

SEVENTEENTH DAY

St. Paul, Minnesota, Thursday, February 27, 1975

The Senate met at 11:00 o'clock a.m. and was called to order by the President.

CALL OF THE SENATE

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

Anderson	Hansen, Baldy	McCutcheon	Patton	Spear
Arnold	Hansen, Mel	Milton	Perpich, A. J.	Stokowski
Ashbach	Hanson, R.	North	Perpich, G.	Stumpf
Bernhagen	Hughes	Ogdahl	Pillsbury	Tennessee
Borden	Josefson	Olhoft	Purfeerst	Ueland
Conzemius	Keefe, S.	Olson, A. G.	Renneke	Wegener
Davies	Kirchner	Olson, H. D.	Schaaf	Willet
Doty	Kleinbaum	Olson, J. L.	Schmitz	
Gearty	Kowalczyk	O'Neill	Schrom	

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

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

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

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

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. Berg, Chenoweth, Chmielewski, Coleman, Fitzsimons, Humphrey, Larson, Merriam and Moe were excused from the Session of today. Mr. Milton was excused from this afternoon's Session.

RECESS

Mr. Conzemius moved that the Senate do now recess subject to the call of the President, for the purpose of hearing remarks by His Excellency, Corneliu Bogdan, Ambassador to the United States from Rumania. The motion prevailed.

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

REPORTS FILED WITH THE SECRETARY OF THE SENATE

The following reports were received and filed by the Secretary of the Senate: Department of Finance, Quarterly Financial Report, 1st Quarter, July 1, 1974 to September 30, 1974; Department of Natural Resources, Biennial Report, July 1, 1972 to June 30, 1974; Department of Administration, Building Code Division, Procedural Guideline for Plan Review; Department of Finance, Financial Report, June 30, 1973 to June 30, 1974; Advisory Committee on Medical Education Programs at St. Paul Ramsey Hospital, November 1974; Comments of University of Minnesota Board of Regents on the Medical Education Programs at St. Paul Ramsey Hospital; Governor Wendell R. Anderson, Proposed Biennial Budget, Detailed Estimates 1975-77; Governor Wendell R. Anderson, Budget Message, January 16, 1975; Governor Wendell R. Anderson, Budget Message, Fund Statements, January 16, 1975; Governor Wendell R. Anderson, Second Inaugural Address, January 8, 1975; Governor Wendell R. Anderson, Proposed Biennial Capital Budget, 1975-77; Metropolitan Council Biennial Report, 1973-74; Commerce Commission, Annual Report, 1973-74; State Treasurer's Office, General Report on State Finances, December 31, 1974; Arrowhead Regional Development Commission, Annual Report, 1974; Seaway Port Authority of Duluth Administrative and Promotional Revenues and Expenses, fiscal years ending March 31, 1973 to March 31, 1974; Report of the Legislative Commission on Organized Crime, January 15, 1975; Department of Agriculture, Tree Disease Control Activities in the Seven County Metropolitan Area, 1974; Department of Revenue, 1973 Real Estate Assessment/Sales Ratio Study; State Auditor of Minnesota, Revenues, Expenditures, and Debt of the Cities and Villages in Minnesota, fiscal years ended July 1, 1973 to June 30, 1974; Board of Trustees of the Minnesota Veterans Home, Forty-fourth Biennial Report, July 1, 1972 to June 30, 1974; Governor Wendell R. Anderson, 2nd Annual Report on the Quality of the Environment, January 1975; Teachers Retirement Association, Forty-third Annual Report of the Board of Trustees, July 1, 1973 to June 30, 1974; Minnesota Higher Education Coordinating Commission, Making the Transition, January 1975; Environmental Quality, The State's Role in Land Use Planning, December 1974; Minnesota Water Resources Board and Watershed Districts, 1974; Department of Administration, Campus Study Phase II, Mankato State College, January 1975; Minnesota Resources Commission, 1974; Minnesota Pollution Control Agency, January 1975, Damm-ing the Solid Waste Stream: The Beginning of Source Reduction in Minnesota; Department of Finance, Quarterly Financial Report, 2nd Quarter, October 1, 1974 to December 31, 1974 and the

six month period July 1, 1974 to December 31, 1974; Metropolitan Council, Rules and Regulations for the Review of Matters of Metropolitan Significance, February 4, 1975.

INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Mr. Frederick introduced—

S. F. No. 606: A bill for an act relating to retirement; firemen's relief benefits in the city of Owatonna; amending Laws 1971, Chapter 200, Section 1, as amended.

Referred to the Committee on Governmental Operations.

Messrs. Willet, Moe and Arnold introduced—

S. F. No. 607: A bill for an act relating to public welfare; Red Lake Indian reservation; state payments; amending Minnesota Statutes 1974, Chapter 256, by adding a section.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. North, Josefson and Purfeerst introduced—

S. F. No. 608: A bill for an act relating to the department of administration; powers of the commissioner; air navigation facilities; amending Minnesota Statutes 1974, Section 16.02, Subdivision 2a.

Referred to the Committee on Governmental Operations.

Mr. Keefe, S. introduced—

S. F. No. 609: A bill for an act relating to public employee labor relations; allowing a credit against the fair share fee; amending Minnesota Statutes 1974, Section 179.65, Subdivision 2.

Referred to the Committee on Labor and Commerce.

Mr. Ashbach introduced—

S. F. No. 610: A bill for an act relating to the city of New Brighton; firemen's relief pensions; amending Laws 1967, Chapter 742, Section 1, Subdivision 1.

Referred to the Committee on Governmental Operations.

Messrs. O'Neill, Solon and Ashbach introduced—

S. F. No. 611: A bill for an act relating to education; school districts; altering the computation of capital expenditure taxing authority; amending Minnesota Statutes 1974, Section 124.04.

Referred to the Committee on Education.

Mr. Ashbach introduced—

S. F. No. 612: A bill for an act relating to retirement; withdrawal of share values by members of the unclassified employees retirement program; amending Minnesota Statutes 1974, Section 352D.05, Subdivision 3.

Referred to the Committee on Governmental Operations.

Mr. Hansen, Baldy introduced—

S. F. No. 613: A bill for an act authorizing the city of Austin to establish and maintain a downtown mall.

Referred to the Committee on Local Government.

Messrs. O'Neill, Stumpf and Hansen, Mel introduced—

S. F. No. 614: A bill for an act relating to education; establishing a time limit on reporting AFDC aid information; amending Minnesota Statutes 1974, Section 124.17, Subdivision 1.

Referred to the Committee on Education.

Messrs. O'Neill, North and Dunn introduced—

S. F. No. 615: A bill for an act relating to elections; allowing challengers to spend 20 percent more than incumbents for campaigns; amending Minnesota Statutes 1974, Section 10A.25, Subdivision 2.

Referred to the Committee on Transportation and General Legislation.

Messrs. Stassen, Gearty and Bang introduced—

S. F. No. 616: A bill for an act relating to labor; minimum wage; exempting persons under 18 who deliver flyers door-to-door from the minimum wage law; amending Minnesota Statutes 1974, Section 177.23, Subdivision 7.

Referred to the Committee on Labor and Commerce.

Messrs. Hansen, Baldy; Bang and Laufenburger introduced—

S. F. No. 617: A bill for an act relating to insurance; authorizing exclusion of certain persons from motor vehicle insurance coverage; prohibiting insurers from refusing to supply requested coverage excluding certain persons; amending Minnesota Statutes 1974, Chapter 65B, by adding a section.

Referred to the Committee on Labor and Commerce.

Messrs. Keefe, J.; Laufenburger and Hanson, R. introduced—

S. F. No. 618: A bill for an act relating to motor vehicles; registration and taxation thereof; penalties for late registration and payment; amending Minnesota Statutes 1974, Section 168.31, Subdivision 3.

Referred to the Committee on Transportation and General Legislation.

Messrs. Perpich, G.; Doty and Solon introduced—

S. F. No. 619: A bill for an act relating to workmen's compensation; removing the time limits within which an employee must give notice of injury to his employer; amending Minnesota Statutes 1974, Section 176.141.

Referred to the Committee on Labor and Commerce.

Messrs. Perpich, G.; Doty and Solon introduced—

S. F. No. 620: A bill for an act relating to workmen's compensation; removing the eight year limitation on bringing an action after compensation has been paid; amending Minnesota Statutes 1974, Sections 176.151; and 176.461.

Referred to the Committee on Labor and Commerce.

Messrs. Schmitz, Ueland and Milton introduced—

S. F. No. 621: A bill for an act relating to labor; requiring employers to grant six month maternity leaves of absence.

Referred to the Committee on Labor and Commerce.

Mr. Borden introduced—

S. F. No. 622: A bill for an act relating to retirement; military service credit for members of the teachers retirement fund; amending Minnesota Statutes 1974, Section 354.53, Subdivisions 1 and 3.

Referred to the Committee on Governmental Operations.

Mr. Chmielewski introduced—

S. F. No. 623: A bill for an act relating to historic sites; Hinckley depot restoration project; appropriating money.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Olson, A. G.; Dunn and Milton introduced—

S. F. No. 624: A bill for an act relating to local water and related land resources management; granting municipalities authority to

construct flood prevention or control facilities on certain bodies of water; amending Minnesota Statutes 1974, Section 459.20.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Coleman, Ogdahl and McCutcheon introduced—

S. F. No. 625: A bill for an act relating to crimes; regulating the transfer, possession, and use of pistols; requiring licenses to sell pistols; requiring permits to acquire and carry pistols; prohibiting the sale or transfer to or carrying by certain persons of pistols; prescribing penalties.

Referred to the Committee on Judiciary.

Mr. Ashbach introduced—

S. F. No. 626: A bill for an act relating to special assessments; assessment against governmental units; amending Minnesota Statutes 1974, Section 435.19.

Referred to the Committee on Local Government.

Mr. Chmielewski introduced—

S. F. No. 627: A bill for an act relating to education; restricting student fees; amending Minnesota Statutes 1974, Section 120.74, Subdivision 1; and Chapter 120, by adding a section.

Referred to the Committee on Education.

Mr. Chmielewski introduced—

S. F. No. 628: A bill for an act relating to game and fish; license exemption for certain persons; amending Minnesota Statutes 1974, Sections 98.45, Subdivision 2; and 98.47, Subdivision 1.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Anderson, O'Neill and Humphrey introduced—

S. F. No. 629: A bill for an act relating to education; providing for the transportation of handicapped persons to licensed daytime activity centers attended by these persons; appropriating money; amending Minnesota Statutes 1974, Section 123.39, by adding a subdivision.

Referred to the Committee on Education.

Messrs. Jensen, Conzemius and Ashbach introduced—

S. F. No. 630: A bill for an act relating to public employees; providing for arbitration procedures for public employee labor disputes; amending Minnesota Statutes 1974, Sections 179.69, Subdivision 5; and 179.72, Subdivision 6.

Referred to the Committee on Labor and Commerce.

Messrs. Lewis, Kirchner and Conzemius introduced—

S. F. No. 631: A bill for an act relating to corrections; authorizing the commissioner of corrections to establish a health advisory committee.

Referred to the Committee on Health, Welfare and Corrections.

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

S. F. No. 632: A bill for an act relating to workmen's compensation; compensation schedule; disfigurement or scarring; amending Minnesota Statutes 1974, Section 176.101, Subdivision 3.

Referred to the Committee on Labor and Commerce.

Messrs. Purfeerst, Blatz and Perpich, A. J. introduced—

S. F. No. 633: A bill for an act relating to taxation; inheritance taxes; exemptions; amending Minnesota Statutes 1974, Section 291.05.

Referred to the Committee on Taxes and Tax Laws.

Messrs. McCutcheon, Brown and Olhoft introduced—

S. F. No. 634: A bill for an act relating to corrections; sentencing and post conviction disposition of criminal offenders; transferring the powers and duties of the Minnesota corrections authority to the commissioner of corrections; abolishing the Minnesota corrections authority; providing for determinate sentencing; providing for rehabilitation of criminal offenders by means of a mutual agreement program; appropriating money; amending Minnesota Statutes 1974, Sections 152.15; 242.02; 242.03; 242.09; 242.10; 242.13; 242.18; 242.19; 242.20; 242.21; 242.24; 242.25; 242.26; 242.27; 242.30; 242.34; 242.35; 609.02, Subdivision 2; 609.03; 609.135, Subdivision 1; 609.145, Subdivision 1; 609.165, Subdivision 2; 609.17, Subdivision 4; 609.175, Subdivision 2; 609.185; 609.19; 609.195; 609.20; 609.205; 609.21; 609.215; 609.225; 609.235; 609.24; 609.245; 609.25, Subdivision 2; 609.255; 609.26; 609.27, Subdivision 2; 609.291; 609.292; 609.293, Subdivisions 2, 3 and 4; 609.295; 609.296; 609.31; 609.32; 609.355, Subdivision 2; 609.365; 609.375, Subdivision 2; 609.39; 609.395; 609.405, Subdivision 2; 609.42, Subdivision 1; 609.425; 609.445; 609.455; 609.465; 609.48, Subdivisions 1 and 4; 609.485, Subdivision 4; 609.495, Subdivision 1; 609.52, Subdivisions 2 and 3; 609.525, Subdivision 1; 609.53, Subdivisions 1 and 3; 609.54; 609.55, Subdivision 2; 609.56; 609.565; 609.58, Subdivision 2; 609.59; 609.595, Subdivision 1; 609.60; 609.61; 609.615; 609.62, Subdivision 2; 609.625; 609.63; 609.635; 609.64; 609.645; 609.65; 609.67, Subdivision 2; 609.71; 609.713; 609.785; 609.82; 609.825, Subdivision 2; 609.83; repealing Minnesota Statutes 1974, Sections 241.045; 241.25; 241.26; 241.31; 241.32; 242.22; 242.46; 243.05; 243.07; 243.09; 243.10; 243.12; 243.13; 243.14; 246.43; 609.10; 609.11; 609.115; 609.116; 609.12; 609.13, Subdivision 1; 609.155; and 609.16.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Brown and Milton introduced—

S. F. No. 635: A bill for an act relating to pharmacy; prescription drugs; prohibiting unfair price discrimination; amending Minnesota Statutes 1974, Section 151.061, Subdivision 1.

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

Mr. Brown introduced—

S. F. No. 636: A bill for an act relating to motor vehicles; permitting persons 15 years of age to operate a motor vehicle for medical reasons; amending Minnesota Statutes 1974, Chapter 171, by adding a section.

Referred to the Committee on Transportation and General Legislation.

Messrs. Anderson; Hanson, R. and Konzemius introduced—

S. F. No. 637: A bill for an act relating to county courts; establishing the manner of disposition of fines, fees and other moneys; amending Minnesota Statutes 1974, Section 487.33, Subdivision 5.

Referred to the Committee on Judiciary.

Messrs. Anderson, Chmielewski and Sillers introduced—

S. F. No. 638: A bill for an act relating to taxation; increasing the statutory reduction in property tax payable on a homestead; amending Minnesota Statutes 1974, Section 273.13, Subdivisions 6 and 7.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Borden, Bang and Moe introduced—

S. F. No. 639: A bill for an act relating to banks and banking; authorizing certain branch banks; permitting consolidation of banks in regions; amending Minnesota Statutes 1974, Sections 48.34 and 49.34.

Referred to the Committee on Labor and Commerce.

MESSAGES FROM THE HOUSE

Mr. President:

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

S. F. No. 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.

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

Vento, McCauley and Casserly.

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

Edward A. Burdick, Chief Clerk, House of Representatives

Returned February 24, 1975

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 139, 170 and 218.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted February 24, 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. 139: A bill for an act relating to highways; approaches to certain highways; furnishing of culverts; amending Minnesota Statutes 1974, Section 160.18, Subdivision 1.

H. F. No. 170: A bill for an act relating to taxation; providing for administration of inheritance taxes; amending Minnesota Statutes 1974, Sections 291.005; 291.07, Subdivision 1, and by adding a subdivision; 291.09, Subdivision 1; 291.14, Subdivision 1, and by adding a subdivision; and repealing Minnesota Statutes 1974, Section 525.693.

H. F. No. 218: A bill for an act relating to labor; regulating the powers, duties and procedures of the department of labor and industry; regulating the divisions of the department of labor and industry; amending Minnesota Statutes 1974, Sections 175.08; 175.16; 175.171; 175.20; and 175.27; repealing Minnesota Statutes 1974, Sections 175.18; 175.19; 175.21; 175.22; 175.23; 175.28; 175.29; 175.30; 175.31; and 175.32.

REPORTS OF COMMITTEES

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

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

S. F. No. 74: A bill for an act relating to securities; brokers-dealers; creating an exemption from usury for margin accounts; amending Minnesota Statutes 1974, Section 334.19.

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

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

H. F. No. 7: A bill for an act relating to interim claims against the state; appropriating moneys for the payment thereof.

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

Page 4, line 14, strike "partial" and insert "injuries to"

Page 4, line 15, strike "paralysis of"

Page 4, line 15, after "leg" insert "allegedly"

Page 4, line 16, after "the" and before "refusal" insert "alleged"

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

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

S. F. No. 312: A bill for an act relating to motor vehicles; providing for bug deflectors, automobile wheel devices, vehicle loading, and truck weighing; amending Minnesota Statutes 1974, Sections 169.743; 169.81, Subdivision 5; 169.85; and Chapter 169, by adding a section.

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

Page 2, strike all of Sec. 3 and renumber the sections accordingly.

Page 2, line 30, after "vehicle" insert "or combination of vehicles"

Page 2, line 31, after "pounds" insert ", except buses registered in this state,"

Further, amend the title as follows:

Page 1, line 3, strike "vehicle"

Page 1, line 4, strike "loading,"

Page 1, line 5, strike "169.81,"

Page 1, line 6, strike "Subdivision 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. 435: A bill for an act relating to telephone companies; charging costs of investigation procedures of the public service commission to telephone companies; removing limitation on application of investigation procedures; amending Minnesota Statutes 1974, Section 237.29, Subdivision 1; repealing Minnesota Statutes 1974, Section 237.32.

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

Page 1, line 21, strike the semicolon after "expenses"

Page 1, line 22, after "making" insert "*or other*"

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. 488: A bill for an act relating to insurance premium financing; clarifying the definition of an open end premium finance agreement; allowing a finance charge for premiums added to a premium finance agreement; amending Minnesota Statutes 1974, Section 59A.08, Subdivision 3.

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

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

S. F. No. 326: A bill for an act relating to real estate brokers and salespersons; providing licensure exemption for sellers of franchises; increasing education requirements; providing for reciprocity for licensees from other jurisdictions; modifying trust account requirements; amending Minnesota Statutes 1974, Sections 82.18; 82.19, Subdivision 3; 82.22, Subdivision 6, and by adding a subdivision; and 82.24, by adding a subdivision.

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

Page 3, line 20, after the headnote insert "*(a)*"

Page 3, line 21, strike "*January*" and insert "*July*"

Page 3, line 28, strike "The commissioner may by"

Page 3, strike lines 29 and 30

Page 3, line 32, strike "January" and insert "July"

Page 4, line 5, insert a semicolon after "commissioner" and strike the period

Page 4, after line 5, insert the following:

"(b) The commissioner may approve courses of study in the real estate field offered in educational institutions of higher learning in this state or courses of study in the real estate field developed by and offered under the auspices of the national association of realtors. The commissioner may by rule prescribe the curriculum and qualification of those employed as instructors."

Page 4, strike subdivision 7, and insert:

"Subd. 7. Notwithstanding the provisions of sections 82.17 to 82.31, a real estate broker may establish and maintain interest bearing accounts for the purpose of receiving deposits in accordance with the provisions of section 504.20."

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

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

S. F. No. 228: A bill for an act relating to public safety; providing for natural gas pipeline safety; modifying the definition of the term "gas"; changing the procedure by which civil penalties may be imposed for violations of the natural gas pipeline safety act; granting certain powers to the state fire marshal in regard to civil penalties for violations; amending Minnesota Statutes 1974, Sections 299F.56; and 299F.60, Subdivisions 1 and 2.

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

Page 2, lines 2 and 3, reinsert the stricken language.

Page 2, line 28, strike everything after the words "Subdivision 1."

Page 2, strike lines 29 through 31

Page 3, strike lines 3 through 7 and insert:

"Any person who violates any provision of sections 299F.56 to 299F.64, or any regulation issued thereunder, shall be subject to a civil penalty not to exceed \$1,000 for each such violation for each day that such violation persists, except that the maximum civil penalty shall not exceed \$200,000 for any related series of violations"

Page 3, line 22, before the period insert: "in attempting to achieve compliance, after notification of a violation. The contested case and judicial review provisions of chapter 15 shall apply to

all orders of the state fire marshal imposing any penalty under sections 299F.56 to 299F.64 or under any regulation promulgated thereunder”

Further amend the title as follows:

Lines 3 and 4, strike “modifying the definition of the term “gas”;

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 the following appointment as reported in the Journal for January 16, 1975, as corrected in the Journal for February 24, 1975:

CHAIRMAN OF THE METROPOLITAN TRANSIT COMMISSION

J. Douglas Kelm

Reports the same back with the recommendation that the appointment be not confirmed.

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. 371: A bill for an act relating to the duties of the coroner in St. Louis county; repealing Minnesota Statutes 1974, Section 390.22.

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 29: A bill for an act relating to appropriations; appropriating funds to the University of Minnesota for geological research purposes.

Reports the same back with the recommendation that the bill do pass and be re-referred to the Committee on Finance. Report adopted.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was referred

S. F. No. 210: A bill for an act relating to game and fish; removal of rough fish; amending Minnesota Statutes 1974, Section 97.48. Subdivision 4; repealing Minnesota Statutes 1974, Section 97.4861.

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

Amend the title as follows:

Page 1, line 2, after "fish;" and before "removal" insert "eliminating certain bidding requirements for contracts concerning"

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which was re-referred

H. F. No. 112: A bill for an act relating to state lands; authorizing the conveyance of certain state lands in Carlton county to the city of Moose Lake, Minnesota.

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

Page 1, after line 18, insert:

"Lots 8 and 9 of Plat 1 contained within the S.E. $\frac{1}{4}$ of Section 29, Township 29 North, Range 17 West containing 10.82 acres;"

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

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

S. F. No. 37: A bill for an act relating to education; establishing and prescribing duties for the Minnesota commission for children and the family; appropriating money.

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

Page 1, line 8, strike "child" and insert "human"

Page 1, line 9, strike "child's education" and insert "individual"

Page 1, line 12, after "children" insert ", youth"

Page 1, line 12, strike "the family" and insert "families"

Page 1, line 13, strike "Fifteen" and insert "Ten"

Page 1, line 14, strike "15" and insert "10"

Page 1, line 17, after "children" insert ", youth"

Page 1, line 17, strike "the family" and insert "families"

Page 1, line 17, after the period insert "Five members shall be state senators appointed by the committee on committees of the senate and five shall be representatives appointed by the speaker of the house of representatives. The chairmen of the standing committees dealing with the subjects of education, health, welfare,

corrections, and governmental operations may make membership recommendations to the committee on committees and the speaker of the house of representatives."

Page 1, line 18, after "education" strike "and" and insert a comma

Page 1, line 18, after "welfare" insert "and corrections"

Page 1, line 21, after "commission" and before "shall" insert ", excluding the legislative members,"

Page 2, line 1, strike "governor" and insert "commission members"

Page 2, line 1, strike "appoint" and insert "elect"

Page 2, line 9, after the period insert "The senate and representative members shall serve at the pleasure of the committee on committees or the speaker of the house of representatives, as appropriate, and their successors shall be appointed in the same manner as the original members were appointed."

Page 3, line 7, after "children" insert ", youth"

Page 3, line 7, strike "the family" and insert "families"

Page 3, line 14, after "children" insert ", youth"

Page 3, line 15, strike "the family" and insert "families, including members beyond the nuclear family,"

Page 3, line 16, after "children" insert ", youth"

Page 3, line 16, strike "the family" and insert "families"

Page 3, line 20, after "and" insert "public and"

Page 3, line 21, after "children" insert ", youth"

Page 3, line 21, strike "the family" and insert "families"

Page 3, line 23, after "children" insert ", youth"

Page 3, line 23, after "and" strike "the"

Page 3, line 24, strike "family" and insert "families"

Page 3, line 28, after "children" insert ", youth"

Page 3, line 28, after "and" strike "the"

Page 3, line 29, strike "family" and insert "families"

Page 3, line 31, after "children" insert ", youth"

Page 3, line 31, after "and" strike "the"

Page 3, line 32, strike "family" and insert "families"

Page 4, line 10, after "children" insert ", youth"

Page 4, line 10, strike "the family" and insert "families"

Page 4, line 11, after "\$" insert "150,000"

Amend the title as follows:

Line 4, after "children" insert ", youth"

Line 4, strike "the family" and insert "families"

And when so amended the bill do pass and 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

H. F. No. 11 for comparison to companion Senate File, reports the following House File was found not identical with its companion Senate File as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
11	163				

Pursuant to Rule 49 the Committee recommends that H. F. No. 11 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.*”

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

“A bill for an act 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, H. F. No. 11 will be identical to S. F. No. 163 and further recommends that H. F. No. 11 be given its second reading and substituted for S. F. No. 163 and that the Senate File be indefinitely postponed.

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

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

H. F. Nos. 170 and 218 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. 218 to the Committee on Labor and Commerce.

H. F. No. 170 to the Committee on Taxes and Tax Laws.

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. 74, 312, 435, 488, 326, 228, 371 and 210 were read the second time.

SECOND READING OF HOUSE BILLS

H. F. Nos. 7, 112 and 11 were read the second time.

MOTIONS AND RESOLUTIONS

Mr. Jensen moved that the name of Mr. Renneke be stricken and the name of Mr. Patton be added as co-author to S. F. No. 84. The motion prevailed.

Messrs. Olhoft and Humphrey introduced—

Senate Resolution No. 17: A senate resolution welcoming His Royal Highness Prince Bertil of Sweden and the delegation of Swedish industrial leaders which he is heading to Minnesota; congratulating him on the occasion of his sixty-third birthday.

WHEREAS, His Royal Highness Prince Bertil of Sweden will arrive in Minnesota on February 28 with a delegation of Swedish industrial leaders; and

WHEREAS, His Royal Highness Prince Bertil of Sweden will celebrate his sixty-third birthday on February 28; and

WHEREAS, His Royal Highness Prince Bertil of Sweden has been a strong, life long friend of the United States and particularly of the State of Minnesota and its people; and

WHEREAS, His Royal Highness Prince Bertil of Sweden has significantly contributed to better understanding between the United States and Sweden and has especially fostered and maintained warm and lasting ties between the State of Minnesota and Sweden; now, therefore,

BE IT RESOLVED, by the Senate of the State of Minnesota, that His Royal Highness Prince Bertil of Sweden and the delegation of industrial leaders he is heading be welcomed to the State of Minnesota and that his Royal Highness Prince Bertil be especially congratulated on the occasion of his sixty-third birthday.

Mr. Olhoft moved the adoption of the foregoing resolution. The motion prevailed. So the resolution was adopted.

THIRD READING OF SENATE BILLS

S. F. No. 182: A bill for an act relating to counties; eliminating payment of certain fees to county sheriffs; requiring county boards to furnish board and other services for prisoners in county jails; amending Minnesota Statutes 1974, Sections 387.20, Subdivisions 5 and 6; 641.02; 641.03; 641.12; and 641.13; repealing Minnesota Statutes 1974, Section 641.11.

With the unanimous consent of the Senate, Mr. Hansen, Baldy moved to amend S. F. No. 182 as follows:

Page 4, after line 31, insert a new section as follows:

"Sec. 8. Sections 1 through 7 of this act shall not apply to Mower county and shall not affect the compensation of or the payment of fees to the sheriff of Mower county."

Renumber the sections accordingly

The motion prevailed. So the amendment was adopted.

S. F. No. 182 was read the third time, as amended, and placed on its final passage.

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

And the roll being called, there were yeas 51 and nays 4, as follows:

Those who voted in the affirmative were:

Arnold	Frederick	Knutson	O'Neill	Stassen
Ashbach	Gearty	Kowalczyk	Patton	Stokowski
Bang	Hansen, Baldy	Laufenburger	Perpich, A. J.	Stumpf
Bernhagen	Hansen, Mel	Lewis	Pillsbury	Tennessen
Blatz	Hanson, R.	Milton	Purfeerst	Ueland
Borden	Hughes	Nelson	Renneke	Wegener
Brataas	Jensen	North	Schaaf	Willet
Brown	Josefson	Olhoft	Schmitz	
Conzemius	Keefe, J.	Olson, A. G.	Schrom	
Doty	Keefe, S.	Olson, H. D.	Solon	
Dunn	Kleinbaum	Olson, J. L.	Spear	

Messrs. Anderson, Kirchner, McCutcheon and Sillers voted in the negative.

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

RECESS

Mr. Conzemius moved that the Senate do now recess until 1:15 o'clock p.m. The motion prevailed.

The hour of 1:15 o'clock p.m. having arrived, the President called the Senate to order.

CALL OF THE SENATE

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

Arnold	Doty	Kirchner	Pillsbury	Stumpf
Ashbach	Dunn	North	Purfeerst	Ueland
Bernhagen	Frederick	Ogdahl	Renneke	Wegener
Blatz	Gearty	Olson, A. G.	Schaaf	Willet
Brataas	Hansen, Baldy	Olson, H. D.	Schmitz	
Brown	Hansen, Mel	Olson, J. L.	Sillers	
Conzemius	Hanson, R.	Patton	Spear	
Davies	Keefe, S.	Perpich, A. J.	Stokowski	

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

GENERAL ORDERS

The Senate resolved itself into a Committee of the Whole, with Mr. Blatz in the chair.

After some time spent therein, the committee arose, and the President having resumed the chair, Mr. Blatz reported that the committee had considered the following:

S. F. Nos. 287, 264, 277, 282, 286, 422, 348 and H. F. Nos. 145 and 173 which the committee recommends to pass.

S. F. No. 59 which the committee recommends be re-referred to the Committee on Labor and Commerce.

S. F. No. 311, which the committee recommends to pass with the following amendment offered by Mr. Olson, H. D.:

Page 3, after line 15, insert:

“Sec. 3. [EFFECTIVE DATE.] *This act is effective July 1, 1975.*”

And then, on motion of Mr. Blatz, the report of the Committee of the Whole, as kept by the Secretary, was adopted.

MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Conzemius moved that the Senate do now adjourn until 11:30 o'clock a.m., Monday, March 3, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate