, by adding a section.

Referred to the Committee on Governmental Operations.

Messrs. Ashbach, Milton and Schaaf introduced—

S. F. No. 600: A bill for an act relating to Ramsey county; authorizing the county to acquire the Brightwood Hills golf course in the city of New Brighton; authorizing the issuance of bonds to finance the purchase; amending Laws 1974, Chapter 435, Section 1.0205.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Schaaf, O'Neill and Conzemius introduced—

S. F. No. 601: A bill for an act relating to the Minnesota zoological garden; enabling the state zoological board to acquire lands; authorizing the director to add to and promote the operation; establishing the Minnesota zoological garden operating receipts investment account; authorizing the investment of its assets; assigning income to the Minnesota zoological garden general account; defining "matching funds"; amending Minnesota Statutes 1974, Chapter 11, by adding a section; Sections 85A.02, by adding a subdivision; 85A.03, Subdivisions 4, 4a, and by adding a subdivision; 85A.04, Subdivisions 1 and 2, and by adding subdivisions; and 85A.05, Subdivisions 4 and 6.

Referred to the Committee on Governmental Operations.

Messrs. Schaaf; Hansen, Mel and Hughes introduced—

S. F. No. 602: A bill for an act regulating smoking at public places and in public meetings; providing a penalty.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Willet introduced—

S. F. No. 603: A bill for an act relating to retirement; survivor's benefits for survivors of a certain member of the Backus firemen's relief association.

Referred to the Committee on Governmental Operations.

Messrs. Schrom and Olhoft introduced—

S. F. No. 604: A bill for an act relating to game and fish; opening of the season on large mouthed black bass; amending Minnesota Statutes 1974, Section 101.41, Subdivision 2.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. North and Milton introduced—

S. F. No. 605: A bill for an act relating to licensing boards; re-defining health related licensing board and non-health related licensing board; providing certain uniform requirements; transferring jurisdiction over and functions of certain agencies and boards; appropriating money; amending Minnesota Statutes 1974, Sections 125.183, Subdivisions 1 and 3; 125.184, Subdivision 1; 125.185, Subdivision 6; 147.01; 144.952, Subdivision 2; 148.03; 148.04; 148.07, Subdivision 3; 148.181; 148.191, Subdivision 1; 148.29, Subdivisions 2 and 3; 148.52; 148.54; 148.60; 148.68; 148.69; 148.90, Subdivisions 2 and 3; 150A.02, Subdivision 1; 150A.03, Subdivisions 1 and 3; 151.03; 151.06, Subdivision 1; 151.07; 153.01, Subdivision 3; 153.02; 153.03; 153.04; 153.13; 153.14; 153.15; 154.22; 154.23; 155.05; 155.06, Subdivisions 1 and 2; 156.01, Subdivisions 1 and 3; 214.01, Subdivisions 2 and 3; 214.04; 238.04, Subdivision 5; 270.41; 270.42; 270.43; 270.45; 326.04; 326.07; 326.09; 326.17; 326.18; 326.241, Subdivisions 1 and 3; 326.33, Subdivisions 1 and 5; 326.334, Subdivision 7; 326.37; 326.38; 326.39; 326.40; 326.41; 326.42; 326.43; 326.44; 326.541; 326.542; 326.543; 326.544; 326.545; 326.546; 326.57; 326.58; 326.59; 326.60; 326.61, Subdivision 3; 326.62; 326.63; 326.64; 326.66; 341.01; 341.02; 386.63, Subdivisions 1 and 4; Chapters 148, by adding a section; and 214, by adding sections; and repealing Minnesota Statutes 1974, Sections 125.183, Subdivision 2; 148.90, Subdivision 4; 150A.02, Subdivision 2; and 341.14.

Referred to the Committee on Governmental Operations.

#### MESSAGES FROM THE HOUSE

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. 28: A bill for an act relating to the compensation of victims of motor vehicle accidents; requiring cooperation of a person claiming benefits before and after commencement of suit; requiring bureau notification within a specified time under the assigned claims plan; amending Minnesota Statutes 1974, Sections 65B.43, Subdivisions 7 and 12; 65B.44, Subdivisions 1, 2, 6, and 8; 65B.51, Subdivision 2; 65B.56, Subdivision 1; 65B.59; 65B.65;

65B.67, Subdivisions 1 and 2; repealing Minnesota Statutes 1974, Section 65B.52.

Senate File No. 28 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives  
Returned February 20, 1975

### CONCURRENCE AND REPASSAGE

Mr. Davies moved that the Senate concur in the amendments by the House to S. F. No. 28 and that the bill be placed on its repassage as amended. The motion prevailed.

### RECONSIDERATION

Mr. Davies moved that the vote whereby the Senate concurred in the amendments by the House to S. F. No. 28 on February 24, 1975, be reconsidered. The motion prevailed. So the vote was reconsidered.

Mr. Davies moved that the Senate do not concur in the amendments by the House to S. F. No. 28 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

### MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 11, 29, 68 and 217.

Edward A. Burdick, Chief Clerk, House of Representatives  
Transmitted February 20, 1975

### FIRST READING OF HOUSE BILLS

The following bills were read the first time and referred to the Committee on Rules and Administration.

H. F. No. 11: A bill for an act relating to group insurance; exempting certain plans from optional continuation requirements; amending Minnesota Statutes 1974, Section 62A.17, Subdivisions 1 and 2.

H. F. No. 29: A bill for an act relating to pharmacists; permitting price advertising of prescription drugs; restricting the content of such advertisements and requiring certain disclosure of prices; amending Minnesota Statutes 1974, Section 151.06, Subdivision 2a.

H. F. No. 68: A bill for an act relating to public welfare; juveniles, guardian ad litem; amending Minnesota Statutes 1974, Section 260.155, Subdivision 4.

H. F. No. 217: A bill for an act relating to state employees; providing for a right of reinstatement for all state employees on leave for legislative service; amending Minnesota Statutes 1974, Sections 3.088, Subdivision 1; and 43.28.

#### REPORTS OF COMMITTEES

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

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

S. F. No. 282: A bill for an act relating to towns; removing the levy limit for road and bridge purposes; amending Minnesota Statutes 1974, Section 164.04, Subdivision 2.

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

Page 1, after line 16, insert:

*"Sec. 2. It is the intent of this legislation to remove all limitations relating specifically to the authority of a town to levy taxes for road and bridge purposes and any act for a single town or for a group of towns relating specifically to a limitation on the authority of a town to levy taxes for road and bridge purposes, however stated in mills, dollars, or a per capita amount is hereby superseded; provided that nothing in this act shall be construed to permit a levy in excess of the limitations imposed by sections 275.10 and 275.50 to 275.59."*

Renumber the sections accordingly

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

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

S. F. No. 286: A bill for an act relating to towns; town levy for fire protection or police protection; removing the limitation; amending Minnesota Statutes 1974, Section 365.19.

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

Page 1, after line 19, insert:

*"Sec. 2. This act is effective on the day following final enactment."*

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

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

S. F. No. 422: A bill for an act relating to town government; authorizing town boards to fix the compensation of town assessors without limitation; amending Minnesota Statutes 1974, Sections 273.04; and 367.05, Subdivision 1.

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

Page 3, after line 24, insert:

*"Sec. 3. This act is effective on the day following final enactment."*

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

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

S. F. No. 22: A bill for an act relating to education; the establishment of educational cooperative service units to provide educational services and programs on a regional basis; appropriating money therefor.

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

Strike everything after the enacting clause and insert the following:

**"Section 1. [123.58] [EDUCATIONAL COOPERATIVE SERVICE UNITS.] Subdivision 1. [DECLARATION OF POLICY.]** It is declared to be a policy of the state to make general and uniform educational opportunities available to all school children in the state. In striving toward this equalizing of educational opportunity, the policy of the state shall be to encourage cooperation in making available to all students those educational programs and services which may most efficiently and economically be provided by a consortium effort of several school districts.

**Subd. 2. [ESTABLISHMENT OF EDUCATIONAL COOPERATIVE SERVICE UNITS.]** (a) In furtherance of this policy, ten educational cooperative service units are designated. The units, should they become operational, shall be termed educational cooperative service units, hereafter designated as ECSU. Geographical boundaries for each ECSU shall coincide with those identified in governor's executive orders 8, dated September 1, 1971, and 59, dated May 29, 1973, issued pursuant to the regional development act of 1969, Minnesota Statutes, Sections 462.381 to 462.397, with the following exceptions:

(i) Development regions one and two shall be combined to form a single ECSU;

(ii) Development regions six east and six west shall be combined to form a single ECSU;



(iii) Development regions seven east and seven west shall be combined to form a single ECSU. The ECSU shall cooperate with the regional development commission for the region with which its boundaries coincide but shall not be responsible to nor governed by that regional development commission.

(b) The geographic location of the central administrative office of a school district shall determine the membership of the total school district in a particular ECSU. Existing school district boundaries shall not be altered as a result of this act.

(c) Two or more identified ECSU units may, upon approval by a majority of school boards of participating school districts in each affected ECSU, be combined and administered as a single ECSU unit but state assistance shall be allocated on the basis of two or more ECSU units.

(d) The initial organization of each ECSU may occur only upon petition to the state board of education by a majority of all school districts in an ECSU. The state board of education shall, upon receipt of such petition, invite representation from all public school districts in an ECSU at a regional meeting. The state board of education shall then assist in the necessary organizational activities for establishment of an ECSU pursuant to the requirements of this act.

Subd. 3. [PURPOSE OF ECSU.] The primary purposes of designation as an ECSU shall be to perform educational planning on a regional basis and to assist in meeting specific educational needs of children in participating school districts which could be better provided by an ECSU than by the districts themselves. The ECSU shall provide those educational programs and services which are determined, pursuant to subdivision 8, to be priority needs of the particular region and shall assist in meeting special needs which arise from fundamental constraints upon individual school districts.

Subd. 4. [MEMBERSHIP AND PARTICIPATION.] Full membership in an ECSU shall be limited to public school districts of the state but non-voting associate memberships shall be available to non-public school administrative units within the ECSU. Participation in programs and services provided by the ECSU shall be discretionary and no school district shall be compelled to participate in these services under authority of this act, except that all school districts within that ECSU whose boundaries coincide with those of development region 11 shall participate in the planning and planning research functions of that ECSU. Nonpublic school students and personnel may participate in programs and services to the extent allowed by law.

Subd. 5. [GOVERNING BOARD.] (a) The care, management, and control of an ECSU shall be vested in a board of directors composed of not less than 6 nor more than 15 members. Members of the ECSU board of directors shall be current members of school boards of participating public school districts. Election to the

ECSU board of directors shall be by vote of all current school board members of participating public school districts with each school board member having one vote.

(b) At the initial election, not less than 6 nor more than 15 members shall be elected at large from the ECSU, one-third of the members for a one year term from July 1 next following the election, one-third of the members for a two year term, and one-third of the members for a three year term, to serve until a successor is elected and qualifies; provided that if the number of members is not evenly divisible by three, the membership will be as evenly distributed as possible among one, two, and three year terms with the remaining members serving the three year term. Elections shall occur after the third Tuesday in May but not later than June 15, or within 90 days following the filing of the initial petition with the state board of education. Thereafter, members shall be elected to serve a term of three years beginning on July 1 next following the election.

(c) Notwithstanding any contrary provisions in (a) and (b), the school boards of districts within an ECSU may appoint a representative assembly composed of one current school board member from each district to elect the members of the ECSU board of directors. The representative assembly may establish such electoral districts as necessary to ensure proportional representation based on school enrollments within the ECSU.

(d) A vacancy on the board which results in an unexpired term shall be filled by appointment by the board of directors until such vacancy can be filled at the next annual election.

(e) The first meeting of the ECSU board shall be at a time mutually agreed upon by board members. At this meeting, the ECSU board shall choose its officers and conduct any other necessary organizational business. The ECSU board may, in its discretion, appoint up to three superintendents of school districts within the ECSU as ex-officio, non-voting members of the board.

(f) The officers of the ECSU board shall be a chairman, vice chairman, clerk and treasurer, no two of whom when possible shall be from the same school district.

(g) A member of the ECSU board shall have the same liability applicable to a member of an independent school board.

Subd. 6. [DUTIES AND POWERS OF ECSU BOARD OF DIRECTORS.] The board of directors shall have authority to maintain and operate an ECSU. Subject to the availability of necessary resources, the powers and duties of this board shall include the following:

(a) The board of directors shall submit within 90 days after the filing of the initial petition with the state board of education and by June 1 of each year thereafter to the state board of education and to each participating school district an annual plan which describes the objectives and procedures to be implemented in assisting in resolution of the educational needs of the ECSU.

(b) The ECSU board of directors may provide adequate office, service center, and administrative facilities by lease, purchase, gift, or otherwise, subject to the review of the state board of education as to the adequacy of the facilities proposed.

(c) The ECSU board of directors may employ a central administrative staff and other personnel as necessary to provide and support the agreed upon programs and services. The board may discharge staff and personnel pursuant to provisions of law applicable to independent school districts. ECSU staff and personnel may participate in retirement programs and any other programs available to public school staff and personnel.

(d) The ECSU board of directors may appoint special advisory committees composed of superintendents, central office personnel, building principals, teachers, parents and lay persons.

(e) The ECSU board of directors may employ service area personnel pursuant to certification standards developed by the state board of education and the teacher standards and certification commission.

(f) The ECSU board of directors may enter into contracts with school boards of local districts including school districts outside the ECSU area.

(g) The ECSU board of directors may enter into contracts with other public and private agencies and institutions which may include, but are not limited to, contracts with Minnesota institutions by higher education to provide administrative staff and other personnel as necessary to furnish and support the agreed upon programs and services.

(h) The ECSU board of directors shall exercise all powers and carry out all duties delegated to it by participating local school districts under provisions of the ECSU bylaws. The ECSU board of directors shall be governed, when not otherwise provided, by the provisions of law applicable to independent school districts of the state.

(i) The ECSU board of directors shall submit an annual evaluation report of the effectiveness of programs and services to the school districts within the ECSU and the state board of education by September 1 of each year following the school year in which the program and services were provided.

(j) The ECSU board is encouraged to establish cooperative, working relationships with post-secondary educational institutions in the state.

Subd. 7. [APPOINTMENT OF AN ADVISORY COUNCIL.] There shall be an advisory council selected to give advice and counsel to the ECSU board of directors. This council shall be composed of superintendents, central office personnel, principals, teachers, parents, and lay persons. A plan detailing procedures for selection of membership in this council shall be submitted by the ECSU board of directors to the state board of education.

Subd. 8. [EDUCATIONAL PROGRAMS AND SERVICES.] Pursuant to subdivision 6, and rules and regulations of the state board of education, the board of directors of each operational ECSU shall submit annually a plan to the school districts within the ECSU and the state board of education. The plan shall identify the programs and services which are suggested for implementation by the ECSU during the following school year and shall contain components of long range planning determined by the ECSU in cooperation with the state board of education and other appropriate agencies. The state board of education may review and recommend modification of the proposed plan and conduct ongoing program reviews. These programs and services may include, but are not limited to, the following areas:

- (a) Administrative services and purchasing
- (b) Curriculum development
- (c) Data processing
- (d) Educational television
- (e) Evaluation and research
- (f) In-service training
- (g) Media centers
- (h) Publication and dissemination of materials
- (i) Pupil personnel services
- (j) Regional planning, joint use of facilities, and flexible and year-round school scheduling
- (k) Secondary, post-secondary, community, adult, and adult vocational education
- (l) Individualized instruction and services, including services for students with special talents
- (m) Teacher personnel services
- (n) Vocational rehabilitation
- (o) Health, diagnostic, and child development services and centers
- (p) Leadership or direction in early childhood and family education
- (q) Community services
- (r) Shared time programs.

Subd. 9. [FINANCIAL SUPPORT FOR THE EDUCATIONAL COOPERATIVE SERVICE UNITS.] (a) Financial support for ECSU programs and services shall be provided by participating local school districts and non-public school administrative units with private, state and federal financial support supplementing as available. The ECSU board of directors may, in each year, for the purpose of paying any administrative, planning,

operating, or capital expenses incurred or to be incurred, assess and certify to each participating school district and non-public school administrative unit its proportionate share of any and all expenses. This share shall be based upon the extent of participation by each district or non-public school administrative unit and shall be in the form of a service fee. Each participating district and non-public school administrative unit shall remit its assessment to the ECSU board as provided in the ECSU bylaws. The assessments shall be paid within the maximum levy limitations of each participating district. No participating school district or non-public school administrative unit shall have any additional liability for the debts or obligations of the ECSU except that assessment which has been certified as its proportionate share or any other liability the school district or non-public school administrative unit agrees to assume.

(b) Any property acquired by the ECSU board is public property to be used for essential public and governmental purposes which shall be exempt from all taxes and special assessments levied by a city, county, state or political subdivision thereof.

(c) A school district or non-public school administrative unit may elect to withdraw from participation in the ECSU by a majority vote of its full board membership and upon compliance with the applicable withdrawal provisions of the ECSU organizational agreement. Upon receipt of the withdrawal resolution reciting the necessary facts, the ECSU board shall file a certified copy with the state board of education. The withdrawal shall be effective on the June 30 following receipt by the board of directors of written notification of the withdrawal at least six months prior to June 30. Notwithstanding the withdrawal, the proportionate share of any expenses already certified to the withdrawing school district or non-public school administrative unit for the ECSU shall be paid to the ECSU board.

(d) The ECSU is a public corporation and agency and its board of directors may make application for, accept and expend private state and federal funds that are available for programs of educational benefit approved by the state board of education in accordance with regulations adopted by the state board of education pursuant to Minnesota Statutes, Chapter 15. The state board of education shall not distribute special state aid or federal aid directly to an ECSU in lieu of distribution to a school district within the ECSU, which would otherwise qualify for and be entitled to this aid without the consent of the school board of that district.

Subd. 10. [JOINT POWERS ACT.] Nothing in this act shall restrict the authority granted to school district boards of education by Minnesota Statutes, Section 471.59.

Subd. 11. The provisions of this section shall be severable, and if any provision thereof, or the application of any such provision under any circumstances is held invalid, it shall not affect any other provision of this section or the application of any provision thereof under different circumstances.

Sec. 2. [APPROPRIATION FOR ECSU.] There is appropriated to the department of education from the general fund the sum of \$1,100,000 for the biennium ending June 30, 1977 for the purposes of this act. Upon state board of education review of a start-up plan, funds from this appropriation shall be transmitted to an ECSU board of directors in the amount of \$50,000 per year per ECSU as identified in section 1, subdivision 2, clause (a) except that the ECSU whose boundaries coincide with the boundaries of development region 11 shall annually receive \$100,000.

Sec. 3. This act shall be effective the day following final enactment."

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

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

S. F. No. 163: A bill for an act relating to group insurance; exempting certain plans from optional continuation requirements; amending Minnesota Statutes 1974, Section 62A.17, Subdivision 1.

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. Minnesota Statutes 1974, Section 62A.17, Subdivision 2, is amended to read:

Subd. 2. [RESPONSIBILITY OF EMPLOYEE.] Every eligible employee electing to continue coverage shall pay his former employer, *or the trustee if the policy, contract or health care plan is administered by a trust*, on a monthly basis, the cost of the continued coverage. The employee shall be eligible to continue the coverage until 90 days after he becomes re-employed *and eligible for health care coverage under a group policy, contract or plan sponsored by the same or another employer, or for a period of six months after the termination of employment, whichever is shorter.*

Sec. 2. Minnesota Statutes 1974, Section 62A.17, Subdivision 4, is amended to read:

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

Sec. 3. Minnesota Statutes 1974, Section 62A.17, Subdivision 5, is amended to read:

Subd. 5. [NOTICE OF OPTIONS.] Upon the termination of employment of an eligible employee, the employer, *except as provided in clause (e) of this subdivision*, shall inform the employee within five days of such termination of:

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

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

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

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

*(e) if the policy, contract or health care plan is administered by a trust, the terminating employer is relieved of the obligations imposed by clauses (a) through (d) of this subdivision. The trust shall comply with the obligations imposed by clauses (a) through (d), and the trustees shall inform the employee of the information required by clauses (a) through (d) of this subdivision prior to ten days before the employee's benefits will terminate. Such notice may be in writing and sent by first class mail to the employee's home address as shown on the records of the employer or trust. If the employer or trust fails to so notify the employee, the employee is conclusively presumed to elect to retain coverage and is relieved of his obligation to make monthly payments to the employer or trust.*

Sec. 4. *This act is effective the day following final enactment.*"

Amend the title by striking lines 2, 3, 4 and 5, and insert the following:

"relating to group insurance, group subscribers' contracts and health care plans; amending Minnesota Statutes 1974, Section 62A.17, Subdivisions 2, 4 and 5."

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

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

S. F. No. 348: A bill for an act relating to insurance; township mutual insurance companies; amending Minnesota Statutes 1974, Sections 67A.01; 67A.03; 67A.06; 67A.07; 67A.09; 67A.10; 67A.11, Subdivisions 1 and 2; 67A.12, Subdivision 4; 67A.13; 67A.14, Subdivisions 1 and 5; 67A.17 by adding a subdivision; 67A.18, Subdivisions 1 and 2; 67A.19; 67A.21; 67A.23; 67A.29, Subdivision 2; 67A.31, Subdivision 2; and Chapter 67A by adding a section; repealing Minnesota Statutes 1974, Sections 67A.12, Subdivision 3; 67A.14, Subdivisions 2, 3, 4 and 6; 67A.16; 67A.18, Subdivision 3; 67A.22; 67A.30, Subdivision 2; and 67A.33.

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

Page 1, line 24, strike "No" and insert "Any"

Page 1, line 24, after "in" insert "no"

Page 12, line 11, strike "domestic"

Page 12, line 11, after "loan associations" insert "located in Minnesota"

Page 12, line 31, after "enactment" insert "and shall become applicable to any policy issued or renewed thereafter"

Amend the title as follows:

Page 1, line 2, after "insurance;" insert "modifying regulations of farmers and"

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

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

S. F. Nos. 305, 353, 413, 424, 431, 433, 465, 476, and 484 reports the same back with the recommendation that the bills be re-referred as follows:

S. F. No. 305 to the Committee on Governmental Operations.

S. F. No. 353 to the Committee on Metropolitan and Urban Affairs.

S. F. No. 413 to the Committee on Natural Resources and Agriculture.

S. F. No. 424 to the Committee on Transportation and General Legislation.

S. F. Nos. 431, 484 to the Committee on Health, Welfare and Corrections.

S. F. Nos. 433, 465 to the Committee on Judiciary.

S. F. No. 476 to the Committee on Labor and Commerce.

Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for February 13, 1975:

**COMMISSIONER OF THE DEPARTMENT OF FINANCE**

Edward Ziegler

**COMMISSIONER OF THE DEPARTMENT OF ADMINISTRATION**

Richard Brubacher

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



Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for February 13, 1975:

**COMMISSIONER OF THE DEPARTMENT OF PUBLIC WELFARE**

Vera Likins

**COMMISSIONER OF THE DEPARTMENT OF CORRECTIONS**

Kenneth F. Schoen

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for February 13, 1975:

**COMMISSIONER OF THE DIVISION OF SECURITIES  
DEPARTMENT OF COMMERCE**

Edward Driscoll

**PUBLIC SERVICE COMMISSIONER**

Mrs. Katherine Sasseville

**DIRECTOR OF THE MINNESOTA ENERGY AGENCY**

John C. McKay

**DIRECTOR OF THE PUBLIC SERVICE COMMISSION**

Lawrence Anderson

**DIRECTOR OF THE DIVISION OF CONSUMER SERVICES  
DEPARTMENT OF COMMERCE**

Sherry Chenoweth

**COMMISSIONER OF THE DEPARTMENT OF LABOR AND INDUSTRY**

E. I. Malone

**COMMISSIONER OF THE DEPARTMENT OF  
EMPLOYMENT SERVICES**

Emmet Cushing

**COMMISSIONER OF THE DEPARTMENT OF  
ECONOMIC DEVELOPMENT**

James Heltzer

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for February 13, 1975:

**EXECUTIVE DIRECTOR OF THE POLLUTION CONTROL AGENCY**

Grant Merritt

**COMMISSIONER OF THE DEPARTMENT OF NATURAL RESOURCES**

Robert Herbst

**COMMISSIONER OF THE DEPARTMENT OF AGRICULTURE**

Jon Wefald

Reports the same back with the recommendation that the appointments be re-referred to the Committee on Natural Resources and Agriculture. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred the following appointment submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for February 13, 1975:

**COMMISSIONER OF THE DEPARTMENT OF REVENUE**

Arthur Roemer

Reports the same back with the recommendation that the appointment be re-referred to the Committee on Taxes and Tax Laws. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which was referred the following appointment submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for February 13, 1975:

**COMMISSIONER OF THE DEPARTMENT OF AERONAUTICS**

Lawrence McCabe

Reports the same back with the recommendation that the appointment be re-referred to the Committee on Transportation and General Legislation. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 29, 68 and 217 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. 217 to the Committee on Governmental Operations.

H. F. No. 29 to the Committee on Health, Welfare and Corrections.

H. F. No. 68 to the Committee on Judiciary.

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. 282, 286, 422, 163 and 348 were read the second time.

### MOTIONS AND RESOLUTIONS

Mr. Hughes moved that the name of Mr. Arnold be stricken and the name of Mr. Doty be added as co-author to S. F. No. 577. The motion prevailed.

### THIRD READING OF SENATE BILLS

S. F. No. 7: A bill for an act relating to motor vehicle registration; exempting trailers used by farmers to carry liquid fertilizer from licensing requirements; amending Minnesota Statutes 1974, Section 168.012, by adding a subdivision.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 103: A bill for an act relating to the Gillette hospital authority; authorizing use of certified public accountants to audit and examine the financial records of the authority; amending Minnesota Statutes 1974, Section 250.05, Subdivision 3.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. North and Tennessen voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 220: A bill for an act relating to health; providing for loans to medical and osteopathy students enrolled in an accredited medical school within or without the state who agree to practice in rural communities within the state; amending Minnesota Statutes 1974, Section 147.30.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 143: A bill for an act relating to drivers licenses; permitting persons holding drivers licenses not including school bus endorsements to drive passenger automobiles used as school buses; amending Minnesota Statutes 1974, Section 171.321, 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 61 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Keefe, S.	Olhoft	Sillers
Arnold	Dunn	Kirchner	Olson, A. G.	Solon
Ashbach	Fitzsimons	Knutson	Olson, H. D.	Spear
Bang	Frederick	Kowalczyk	Olson, J. L.	Stassen
Bernhagen	Gearty	Larson	O'Neill	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Patton	Stumpf
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Ueland
Brown	Hughes	Merriam	Pillsbury	Willet
Chenoweth	Humphrey	Milton	Purfeerst	
Chmielewski	Jensen	Nelson	Schaaf	
Coleman	Josefson	North	Schmitz	
Davies	Keefe, J.	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 167: A bill for an act relating to the regulation and control of junk yards adjacent to trunk highways; extending the deadline for removal or relocation of unauthorized junk yards; amending Minnesota Statutes 1974, Section 161.242, Subdivision 3.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 2, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Josefson	North	Schaaf
Arnold	Davies	Keefe, J.	Ogdahl	Schmitz
Ashbach	Dunn	Keefe, S.	Olhoft	Schrom
Bang	Fitzsimons	Kirchner	Olson, A. G.	Sillers
Berg	Frederick	Knutson	Olson, H. D.	Solon
Bernhagen	Gearty	Larson	Olson, J. L.	Spear
Blatz	Hansen, Baldy	Laufenburger	O'Neill	Stassen
Borden	Hansen, Mel	Lewis	Patton	Stokowski
Brataas	Hanson, R.	McCutcheon	Perpich, A. J.	Stumpf
Brown	Hughes	Merriam	Perpich, G.	Tennessee
Chenoweth	Humphrey	Milton	Pillsbury	Ueland
Chmielewski	Jensen	Nelson	Purfeerst	Willet

Messrs. Doty and Kowalczyk voted in the negative.

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS

H. F. No. 75: A bill for an act relating to elections; recodifying

statutes relating to caucuses and conventions; primary elections; candidates; general elections; special elections; preparation of ballots; conduct of elections; providing penalties; amending Minnesota Statutes 1974, Sections 40.05, Subdivision 3; 123.31, Subdivision 2; 206.11; 206.18; 206.185, Subdivision 1; 365.51; 365.52; 375.20; and 382.28; repealing Minnesota Statutes 1974, Chapters 202, 203, and 204; and Sections 210.02; 210.03; 210.07; 210.08; 210.09; 210.10; 210.12; 210.13; 210.15; and 210.16.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Olhoft	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Knutson	Olson, H. D.	Spear
Bang	Fitzsimons	Kowalczyk	Olson, J. L.	Stassen
Berg	Frederick	Larson	O'Neill	Stokowski
Bernhagen	Gearty	Laufenburger	Patton	Stumpf
Blatz	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Borden	Hanson, R.	McCutcheon	Perpich, G.	Ueland
Brataas	Hughes	Merriam	Pillsbury	Willet
Brown	Humphrey	Milton	Purfeerst	
Chenoweth	Jensen	Nelson	Schaaf	
Chmielewski	Josefson	North	Schmitz	
Coleman	Keefe, J.	Ogdahl	Schrom	

Mr. Hansen, Baldy voted in the negative.

So the bill passed and its title was agreed to.

#### CALENDAR OF ORDINARY MATTERS

S. F. No. 329: A bill for an act relating to the city of Wykoff; authorizing the city to issue its general obligation bonds for acquisition and betterment of a fire station and municipal building.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

Anderson	Davies	Keefe, S.	Olhoft	Sillers
Arnold	Doty	Kirchner	Olson, A. G.	Solon
Ashbach	Dunn	Knutson	Olson, H. D.	Spear
Bang	Fitzsimons	Kowalczyk	Olson, J. L.	Stassen
Berg	Frederick	Larson	O'Neill	Stokowski
Bernhagen	Gearty	Laufenburger	Patton	Stumpf
Blatz	Hansen, Baldy	Lewis	Perpich, A. J.	Tennessee
Borden	Hansen, Mel	McCutcheon	Perpich, G.	Ueland
Brataas	Hanson, R.	Merriam	Pillsbury	Willet
Brown	Hughes	Milton	Purfeerst	
Chenoweth	Humphrey	Nelson	Schaaf	
Chmielewski	Jensen	North	Schmitz	
Coleman	Keefe, J.	Ogdahl	Schrom	

Mr. Josefson voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 216: A bill for an act relating to towns; providing that the amount of the treasurer's bond shall be determined by the board of supervisors; amending Minnesota Statutes 1974, Section 367.15.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Olhoft	Sillers
Arnold	Doty	Keefe, S.	Olson, A. G.	Solon
Ashbach	Dunn	Kirchner	Olson, H. D.	Spear
Bang	Fitzsimons	Knutson	Olson, J. L.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, G.	Ueland
Brataas	Hanson, R.	Merriam	Pillsbury	Willet
Brown	Hughes	Milton	Purfeerst	
Chenoweth	Humphrey	Nelson	Schaaf	
Chmielewski	Jensen	North	Schmitz	
Coleman	Josefson	Ogdahl	Schrom	

So the bill passed and its title was agreed to.

S. F. No. 421: A bill for an act eliminating duplicate, previously repealed language; amending Minnesota Statutes 1974, Section 105.41, Subdivision 1b.

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, J.	Ogdahl	Schrom
Arnold	Doty	Keefe, S.	Olhoft	Sillers
Ashbach	Dunn	Kirchner	Olson, A. G.	Solon
Bang	Fitzsimons	Knutson	Olson, H. D.	Spear
Berg	Frederick	Kowalczyk	Olson, J. L.	Stassen
Bernhagen	Gearty	Larson	O'Neill	Stokowski
Blatz	Hansen, Baldy	Laufenburger	Patton	Stumpf
Borden	Hansen, Mel	Lewis	Perpich, A. J.	Tennessee
Brataas	Hanson, R.	McCutcheon	Perpich, G.	Ueland
Brown	Hughes	Merriam	Pillsbury	Willet
Chenoweth	Humphrey	Milton	Purfeerst	
Chmielewski	Jensen	Nelson	Schaaf	
Coleman	Josefson	North	Schmitz	

So the bill passed and its title was agreed to.

S. F. No. 304: A bill for an act authorizing the sale and conveyance of the elevated water storage tank at the Anoka State Hospital and related easements to the city of Anoka.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

Anderson	Davies	Keefe, J.	Ogdahl	Sillers
Arnold	Doty	Keefe, S.	Olhoft	Solon
Ashbach	Dunn	Kirchner	Olson, A. G.	Spear
Bang	Fitzsimons	Knutson	Olson, H. D.	Stassen
Berg	Frederick	Kowalczyk	O'Neill	Stokowski
Bernhagen	Gearty	Larson	Patton	Stumpf
Blatz	Hansen, Baldy	Laufenburger	Perpich, A. J.	Tennessee
Borden	Hansen, Mel	Lewis	Perpich, G.	Ueland
Brataas	Hanson, R.	McCutcheon	Pillsbury	Willet
Brown	Hughes	Merriam	Purfeerst	
Chenoweth	Humphrey	Milton	Schaaf	
Chmielewski	Jensen	Nelson	Schmitz	
Coleman	Josefson	North	Schrom	

So the bill passed and its title was agreed to.

#### RECESS

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

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

#### APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 28, pursuant to the request of the Senate:

Messrs. Davies; Knutson; Olson, A. G.

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

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 11:00 o'clock a.m., Thursday, February 27, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate