

## TWENTY-FOURTH DAY

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

The Senate met at 11:30 o'clock a.m. and was called to order by the President.

### CALL OF THE SENATE

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

Anderson	Gearty	Kowalczyk	Olson, J. L.	Stumpf
Arnold	Hansen, Baldy	Larson	Patton	Tennessee
Ashbach	Hansen, Mel	Laufenburger	Perpich, A. J.	Ueland
Bernhagen	Hughes	McCutcheon	Perpich, G.	Wegener
Brataas	Humphrey	Merriam	Pillsbury	Willet
Brown	Josefson	Milton	Purfeerst	
Coleman	Keefe, S.	Moe	Schmitz	
Davies	Kirchner	North	Spear	
Dunn	Kleinbaum	Olhoff	Stokowski	

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

Prayer was offered by the Chaplain, Rev. George W. Chant.

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

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

The President declared a quorum present.

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

### MEMBERS EXCUSED

Messrs. Borden; Chmielewski; Doty; Fitzsimons; Hanson, R.; Jensen; Olson, A. G. and Solon were excused from the Session of today.

**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. No.	H. F. No.	Session Laws Chapter No.	Date Approved 1975	Date Filed 1975
7		12	March 19	March 19
19		13	March 19	March 19
103		14	March 19	March 19
348		15	March 19	March 19

Sincerely,

Joan Anderson Growe,  
Secretary of State

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

Mr. Gearty introduced—

S. F. No. 1057: A bill for an act relating to unemployment compensation; defining the term employment; excluding certain legislative employees from coverage; amending Minnesota Statutes 1974, Section 268.04, Subdivision 12.

Referred to the Committee on Rules and Administration.

Messrs. Solon and Doty introduced—

S. F. No. 1058: A bill for an act relating to the city of Duluth; imposing a moratorium on construction within certain areas of the Spirit Mountain recreation area authority and clarifying the prohibition of certain housing within the authority boundaries; amending Laws 1973, Chapter 327, by adding a section.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Gearty and O'Neill introduced—

S. F. No. 1059: A bill for an act relating to obscenity; preventing the dissemination of obscene materials; prescribing penalties; amending Minnesota Statutes 1974, Sections 617.26 and 617.27; and Chapter 609, by adding sections; repealing Min-

nesota Statutes 1974, Sections 617.241; 617.291; 617.292; 617.293; 617.294; 617.295; 617.296; and 617.297.

Referred to the Committee on Judiciary.

Messrs. Chenoweth, Gearty and Ogdahl introduced—

S. F. No. 1060: A bill for an act relating to retirement; including employees of the metropolitan inter-county council in membership in the public employees retirement association; amending Minnesota Statutes 1974, Chapter 353, by adding a section.

Referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Gearty and Ogdahl introduced—

S. F. No. 1061: A bill for an act relating to retirement; survivor's benefits under legislative retirement program; amending Minnesota Statutes 1974, Sections 3A.01, Subdivision 2; 3A.04, Subdivisions 1 and 2; and 3A.05.

Referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Ogdahl and Gearty introduced—

S. F. No. 1062: A bill for an act relating to retirement; miscellaneous amendments to the judges retirement act; amending Minnesota Statutes 1974, Sections 490.121, Subdivision 17; and 490.124, Subdivisions 2 and 9.

Referred to the Committee on Governmental Operations.

Messrs. McCutcheon, Patton and Spear introduced—

S. F. No. 1063: A bill for an act relating to alcoholism and drug abuse; establishing a native American division within the alcohol and other drug abuse section in the department of public welfare and outlining its duties; providing for an advisory board; appropriating money; amending Minnesota Statutes 1974, Chapter 254A, by adding sections.

Referred to the Committee on Health, Welfare and Corrections.

Mr. McCutcheon introduced—

S. F. No. 1064: A bill for an act relating to Ramsey county; establishing the Ramsey county police agency; transferring the law enforcement duties of the office of the Ramsey county sheriff and the police departments of Ramsey county municipalities to the Ramsey county police agency and abolishing the sheriffs' office and such police departments.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Chenoweth; Hansen, Mel and Stokowski introduced—

S. F. No. 1065: A bill for an act relating to retirement; restricting establishment of local pension plans; repealing Minnesota Statutes 1974, Section 69.79.

Referred to the Committee on Governmental Operations.

Messrs. Lewis, Ogdahl and Kleinbaum introduced—

S. F. No. 1066: A bill for an act relating to education; authorizing certain teachers to take extended leaves of absence; providing for retirement benefits of teachers on leave; amending Minnesota Statutes 1974, Chapters 354, by adding a section; and 354A, by adding a section.

Referred to the Committee on Education.

Messrs. Merriam, Nelson and Willet introduced—

S. F. No. 1067: A bill for an act relating to peace officers; training; creating a Minnesota peace officers training account; appropriating money; amending Minnesota Statutes 1974, Chapter 626, by adding sections.

Referred to the Committee on Judiciary.

Messrs. Humphrey and Keefe, S. introduced—

S. F. No. 1068: A bill for an act relating to elections; requiring that uncontested nonpartisan offices appear at the end of the ballot; amending Laws 1975, Chapter 5, Section 55, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Messrs. Berg; Hanson, R. and Sillers introduced—

S. F. No. 1069: A bill for an act relating to taxation; eliminating the receipt requirement on political contributions; amending Minnesota Statutes 1974, Section 290.06, Subdivision 11.

Referred to the Committee on Taxes and Tax Laws.

Mr. Berg introduced—

S. F. No. 1070: A bill for an act relating to elections; prohibiting unions, professional organizations and other associations from making campaign contributions; amending Minnesota Statutes 1974, Sections 10A.01, Subdivision 3; and 10A.12, Subdivision 1; repealing Minnesota Statutes 1974, Sections 10A.01, Subdivision 16; and 10A.12, Subdivision 5.

Referred to the Committee on Transportation and General Legislation.

Messrs. Willet, Jensen and McCutcheon introduced—

S. F. No. 1071: A bill for an act relating to crimes; prohibiting occupying or entering buildings without a claim of right or the owner's consent except in the case of an emergency; amending Minnesota Statutes 1974, Section 609.605.

Referred to the Committee on Judiciary.

Messrs. Spear, Lewis and Keefe, S. introduced—

S. F. No. 1072: A bill for an act relating to corrections; permitting inmates in state correctional facilities to unionize and bargain collectively; providing a penalty.

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. Chenoweth, Anderson and Pillsbury introduced—

S. F. No. 1073: A bill for an act relating to retirement; imposing a mandatory retirement age for teachers; amending Minnesota Statutes 1974, Sections 43.051, Subdivision 1; 354.44, by adding a subdivision; and 354A.05.

Referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Ogdahl and Stokowski introduced—

S. F. No. 1074: A bill for an act relating to retirement; eligibility for membership in the teachers retirement fund; amending Minnesota Statutes 1974, Sections 354.05, Subdivision 2; and 354.41, by adding subdivisions.

Referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Ogdahl and Stokowski introduced—

S. F. No. 1075: A bill for an act relating to retirement; annuity adjustments and fund transfers; amending Minnesota Statutes 1974, Section 11.25, Subdivision 12, and by adding a subdivision.

Referred to the Committee on Governmental Operations.

Messrs. Chenoweth, Ogdahl and Stokowski introduced—

S. F. No. 1076: A bill for an act relating to retirement; authorizing pledge for security of teacher's retirement contributions in certain instances; amending Minnesota Statutes 1974, Section 354A.11.

Referred to the Committee on Governmental Operations.

Messrs. Frederick, Patton and Conzemius introduced—

S. F. No. 1077: A bill for an act relating to taxation; income tax credit; defining homestead; amending Minnesota Statutes 1974, Section 290.0601, Subdivision 5.

Referred to the Committee on Taxes and Tax Laws.

Mr. Perpich, A. J. introduced—

S. F. No. 1078: A bill for an act relating to the city of Two Harbors; providing for reimbursement of city officers for wages lost during time spent on official business.

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

Messrs. Perpich, A. J.; Arnold and Perpich, G. introduced—

S. F. No. 1079: A bill for an act relating to mining; requiring grading or fencing of unused open pit mines; providing a penalty.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Tennesen, Spear and Davies introduced—

S. F. No. 1080: A bill for an act relating to commerce; repealing the fair trade laws; repealing Minnesota Statutes 1974, Sections 325.08 to 325.14.

Referred to the Committee on Labor and Commerce.

Messrs. Chenoweth, Stokowski and Ogdahl introduced—

S. F. No. 1081: A bill for an act relating to retirement; actuarial valuations and experience studies of various public retirement funds; amending Minnesota Statutes 1974, Chapter 356, by adding a section; and Sections 356.22, Subdivisions 1 and 3; and 356.23; repealing Minnesota Statutes 1974, Sections 356.21; 356.211; and 356.212.

Referred to the Committee on Governmental Operations.

Messrs. Kleinbaum, Ueland and Hansen, Baldy introduced—

S. F. No. 1082: A bill for an act relating to education; state department of education; deaf persons; establishing a training program and certification for interpreters for the deaf; appropriating money.

Referred to the Committee on Education.

Messrs. Anderson, Sillers and McCutcheon introduced—

S. F. No. 1083: A bill for an act relating to taxation; allowing

an income tax credit for deaf persons; amending Minnesota Statutes 1974, Section 290.06, Subdivision 3c; repealing Minnesota Statutes 1974, Section 290.06, Subdivisions 3a and 3b.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Anderson; Keefe, J. and McCutcheon introduced—

S. F. No. 1084: A bill for an act relating to taxation; expressly permitting additional levies beyond limits in instances of reduced assessed valuations; amending Minnesota Statutes 1974, Section 275.48.

Referred to the Committee on Taxes and Tax Laws. Mr. Anderson questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Messrs. Chenoweth, Anderson and Ogdahl introduced—

S. F. No. 1085: A bill for an act relating to education; authorizing school boards to pay insurance premiums for retired officers and employees between the ages of 55 and 65; amending Minnesota Statutes 1974, Section 123.72.

Referred to the Committee on Education.

Messrs. Ashbach, Sillers and Larson introduced—

S. F. No. 1086: A bill for an act relating to taxation; providing a corporate income tax deduction equal to the federal investment credit; amending Minnesota Statutes 1974, Section 290.09, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Humphrey, Larson and Keefe, S. introduced—

S. F. No. 1087: A bill for an act relating to taxation; sales and use tax; exempting meals and lunches served by governmental agencies or nonprofit organizations to senior citizens or the handicapped; amending Minnesota Statutes 1974, Section 297A.01, Subdivision 3.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Perpich, A. J.; Doty and Arnold introduced—

S. F. No. 1088: A bill for an act relating to natural resources, authorizing the establishment of additional state trails; amending Minnesota Statutes 1974, Section 85.015, Subdivision 13.

Referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 1089: A bill for an act relating to juveniles; providing for payment by parents, the state, or the county for damages to persons or property by delinquent children; amending Minnesota Statutes 1974, Section 260.185, Subdivision 1.

Referred to the Committee on Judiciary.

Mr. Laufenburger introduced—

S. F. No. 1090: A bill for an act relating to corrections; providing for biennial election of members of the Minnesota corrections authority by a majority vote of both houses of the legislature in joint convention; amending Minnesota Statutes 1974, Section 241.045, Subdivision 1; repealing Minnesota Statutes 1974, Section 241.045, Subdivisions 2, 3 and 5.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Laufenburger, by request, introduced—

S. F. No. 1091: A bill for an act relating to education; state colleges; providing a salary schedule for faculty members.

Referred to the Committee on Education.

Messrs. Stassen and Gearty and Mrs. Brataas introduced—

S. F. No. 1092: A bill for an act relating to state facilities; providing for human impact statements before closing certain facilities; appropriating money.

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

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

S. F. No. 1093: A bill for an act relating to public welfare; permitting emergency grants to recipients of aid to families with dependent children for the replacement of major home appliances in certain cases; amending Laws 1974, Chapter 575, Section 8, Subdivision 1.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Keefe, S.; Brown and Conzemius introduced—

S. F. No. 1094: A bill for an act relating to taxation; eliminating entertainment expense deductions; amending Minnesota Statutes 1974, Section 290.09, by adding a subdivision.

Referred to the Committee on Taxes and Tax Laws.



Mr. Keefe, S. introduced—

S. F. No. 1095: A bill for an act relating to taxation; providing a property tax freeze for senior citizen renters; amending Minnesota Statutes 1974, Sections 273.011, Subdivisions 3, 4, 5, and by adding a subdivision; and 273.012, Subdivision 2.

Referred to the Committee on Taxes and Tax Laws.

Mr. Keefe, S.; Mrs. Brataas and Mr. Solon introduced—

S. F. No. 1096: A bill for an act relating to public safety; telephone companies; providing for local emergency telephone service; appropriating money.

Referred to the Committee on Labor and Commerce.

Messrs. Tennessen, Bang and Moe introduced—

S. F. No. 1097: A bill for an act relating to health; providing for a program of dental care for senior citizens; establishing means of administration; subsidizing premiums to cover cost of services; appropriating money.

Referred to the Committee on Health, Welfare and Corrections.

Messrs. Merriam, Larson and Wegener introduced—

S. F. No. 1098: A bill for an act relating to natural resources; wild animals; reporting of game taken; removing area limitations on waters which may be managed for primary wildlife use; providing certain limitations on the taking of fox; and altering certain seasons for the taking of deer; amending Minnesota Statutes 1974, Sections 97.48, Subdivision 11; 98.51, Subdivision 1; 100.26, Subdivision 1; and 100.27, Subdivision 2.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Arnold; Perpich, A. J. and Willet introduced—

S. F. No. 1099: A bill for an act relating to counties; publicly owned and tax forfeited lands; providing payments in lieu of taxes to counties in which such lands are located; appropriating money.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Arnold, Willet and Perpich, A. J. introduced—

S. F. No. 1100: A bill for an act relating to the land exchange review board; extending the duration of the board, amending Laws 1967, Chapter 909, Section 2, as amended.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Arnold, Willet and Perpich, A. J. introduced—

S. F. No. 1101: A bill for an act relating to acquisition of land for natural resources purposes; specifying procedure to be followed.

Referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 1102: A bill for an act relating to the Seaway Port Authority of Duluth; permitting the authority to buy, lease or otherwise contract for vessels.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. McCutcheon, Jensen and Purfeerst introduced—

S. F. No. 1103: A bill for an act relating to crimes, specifying the acts constituting arson and the possession of certain explosives; providing penalties; amending Minnesota Statutes 1974, Chapters 299F, by adding sections; and 609, by adding sections; repealing Minnesota Statutes 1974, Sections 299F.81, 609.555; 609.56; 609.565; 609.57; 609.575; and 609.61.

Referred to the Committee on Judiciary.

Messrs. McCutcheon, Jensen and Purfeerst introduced—

S. F. No. 1104: A bill for an act relating to search warrants, authorizing issuance upon oral request; amending Minnesota Statutes 1974, Chapter 626, by adding a section.

Referred to the Committee on Judiciary.

Messrs. McCutcheon, Jensen and Purfeerst introduced—

S. F. No. 1105: A bill for an act relating to crimes, specifying the acts constituting the offense of tampering with a witness; prescribing penalties; amending Minnesota Statutes 1974, Section 609.42, Subdivision 1.

Referred to the Committee on Judiciary.

Messrs. McCutcheon, Jensen and Purfeerst introduced—

S. F. No. 1106: A bill for an act relating to search warrants, permitting oral issuance; amending Minnesota Statutes 1974, Chapter 626, by adding a section.

Referred to the Committee on Judiciary.

Messrs. McCutcheon, Jensen and Purfeerst introduced—

S. F. No. 1107: A bill for an act relating to crime; prohibiting

removing, altering or obliterating identifying marks on property; providing penalties; amending Minnesota Statutes 1974, Section 609.52, Subdivision 2.

Referred to the Committee on Judiciary.

Messrs. Jensen, Milton and Pillsbury introduced—

S. F. No. 1108: A bill for an act creating a commission to study the size and form of the legislature, including a study of the desirability of a unicameral legislature; appropriating money.

Referred to the Committee on Rules and Administration.

Messrs. Milton, Ashbach and Keefe, S. introduced—

S. F. No. 1109: A bill for an act relating to economic development; establishing an office of business assistance; appropriating money.

Referred to the Committee on Labor and Commerce.

Messrs. Ashbach, Laufenburger and Frederick introduced—

S. F. No. 1110: A bill for an act relating to motor vehicles; authorizing the issuance of personalized license plates; prescribing additional charges therefor; amending Minnesota Statutes 1974, Section 168.12, by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Messrs. Nelson and Schmitz and Mrs. Brataas introduced—

S. F. No. 1111: A bill for an act relating to economic development; requiring certain economic criteria to be included in environmental impact statements; amending Minnesota Statutes 1974, Section 116D.04, Subdivisions 1, 2, 3, 4, 7, 8, and 9.

Referred to the Committee on Labor and Commerce.

Messrs. Milton; Hansen, Baldy and Ashbach introduced—

S. F. No. 1112: A bill for an act relating to small business; creating a small business loan fund; providing for the issuance and sale of small business assistance bonds; providing for loans to small business concerns; creating a small business loan advisory council; providing for the setting aside of certain state procurements from normal bidding procedures and placing with small business concerns; exempting new or expanded commercial and industrial facilities of small business concerns from certain taxes; appropriating money.

Referred to the Committee on Labor and Commerce.

Messrs. Moe; Perpich, G. and Sillers introduced—

S. F. No. 1113: A bill for an act relating to public safety; providing safety devices on certain equipment; providing penalties.

Referred to the Committee on Labor and Commerce.

Messrs. Gearty, Arnold and O'Neill introduced—

S. F. No. 1114: A bill for an act relating to the operation of state government; providing for salary setting authority and classification for certain positions in the office of attorney general; amending Minnesota Statutes 1974, Sections 8.02; 15A.081, Subdivision 1; and 43.064.

Referred to the Committee on Governmental Operations.

Messrs. Solon, Kowalczyk and Hansen, Baldy introduced—

S. F. No. 1115: A bill for an act relating to railroads; requiring certain railroad locomotives to have certain equipment; requiring certain records to be kept thereof; and prescribing certain duties of the department of public service in relation thereto.

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

Messrs. Kleinbaum, Laufenburger and Ueland introduced—

S. F. No. 1116: A bill for an act relating to courts; setting the salaries for certain court reporters; amending Minnesota Statutes 1974, Section 486.05; and Laws 1969, Chapter 568, Section 1, as amended, by adding a subdivision.

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

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

S. F. No. 1117: A bill for an act relating to the blind; amending the vending stand act for the rehabilitation of blind persons; amending Minnesota Statutes 1974, Section 248.07, Subdivision 8.

Referred to the Committee on Taxes and Tax Laws.

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

S. F. No. 1118: A bill for an act relating to energy conservation; providing for passenger vehicle fuel economy.

Referred to the Committee on Labor and Commerce.

Mr. Olhoft introduced—

S. F. No. 1119: A bill for an act relating to the city of Alexandria, the towns of Alexandria, Carlos, Hudson and LaGrand in the county of Douglas, and the Alexandria lake area sanitary district; authorizing formation of certain service regions; providing certain procedures for allocating costs; amending Laws 1971, Chapter 869, Sections 2, by adding a subdivision; 9, Subdivision 1, and by adding a subdivision; 10, Subdivision 3, and by adding subdivisions; and 18, Subdivisions 4, and 6, as amended, and by adding a subdivision; repealing Laws 1971, Chapter 869, Section 9, Subdivisions 2, 3, 4, and 5.

Referred to the Committee on Local Government.

Messrs. Josefson; Olson, A. G. and Jensen introduced—

S. F. No. 1120: A bill for an act relating to drainage; providing for a program of grants to local government units for the construction of floodwater retention and retarding structures; appropriating money; amending Minnesota Statutes 1974, Chapter 104, by adding sections.

Referred to the Committee on Natural Resources and Agriculture.

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

S. F. No. 1121: A bill for an act relating to public safety; requiring a pistol or revolver carried in a motor vehicle to be kept in a case or locked in the vehicle trunk; amending Minnesota Statutes 1974, Section 100.29, Subdivision 5.

Referred to the Committee on Judiciary.

Mr. McCutcheon, Mrs. Brataas and Mr. Purfeerst introduced—

S. F. No. 1122: A bill for an act relating to crimes; prohibiting maltreatment of children; prescribing penalties.

Referred to the Committee on Judiciary.

Messrs. O'Neill, Conzemius and Brown introduced—

S. F. No. 1123: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 6; limiting legislative service to 12 years.

Referred to the Committee on Rules and Administration.

Messrs. Merriam, Stokowski and Anderson introduced—

S. F. No. 1124: A bill for an act relating to Anoka county; creating a housing and redevelopment authority in Anoka county;

applying the provisions of the municipal housing and redevelopment act to Anoka county.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Merriam, Schaaf and Stokowski introduced—

S. F. No. 1125: A bill for an act relating to Anoka county; providing for the establishment of scenic areas; amending Laws 1961, Chapter 209, Sections 1 and 2.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Merriam, Stokowski and Anderson introduced—

S. F. No. 1126: A bill for an act relating to plats and surveys in Anoka county; providing for approval by the county surveyor and providing for a fee.

Referred to the Committee on Metropolitan and Urban Affairs.

Messrs. Hanson, R.; Hughes and Brown introduced—

S. F. No. 1127: A bill for an act relating to county planning and zoning; authorizing certain county boards to prohibit the filing, registering or recording of land conveyance instruments under certain circumstances; amending Minnesota Statutes 1974, Section 394.37, Subdivision 1.

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

Messrs. Brown and McCutcheon introduced—

S. F. No. 1128: A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Section 6; limiting legislative service to 16 years.

Referred to the Committee on Rules and Administration.

Messrs. Chenoweth, Ogdahl and Coleman introduced—

S. F. No. 1129: A bill for an act relating to retirement; mandatory age and allowable service credit for legislative employees; amending Minnesota Statutes 1974, Section 43.051, Subdivision 1.

Referred to the Committee on Governmental Operations.

Messrs. Brown, Tennessen and Stokowski introduced—

S. F. No. 1130: A bill for an act relating to human rights; requiring certain data systems to respect the privacy of individuals; establishing rights and remedies for individuals who are the sub-

jects of information contained in certain data systems; imposing duties on the owners of certain data systems; prescribing civil and criminal penalties.

Referred to the Committee on Judiciary.

Messrs. Davies, Bang and Kleinbaum introduced—

S. F. No. 1131: A bill for an act relating to insurance; authorizing domestic stock insurance companies to declare and pay dividends quarterly; amending Minnesota Statutes 1974, Section 60A.23, Subdivision 4.

Referred to the Committee on Labor and Commerce.

Messrs. McCutcheon, Purfeerst and Tennesen introduced—

S. F. No. 1132: A bill for an act relating to crime; establishing a crime commission in the executive branch; providing for powers and duties of the commission; establishing subordinate units of the commission.

Referred to the Committee on Judiciary.

Messrs. Merriam, Nelson and Solon introduced—

S. F. No. 1133: A bill for an act relating to commerce; requiring repair orders and invoices for repairs; regulating estimates; providing penalties.

Referred to the Committee on Labor and Commerce.

Messrs. Brown, Chmielewski and Hansen, Baldy introduced—

S. F. No. 1134: A bill for an act proposing an amendment to the Minnesota Constitution by adding an article providing for the initiative and referendum.

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

Messrs. Bernhagen, Olhoft and Fitzsimons introduced—

S. F. No. 1135: A bill for an act relating to intoxicating and non-intoxicating liquor; age for licensing, sale, purchase, consumption, possession and furnishing; amending Minnesota Statutes 1974, Sections 340.02, Subdivision 8; 340.035, Subdivision 1; 340.119, Subdivision 2; 340.13, Subdivision 12; 340.14, Subdivision 2; 340.355; 340.403, Subdivision 3; 340.73, Subdivision 1; 340.731; 340.78; 340.79; 340.80; and 340.81.

Referred to the Committee on Judiciary.

Mr. Laufenburger introduced—

S. F. No. 1136: A bill for an act relating to Winona county; providing for increased per diem payments for public health nursing service committee members.

Referred to the Committee on Local Government.

Messrs. Dunn, Anderson and Kleinbaum introduced—

S. F. No. 1137: A bill for an act relating to education; state community colleges; appropriating money to build a state community college at Cambridge; amending Laws 1973, Chapter 777, Section 13, Subdivision 2.

Referred to the Committee on Education.

Messrs. Olhoft and Borden introduced—

S. F. No. 1138: A bill for an act relating to municipalities; authorizing the financing of solid waste collection, disposal and recycling facilities through the municipal industrial development act; amending Minnesota Statutes 1974, Section 474.02, Subdivisions 1 and 2.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Merriam introduced—

S. F. No. 1139: A bill for an act relating to game and fish; prohibiting use of certain sonic equipment; amending Minnesota Statutes 1974, Section 101.42, by adding a subdivision.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Keefe, S.; Frederick and Arnold introduced—

S. F. No. 1140: A bill for an act relating to highway traffic regulations; equipment on certain vehicles; requiring tires on certain vehicles to meet requirements of the commissioner of public safety; prohibiting the sale, other than to a dealer, of certain vehicles with unsafe tires; and prescribing penalties.

Referred to the Committee on Transportation and General Legislation.

Messrs. Laufenburger, Fitzsimons and Olhoft introduced—

S. F. No. 1141: A bill for an act relating to bicentennial projects; authorizing governmental units to furnish services, property and money in connection with bicentennial projects; validating prior expenditures.

Referred to the Committee on Governmental Operations.



Messrs. Arnold and Willet introduced—

S. F. No. 1142: A bill for an act relating to state parks; prohibiting littering; providing a penalty; amending Minnesota Statutes 1974, Section 85.20, by adding a subdivision.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Arnold and Willet introduced—

S. F. No. 1143: A bill for an act relating to highway traffic regulations; prohibiting littering or placing refuse on highways or adjacent lands; increasing penalties; amending Minnesota Statutes 1974, Section 169.42, Subdivision 5, and by adding a subdivision.

Referred to the Committee on Transportation and General Legislation.

Mr. Purfeerst introduced—

S. F. No. 1144: A bill for an act relating to education; braille and sight-saving school and state school for the deaf; transferring management from the commissioner of public welfare to a deputy commissioner of education; establishing an advisory board; amending Minnesota Statutes 1974, Sections 120.17, Subdivisions 1, 2, 4 and 7; 246.01; 248.02; 248.05; 248.06, Subdivisions 1 and 2; and 248.07, Subdivision 1; repealing Minnesota Statutes 1974, Section 248.09.

Referred to the Committee on Education.

#### MESSAGES FROM THE HOUSE

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on Senate File No. 28, and repassed said bill in accordance with the report of the Committee, so adopted.

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; 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 add-

ing a subdivision; repealing Minnesota Statutes 1974, Section 65B.52.

S. F. No. 28 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned March 20, 1975

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 11:

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

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

Samuelson, Schreiber and Fudro have been appointed as such committee on the part of the House.

House File No. 11 is herewith transmitted to the Senate with the request that the Senate appoint a like committee.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 20, 1975

Mr. Davies moved that H. F. No. 11 be laid on the table. The motion prevailed.

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 281, 434 and 703.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted March 20, 1975

#### FIRST READING OF HOUSE BILLS

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

H. F. No. 281: A bill for an act relating to teachers; availability of teacher evaluations and files; amending Minnesota Statutes 1974, Section 125.12, Subdivision 6.

Referred to the Committee on Education.

H. F. No. 434: A bill for an act relating to agriculture; local pest control; amending Minnesota Statutes 1974, Section 18.022,

Subdivision 1, and by adding a subdivision; and Chapter 18 by adding a section.

Referred to the Committee on Natural Resources and Agriculture.

H. F. No. 703: A bill for an act relating to state government; revising the personnel laws; amending Minnesota Statutes 1974, Chapter 43, by adding sections; Sections 15A.083, Subdivision 1; 43.05, Subdivision 2; 43.09, Subdivision 7; 43.20, Subdivision 4; 43.22, Subdivisions 2 and 3; 43.30; 43.42; 43.43; 43.47; 84.14, Subdivision 1; 487.02, Subdivision 1; repealing Minnesota Statutes 1974, Sections 15A.071; 16.027, Subdivision 8.

Referred to the Committee on Governmental Operations.

### REPORTS OF COMMITTEES

Mr. Coleman moved that the Committee Reports at the Desk be now adopted, with the exception of S. F. No. 742. The motion prevailed.

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

S. F. No. 802: A bill for an act relating to appropriations; appropriating money for exploration and excavation of certain artifacts.

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

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

S. F. No. 332: A bill for an act relating to education; correcting and eliminating certain obsolete provisions and text dealing with school district organization, reporting and finance; amending Minnesota Statutes 1974, Sections 120.08, Subdivision 1; 120.10, Subdivision 3; 120.11; 120.12; 121.11, Subdivisions 3 and 5; 121.19; 121.20, Subdivision 4; 122.21, Subdivision 1; 122.23; 122.26, Subdivisions 16 and 19; 122.32, Subdivision 1; 122.355, Subdivision 1; 122.41; 122.43; 122.44, Subdivision 1; 122.45, Subdivision 1; 122.51; 123.015; 123.21; 123.65; 123.78, Subdivision 1; 124.03, Subdivision 1; 124.15, Subdivision 2; 124.41, Subdivision 1; 125.03, Subdivision 1; 125.11; 125.15; 125.16; 127.16; 127.19; 127.25; 136.036, Subdivision 2; 275.124; repealing Minnesota Statutes 1974, Sections 120.02, Subdivisions 7 and 10; 121.11, Subdivision 10; 121.35, Subdivisions 1, 2, 3 and 4; 121.355; 121.36; 121.37; 121.38; 121.39; 121.40; 121.41; 121.42; 121.43; 121.44; 121.45; 121.46; 121.47; 122.11; 122.22, Subdivision 19; 122.31; 122.33; 122.34; 122.35; 122.44, Subdivisions 2, 3, 4 and 5; 122.49; 123.68; 125.03, Subdivisions 2 and 3; 127.14; 127.18; 128.01; 128.02; 128.03; 128.04; 128.05; 128.06; and 471.741.

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

Page 1, after line 28, insert:

“Section 1. Minnesota Statutes 1974, Section 120.01, is amended to read:

120.01 [CITATION, EDUCATION CODE.] Chapters 120 to ~~127~~ 129 may be cited as the education code.”

Page 4, line 17, strike “or a principal”

Page 4, line 22, strike “or a principal”

Page 5, line 11, strike “or a principal”

Page 24, line 9, strike “except Fort Snelling”

Page 26, after line 15, insert the following:

“Sec. 23. Minnesota Statutes 1974, Section 123.32, Subdivision 25, is amended to read:

Subd. 25. (a) Any voter may contest the election of any person for or against whom he had the right to vote, who is declared elected to a school district office, or other questions submitted to public vote, by proceeding as follows:

He shall file with the clerk of the district court of the county in which the administrative office of the school district is located, within ten days after the canvass is completed, a written notice of contest specifying the points upon which the contest will be made, and cause a copy thereof to be served within said period as follows:

(1) If the contest be upon the election of any person, then upon the person whose election he is contesting and the official authorized to issue the certificate of election;

(2) If the contest be upon the question of consolidation or re-organization, then upon the county ~~superintendent~~ *auditor* authorized by law to issue the order;

(3) If the contest be upon any other question, by serving a copy upon the clerk of the district.

When the contestee desires to offer testimony on points not specified in contestant's notice, he shall file and serve on the contestant notice thereof specifying such additional points. Such notices shall be treated as the pleadings in the case and may be amended in the discretion of the court in such manner and within such times as the court may by order direct. Thereafter the matter shall be tried and determined by the court at a time set by the court within 30 days after such canvass. So far as consistent with this section, the Rules of Civil Procedure shall apply.

(b) When an appeal is taken to the supreme court from the determination of the district court in any contest instituted under this code, the party appealing shall file in the district court a bond

in such sum, not less than \$500, and with such sureties, as shall be approved by the judge, conditioned for the payment of all costs incurred by the respondent in case appellant fails on his appeal. The return of such appeal shall be made, certified, and filed in the supreme court within 15 days after service of notice of appeal. The appeal may be brought on for hearing in the court at any time when it is in session, upon ten days' notice from either party, which may be served during term time or in vacation; and it may be heard and determined summarily by the court.

Sec. 24. Minnesota Statutes 1974, Section 123.33, Subdivision 12, is amended to read:

Subd. 12. The clerk, treasurer, and superintendent of any district shall receive such compensation as may be fixed by the board. Unless otherwise provided by law, the other members of the board shall also receive such compensation as may be fixed by the board. All members of the board may receive reimbursement for transportation at the rate provided for in section 43.328.

~~The chairman, clerk, and treasurer of a district reclassified from a county district shall receive such additional compensation as may be fixed by the board of education.~~

~~In addition to their salaries, the members of boards in districts reclassified from county districts shall be paid their actual expense and necessary travel expenses incurred and paid by each of them in the conduct of their official duties, including the visitation of schools. Such expenses should be paid upon the presentation of duly itemized statements, approved by the board, and which shall be made a part of the official records of the board.~~

Sec. 25. Minnesota Statutes 1974, Section 123.34, Subdivision 9, is amended to read:

Subd. 9. All districts maintaining a classified secondary school shall employ a superintendent who shall be ex officio a member of the school board but not entitled to vote therein. The superintendent in such districts shall visit the schools of the district, and exercise a general supervision over them, and report their condition to the board, with proper recommendations, when he deems it advisable, or when requested by the board. He shall make recommendations to the board concerning the employment and dismissal of teachers. He shall superintend the grading of the schools and examinations for promotions and perform such other duties as the board shall prescribe.

~~He shall make, either directly to the commissioner, or through the county superintendent, such reports as shall be required."~~

Page 34, line 3, after "commissioner" insert "*or the state board*"

Page 34, line 7, after "commissioner" insert "*or the state board*"

Page 34, after line 19, insert the following:

"Sec. 38. Minnesota Statutes 1974, Chapter 128, is amended by adding a section to read:

[128.069] *Material contained in sections 128.01 to 128.06 relates only to school districts numbers 166 and 381.*"

Page 34, line 25, strike "in rural or city schools"

Page 35, after line 4, insert:

"Sec. 41. *In the next and subsequent editions of Minnesota Statutes, the revisor of statutes shall delete the term "unorganized territory" from Minnesota Statutes, Chapters 120 to 129, and shall make all necessary changes in terminology to remove all reference to unorganized territory or the board of an unorganized territory in Minnesota Statutes, Chapters 120 to 129.*"

Page 35, line 6, strike "and 10" and insert ", 10 and 17"

Page 35, line 9, strike "Subdivision" and insert "Subdivisions 17 and"

Page 35, line 10, strike "122.34;"

Page 35, line 11, strike "123.68;" and insert "123.33, Subdivisions 9 and 13; 123.56;"

Page 35, line 12, strike "128.01; 128.02; 128.03; 128.04; 128.05; 128.06; and"

Page 35, line 13, after "471.741" insert the following:  
"; *Laws 1945, Chapter 579; Laws 1949, Chapter 375; Laws 1951, Chapter 236; Laws 1953, Chapter 249; Laws 1955, Chapter 698; Laws 1957, Chapter 469; Laws 1959, Chapters 13 and 533; Laws 1961, Chapters 284 and 591; Laws 1963, Chapters 465, 607, 711, and 847; Laws 1965, Chapters 725, 747, and 857; Laws 1967, Chapters 594 and 658; Laws 1971, Chapter 767*"

Renumber the sections accordingly

Further, amend the title as follows:

Page 1, line 6, after "Sections" insert "120.01;"

Page 1, line 13, after "123.21;" insert "123.32, Subdivision 25; 123.33, Subdivision 12; 123.34, Subdivision 9;"

Page 1, line 17, after "275.124;" insert "Chapter 128, by adding a section;"

Page 1, line 19, strike "and 10" and insert ", 10 and 17"

Page 1, line 23, strike "Subdivision" and insert "Subdivisions 17 and"

Page 1, line 24, strike "122.34;"

Page 1, line 25, strike "123.68;" and insert "123.33, Subdivisions 9 and 13; 123.56;"

Page 1, line 26, strike "128.01; 128.02; 128.03; 128.04;"

Page 1, line 27, strike "128.05; 128.06; and"

Page 1, line 27, after "471.741" insert:  
"; Laws 1945, Chapter 579; Laws 1949, Chapter 375; Laws 1951, Chapter 236; Laws 1953, Chapter 249; Laws 1955, Chapter 698; Laws 1957, Chapter 469; Laws 1959, Chapters 13 and 533; Laws 1961, Chapters 284 and 591; Laws 1963, Chapters 465, 607, 711, and 847; Laws 1965, Chapters 725, 747, and 857; Laws 1967, Chapters 594 and 658; Laws 1971, Chapter 767"

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. 876: A bill for an act relating to Lincoln county; ratifying certain salary increases voted to the Lincoln county board of commissioners.

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

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

S. F. No. 80: A bill for an act relating to health; defining and authorizing regulation of mass gatherings by the state board of health; amending Minnesota Statutes 1974, Section 144.12.

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

Page 1, line 18, after the stricken word "same" insert "*The board may control,*"

Page 1, line 18, strike "the"

Page 1, line 19, strike "board may control"

Page 4, line 24, strike "; excluding" and insert ". For purposes of this section, *mass gatherings shall not include*"

Page 4, line 25, after "*subdivision*" and before the period insert "*or a non-profit organization*"

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. 114: A bill for an act relating to no-fault automobile insurance; requiring that a plan of reparation security be maintained for certain motor vehicles only during the period of their contemplated operation or use; amending Minnesota Statutes 1974, Section 65B.48, Subdivision 1.

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

Page 2, after line 6, add the following:

*"Sec. 2. [EFFECTIVE DATE.] This act shall take effect the day following final enactment."*

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

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

S. F. No. 310: A bill for an act relating to health; providing for location and zoning regulation of residences for mentally retarded and physically handicapped persons; amending Minnesota Statutes 1974, Sections 252.28, by adding a subdivision; and 462.357, by adding subdivisions.

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 252.28, is amended by adding a subdivision to read:

*Subd. 3. (1) No new license shall be granted pursuant to this section when the issuance of the license would substantially contribute to an excessive concentration of community residential facilities within any town, municipality or county of the state.*

*(2) In determining whether a license shall be issued pursuant to this subdivision, the commissioner of public welfare shall specifically consider the population, size, land use plan, availability of community services and the number and size of existing public and private community residential facilities in the town, municipality or county in which a licensee seeks to operate a residence. Under no circumstances may the commissioner newly license any facility pursuant to this section if the facility will be within 300 feet of any existing community residential facility, unless the appropriate town, municipality or county zoning authority grants the facility a conditional use or special use permit. The commissioner of public welfare shall establish uniform rules and regulations to implement the provisions of this subdivision.*

*(3) Licenses for community facilities and services shall be issued pursuant to section 245.821.*

Sec. 2. Minnesota Statutes 1974, Section 462.357, is amended by adding subdivisions to read:

*Subd. 7. In order to implement the policy of this state that mentally retarded and physically handicapped persons should not be excluded by municipal zoning ordinances from the benefits of normal residential surroundings, a state licensed group home or foster home serving six or fewer mentally retarded or physically*



*handicapped persons shall be considered a permitted single family residential use of property for the purposes of zoning.*

*Subd. 8. Unless otherwise provided in any town, municipal or county zoning regulation as authorized by this subdivision, a state licensed residential facility serving from seven through sixteen mentally retarded or physically handicapped persons shall be considered a permitted multi-family residential use of property for purposes of zoning. A township, municipal or county zoning authority may require a conditional use or special use permit in order to assure proper maintenance and operation of a facility, provided that no conditions shall be imposed on the homes which are more restrictive than those imposed on other conditional use or special uses of residential property in the same zones, unless the additional conditions are necessary to protect the health and safety of the residents of the residential facility for the mentally retarded or the physically handicapped. Nothing herein shall be construed to exclude or prohibit residential homes for the mentally retarded or physically handicapped from single family zones if otherwise permitted by a local zoning regulation.*

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

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

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

S. F. No. 742: A bill for an act relating to taxation; providing for additional powers to commissioner of revenue for collection of unpaid tax; creating lien on real and personal property for taxes due; providing for third party liability for withholding tax; changing rates of penalty and interest; providing that contractors shall give bond for certain unpaid taxes; amending Minnesota Statutes 1974, Chapters 270; 291; 292, by adding sections; Sections 270.07, Subdivisions 1 and 5; 270.075, Subdivision 2; 270.076, Subdivision 2; 273.41; 290.087, Subdivisions 4 and 5; 290.45, Subdivision 2; 290.53, Subdivisions 1 and 2; 290.92, Subdivision 15, and by adding a subdivision; 290.93, Subdivision 10; 290.934, Subdivision 1; 290.988, Subdivisions 2 and 3; 291.11, Subdivision 5; 291.15; 291.18; 291.35; 291.46; 292.12, Subdivision 1; 294.03, Subdivisions 1 and 2; 296.15, Subdivisions 1 and 2; 297.07, Subdivision 4; 297.35, Subdivision 5; 297A.35, Subdivision 1; 297A.39, Subdivision 7; 298.09, Subdivision 4; 574.26; 574.261, Subdivision 1; repealing Minnesota Statutes 1974, Section 292.11.

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

Page 3, line 22, after the period, insert "*An overpayment may be credited under this subdivision only if the delinquent liability has been assessed within ten years of the date on which the overpayment is credited. However, this limitation shall not be applicable if*

*the uncontested delinquent liability has been entered into judgment or if legal action is pending for collection of the liability or for renewal of the judgment."*

Page 6, after line 18, insert:

*"(3) Within ten days of the filing of the lien, a notice of the lien shall be sent by mail to the taxpayer at the address given in his return, or to his last known address."*

Pages 8, 9, and 10, strike all of section 7

Renumber the sections in sequence

Page 10, line 26, after "except" insert "his homestead and property"

Page 10, line 27, strike "that"

Page 10, line 27, after "section" insert "510.01 or"

Page 11, line 24, after "of" strike "ten" and insert "nine"

Page 11, line 28, after "of" strike "ten" and insert "nine"

Page 12, line 2, after "of" strike "ten" and insert "nine"

Page 12, line 9, after "of" strike "ten" and insert "nine"

And when so amended the bill do pass. Mr. O'Neill questioned the reference thereon and, under Rule 35, the bill was referred to the Committee on Rules and Administration.

Mr. Coleman from the Committee on Rules and Administration, to which was referred under Rule 35, together with the committee report thereon,

S. F. No. 110: A bill for an act relating to education; establishing pilot bilingual and native American language and culture education programs; granting certain powers and duties to the state board of education; establishing a state bilingual and native American language and culture education advisory council; appropriating money; amending Minnesota Statutes 1974, Sections 120.095, by adding a subdivision; 120.10, Subdivision 2; repealing Minnesota Statutes 1974, Section 126.07.

Reports the same back with the recommendation that the report from the Committee on Education shown in the Journal for March 10, 1975, that "when so amended the bill do pass and be re-referred to the Committee on Finance" be adopted. Amendments adopted. Report adopted.

Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for March 6, 1975:

**STATE BOARD OF HUMAN RIGHTS**

Manuel Guerrero

Jose Valdez

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

Mr. Coleman from the Committee on Rules and Administration, to which was referred the following appointment submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for March 6, 1975:

#### **STATE BOARD OF ELECTRICITY**

Darwin Draisey

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred the following appointments submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for March 10, 1975:

#### **STATE BOARD OF HEALTH**

Dr. George Arvidson  
Helen Lee  
Theodore Garcia  
Elizabeth Kalisch

Dr. Valentine O'Malley, Jr.  
John Westerman  
Dr. Arlen Simi

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

Mr. Coleman from the Committee on Rules and Administration, to which was referred the following appointment submitted by Governor Wendell R. Anderson for Senate confirmation as reported in the Journal for March 6, 1975:

#### **COMMISSIONER OF THE DEPARTMENT OF VETERANS AFFAIRS**

Russell Green

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

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

S. F. Nos. 709, 748, 755, 762, 766, 813, 814, 823, 829, 830, 832, 839, 857, 858, 859, 860, 866, and 950 reports the same back with the recommendation that the bills be re-referred as follows:

S. F. Nos. 709, 762, 830 and 866 to the Committee on Labor and Commerce.

S. F. Nos. 748, 755 and 823 to the Committee on Judiciary.

S. F. No. 766 to the Committee on Health, Welfare and Corrections.

S. F. Nos. 813, 814 and 829 to the Committee on Education.

S. F. Nos. 832 and 950 to the Committee on Natural Resources and Agriculture.

S. F. No. 839 to the Committee on Governmental Operations.

S. F. Nos. 857, 858, 859 and 860 to the Committee on Transportation and General Legislation. Report adopted.

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

H. F. No. 611 for comparison to companion Senate Files, reports the following House File was found identical and recommends the House File be given its Second Reading and substituted for its companion Senate File as follows:

<b>CALENDAR OF</b>					
<b>GENERAL ORDERS</b>		<b>ORDINARY MATTERS</b>		<b>CALENDAR</b>	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
611	589				

and that the above 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. Report adopted.

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

S. F. Nos. 332, 876, 80, 114 and 310 were read the second time.

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

H. F. No. 611 was read the second time.

#### **MOTIONS AND RESOLUTIONS**

Mr. Merriam moved that the name of Mr. Schrom be stricken and the name of Mr. McCutcheon be added as co-author to S. F. No. 1043. The motion prevailed.

Mr. Chmielewski moved that the name of Mr. Brown be added as co-author to S. F. No. 905. The motion prevailed.

Mr. Anderson moved that S. F. No. 23 be withdrawn from the Committee on Transportation and General Legislation and returned to its author. The motion prevailed.

### APPOINTMENTS

Mr. Davies, from the Committee on Committees, recommended that the following named Senators be and they hereby are appointed as a Conference Committee on S. F. No. 182, pursuant to the request of the Senate:

Messrs. Schmitz; Hansen, Baldy and Bernhagen.

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

### THIRD READING OF SENATE BILLS

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

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS

H. F. No. 103: A bill for an act relating to securities; brokers-dealers; creating an exemption from usury for margin accounts; amending Minnesota Statutes 1974, Section 334.19.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 139: A bill for an act relating to highways; approaches to certain highways; furnishing of culverts; amending Minnesota Statutes 1974, Section 160.18, Subdivision 1.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

Anderson	Berg	Brown	Davies	Hansen, Baldy
Arnold	Bernhagen	Chenoweth	Dunn	Hansen, Mel
Ashbach	Blatz	Coleman	Frederick	Hughes
Bang	Brataas	Conzemius	Gearty	Humphrey

Josefson	Laufenburger	Ogdahl	Pillsbury	Stassen
Keefe, J.	Lewis	Olhoft	Purfeerst	Stokowski
Keefe, S.	McCutcheon	Olson, H. D.	Renneke	Stumpf
Kirchner	Merriam	Olson, J. L.	Schaaf	Tennessen
Kleinbaum	Milton	O'Neill	Schmitz	Ueland
Knutson	Moe	Patton	Schrom	Wegener
Kowalczyk	Nelson	Perpich, A. J.	Sillers	Willet
Larson	North	Perpich, G.	Spear	

So the bill passed and its title was agreed to.

H. F. No. 84: A bill for an act relating to public employment; providing for the exercise of veteran's preference in public appointments or promotions; restricting discretion in the selection of state civil service employees; amending Minnesota Statutes 1974, Sections 43.18; 43.30; 44.14; 197.46; 197.481, Subdivision 1; and Chapter 197, by adding a section; repealing Minnesota Statutes 1974, Section 197.45.

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 49 and nays 10, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Kirchner	Nelson	Schaaf
Arnold	Dunn	Kleinbaum	North	Schmitz
Ashbach	Frederick	Knutson	Ogdahl	Sillers
Bang	Gearty	Kowalczyk	Olhoft	Spear
Blatz	Hansen, Baldy	Laufenburger	Olson, H. D.	Stassen
Brataas	Hansen, Mel	Lewis	O'Neill	Stokowski
Brown	Hughes	McCutcheon	Perpich, A. J.	Stumpf
Chenoweth	Humphrey	Merriam	Perpich, G.	Tennessen
Coleman	Keefe, J.	Milton	Pillsbury	Wegener
Conzemius	Keefe, S.	Moe	Purfeerst	

Those who voted in the negative were:

Berg	Josefson	Olson, J. L.	Renneke	Ueland
Bernhagen	Larson	Patton	Schrom	Willet

So the bill passed and its title was agreed to.

#### CALENDAR OF ORDINARY MATTERS

S. F. No. 51: A bill for an act relating to courts; district court term in Sibley county; amending Minnesota Statutes 1974, Section 484.09, Subdivision 8.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

Anderson	Berg	Brataas	Coleman	Dunn
Ashbach	Bernhagen	Brown	Conzemius	Frederick
Bang	Blatz	Chenoweth	Davies	Gearty

Hansen, Baldy	Knutson	Nelson	Perpich, G.	Stassen
Hansen, Mel	Kowalczyk	North	Pillsbury	Stokowski
Hughes	Larson	Ogdahl	Purfeerst	Stumpf
Humphrey	Laufenburger	Olhoff	Renneke	Tennessee
Josefson	Lewis	Olson, H. D.	Schaaf	Ueland
Keefe, J.	McCutcheon	Olson, J. L.	Schmitz	Wegener
Keefe, S.	Merriam	O'Neill	Schrom	Willet
Kirchner	Milton	Patton	Sillers	
Kleinbaum	Moe	Perpich, A. J.	Spear	

So the bill passed and its title was agreed to.

S. F. No. 702: A bill for an act relating to the city of Moorhead; authorizing the city to construct, maintain and operate a certain electric power transmission system; amending Laws 1955, Chapter 178, Section 1.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 669: A bill for an act relating to the county of Itasca; providing for government of certain townships for hospital district; amending Laws 1974, Chapter 217, Section 1.

With the unanimous consent of the Senate, Mr. Arnold moved to amend S. F. No. 669 as follows:

Page 1, line 19, after "Range 24 West;" insert "61 North, Range 23, West;"

The motion prevailed. So the amendment was adopted.

S. F. No. 669 was read the third time, as amended, and placed on its final passage.

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

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



Those who voted in the affirmative were:

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

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

#### GENERAL ORDERS

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

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

S. F. Nos. 242 and 161 and H. F. No. 272, which the committee recommends to pass.

S. F. No. 194, which the committee recommends to pass with the following amendment offered by Mr. Merriam:

Page 1, line 17, after "unless" insert:

*"the acquisition of such parcel of land would require a survey in which case the commissioner may acquire a previously surveyed parcel of land not to exceed a quarter-quarter section of land, or unless"*

H. F. No. 278, which the committee recommends to pass with the following amendments offered by Messrs. Nelson and Anderson:

Mr. Nelson moved to amend H. F. No. 278, as amended pursuant to Rule 49, adopted by the Senate March 20, 1975, as follows:

Page 2, line 19, after "prescribed." insert *"If the drug dispensed is not the prescribed brand, the prescription label shall indicate the name of the brand prescribed and the brand or generic name and manufacturer of the drug dispensed unless the prescribing physician specifically orders that no such information shall be indicated."*

Mr. Anderson moved to amend H. F. No. 278, as amended pursuant to Rule 49, adopted by the Senate March 20, 1975, as follows:

Page 2, line 23, strike "wholesale" and insert "acquisition"

S. F. No. 249, which the committee recommends to pass with the following amendment offered by Mr. Schrom:

Page 2, line 32, before the period, insert "*or is authorized to spear without a license*"

S. F. No. 312, which the committee recommends to pass with the following amendments offered by Messrs. Laufenburger and Stassen:

Mr. Laufenburger moved to amend S. F. No. 312 as follows:

Page 1, line 16, strike "*visible*"

Page 1, strike lines 17 and 18 and insert "*extending above the leading edge at the hood.*"

Mr. Stassen moved to amend S. F. No. 312 as follows:

Page 1, line 23, strike everything after "*that*" and insert "*are designed*"

Page 2, line 1, strike "*the midpoint of the axle rearward*"

And then, on motion of Mr. Brown, 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 10:00 o'clock a.m., Thursday, March 27, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate