

## TWENTY-FIRST DAY

St. Paul, Minnesota, Thursday, March 13, 1975

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

### CALL OF THE SENATE

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

|             |               |              |                |           |
|-------------|---------------|--------------|----------------|-----------|
| Anderson    | Coleman       | Hughes       | Milton         | Renneke   |
| Arnold      | Conzemius     | Humphrey     | Moe            | Schmitz   |
| Ashbach     | Davies        | Josefson     | North          | Schrom    |
| Berg        | Doty          | Keefe, S.    | Olhoft         | Spear     |
| Bernhagen   | Dunn          | Kirchner     | Olson, H. D.   | Stassen   |
| Blatz       | Fitzsimons    | Kleinbaum    | Olson, J. L.   | Stokowski |
| Borden      | Frederick     | Kowalczyk    | O'Neill        | Stumpf    |
| Brataas     | Gearty        | Larson       | Patton         | Tennessee |
| Brown       | Hansen, Baldy | Laufenburger | Perpich, A. J. | Ueland    |
| Chenoweth   | Hansen, Mel   | McCutcheon   | Perpich, G.    | Wegener   |
| Chmielewski | Hanson, R.    | Merriam      | Pillsbury      |           |

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

Prayer was offered by the Chaplain, Father Kenneth F. Ludescher.

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

|             |               |              |                |           |
|-------------|---------------|--------------|----------------|-----------|
| Anderson    | Davies        | Keefe, S.    | Ogdahl         | Schrom    |
| Arnold      | Doty          | Kirchner     | Olhoft         | Sillers   |
| Ashbach     | Dunn          | Kleinbaum    | 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      | Wegener   |
| Chenoweth   | Humphrey      | Milton       | Purfeerst      | Willet    |
| Chmielewski | Jensen        | Moe          | Renneke        |           |
| Coleman     | Josefson      | Nelson       | Schaaf         |           |
| Conzemius   | Keefe, J.     | 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**

Mr. Merriam was excused from the Session of today, beginning at 11:15 o'clock a.m.

**EXECUTIVE AND OFFICIAL COMMUNICATIONS**

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

The Honorable Alec G. Olson  
President of the Senate

I have the honor to inform you that the following enrolled Acts of the 1975 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation, pursuant to the State Constitution, Article IV, Section 23:

| S. F.<br>No. | H. F.<br>No. | Session Laws<br>Chapter No. | Date Approved<br>1975 | Date Filed<br>1975 |
|--------------|--------------|-----------------------------|-----------------------|--------------------|
|              | 145          | 6                           | March 7               | March 7            |
|              | 173          | 7                           | March 7               | March 7            |
| 216          |              | 8                           | March 7               | March 7            |

Sincerely,

Joan Anderson Growe  
Secretary of State

March 11, 1975

The Honorable Alec G. Olson  
President of the Senate

Sir:

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

S. F. No. 128, An act relating to motor vehicles; manufacture of motor vehicle license number plates; commissioner of public safety to establish quality specifications of plates with the advice of law enforcement organizations; amending Minnesota Statutes 1974, Section 168.381.

S. F. No. 208, An act relating to the city of Bigelow; authorizing the issuance of general obligation bonds authorized by the voters without including the bonds in the computation of net debt.

Sincerely,  
Wendell R. Anderson, Governor

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

Mr. Willet introduced—

S. F. No. 816: A bill for an act relating to towns; requiring towns to file financial reports with the state auditor; amending Minnesota Statutes 1974, Section 366.22.

Referred to the Committee on Local Government.

Mr. Willet introduced—

S. F. No. 817: A bill for an act relating to game and fish; authorizing a season on fishers; amending Minnesota Statutes 1974, Section 100.27, Subdivisions 1 and 4.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Milton, Gearty and Kleinbaum introduced—

S. F. No. 818: A bill for an act relating to taxes on and measured by net income; providing a credit for certain expenditures for home maintenance; appropriating money; amending Minnesota Statutes 1974, Sections 290.984; 290.986; 290.988, Subdivision 1; 290.989; and Chapter 290, by adding sections.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Stumpf, Brown and Keefe, S. introduced—

S. F. No. 819: A bill for an act relating to taxation; providing for public financing in political campaigns; increasing the tax credit for political contributions; amending Minnesota Statutes 1974, Section 290.06, Subdivision 11.

Referred to the Committee on Transportation and General Legislation.

Messrs. Stumpf, O'Neill and Hughes introduced—

S. F. No. 820: A bill for an act relating to education; powers of trustees of incorporated colleges; amending Minnesota Statutes 1974, Section 121.18.

Referred to the Committee on Education.

Messrs. Stumpf, Schaaf and Perpich, G. introduced—

S. F. No. 821: A bill for an act relating to municipalities; powers; severance pay for employees; amending Minnesota Statutes 1974, Section 465.72.

Referred to the Committee on Governmental Operations.

Messrs. Stumpf, Schrom and Merriam introduced—

S. F. No. 822: A bill for an act relating to commerce; limitations

on powers of industrial loan and thrift companies; amending Minnesota Statutes 1974, Section 53.05.

Referred to the Committee on Labor and Commerce.

Mr. Schrom introduced—

S. F. No. 823: A bill for an act relating to veteran affairs; the transfer of the personal property a deceased resident leaves at the Minnesota Veterans home; repealing Minnesota Statutes 1974, Section 198.23.

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

Mr. Schrom introduced—

S. F. No. 824: A bill for an act relating to game and fish; size limits upon certain species of fish; amending Minnesota Statutes 1974, Section 101.42, Subdivision 1.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Schrom introduced—

S. F. No. 825: A bill for an act relating to taxation; providing for confiscation of vehicles, trailers and airplanes used to transport illegally untaxed cigarettes; amending Minnesota Statutes 1974, Section 297.08, Subdivisions 1 and 2, and by adding a subdivision.

Referred to the Committee on Judiciary.

Mr. Schrom introduced—

S. F. No. 826: A bill for an act relating to public waters; revising certain procedures for regulation of public waters; requiring that certain notices and opportunities for hearing be provided; amending Minnesota Statutes 1974, Sections 105.44, Subdivisions 3, 6 and 9; and 105.462.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Schrom introduced—

S. F. No. 827: A bill for an act relating to taxation; exempting the meals on wheels program and certain amusements from sales taxation; amending Minnesota Statutes 1974, Sections 297A.01, Subdivision 3 and 297A.25, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Kleinbaum and Milton introduced—

S. F. No. 828: A bill for an act relating to human rights; prohibiting discrimination in the issuance of life and health insurance policies to disabled persons; amending Minnesota Statutes 1974, Section 363.03, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

Messrs. Kleinbaum, Ueland and Laufenburger introduced—

S. F. No. 829: A bill for an act relating to state colleges; permitting the state college board to designate certain colleges as state universities.

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

Messrs. Kleinbaum and Milton introduced—

S. F. No. 830: A bill for an act relating to health care; requiring certain insurance policies and health care plans to provide benefits for health care services rendered in free standing ambulatory surgical centers.

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

Messrs. Merriam, Knutson and Schaaf introduced—

S. F. No. 831: A bill for an act relating to public welfare; juveniles; guardian ad litem; amending Minnesota Statutes 1974, Section 260.155, Subdivision 4.

Referred to the Committee on Judiciary.

Messrs. Moe, Dunn and Borden introduced—

S. F. No. 832: A bill for an act relating to the environment; directing creation of an environmental permits coordination unit within the environmental quality council; authorizing an optional consolidated application and hearing procedure for certain permits; directing establishment of permit information centers.

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

Messrs. Sillers, Conzemius and Hanson, R. introduced—

S. F. No. 833: A bill for an act relating to agricultural lands;

permitting ownership of agricultural lands by nonprofit educational institutions; amending Minnesota Statutes 1974, Section 500.24, Subdivisions 1, 2 and 3.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Kleinbaum, Larson and Solon introduced—

S. F. No. 834: A bill for an act relating to intoxicating liquor; prohibiting certain advertising.

Referred to the Committee on Labor and Commerce.

Messrs. Anderson, Kowalczyk and Conzemius introduced—

S. F. No. 835: A bill for an act relating to health; authorizing a state subsidy to local units of government for providing community health services; prescribing the powers of the state board of health; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Schrom and Kleinbaum introduced—

S. F. No. 836: A bill for an act relating to Independent School District 748; discharging certain debt incurred under the maximum effort school aid law.

Referred to the Committee on Education.

Mr. Perpich, G. introduced—

S. F. No. 837: A bill for an act relating to St. Louis county; permitting expenditures or contracting for aid to the handicapped.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Hansen, Baldy; Larson and Solon introduced—

S. F. No. 838: A bill for an act relating to school districts; insurance for school district funds; amending Minnesota Statutes 1974, Section 124.05, Subdivision 2.

Referred to the Committee on Education.

Messrs. Milton; Hansen, Mel and Lewis introduced—

S. F. No. 839: A bill for an act relating to housing; permitting the housing finance agency to make grants to individuals who, but for the failure of their residence to meet applicable housing codes, would be selected to become a foster parent; amending Minnesota Statutes 1974, Section 462A.05, Subdivision 15.

Referred to the Committee on Health, Welfare and Corrections.  
Mr. Tennesen questioned the reference thereon and, under Rule

35, the bill was referred to the Committee on Rules and Administration.

Mr. Tennessen, Mrs. Brataas and Mr. Lewis introduced—

S. F. No. 840: A bill for an act relating to the department of human rights; creating a private right of action to enforce the provisions of the human rights act in certain cases; amending Minnesota Statutes 1974, Section 363.06, Subdivision 1; and Chapter 363, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Renneke, Merriam and Patton introduced—

S. F. No. 841: A bill for an act relating to employment; prohibiting an employer from paying an employee's wages or salary in a form other than cash, check or negotiable instrument unless requested otherwise by the employee; providing a penalty; amending Minnesota Statutes 1974, Chapter 181, by adding a section.

Referred to the Committee on Labor and Commerce.

Messrs. Olhoft; Keefe, J. and Humphrey introduced—

S. F. No. 842: A bill for an act relating to labor; voiding provisions in employment contracts requiring the employee to turn over certain patentable inventions or devices to his employer.

Referred to the Committee on Labor and Commerce.

Messrs. Conzemius and Bernhagen introduced—

S. F. No. 843: A bill for an act relating to agriculture; providing for the establishment, by counties, of agricultural districts; providing for the deferment of certain special local assessments; providing for valuation and tax deferment for certain farm buildings; appropriating money.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Arnold introduced—

S. F. No. 844: A bill for an act relating to labor; limiting the amount of weight an employee can be required to lift to 75 pounds; prescribing a penalty.

Referred to the Committee on Labor and Commerce.

Mr. Arnold introduced—

S. F. No. 845: A bill for an act relating to Itasca County; increasing the permissible per capita expenditure on tourist, agricultural and industrial promotion; amending Laws 1965, Chapter 326, Section 1, Subdivision 5.

Referred to the Committee on Local Government.

Messrs. Renneke, Borden and Schrom introduced—

S. F. No. 846: A bill for an act relating to compensation insurance; rates; amending Minnesota Statutes 1974, Section 79.21.

Referred to the Committee on Labor and Commerce.

Mr. Olhoft, by request, introduced—

S. F. No. 847: A bill for an act relating to counties; establishment of television translator system; amending Minnesota Statutes 1974, Section 375.164.

Referred to the Committee on Local Government.

Mr. Conzemius introduced—

S. F. No. 848: A bill for an act relating to the city of Lakeville; authorizing an increase in firemen's relief association lump sum service pensions.

Referred to the Committee on Governmental Operations.

Mr. Borden introduced—

S. F. No. 849: A bill for an act relating to public lands; authorizing the state and counties to exchange land; amending Minnesota Statutes 1974, Sections 373.01, Subdivision 1; 94.342, Subdivision 3; and 94.343, Subdivisions 1 and 3.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Borden and Ashbach introduced—

S. F. No. 850: A bill for an act relating to controlled substances; providing minimum sentences for first time offenders who commit felonies relating to the sale of certain narcotic drugs; providing penalties; amending Minnesota Statutes 1974, Section 152.15, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. Keefe, S.; Gearty and Ogdahl introduced—

S. F. No. 851: A bill for an act relating to Hennepin county; tax levy for educational, cultural and artistic purposes.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Borden and Hansen, Baldy introduced—

S. F. No. 852: A bill for an act relating to commerce; interest rates on money; continuing the exemption of certain loans from maximum interest rates; amending Minnesota Statutes 1974, Section 334.01, Subdivision 2; repealing Laws 1974, Chapter 238, Section 2.

Referred to the Committee on Labor and Commerce.



Messrs. Borden and Humphrey introduced—

S. F. No. 853: A bill for an act relating to education; redefining school age for handicapped children; providing for educational services for handicapped in residential care facilities; increasing the amount of state aid for personnel to teach the handicapped; amending Minnesota Statutes 1974, Sections 120.17, Subdivision 1; and 124.32, Subdivision 1.

Referred to the Committee on Education.

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

S. F. No. 854: A bill for an act relating to taxation; denying tax deductions relating to substandard rental housing; amending Minnesota Statutes 1974, Chapter 290, by adding a section.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Chenoweth, Kirchner and Humphrey introduced—

S. F. No. 855: A bill for an act relating to metropolitan government; authorizing council regulations establishing standards and guidelines for determining matters of metropolitan significance to be adopted without specific legislative approval; amending Minnesota Statutes 1974, Section 473B.061, Subdivision 1.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Chmielewski introduced—

S. F. No. 856: A bill for an act relating to taxation; providing for a reduction in assessed valuation of real property; amending Minnesota Statutes 1974, Section 375.192, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Brown and Conzemius introduced—

S. F. No. 857: A bill for an act relating to ethics in government; limits on campaign expenditures; amending Minnesota Statutes 1974, Section 10A.25, Subdivision 2; repealing Minnesota Statutes 1974, Section 10A.25, Subdivision 6.

Referred to the Committee on Transportation and General Legislation. Mr. Gearty questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Brown and Hansen, Mel introduced—

S. F. No. 858: A bill for an act relating to elections; fair campaign practices; prohibiting solicitation of funds from lobbyists; amending Minnesota Statutes 1974, Chapter 211, by adding a section.

Referred to the Committee on Transportation and General Legislation. Mr. Gearty questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Brown and Conzemius introduced—

S. F. No. 859: A bill for an act relating to conduct of public officers including campaigns for the offices; prohibiting transfer of funds between political committees; amending Minnesota Statutes 1974, Sections 10A.11, Subdivision 6, and by adding a subdivision; 10A.12, Subdivision 1; and 10A.22, Subdivision 7.

Referred to the Committee on Transportation and General Legislation. Mr. Gearty 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. 860: A bill for an act relating to conduct of public officers including campaigns for the offices; prohibiting political funds from contributing to candidates or political committees; amending Minnesota Statutes 1974, Sections 10A.01, Subdivisions 7 and 10; 10A.11, Subdivision 6; 10A.12, Subdivision 1; 10A.13; 10A.14; 10A.15; 10A.16; 10A.17, Subdivisions 1 and 5; 10A.18; 10A.20, Subdivisions 1, 3, 6, 7 and 10; 10A.22, Subdivisions 1, 5 and 7; 10A.24; 10A.25, Subdivisions 2 and 6; 10A.26; 10A.27, Subdivision 1; repealing Minnesota Statutes 1974, Section 10A.12, Subdivisions 2, 3, 4 and 5.

Referred to the Committee on Transportation and General Legislation. Mr. Gearty questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Laufenburger introduced—

S. F. No. 861: A bill for an act relating to the city of Winona; allowing certain meetings and information to be withheld from the public.

Referred to the Committee on Governmental Operations.

Messrs. Solon, Bang and Kleinbaum introduced—

S. F. No. 862: A bill for an act relating to commerce; prohibiting certain home telephone solicitations; providing a penalty.

Referred to the Committee on Labor and Commerce.

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

S. F. No. 863: A bill for an act relating to education; changing the time for the annual meeting of boards of independent school

districts; amending Minnesota Statutes 1974, Section 123.34, Subdivision 1.

Referred to the Committee on Education.

Messrs. Hansen, Baldy; O'Neill and Keefe, S. introduced—

S. F. No. 864: A bill for an act relating to hospitalization and commitment; providing for notice to and hearing on request of attending physician or next of kin of patient before discharge; amending Minnesota Statutes 1974, Section 253A.15, by adding a subdivision.

Referred to the Committee on Judiciary.

Messrs. Milton, Dunn and Moe introduced—

S. F. No. 865: A bill for an act relating to natural resources; prohibiting certain activities in the boundary waters canoe area; providing certain exceptions in case of national emergency.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. North, Ogdahl and Borden introduced—

S. F. No. 866: A bill for an act relating to liquor; abolishing the office of liquor control commissioner and transferring the powers and duties thereof to the departments of public safety and revenue; amending Minnesota Statutes 1974, Chapter 299A, by adding a section; Sections 340.08, Subdivisions 1 and 2; 340.09, Subdivision 1; 340.44; 340.47, Subdivision 2; 340.485, Subdivision 1; and 340.492; repealing Minnesota Statutes 1974, Sections 340.08, Subdivision 3; 340.401, Subdivision 7; 340.485, Subdivision 4; and 340.491.

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

Messrs. North, Ogdahl and McCutcheon introduced—

S. F. No. 867: A bill for an act relating to civil service; authorizing training, development and compensation of state personnel designated as managerial; amending Minnesota Statutes 1974, Chapter 43, by adding sections.

Referred to the Committee on Governmental Operations.

Messrs. North, Dunn and Olhoft introduced—

S. F. No. 868: A bill for an act relating to motor vehicles; providing for activities in connection with motor vehicle and other waste; amending Minnesota Statutes 1974, Sections 168B.02, by

adding a subdivision; 168B.09, Subdivision 1; 168B.10, Subdivision 1; and Chapter 168B, by adding a section.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Perpich, G. introduced—

S. F. No. 869: A bill for an act relating to St. Louis county; providing for the disposition of the proceeds from the sale or rental of tax forfeited lands or from the sale of any products therefrom.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Sillers, Frederick and Larson introduced—

S. F. No. 870: A bill for an act relating to taxation; inheritance tax; providing for payment of tax in ten annual installments when a decedent transfers a certain interest in a closely held business.

Referred to the Committee on Taxes and Tax Laws.

Mr. Perpich, G. introduced—

S. F. No. 871: A bill for an act relating to St. Louis County; providing for the donation of Mesabi nursing home to range hospital corporation, a nonprofit corporation.

Referred to the Committee on Local Government.

Messrs. Doty, Renneke and Stokowski introduced—

S. F. No. 872: A bill for an act relating to counties; providing for terms of appointment and dismissal of county planning directors.

Referred to the Committee on Local Government.

Messrs. Schaaf, Brown and Olson, A. G. introduced—

S. F. No. 873: A bill for an act relating to highway traffic regulations; providing for alcohol related offense; requiring presentence investigation; providing penalties; amending Minnesota Statutes 1974, Chapter 169, by adding a section.

Referred to the Committee on Judiciary.

Messrs. Moe, Kirchner and Keefe, S. introduced—

S. F. No. 874: A bill for an act relating to the state board of investment; authorizing investment of state retirement system

funds in obligations issued or guaranteed by agencies of the United States; amending Minnesota Statutes 1974, Section 11.16, Subdivision 9.

Referred to the Committee on Governmental Operations.

Messrs. Josefson, Stassen and Hansen, Mel introduced—

S. F. No. 875: A bill for an act relating to retirement; recomputation of benefits payable by the Minnesota state retirement system; amending Minnesota Statutes 1974, Chapter 352, by adding a section.

Referred to the Committee on Governmental Operations.

Mr. Josefson introduced—

S. F. No. 876: A bill for an act relating to Lincoln county: ratifying certain salary increases voted to the Lincoln county board of commissioners.

Referred to the Committee on Local Government.

Mr. Nelson introduced—

S. F. No. 877: A bill for an act authorizing the city of Plymouth to refund temporary improvement bonds issued in the years 1969 to 1975; amending Laws 1971, Chapter 557, Section 1, as amended.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Gearty and Ogdahl introduced—

S. F. No. 878: A bill for an act relating to Hennepin county: granting power to the Hennepin county board of commissioners to acquire, operate and sell sports facilities and related facilities; to issue bonds and levy taxes therefor; to impose an admissions tax, and other powers necessary to acquire and operate those facilities.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Gearty, Sillers and Kleinbaum introduced—

S. F. No. 879: A bill for an act relating to state aids; providing for payment to cities of revenue lost because of certain tax exempt real property; appropriating funds.

Referred to the Committee on Taxes and Tax Laws.

**MESSAGES FROM THE HOUSE**

Mr. President:

I have the honor to announce the passage by the House of the following Senate Files, herewith returned: S. F. Nos. 103 and 348.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 10, 1975

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 79, 111, 133 and 290.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 10, 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. 79: A bill for an act regulating smoking at public places and in public meetings; providing a penalty.

H. F. No. 111: A bill for an act relating to the Indian affairs commission; increasing the number of members authorized to approve expenses; amending Minnesota Statutes 1974, Section 3.922, Subdivision 3.

H. F. No. 133: A bill for an act relating to taxation; eliminating assessor's function of obtaining agricultural statistics and information; appointment of special boards of review and equalization; providing for certification of assessor; reclassification procedures for certain property; amending Minnesota Statutes 1974, Sections 17.03, Subdivision 2; 270.11, by adding a subdivision; 270.48; 273.17, Subdivision 1; 274.01; 274.13; 274.14.

H. F. No. 290: A bill for an act relating to sex discrimination; abolishing discrimination on the basis of sex in certain insurance laws; amending Minnesota Statutes 1974, Sections 61A.12, Subdivisions 2 and 4; 62A.041; 62C.14, Subdivision 5a; 69.40; 69.41; and 69.48.

**REPORTS OF COMMITTEES**

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

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

H. F. No. 296: A bill for an act relating to the executive council; empowering it to grant assistance in conjunction with federal disaster relief programs; amending Minnesota Statutes 1974, Section 9.061, Subdivision 1.

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

Mr. Moe from the Committee on Natural Resources and Agriculture, to which were referred the following appointments as reported in the Journal for March 3, 1975:

**MINNESOTA POLLUTION CONTROL AGENCY**

Harold Field  
Carol Buckmann

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

Mr. Moe moved the foregoing committee report be laid on the table. The motion prevailed.

Mr. Moe from the Committee on Natural Resources and Agriculture, to which were referred the following appointments 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 confirmed.

Mr. Moe moved the foregoing committee report be laid on the table. The motion prevailed.

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

S. F. No. 523: A bill for an act relating to the joint exercise of powers between governmental units; providing for the inclusion of instrumentalities of governmental units; providing for the negotiation of the costs of services or functions as part of the agreement; amending Minnesota Statutes 1974, Section 471.59, Subdivisions 1 and 8.

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

Page 2, line 17, strike "The provisions of this subdivision do not apply to"

Page 2, strike lines 18 through 20

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. 665: A bill for an act relating to the town of Taylor; restoring state payments lost because of failure of county auditor to forward report.

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

Page 1, line 7, strike "state" and insert "commissioner of revenue"

Page 1, line 10, strike "as provided by law" and insert "under chapter 477A"

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

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

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

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

Amend the title as follows:

Page 1, line 2, before "authorizing" insert "relating to the city of Austin;"

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

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

S. F. No. 318: A bill for an act relating to the cities of St. Charles, Dover and Eyota and the sanitary sewer board of the Dover, Eyota and St. Charles area sanitary district in the counties of Olmsted and Winona; providing certain powers; amending Laws 1973, Chapter 160, Section 10, Subdivision 3; Section 12 Subdivisions 1 and 2; and by adding a section.



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

Page 2, line 9, after the period, insert:

*"No special assessment levied under the provisions of this section or of Laws 1973, Chapter 160, Section 11, shall be subject to deferment under the provisions of Minnesota Statutes, Section 273.111, Subdivision 11, or of any other law except as provided in Laws 1973, Chapter 160, and any amendments thereto."*

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

Mr. Perpich, A. J. from the Committee on Taxes and Tax Laws, to which was referred

S. F. No. 384: A bill for an act relating to taxes on or measured by net income; appropriating money; amending Minnesota Statutes 1974, Sections 290.01, Subdivisions 8, 20, 21, and 22; and by adding subdivisions; 290.02; 290.06, Subdivisions 2c and 11; 290.0601, Subdivisions 6 and 9; 290.061; 290.086, Subdivision 7; 290.09, Subdivisions 4 and 15; 290.16, by adding a subdivision; 290.21, Subdivision 4; 290.50, Subdivisions 1, 2, 3 and 5; 290.92, Subdivisions 6 and 19; 290.931, Subdivision 1; 290.933, Subdivision 1; 290.972, Subdivision 2; 290.983, Subdivision 1; 290.985; repealing Minnesota Statutes 1974, Sections 290.072; 290.08, Subdivisions 9, 10, 11, 15, 16, 17, 18 and 22; 290.0801; and 290.931, Subdivision 2.

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

Page 3, strike lines 14 through 16

Page 5, line 10, reinstate the stricken language and strike "1974"

Page 5, line 12, reinstate the stricken language and strike "1974"

Page 11, line 14, reinstate the stricken language and strike "1974"

Page 11, line 17, reinstate the stricken language and strike "1974"

Page 11, line 21, after "290.16" strike ", subdivision 2"

Page 15, line 4, after "filed" insert "or is a former employee of a railroad who received disability pay under USCA Title 45, Section 228b during the calendar year for which the claim was filed"

Page 18, line 10, after "allowed" strike ", but the" and insert " , "

Page 18, strike lines 11 through 17

Pages 19 and 20, strike section 14

Page 21, line 21, after "that the" insert "recipient"

Pages 27 and 28, strike section 21

Pages 37 and 38, strike section 27

Page 38, strike section 29

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 8, strike "Subdivisions 4 and" and insert "Subdivision"

Page 1, line 10, strike "3 and 5" and insert "and 3"

Page 1, line 12, strike "290.983,"

Page 1, line 13, strike "Subdivision 1;"

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. 185: A bill for an act relating to employment services; authorizing the summer employment of young persons for state and local service; appropriating money.

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

Page 1, line 17, strike "young"

Page 1, line 18, strike "and veterans and full time"

Page 1, line 19, strike "students up to 26 years of age"

Page 2, line 6, after "rate" insert "except persons hired in a supervisory capacity who shall be compensated at a rate established by the commissioner"

Page 4, strike Section 7

Page 4, line 19, after "THE" in the headnote insert "GOVERNOR AND THE"

Page 4, line 20, strike "initiate a research study program to"

Page 4, line 24, after "the" insert "governor and the"

Renumber the sections in sequence

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. 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.

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. 409: A bill for an act relating to health; requiring coverage of emotionally disturbed children in health benefit plans; amending Minnesota Statutes 1974, Chapter 62A, by adding a section.

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

Page 1, line 14, after "62D" insert "*which provides coverage of or reimbursement for inpatient hospital and medical expenses*"

Page 1, line 18, strike "*specifically*"

Page 1, line 21, strike "*disturbed*" and insert "*handicapped*"

Page 1, line 22, strike "*a licensed hospital or*"

Page 1, line 23, after "*welfare.*" insert "*For purposes of this section 'emotionally handicapped child' shall have the meaning set forth by the commissioner of public welfare in the rules and regulations relating to residential treatment facilities.*"

Page 2, line 4, before "*Mandatory*" insert "*The*"

Page 2, line 7, strike "*, but in no event shall provide less than 980*"

Page 2, strike line 8

Page 2, line 9, strike "*limitations on cost and utilization*"

Amend the title as follows:

Page 1, line 3, strike "*disturbed*" and insert "*handicapped*"

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

Mr. Hansen, Baldy from the Committee on Labor and Commerce, to which were referred the following appointments as reported in the Journal for February 13, 1975:

#### **PUBLIC SERVICE COMMISSION**

Mrs. Katherine Sasseville

#### **DIRECTOR OF THE MINNESOTA ENERGY AGENCY**

John C. McKay

**DIRECTOR OF THE PUBLIC SERVICE COMMISSION**

Lawrence Anderson

**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 confirmed.

Mr. Hansen, Baldy moved the foregoing committee report be laid on the table. The motion prevailed.

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

S. F. No. 514: A bill for an act relating to human services; appropriating money; amending Minnesota Statutes 1974, Sections 402.02, Subdivisions 1 and 2, and by adding a subdivision; 402.04, Subdivision 1; 402.05; 402.06; and 402.08.

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

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Section 402.01, Subdivision 1, is amended to read:

402.01 [AGREEMENT.] Subdivision 1. *Any three contiguous counties, or one or more contiguous counties, having an aggregate population of 50,000 or more persons or comprising all the counties within a region designated pursuant to sections 462.381 to 462.396 or chapter 473B, situated within the boundaries of the same region designated pursuant to sections 462.381 to 462.396 or chapter 473B, may, by resolution of their county boards of commissioners, designate a human services board having the composition, powers, and duties provided in sections 402.01 to 402.10. The state planning agency may, upon request, grant an exemption from the requirements of this subdivision relating to the population base and number of counties joining to form a human services board.*

Sec. 2. Minnesota Statutes 1974, Section 402.02, Subdivision 1, is amended to read:

402.02 [BOARD; COMPOSITION; POWERS; FUNDING;

GRANTS.] Subdivision 1. Human services boards shall be composed as follows:

(a) Not less than one county commissioner from each county party to the agreement, the commissioner or commissioners to be selected by the county board of the participating county; and

(b) Citizen members who in number shall comprise not less than one-third fourth of the membership of the human services board, one of whom shall be the chairman of the human services advisory committee, appointed in a manner determined by the county boards which are party to the agreement.

Board members shall serve for terms of three years, so arranged that as nearly as practicable, the terms of one-third of the members shall expire each year. Vacancies shall be filled in the same manner as original appointments.

Sec. 3. Minnesota Statutes 1974, Section 402.02, is amended by adding a subdivision to read:

*Subd. 1a. If a single county has been authorized to establish a county welfare board composed solely of county commissioners, the board of county commissioners is authorized to assume the responsibilities and duties of human services boards pursuant to this chapter.*

Sec. 4. Minnesota Statutes 1974, Section 402.02, Subdivision 2, is amended to read:

Subd. 2. A human services board shall possess all the powers and duties now assigned by law to:

(a) Manage the existing public resources devoted to human services delivered or purchased by the counties, which are subsidized or regulated by the departments of corrections, health, and public welfare;

(b) Employ staff to carry out the purposes of sections 402.01 to 402.10;

(c) Deliver services directly, or through contract with other governmental or nongovernmental providers;

(d) Develop a plan for the delivery of human services, which shall include ~~court~~ *correctional* services, *court services not related to judicial administration*, public health services, public assistance, mental retardation services, social services, mental health services, and others of similar classification, and shall show evidence of participation in the development of the plan by major private sector providers of related services;

(e) Receive and expend for the purposes of sections 402.01 to 402.10 funds from the departments of corrections, health and public welfare, or from any other lawful source, including any governmental source.

Sec. 5. Minnesota Statutes 1974, Section 402.02, is amended by adding a subdivision to read:

*Subd. 3a. The county boards of commissioners party to the agreement shall prescribe in the agreement the manner and amount of per diem and expense payments to members of the human services boards. No board of county commissioners of a county coming within the provisions of subdivision 1a of this section may authorize payments to human services board members under this subdivision.*

Sec. 6. Minnesota Statutes 1974, Section 402.04, Subdivision 1, is amended to read:

402.04 [DELEGATION OF FUNCTIONS; FINANCIAL AID; STANDARDS; REPORTS.] Subdivision 1. ~~During the biennium ending June 30, 1975;~~ The commissioner of corrections, state board of health, and commissioner of public welfare may, without reference to the provisions of chapter 15, delegate any duty, authority, or responsibility vested in their respective departments relative to any program or service presently provided by the state, to any human services board which has in effect an approved plan for the affected program or service. The authority granted under this section shall include the authority to transfer to a human services board that portion of any unexpended appropriation which represents a saving to the department concerned by virtue of the assumption by the board of the duty, authority, or responsibility so delegated. No state employee shall be involuntarily terminated from employment by any action under this section.

Sec. 7. Minnesota Statutes 1974, Section 402.05, Subdivision 1, is amended to read:

402.05 [EMPLOYEES.] Subdivision 1. All persons employed by a county, whose functions are assumed by a human services board, shall continue as employees of the board without loss in seniority, status, or benefits, and ~~subject to any merit or civil service system salary or rights, and current employees shall receive preferential consideration according to fair employment practices in any reassignment of personnel.~~

Sec. 8. Minnesota Statutes 1974, Section 402.05, Subdivision 2, is amended to read:

Subd. 2. Not later than 30 365 days after approval of the initial human services board plan and budget by affected state agencies pursuant to section 402.06 any county board, committee or commission having authorities or duties in the areas designated in section 402.02, subdivision 2, clause (d) shall cease its operation and no per diem or reimbursement of expenses shall be paid to any member of the board, committee or commission.

Sec. 9. Minnesota Statutes 1974, Section 402.08, is amended to read:

402.08 [CONTINUING DEVELOPMENT SUBSIDY.] The state planning agency shall select pilot study human services boards for the development of plans and programs pursuant to sections 402.01 to 402.10. To qualify as a pilot study human services board, the board need not be a formally designated human ser-

vice board pursuant to section 402.01. Any pilot human services board selected shall receive financial assistance to plan its responsibilities under sections 402.01 to 402.10. No grant pursuant to this section shall be made to any individual county. It is the policy of the legislature to develop multi-county human services boards and to support currently established pilot human services boards as they become operational. The state planning agency shall present to the legislature on January 1, 1977, a policy for human services organization at the county or multi-county level, covering the 87 counties and including at least correctional services, public health services, public assistance, mental retardation services, social services, mental health services, and other similar services.

To insure the ongoing development of the human services boards established in the biennium ending June 30, 1975, and to encourage additional counties in assessing the feasibility of establishing human services boards, financial assistance shall be made available for human services boards and counties to carry out their responsibilities under this chapter. No grant pursuant to this section shall be made to an individual county.

The state planning agency shall administer the financial assistance, provide primary support for the human services boards, and coordinate state agency and human services board activities.

Sec. 10. [APPROPRIATION.] There is appropriated the sum of \$750,000 to the state planning agency for the biennium ending June 30, 1977, for the purposes set forth in section 402.08.

Sec. 11. [REPEALER.] Minnesota Statutes 1974, Section 402.05, Subdivision 3, is repealed."

Further amend the title as follows:

Page 1, line 1, after "services;" insert "encouraging the development of human services boards;"

Page 1, line 3, after "Sections" insert "402.01, Subdivision 1;"

Page 1, line 4, strike "a subdivision" and insert "subdivisions"

Page 1, line 5, after "402.05" and before the semicolon, insert: "Subdivisions 1 and 2"

Page 1, line 5, strike "402.06;"

Page 1, line 5, after "402.08" and before the period, insert "; and repealing Minnesota Statutes 1974, Section 402.05, Subdivision 3"

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

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

S. F. No. 641: A bill for an act relating to motor vehicles; registration and taxation; vehicles exempt from license fees; amending Minnesota Statutes 1974, Section 168.012, Subdivision 1, and by adding subdivisions; repealing Minnesota Statutes 1974, Section 168.012, Subdivisions 1a, and 1b.

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

Page 2, lines 9, 10 and 11, reinstate the stricken language.

Page 2, strike lines 20 through 30.

Page 2, line 31, after "Subd. 1" strike "d" and insert "c"

Page 2, line 32, after "1a" strike the comma and insert "and"

Page 2, line 32, strike "and 1c"

Page 3, line 25, after "Subd. 1" strike "e" and insert "d"

Page 4, line 1, after "Subd. 1" strike "f" and insert "e"

Page 4, line 2, strike "1c"

Page 4, line 2, strike "1e" and insert "1d"

Page 4, line 18, after "*lettering*" insert "*of not less than 3½ inches high and one inch wide and of a ⅜ inch stroke*"

Page 4, line 20, after "Subd. 1" strike "g" and insert "f"

Page 4, line 25, after "Subd. 1" strike "h" and insert "g"

Further amend the title as follows:

Page 1, line 2, strike "registration and"

Page 1, strike line 3 and insert "exempting certain vehicles from registration, taxation and licensing requirements;"

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. 679: A bill for an act relating to public safety; regulating the use of explosives; authorizing sheriffs and certain chiefs of police to issue permits for the use of explosives; amending Minnesota Statutes 1974, Sections 299F.73; and 299F.75.

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

Page 2, line 23, after "safety" insert a period and strike "except that a dealer in"

Page 2, strike lines 24 through 28

Page 2, line 29, strike "the sale by a phone call to the appropriate"

Page 2, line 32, strike "*sheriff or chief of*"

Page 3, line 1, strike the entire line.

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 referred the following appointment as reported in the Journal for January 16, 1975:

**MINNESOTA ENVIRONMENTAL QUALITY COUNCIL  
CITIZENS ADVISORY COMMITTEE**

Dr. J. P. Grahek

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

Mr. Moe moved the foregoing committee report be laid on the table. The motion prevailed.

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

S. F. No. 426: A bill for an act relating to foods; requiring eating places that serve meat containing meat substitutes for consumption on the premises to indicate the same on its menu or bill of fare; prescribing penalties.

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

Page 1, lines 11 and 12, strike "for consumption on the premises"

Amend the title as follows:

Page 1, line 4, strike "on the premises"

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 referred

S. F. No. 126: A bill for an act relating to game and fish; methods of taking bear; providing a penalty; amending Minnesota Statutes 1974, Section 100.29, by adding a subdivision.

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

Page 1, line 9, strike "*garbage or food of any kind*" and insert "*solid waste containing bottles, cans, plastic, paper, wood, bones or any other materials that are not readily biodegradable*"

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

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which were referred the following appointments as reported in the Journal for January 16, 1975:

**METROPOLITAN COUNCIL**

Charles L. Rafferty  
Alton J. Gasper  
Charles R. Weaver  
Marcia Bennett  
Opal M. Petersen

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

Mr. Chenoweth moved the foregoing committee report be laid on the table. The motion prevailed.

Mr. Hughes from the Committee on Education, to which were referred the following appointments as reported in the Journal for February 17, 1975:

**STATE COLLEGE BOARD**

Donald G. Jackman  
Arnold C. Anderson  
Robert Irvine  
Mrs. Mary Thornton Phillips

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

Mr. Hughes moved the foregoing committee report be laid on the table. The motion prevailed.

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

H. F. Nos. 79, 111, 133 and 290 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. 111 to the Committee on Governmental Operations.

H. F. No. 79 to the Committee on Health, Welfare and Corrections.

H. F. No. 290 to the Committee on Labor and Commerce.

H. F. No. 133 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.

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

H. F. Nos. 84 and 418 for comparison to companion Senate Files,

reports the following House Files were found not identical with their companion Senate Files as follows:

| GENERAL ORDERS |          | CALENDAR OF<br>ORDINARY MATTERS |          | CALENDAR |          |
|----------------|----------|---------------------------------|----------|----------|----------|
| H.F. No.       | S.F. No. | H.F. No.                        | S.F. No. | H.F. No. | S.F. No. |
| 84             | 112      | 418                             | 490      |          |          |

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 84 be amended as follows:

Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1974, Section 43.30, is amended to read:

43.30 [VETERANS PREFERENCE.] ~~Notwithstanding sections 197.45 to 197.48,~~ The provisions of this section shall govern the granting of veterans' preference for the state civil service.

In all examinations under this chapter a veterans' preference shall be given to every person who has been honorably discharged ~~or separated under honorable conditions~~ from any branch of the armed forces of the United States (1) after having served on active duty for *181 consecutive days other than training purposes* or (2) by reason of disability incurred while serving on active duty, and who is a citizen of the United States, and persons who served in the active military service of any government allied with the United States in World War I or World War II, and have been honorably discharged therefrom, and who are citizens of the United States and were citizens at the time of entrance into active service. And the veteran thus preferred shall not be disqualified from holding any position in the classified service on account of his age or by reason of any physical disability provided such age or physical disability does not render him incompetent to perform the duties of the position.

Recognizing that training and experience in the services of the government and loyalty and sacrifice for the government are qualifications of merit which cannot be readily discovered by examination; there shall be added to the examination rating of a disabled veteran, *if he so elects*, a credit of ten points, ~~and in open competitive examination only if such augmented rating gives to such disabled veteran obtained a passing grade without the addition of the credit points,~~ and *if such disabled veteran is able to perform the duties of the position sought with reasonable efficiency, his name shall be placed at the head of the eligible list for such position on the list of eligibles with the names of other eligible persons. The name of a veteran with such augmented rating shall be entered ahead of a non-veteran when their ratings are the same.*

There shall be added to the examination rating of all other veterans, *if each so elects*, a credit of five points, ~~and if such augmented rating gives to such veteran obtained a passing grade and if such veteran is able to perform the duties of the position with reasonable efficiency,~~ his name shall be placed on the list of

eligibles with the names of other eligible persons without the addition of the credit points. The name of a veteran with such augmented rating shall be entered ahead of a non-veteran when their ratings are the same.

*All governmental agencies when notifying the applicant that he has passed the examination, shall notify the applicant of his examination score and shall also notify the applicant that if he is a veteran he may elect to use his unused veterans' preference to augment his passing rating. The preference given by this section may only be used to secure employment or appointment. There shall be no preference for use in the securing of positions to be filled by means other than through open competitive examinations.*

Such preference is hereby extended to the widows surviving spouses of deceased veterans until their remarriage and to the spouse of a disabled veteran, who because of such disability is unable to qualify.

The fact that an applicant has claimed a veterans preference shall not be made known to the examiners and the preference credit shall be added to the examination rating by the commissioner, and the records shall show the examination rating and the preference credit.

A disabled veteran is one who is rated or certified adjudicated as disabled having a compensable service connected disability by the United States Veterans Administration, or by the retirement boards of the several branches of the armed forces, and which disability is existing at the time preference is claimed.

In the event of the rejection by the appointing officer of the person so preferred when certified for promotion or to fill a vacancy or a new position, the appointing officer shall forthwith file in writing with the commissioner or in the case of local governmental agencies, the appropriate local personnel officer the reasons for such rejection and shall furnish to the rejected veteran a copy thereof.

Sec. 2. Minnesota Statutes 1974, Chapter 197, is amended by adding a section to read:

[197.455] [STATE LAW APPLICABLE.] *The provisions of Minnesota Statutes, Section 43.30 granting preference to veterans in employment and appointment in the state civil service shall also govern preference in employment and appointment of a veteran under the civil service laws, charter provisions, ordinances or rules of a county, city, town, school district, or other political subdivision. Any provision in a law, charter, ordinance or rule contrary to section 43.30 is void to the extent of such inconsistency. Sections 197.46 to 197.48 shall not apply to the state civil service.*

Sec. 3. Minnesota Statutes 1974, Section 44.14, is amended to read:

44.14 [VETERANS PREFERENCE.] This chapter does not exclude or modify the application of sections 197.45 and section

197.46 and section 2 of this act , known as the veterans preference law.

Sec. 4. Minnesota Statutes 1974, Section 197.46, is amended to read:

197.46 [VETERANS PREFERENCE ACT; REMOVAL FORBIDDEN; RIGHT OF MANDAMUS.] Any person whose rights may be in any way prejudiced contrary to any of the provisions of this section, shall be entitled to a writ of mandamus to remedy the wrong. No person holding a position by appointment or employment in the state of Minnesota or in the several counties, cities, towns, school districts and all other political subdivisions or agencies thereof, who is an honorably discharged veteran, shall be removed from such position or employment except for incompetency or misconduct shown after a hearing, upon due notice, upon stated charges, in writing.

Any veteran who has been notified of the intent to discharge him from an appointed position or employment pursuant to this section shall be notified in writing of such intent to discharge and of his right to request a hearing within 60 days of receipt of the notice of intent to discharge. The failure of a veteran to request a hearing within the provided 60-day period shall constitute a waiver of his right to a hearing. Such failure shall also waive all other available legal remedies for reinstatement.

Request for a hearing concerning such a discharge shall be made in writing and submitted by mail or personal service to the employment office of the concerned employer or other appropriate office or person.

In all governmental subdivisions having an established civil service board or commission, or merit system authority, such hearing for removal or discharge shall be held before such civil service board or commission or merit system authority. Where no such civil service board or commission or merit system authority exists, such hearing shall be held by a board of three persons appointed as follows: one by the governmental subdivision, one by the veteran, and the third by the two so selected. In the event the two persons so selected do not appoint the third person within ten days after the appointment of the last of the two, then the judge of the district court of the county wherein the proceeding is pending, or if there be more than one judge in said county then any judge in chambers, shall have jurisdiction to appoint, and upon application of either or both of the two so selected shall appoint, the third person to the board and the person so appointed by the judge with the two first selected shall constitute the board. The veteran may appeal from the decision of the board upon the charges to the district court by causing written notice of appeal, stating the grounds thereof, to be served upon the governmental subdivision or officer making the charges within 15 days after notice of the decision and by filing the original notice of appeal with proof of service thereof in the office of the clerk of the district court within ten days after service thereof. Nothing in sections 197.45 and section 197.46 or section 2 of this act shall

be construed to apply to the position of private secretary, teacher, superintendent of schools, or one chief deputy of any elected official or head of a department, or to any person holding a strictly confidential relation to the appointing officer. The burden of establishing such relationship shall be upon the appointing officer in all proceedings and actions relating thereto.

All officers, boards, commissions, and employees shall conform to, comply with, and aid in all proper ways in carrying into effect the provisions of sections ~~197.45~~ and section 197.46 and section 2 of this act. Any wilful violation of such sections by officers, officials, or employees is a misdemeanor.

Sec. 5. Minnesota Statutes 1974, Section 197.481, Subdivision 1, is amended to read:

197.481 [ENFORCEMENT.] Subdivision 1. [PETITION.] A veteran who has been denied rights by the state or any political subdivision, municipality, or other public agency of the state under sections 43.30, ~~197.45~~, 197.46, ~~197.47~~, and 197.48 may petition the commissioner of veterans affairs for an order directing the agency to grant the veteran such relief the commissioner finds justified by said statutes.

The petition shall contain:

- (1) The name, address and acknowledged signature of the veteran.
- (2) The names and addresses of all agencies and persons that will be directly affected if the petition is granted.
- (3) A concise statement of the facts giving rise to the veteran's rights and a concise statement showing the manner in which rights were denied.
- (4) A statement of the relief requested.

Sec. 6. *Minnesota Statutes 1974, Sections 197.45 and 197.47 are repealed.*

Sec. 7. [EFFECTIVE DATE.] *This act is effective the day following final enactment."*

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

"A bill for an act relating to veterans; limiting the exercise of preference in public appointments or promotions; standardizing the use of veterans preference throughout the state; amending Minnesota Statutes 1974, Sections 43.30; 44.14; 197.46; 197.481, Subdivision 1; Chapter 197, by adding a section; repealing Minnesota Statutes 1974, Sections 197.45 and 197.47."

And when so amended, H. F. No. 84 will be identical to S. F. No. 112 and further recommends that H. F. No. 84 be given its second reading and substituted for S. F. No. 112 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 418 be amended as follows:

In the title, delete lines 3 and 4 and insert "conveyance of certain land previously authorized by law to be conveyed to the city; providing the sale price thereof."

And when so amended, H. F. No. 418 will be identical to S. F. No. 490 and further recommends that H. F. No. 418 be given its second reading and substituted for S. F. No. 490 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.

### **SECOND READING OF SENATE BILLS**

S. F. Nos. 523, 665, 613, 318, 384, 616, 409, 641, 679, 426 and 126 were read the second time.

### **SECOND READING OF HOUSE BILLS**

H. F. Nos. 296, 84 and 418 were read the second time.

### **MOTIONS AND RESOLUTIONS**

Mr. Moe moved that the name of Mr. Fitzsimons be added as co-author to S. F. No. 807. The motion prevailed.

Mr. Davies moved that S. F. No. 28 and the Conference Committee Report thereon be laid on the table and the Conference Committee Report be printed in the Journal. The motion prevailed.

### **CONFERENCE COMMITTEE REPORT ON 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.

March 12, 1975

The Honorable Alec G. Olson  
President of the Senate

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

We, the undersigned conferees for S. F. No. 28, report that we have agreed upon the items in dispute and recommend as follows:

That S. F. No. 28 be further amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1974, Section 65B.43, Subdivision 7, is amended to read:

Subd. 7. "Loss" means economic detriment resulting from the accident causing the injury, consisting only of medical expense, ~~disability~~ and income loss, replacement services loss and, if the injury causes death, funeral expense, survivor's economic loss and survivor's replacement services loss. Noneconomic detriment is not loss; however, economic detriment is loss although caused by pain and suffering or physical or mental impairment.

Sec. 2. Minnesota Statutes 1974, Section 65B.43, Subdivision 12, is amended to read:

Subd. 12. "Commercial vehicle" means:

- (a) any motor vehicle used as a common carrier,
- (b) any motor vehicle, other than a passenger vehicle or a station wagon, as those terms are defined in section 168.011, subdivisions 7 and 23, which has a curb weight *in excess* of 5500 pounds apart from cargo capacity, or
- (c) any motor vehicle while used in the for-hire transportation of property.

Sec. 3. Minnesota Statutes 1974, Section 65B.44, Subdivision 1, is amended to read:

65B.44 [BASIC ECONOMIC LOSS BENEFITS.] Subdivision 1. [INCLUSIONS.] Basic economic loss benefits shall provide reimbursement for all loss suffered through injury arising out of the maintenance or use of a motor vehicle, subject to any applicable deductibles, exclusions, disqualifications, and other conditions, and shall provide a maximum of \$30,000 for loss arising out of the injury of any one person, consisting of:

- (a) \$20,000 for medical expense loss arising out of injury to any one person; and
- (b) A total of \$10,000 for ~~disability~~ and income loss, replacement services loss, funeral expense loss, survivor's economic loss, and survivor's replacement services loss arising out of the injury to any one person.

Sec. 4. Minnesota Statutes 1974, Section 65B.44, Subdivision 2, is amended to read:

Subd. 2. [MEDICAL EXPENSE BENEFITS.] Medical expense benefits shall reimburse all reasonable expenses for necessary medical, surgical, x-ray, optical, dental, chiropractic, and rehabilitative services, including prosthetic devices, prescription drugs, necessary ambulance, hospital, extended care and nursing services. "~~Extended care facility~~" means a place where skilled nursing care and related services are provided for patients who require post-hospitalization, in-patient medical, nursing, or therapy services.



Hospital room and board benefits may be limited, except for intensive care facilities, to the regular daily semi-private room rates customarily charged by the institution in which the recipient of benefits is confined. Such benefits shall also include necessary remedial treatment and services recognized and permitted under the laws of this state for an injured person who relies upon spiritual means through prayer alone for healing in accordance with his religious beliefs. Medical expense loss includes medical expenses accrued prior to the death of a person notwithstanding the fact that benefits are paid or payable to the decedent's survivors. Medical expense benefits for rehabilitative services shall be subject to the provisions of section 65B.45.

Sec. 5. Minnesota Statutes 1974, Section 65B.44, Subdivision 6, is amended to read:

Subd. 6. [SURVIVORS ECONOMIC LOSS BENEFITS.] Survivors economic loss benefits, in the event of death occurring within one year of the date of the accident, caused by and arising out of injuries received in the accident, *are subject to a maximum of \$200 per week and shall reimburse cover loss accruing after decedent's death of contributions of money or tangible things of economic value, not including services, subject to a maximum of \$200 per week that his surviving dependents would have received for their support during their dependency from the decedent had he not suffered the injury causing death.*

For the purposes of definition under Laws 1974, Chapter 408, the following described persons shall be presumed to be dependents of a deceased person: (a) a wife is dependent on a husband with whom she lives at the time of his death; (b) a husband is dependent on a wife with whom he lives at the time of her death; (c) any child while under the age of 18 years, or while over that age but physically or mentally incapacitated from earning, is dependent on the parent with whom he is living or from whom he is receiving support regularly at the time of the death of such parent. *In all other cases, questions of the existence and extent of dependency shall be determined in accordance with the facts at the time of the death. Questions of the existence and the extent of dependency shall be questions of fact, considering the support regularly received from the deceased.*

*Payments to the surviving spouse shall be terminated in the event such surviving spouse remarries or dies. Payments to a dependent child who is not physically or mentally incapacitated from earning shall be terminated in the event he attains majority, marries or becomes otherwise emancipated, or dies*

*Payments shall be made to the dependent, except that benefits to a dependent who is a child or an incapacitated person may be paid to the dependent's surviving parent or guardian. Payments shall be terminated whenever the recipient ceases to maintain a status which if the decedent were alive would be that of dependency.*

Sec. 6. Minnesota Statutes 1974, Section 65B.44, Subdivision 8, is amended to read:

Subd. 8. "Basic economic loss benefits" do not include benefits for physical damage done to property ~~or~~ *including* motor vehicles, ~~including~~ *and* their contents.

Sec. 7. Minnesota Statutes 1974, Section 65B.51, Subdivision 2, is amended to read:

Subd. 2. [RIGHT TO RECOVER ECONOMIC LOSS NOT INCLUDED IN FIRST PARTY BENEFITS.] A person may bring a negligence action for economic loss not paid or payable by ~~an economic loss a reparation~~ obligor because of daily or weekly dollar limitations of section 65B.44, the seven-day services exclusion of section 65B.44, the limitations of benefits contained in section 65B.44, subdivision 1, or an exclusion from coverage by sections 65B.58 to 65B.60.

Sec. 8. Minnesota Statutes 1974, Section 65B.56, Subdivision 1, is amended to read:

65B.56 [COOPERATION OF PERSON CLAIMING BENEFITS.] Subdivision 1. [MEDICAL EXAMINATIONS AND DISCOVERY OF CONDITION OF CLAIMANT.] Any person with respect to whose injury benefits are claimed under a plan of reparation security shall, upon request of the reparation obligor from whom recovery is sought, submit to a physical examination by a physician or physicians selected by the obligor as may reasonably be required.

The costs of any examinations requested by the obligor shall be borne entirely by the requesting obligor. Such examinations shall be conducted within the city, town, or statutory city of residence of the injured person. If there is no qualified physician to conduct the examination within the city, town, or statutory city of residence of the injured person, then such examination shall be conducted at another place of the closest proximity to the injured person's residence. Obligor is authorized to include reasonable provisions in policies for mental and physical examination of those injured persons.

If requested by the person examined, a party causing an examination to be made shall deliver to him a copy of every written report concerning the examination rendered by an examining physician, at least one of which reports must set out in detail the findings and conclusions of such examining physician.

An injured person shall also do all things reasonably necessary to enable the obligor to obtain medical reports and other needed information to assist in determining the nature and extent of the injured person's injuries and loss, and the medical treatment received by him. If the claimant refuses to cooperate in responding to requests for examination and information as authorized by this section, evidence of such noncooperation shall be admissible in any suit or arbitration filed for damages for such personal injuries or for the benefits provided by Laws 1974, Chapter 408.

*The provisions of this section apply before and after the commencement of suit.*

Sec. 9. Minnesota Statutes 1974, Section 65B.59, is amended to read:

65B.59 [RACES.] A person who is injured in the course of an ~~official racing or speed contest~~ *an official racing contest, other than a rally held in whole or in part on public roads*, or in practice or preparation therefor is disqualified from basic or optional economic loss benefits. His survivors are not entitled to basic or optional economic loss benefits for loss arising from his death.

Sec. 10. Minnesota Statutes 1974, Section 65B.65, is amended to read:

65B.65 [TIME FOR PRESENTING CLAIMS UNDER ASSIGNED CLAIMS PLAN.] A person authorized to obtain basic economic loss benefits through the assigned claims plan shall ~~notify the bureau of his claim within one year of the date on which he receives written authorization to participate in such plan. If timely action for basic economic loss benefits is commenced against a reparation obligor who is unable to fulfill his obligations under Laws 1974, Chapter 408, a claim through the assigned claims plan may be made within a reasonable time after discovery of such inability.~~ *Subdivision 1. Except as provided in subdivision 2, a person authorized to obtain basic reparation benefits through the assigned claims plan shall notify the bureau of his claim within the time that would have been allowed for commencing an action for those benefits if there had been identifiable coverage in effect and applicable to the claim.*

*Subd. 2. If timely action for basic reparation benefits is commenced against a reparation obligor who is unable to fulfill his obligations because of financial inability, a person authorized to obtain basic reparation benefits through the assigned claims plan shall notify the bureau of his claim within six months after discovery of the financial inability.*

Sec. 11. Minnesota Statutes 1974, Section 65B.67, Subdivision 1, is amended to read:

65B.67 [PENALTIES FOR FAILURE TO PROVIDE SECURITY FOR BASIC REPARATION BENEFITS.] Subdivision 1. Every owner of a motor vehicle for which security has not been provided as required by section 65B.48, ~~shall be liable in tort without limitation not by the provisions of chapter 65B be relieved of tort liability arising out of the operation, ownership, maintenance or use of the motor vehicle.~~

Sec. 12. Minnesota Statutes 1974, Section 65B.67, Subdivision 2, is amended to read:

Subd. 2. Any owner of a motor vehicle with respect to which security is required under Laws 1974, Chapter 408 who operates such motor vehicle or permits it to be operated upon a public highway, street or road in this state ~~without having in full force and effect who knows or who has reason to know that the vehicle does not have security complying with the terms of section 65B.48, is guilty of a misdemeanor.~~

Sec. 13. Minnesota Statutes 1974, Section 65B.67, Subdivision 4, is amended to read:

Subd. 4. Any operator of a motor vehicle who is convicted of a misdemeanor under the terms of this section shall have his operator's license revoked for not less than ~~six months~~ or more than 12 months. If such operator is also an owner of the motor vehicle, his motor vehicle registration shall also be revoked for not less than ~~six months~~ or more than 12 months. *Before reinstatement of an operator's license or registration, the operator shall file with the commissioner of public safety the written certificate of an insurance carrier authorized to do business in this state stating that security has been provided by the operator as required by section 65B.48.*

Sec. 14. Minnesota Statutes 1974, Section 65B.67, is amended by adding a subdivision to read:

*Subd. 4a. The commissioner of public safety may revoke the registration of any motor vehicle without preliminary hearing upon a showing by department records or other sufficient evidence that security required by section 65B.48 has not been provided and maintained. Before reinstatement of a vehicle registration, there shall be filed with the commissioner of public safety the written certificate of an insurance carrier authorized to do business in the state stating that security has been provided as required by section 65B.48. The commissioner of public safety may require the certificate of insurance provided to satisfy this subdivision to be certified by the insurance carrier to be noncancelable for a period not to exceed one year.*

Sec. 15. Minnesota Statutes 1974, Section 65B.71, is amended by adding a subdivision to read:

*Subd. 4. The provisions of Minnesota Statutes 1971, Chapter 170, as amended by Laws 1973, Chapter 35, Sections 37 and 38, shall apply to a person who is involved in a motor vehicle accident occurring before January 1, 1975. Money deposited with the commissioner in accordance with Minnesota Statutes 1971, Chapter 170, as amended by Laws 1973, Chapter 35, Sections 37 and 38, shall be retained by the commissioner and disbursed only in accordance with Minnesota Statutes 1971, Chapter 170, as amended by Laws 1973, Chapter 35, Sections 37 and 38. An operator's license suspended in accordance with Minnesota Statutes 1971, Chapter 170, as amended by Laws 1973, Chapter 35, Sections 37 and 38, shall be reinstated only in accordance with Minnesota Statutes 1971, Chapter 170, as amended by Laws 1973, Chapter 35, Sections 37 and 38.*

Sec. 16. Accidents occurring before January 1, 1975, are not covered by or subject to sections 1 to 14 of this act.

Sec. 17. Minnesota Statutes 1974, Section 65B.52, is repealed.

Sec. 18. *This act is retroactively effective on January 1, 1975.*"

Further strike the title and insert:

"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; providing that the safety responsibility law as amended prior to 1974 shall continue to apply to certain persons and activities; directing the commissioner of public safety to continue to disburse certain deposits and to reinstate certain licenses in accordance with the safety responsibility law as amended prior to 1974; 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, 2 and 4, and by adding a subdivision; 65B.71, by adding a subdivision; repealing Minnesota Statutes 1974, Section 65B.52."

We request adoption of this report and repassage of the bill.

Senate Conferees: (Signed) Jack Davies, Howard A. Knutson, Alec G. Olson.

House Conferees: (Signed) Bruce F. Vento, James R. Casserly.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Willet moved that the names of Messrs. Dunn and Stokowski be added as co-authors to S. F. No. 816. The motion prevailed.

Mr. Chenoweth moved that the report from the Committee on Metropolitan and Urban Affairs, reported March 10, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Chenoweth moved that the foregoing report be now adopted. The motion prevailed.

#### CONFIRMATION

Mr. Chenoweth moved that in accordance with the report from the Committee on Metropolitan and Urban Affairs, reported March 10, 1975, the Senate, having advised with, do now consent to and confirm the appointments of:

#### METROPOLITAN COUNCIL

John Boland, 2454 Ripley Avenue, St. Paul, Ramsey County, appointed as chairman of the Metropolitan Council effective January 6, 1975, for a term expiring January 1, 1979.

E. Peter Gillette, Jr., 2120 South Oliver Avenue, Minneapolis, Hennepin County, appointed effective January 6, 1975, for a term expiring January 1, 1979.

The motion prevailed. So the appointments were confirmed.

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Perpich, A. J. moved that S. F. No. 757 be withdrawn from the Committee on Taxes and Tax Laws and re-referred to the Committee on Local Government. The motion prevailed.

Mr. Brown moved that the name of Mr. Stassen be added as co-author to S. F. No. 859. The motion prevailed.

Mr. Coleman moved that the committee report on Permanent Rules of the Senate be taken from the table. The motion prevailed.

Mr. Coleman moved the Permanent Rules of the Senate be now adopted.

Mr. Jensen moved to amend the Permanent Rules of the Senate as follows:

Add a new rule to read:

#### CONFERENCE COMMITTEE REPORTS

*76. If any new matter is included in a conference committee report that was not contained in either the bill or amendments referred to the conference committee, the presiding officer shall return the report to the conference committee upon a point of order being raised that the report contains such new matter.*

#### CALL OF THE SENATE

Mr. Ashbach imposed a call of the Senate for all the proceedings relating to the consideration of Senate Rules. The following Senators answered to their names:

|             |               |              |                |           |
|-------------|---------------|--------------|----------------|-----------|
| Arnold      | Doty          | Keefe, S.    | Olson, H. D.   | Sillers   |
| Bang        | Dunn          | Kirchner     | Olson, J. L.   | Solon     |
| Bernhagen   | Fitzsimons    | Kleinbaum    | O'Neill        | Spear     |
| Blatz       | Frederick     | Larson       | Patton         | Stokowski |
| Borden      | Gearty        | Laufenburger | Perpich, A. J. | Stumpf    |
| Brataas     | Hansen, Baldy | Merriam      | Perpich, G.    | Tennessen |
| Brown       | Hansen, Mel   | Milton       | Pillsbury      | Ueland    |
| Chenoweth   | Hanson, R.    | Moe          | Purfeerst      | Wegener   |
| Chmielewski | Hughes        | Nelson       | Renneke        | Willet    |
| Coleman     | Humphrey      | Ogdahl       | Schaaf         |           |
| Conzemius   | Jensen        | Olhoft       | Schmitz        |           |
| Davies      | Josefson      | Olson, A. G. | Schrom         |           |

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

The question being taken on the adoption of the amendment of Mr. Jensen.

Mr. Jensen moved that those not voting be excused from voting. The motion did not prevail.

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

And the roll being called, there were yeas 32 and nays 33, as follows:

Those who voted in the affirmative were:

|           |               |           |              |         |
|-----------|---------------|-----------|--------------|---------|
| Ashbach   | Chmielewski   | Jensen    | Nelson       | Renneke |
| Bang      | Dunn          | Josefson  | North        | Sillers |
| Berg      | Fitzsimons    | Keefe, J. | Ogdahl       | Stassen |
| Bernhagen | Frederick     | Kirchner  | Olson, J. L. | Ueland  |
| Blatz     | Hansen, Baldy | Knutson   | O'Neill      |         |
| Brataas   | Hansen, Mel   | Kowalczyk | Patton       |         |
| Brown     | Hanson, R.    | Larson    | Pillsbury    |         |

Those who voted in the negative were:

|           |              |              |                |           |
|-----------|--------------|--------------|----------------|-----------|
| Anderson  | Doty         | McCutcheon   | Perpich, A. J. | Stokowski |
| Arnold    | Gearty       | Merriam      | Perpich, G.    | Stumpf    |
| Borden    | Hughes       | Milton       | Purfeerst      | Tennessen |
| Chenoweth | Humphrey     | Moe          | Schaaf         | Wegener   |
| Coleman   | Keefe, S.    | Olhoff       | Schmitz        | Willet    |
| Conzemius | Kleinbaum    | Olson, A. G. | Solon          |           |
| Davies    | Laufenburger | Olson, H. D. | Spear          |           |

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

Mr. Hansen, Mel moved to amend the Permanent Rules of the Senate as follows:

Rule 58 is amended by adding a paragraph at the end of the Rule as follows:

*"Upon the request of three members of a standing committee of the Senate, the chairman of such committee shall permit at least one hour of public testimony on any bill before the whole committee."*

The question being taken on the adoption of the amendment, And the roll being called, there were yeas 29 and nays 37, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

|             |               |              |                |           |
|-------------|---------------|--------------|----------------|-----------|
| Anderson    | Doty          | Lewis        | Olson, H. D.   | Stokowski |
| Arnold      | Gearty        | McCutcheon   | Perpich, A. J. | Stumpf    |
| Borden      | Hansen, Baldy | Merriam      | Perpich, G.    | Tennessen |
| Chenoweth   | Hughes        | Milton       | Purfeerst      | Wegener   |
| Chmielewski | Humphrey      | Moe          | Schaaf         | Willet    |
| Coleman     | Keefe, S.     | North        | Schmitz        |           |
| Conzemius   | Kleinbaum     | Olhoff       | Schrom         |           |
| Davies      | Laufenburger  | Olson, A. G. | Spear          |           |

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

Mr. Berg moved to amend the Permanent Rules of the Senate as follows:

Amend Rule 75 as follows:

Journal for the 19th day, fourth paragraph of Rule 75, sixth line, strike everything after "3.153." and strike the seventh, eighth, ninth and tenth lines, and insert *"After reviewal of the complaint, by a vote of three of its members the committee may conduct further proceedings on the complaint. All"*

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 19 and nays 45, as follows:

Those who voted in the affirmative were:

|           |             |            |              |           |
|-----------|-------------|------------|--------------|-----------|
| Ashbach   | Blatz       | Hanson, R. | Kowalczyk    | Pillsbury |
| Bang      | Brataas     | Josefson   | Nelson       | Renneke   |
| Berg      | Brown       | Keefe, J.  | Olson, J. L. | Ueland    |
| Bernhagen | Hansen, Mel | Kirchner   | Patton       |           |

Those who voted in the negative were:

|             |               |            |                |           |
|-------------|---------------|------------|----------------|-----------|
| Anderson    | Dunn          | Larson     | Olson, A. G.   | Sillers   |
| Arnold      | Fitzsimons    | Lewis      | Olson, H. D.   | Solon     |
| Borden      | Gearty        | McCutcheon | O'Neill        | Spear     |
| Chenoweth   | Hansen, Baldy | Merriam    | Perpich, A. J. | Stassen   |
| Chmielewski | Hughes        | Milton     | Perpich, G.    | Stokowski |
| Coleman     | Humphrey      | Moe        | Purfeerst      | Stumpf    |
| Conzemius   | Keefe, S.     | North      | Schaaf         | Tennessen |
| Davies      | Kleinbaum     | Ogdahl     | Schmitz        | Wegener   |
| Doty        | Knutson       | Olhoft     | Schrom         | Willet    |

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

The question recurred on the motion of Mr. Coleman to adopt the Permanent Rules of the Senate. The motion prevailed. So the Permanent Rules were adopted.

Mr. Coleman moved that the Joint Rules be taken from the table. The motion prevailed.

Mr. Coleman moved that the Joint Rules be now adopted.

Mr. Jensen moved to amend the Joint Rules as follows:

Journal for the 19th day, Line 24 of Rule 13, after "report its progress to both houses." insert: "*No conference committee report shall contain new matter that was not contained in the bill or amendments referred to the conference committee.*"

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 29 and nays 36, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

|             |               |                |             |           |
|-------------|---------------|----------------|-------------|-----------|
| Anderson    | Doty          | McCutcheon     | Perpich, G. | Stumpf    |
| Arnold      | Gearty        | Merriam        | Purfeerst   | Tennessen |
| Borden      | Hansen, Baldy | Milton         | Schaaf      | Wegener   |
| Chenoweth   | Hughes        | Moe            | Schmitz     | Willet    |
| Chmielewski | Humphrey      | Olhoft         | Schrom      |           |
| Coleman     | Keefe, S.     | Olson, A. G.   | Solon       |           |
| Conzemius   | Kleinbaum     | Olson, H. D.   | Spear       |           |
| Davies      | Lewis         | Perpich, A. J. | Stokowski   |           |

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

The question recurred on the motion of Mr. Coleman to adopt the Joint Rules. The motion prevailed. So the Joint Rules were adopted.



**THIRD READING OF SENATE BILLS**

S. F. No. 146: A bill for an act relating to health; licensing of physicians, surgeons and osteopaths licensed to practice in other states; amending Minnesota Statutes 1974, Section 147.03.

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 41 and nays 24, as follows:

Those who voted in the affirmative were:

|           |             |                |             |           |
|-----------|-------------|----------------|-------------|-----------|
| Anderson  | Davies      | Knutson        | Perpich, G. | Stokowski |
| Arnold    | Gearty      | Kowalczyk      | Pillsbury   | Stumpf    |
| Ashbach   | Hansen, Mel | Lewis          | Purfeerst   | Tennessee |
| Bang      | Hanson, R.  | Nelson         | Schmitz     | Ueland    |
| Borden    | Hughes      | Ogdahl         | Schrom      | Wegener   |
| Brataas   | Humphrey    | Olhoft         | Sillers     |           |
| Brown     | Keefe, J.   | Olson, A. G.   | Solon       |           |
| Coleman   | Kirchner    | O'Neill        | Spear       |           |
| Conzemius | Kleinbaum   | Perpich, A. J. | Stassen     |           |

Those who voted in the negative were:

|             |               |            |              |         |
|-------------|---------------|------------|--------------|---------|
| Berg        | Doty          | Jensen     | Milton       | Patton  |
| Bernhagen   | Dunn          | Josefson   | Moe          | Renneke |
| Blatz       | Fitzsimons    | Keefe, S.  | North        | Schaaf  |
| Chenoweth   | Frederick     | Larson     | Olson, H. D. | Willet  |
| Chmielewski | Hansen, Baldy | McCutcheon | Olson, J. L. |         |

So the bill passed and its title was agreed to.

S. F. No. 157: A bill for an act relating to health professions; authorizing the board of medical examiners to require an examination in the basic sciences; amending Minnesota Statutes 1974, Section 147.02, Subdivisions 1 and 2.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 63 and nays 2, as follows:

Those who voted in the affirmative were:

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

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

So the bill passed and its title was agreed to.

S. F. No. 211: A bill for an act relating to counties; altering compensation of county officers; amending Minnesota Statutes 1974, Sections 38.38; 106.431, Subdivision 1; 123.56, Subdivision 9; 273.061, Subdivision 6; 282.09, Subdivision 1; 282.19; 375.055,

Subdivisions 1 and 5; 375.06, Subdivision 1; 375.47; Chapter 375, by adding a section; 376.58, Subdivision 2; 393.03; and 394.30, Subdivision 3; repealing Minnesota Statutes 1974, Sections 274.-15; 375.055, Subdivision 3; 375.43; 384.151, Subdivision 2; 385.-373, Subdivision 2; 386.015, Subdivision 3; 387.20, Subdivision 3; 388.18, Subdivision 3; and 485.018, 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 58 and nays 7, as follows:

Those who voted in the affirmative were:

|             |               |            |                |           |
|-------------|---------------|------------|----------------|-----------|
| Anderson    | Dunn          | Kleinbaum  | Olson, A. G.   | Schrom    |
| Arnold      | Fitzsimons    | Knutson    | Olson, H. D.   | Sillers   |
| Ashbach     | Frederick     | Kowalczyk  | Olson, J. L.   | Solon     |
| Berg        | Gearity       | Larson     | O'Neill        | Spear     |
| Bernhagen   | Hansen, Baldy | Lewis      | Patton         | Stokowski |
| Borden      | Hanson, R.    | McCutcheon | Perpich, A. J. | Stumpf    |
| Brataas     | Hughes        | Milton     | Perpich, G.    | Tennessee |
| Chenoweth   | Humphrey      | Moe        | Pillsbury      | Ueland    |
| Chmielewski | Jensen        | Nelson     | Purfeerst      | Wegener   |
| Coleman     | Josefson      | North      | Renneke        | Willet    |
| Conzemius   | Keefe, J.     | Ogdahl     | Schaaf         |           |
| Davies      | Keefe, S.     | Olhoft     | Schmitz        |           |

Those who voted in the negative were:

|       |       |             |          |         |
|-------|-------|-------------|----------|---------|
| Bang  | Brown | Hansen, Mel | Kirchner | Stassen |
| Blatz | Doty  |             |          |         |

So the bill passed and its title was agreed to.

### GENERAL ORDERS

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

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

S. F. Nos. 210, 456, 240 and H. F. Nos. 7 and 11 which the committee recommends to pass.

S. F. No. 435, which the committee recommends to pass with the following amendment offered by Mr. Olhoft:

Page 1, line 15, strike "shall deem" and insert "*and after a public hearing, in which a majority of the commissioners agree*"

Page 1, line 16, after "it" insert "is"

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

### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 11:30 o'clock a.m., Monday, March 17, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate