

## THIRTY-EIGHTH DAY

St. Paul, Minnesota, Thursday, April 24, 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:

Arnold	Davies	Keefe, S.	Olhoft	Schmitz
Ashbach	Doty	Kirchner	Olson, A. G.	Schrom
Bang	Dunn	Kleinbaum	Olson, H. D.	Solon
Bernhagen	Fitzsimons	Kowalczyk	Olson, J. L.	Stokowski
Blatz	Gearty	Larson	Patton	Stumpf
Borden	Hansen, Baldy	Laufenburger	Perpich, A. J.	Ueland
Chmielewski	Hansen, Mel	Milton	Perpich, G.	Wegener
Coleman	Hanson, R.	Moe	Pillsbury	Willet
Conzemius	Hughes	Ogdahl	Purfeerst	

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

Prayer was offered by the Chaplain, Rev. Ronald C. Peterson.

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

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

The President declared a quorum present.

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

## MEMBERS EXCUSED

Messrs. Berg and North were excused from the Session of today.

**INTRODUCTION AND FIRST READING OF SENATE BILLS**

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

Messrs. Gearty, Borden and Milton introduced—

S. F. No. 1672: A bill for an act relating to taxation; eliminating any labor credit for overtime worked on occupation taxes; amending Minnesota Statutes 1974, Section 298.02, Subdivision 1.

Referred to the Committee on Taxes and Tax Laws.

Messrs. North, Kirchner and Chenoweth introduced—

S. F. No. 1673: A bill for an act relating to the operation of state government; authorizing the commissioner of administration to acquire vehicles for the car pooling of state employees; appropriating money; amending Minnesota Statutes 1974, Section 16.755.

Referred to the Committee on Governmental Operations.

Mr. Perpich, A. J. introduced—

S. F. No. 1674: A bill for an act relating to taxation; providing for the taxation of certain commodities on a production basis and for the distribution of the proceeds; appropriating money; amending Minnesota Statutes 1974, Section 273.135, Subdivision 2; and Chapter 298, by adding sections.

Referred to the Committee on Taxes and Tax Laws.

Messrs. Gearty and O'Neill introduced—

S. F. No. 1675: A bill for an act relating to public indebtedness; revising and clarifying provisions as to manner of sale and execution of obligations; maximum interest rates; designation of paying agents; cremation of obligations; use of investment income from proceeds; administration of debt service funds; refunding; method of payment and interest rate on special assessments and obligations payable from special assessments; amending Minnesota Statutes 1974, Sections 48.15, by adding a subdivision; 138.17, Subdivision 1; 429.061, Subdivision 2; 429.091, Subdivisions 1, 3 and 4; 475.51, Subdivision 6; 475.55; 475.553, Subdivisions 1 and 2; 475.60, Subdivisions 2 and 3; 475.65; 475.66; and 475.67, Subdivisions 7 and 12; and repealing Minnesota Statutes 1974, Section 475.553, Subdivision 4.

Referred to the Committee on Local Government.

Mr. Gearty introduced—

S. F. No. 1676: A bill for an act relating to real estate; increas-

ing time period before which contract of sale may be terminated; amending Minnesota Statutes 1974, Section 559.21.

Referred to the Committee on Judiciary.

Mr. Gearty introduced—

S. F. No. 1677: A bill for an act relating to real property; termination of contract for sale; providing differing times of notice in accordance with duration of contract; amending Minnesota Statutes 1974, Section 559.21.

Referred to the Committee on Judiciary.

Mr. Gearty introduced—

S. F. No. 1678: A bill for an act relating to probate; inheritance tax; taxing disclaimed interests; amending Minnesota Statutes 1974, Section 525.532, by adding a subdivision.

Referred to the Committee on Judiciary.

Mr. Borden introduced—

S. F. No. 1679: A bill for an act relating to public health; providing for optional fluoridation of municipal water supplies; amending Minnesota Statutes 1974, Section 144.145.

Referred to the Committee on Health, Welfare and Corrections.

Mr. Borden introduced—

S. F. No. 1680: A bill for an act relating to real estate; providing procedures for vacation of certain streets and public grounds by county board; amending Minnesota Statutes 1974, Section 505.14.

Referred to the Committee on Local Government.

Messrs. Schrom and Kleinbaum introduced—

S. F. No. 1681: A bill for an act relating to the city of Sartell; property assessment as a function of the city assessor.

Referred to the Committee on Taxes and Tax Laws.

Mr. Tennesen introduced—

S. F. No. 1682: A bill for an act relating to courts; providing for certain reorganization of the court system in the state; amending Minnesota Statutes 1974, Sections 2.722; 2.724; 15A.083, Subdivision 1; 480.15, by adding subdivisions; 480.18; 484.08; 484.66, Subdivision 2; 485.01; 487.01, Subdivisions 3 and 6; 487.03, Subdivisions 1 and 4; 488A.01, Subdivision 10; 488A.12, Subdivision 5; 525.04; 525.081; and Chapter 480, by adding a section; repealing

Minnesota Statutes 1974, Sections 15A.083, Subdivision 2; 484.05; 484.09 to 484.18; 484.28; 484.34; 487.05; 488A.021, Subdivisions 7 and 8; 488A.19, Subdivisions 8, 9 and 10; Chapters 488; 530; 531; 532 and 633.

Referred to the Committee on Judiciary.

#### 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. 396 and 422.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 23, 1975

Mr. President:

I have the honor to announce that the House has adopted the recommendation and report of the Conference Committee on House File No. 1110, and repassed said bill in accordance with the report of the Committee, so adopted.

H. F. No. 1110: A bill for an act relating to the operation of state government for the fiscal year ending June 30, 1975; appropriating money therefor.

House File No. 1110 is herewith transmitted to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 23, 1975

#### CONFERENCE COMMITTEE REPORT ON H. F. NO. 1110

A bill for an act relating to the operation of state government for the fiscal year ending June 30, 1975; appropriating money therefor.

April 21, 1975

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

The Honorable Alec G. Olson  
President of the Senate

We, the undersigned conferees for H. F. No. 1110, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 1110 be further amended as follows:

Page 1, strike line 15

Page 1, line 16, strike "(c)" and insert in lieu thereof "(b)"

Page 2, line 5, strike "105,980" and insert in lieu thereof "96,000"

Page 2, line 19, strike "478,372" and insert in lieu thereof "388,372"

Page 3, line 1, strike "108" and insert in lieu thereof "116"

Page 3, line 5, before "patrol" insert "(a)"

Page 3, after line 5, insert "(b) Weigh scale labor 12,000"

Page 3, line 6, strike "This sum is" and insert "These sums are"

Page 3, after line 7, add a subdivision to read:

"Subd. 15. To the executive director of the Minnesota state retirement system, supreme and district court judges retirement 42,824.48.

This appropriation is available to pay retirement benefits only in the amounts necessary to bring the total amount received by a beneficiary since July 1, 1973, up to the amount he would have received under Minnesota Statutes, Section 490.102, prior to the decisions of the Minnesota Supreme Court in *Sylvestre v. State* and *Anderson v. State* (1973)."

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

House Conferees: (Signed) Neil S. Haugerud, Phyllis Kahn, Gerald Knickerbocker, Gordon O. Voss, John R. Arlandson.

Senate Conferees: (Signed) Jerome M. Hughes, Jack Davies, Ralph R. Doty, Earl W. Renneke, J. A. Josefson.

Mr. Hughes moved that the foregoing recommendations and Conference Committee Report on H. F. No. 1110 be now adopted, and that the bill be repassed as amended by the Conference Committee. The motion prevailed. So the recommendations and Conference Committee Report were adopted.

H. F. No. 1110: A bill for an act relating to the operation of state government for the fiscal year ending June 30, 1975; appropriating money therefor.

Was read the third time, as amended by the Conference Committee, and placed on its repassage.

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

And the roll being called, there were yeas 59 and nays 2, as follows:

Those who voted in the affirmative were:

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

Messrs. Purfeerst and Ueland voted in the negative.

So the bill, as amended by the Conference Committee, was re-passed and its title was agreed to.

#### MESSAGES FROM THE HOUSE—CONTINUED

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: 679, 720, 851, 961, 1518, 447, 558, 1428, 1494, 1536, 593, 1133, 1551, 583, 584, 758, 762, 795, 1217, 1335, 1465, 1513, 119, 540, 1262, 1506 and 1596.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 23, 1975

#### FIRST READING OF HOUSE BILLS

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

H. F. No. 679: A bill for an act relating to crimes; regulating the transfer, possession, and use of pistols; requiring licenses to sell pistols; requiring permits to acquire and carry pistols; prohibiting the sale or transfer to or carrying by certain persons of pistols; prescribing penalties; amending Minnesota Statutes 1974, Section 609.11, Subdivision 1.

Referred to the Committee on Rules and Administration.

H. F. No. 720: A bill for an act relating to district courts; providing for the appointment and compensation of law clerks.

Referred to the Committee on Rules and Administration.

H. F. No. 851: A bill for an act relating to education; vocational-technical training; prescribing duties and functions of advisory committees; amending Minnesota Statutes 1974, Chapter 121, by adding a section.

Referred to the Committee on Education.

H. F. No. 961: A bill for an act relating to labor; making provisions in employment contracts requiring the employee to turn over certain patentable inventions or devices to his employer unenforceable.

Referred to the Committee on Labor and Commerce.

H. F. No. 1518: A bill for an act relating to the city of St. Paul; providing for the abolition of the power of the city to levy and raise taxes for the payment of severance pay obligations of the board of education of said city; amending certain provisions pertaining to the method of computing severance pay for city of St. Paul employees; increasing the mill rate levy for payment of sev-

erance pay obligations of the city; amending Laws 1959, Chapter 690, Sections 2, as amended, and 3, as amended.

Referred to the Committee on Rules and Administration.

H. F. No. 447: A bill for an act relating to real estate brokers and salespersons; authorizing establishment of special licenses applicable solely to the rental or management of real estate; amending Minnesota Statutes 1974, Sections 82.20, Subdivision 1; and 82.22, Subdivision 6.

Referred to the Committee on Rules and Administration.

H. F. No. 558: A bill for an act relating to intoxicating liquor; suspension or revocation of licenses to sell; amending Minnesota Statutes 1974, Section 340.135.

Referred to the Committee on Rules and Administration.

H. F. No. 1428: A bill for an act relating to economic development, including Indian organizations in the definition of a redevelopment area to provide eligibility for certain economic loans; amending Minnesota Statutes 1974, Sections 472.03, Subdivision 3, and by adding subdivisions; and 472.11, by adding a subdivision.

Referred to the Committee on Rules and Administration.

H. F. No. 1494: A bill for an act relating to insurance; providing for use of life insurance mortality tables and interest rates by fraternal beneficiary associations; amending Minnesota Statutes 1974, Sections 64A.21; 64A.24, Subdivision 1; 64A.25, Subdivision 4.

Referred to the Committee on Labor and Commerce.

H. F. No. 1536: A bill for an act relating to crimes; permitting certain ticket sale service fees; amending Minnesota Statutes 1974, Section 609.805, by adding a subdivision.

Referred to the Committee on Labor and Commerce.

H. F. No. 593: A bill for an act relating to retirement; computation of legislative annuities; mandatory age for legislative employees; miscellaneous changes in the Minnesota state retirement system law; amending Minnesota Statutes 1974, Chapters 3A; 352; and 352B, by adding sections; Sections 3A.01, Subdivisions 2 and 4; 3A.02, Subdivisions 1, 3, and 4; 3A.03, Subdivision 2; 3A.04, Subdivisions 1 and 2; 3A.05; and 3A.10, Subdivision 1; 43.051, Subdivision 1; 352.01, Subdivision 17; 352.03, Subdivisions 4, 11, and by adding a subdivision; 352.113, Subdivisions 1, 5, and 12; 352.115, Subdivisions 2, 10, and 11; 352.12, Subdivisions 1, 2, 6, 7, 8, and 11; 352.15; 352.22, Subdivisions 3 and 8; 352.72, Subdivision 2, and by adding a subdivision; 352.91, by adding a subdivision; 352.93, Subdivision 1; 352B.03, Subdivisions 1 and 2;

352D.015, Subdivision 9; 352D.02, Subdivisions 1 and 3; 352D.05, Subdivision 3; 352D.06, Subdivisions 1 and 2; 352D.065, Subdivisions 2 and 3; and 352D.075, Subdivisions 2 and 3; repealing Minnesota Statutes 1974, Sections 352.28; 352.32; 352.38; 352.715; 352B.01, Subdivision 5; 352B.021; 352B.04; 352D.015, Subdivision 10; 352D.05, Subdivision 2; 352D.065, Subdivision 1; 352D.075, Subdivision 1; and 352D.085, Subdivision 2.

Referred to the Committee on Rules and Administration.

H. F. No. 1133: A bill for an act relating to police pensions in the city of Duluth; amending Laws 1953, Chapter 91, Section 1, Subdivisions 7; and 8, as amended; Section 7; and Section 11, Subdivisions 1, as amended; and 2.

Referred to the Committee on Governmental Operations.

H. F. No. 1551: A bill for an act relating to the city of Minneapolis; policemen's pension fund uses; amending Laws 1949, Chapter 406, Section 7, as amended.

Referred to the Committee on Governmental Operations.

H. F. No. 583: A bill for an act relating to retirement; providing that in the event a surviving spouse is remarried and such marriage terminates, monthly survivor benefits shall be reinstated; providing for proportionate annuities in certain cases; amending Minnesota Statutes 1974, Chapter 356, by adding sections.

Referred to the Committee on Rules and Administration.

H. F. No. 584: A bill for an act relating to retirement; miscellaneous amendments to the public employees retirement law; providing that workmen's compensation payments are not salary; venue in law suits to be Ramsey county; monthly benefits payable to a public body under certain circumstances; if spouse survives a deceased annuitant, annuity shall be paid through date of death and survivor benefits to commence with first day following date of death; disability benefits to be reduced by amounts paid under workmen's compensation law after deduction of attorney fees; amending Minnesota Statutes 1974, Sections 353.01, Subdivisions 6, 10 and 24; 353.03, Subdivision 3, and by adding subdivisions; 353.08; 353.15; 353.29, Subdivisions 7 and 8; 353.31, Subdivision 8; 353.32, Subdivision 5; 353.33, Subdivisions 2, 5, and 7; 353.37; 353.46, Subdivision 3; 353.656, Subdivisions 1 and 2; 353.657, by adding a subdivision; 353.71, by adding a subdivision; and Chapter 353, by adding a section.

Referred to the Committee on Rules and Administration.

H. F. No. 758: A bill for an act relating to insurance; clarifying when certain misstatements of mental condition shall not invalidate an insurance policy; amending Minnesota Statutes 1974, Section 61A.11.

Referred to the Committee on Rules and Administration.



H. F. No. 762: 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.

H. F. No. 795: A bill for an act relating to Chisago county; requiring the Chisago county attorney to prosecute misdemeanors occurring within municipalities in Chisago county; providing for the disposition of fines.

Referred to the Committee on Judiciary.

H. F. No. 1217: A bill for an act relating to Waseca county; authorizing issuance of an on-sale license for the sale of intoxicating liquor.

Referred to the Committee on Rules and Administration.

H. F. No. 1335: A bill for an act relating to Aitkin county; authorizing issuance of additional on-sale intoxicating liquor licenses.

Referred to the Committee on Labor and Commerce.

H. F. No. 1465: A bill for an act relating to the city of St. Paul; authorizing restoration of sick leave in certain circumstances.

Referred to the Committee on Rules and Administration.

H. F. No. 1513: A bill for an act relating to the city of Saint Paul; providing for and authorizing said city to issue its general obligation bonds for housing and rehabilitation loan and grant programs; removing certain bonding authority for rehabilitation loans for urban renewal development and code enforcement areas; amending Laws 1963, Chapter 881, Section 1, Subdivision 1, as amended, and adding a subdivision; Laws 1974, Chapter 351, Section 4; repealing Laws 1963, Chapter 881, Sections 4 and 5, as added by Laws 1973, Chapter 395, Section 2.

Referred to the Committee on Metropolitan and Urban Affairs.

H. F. No. 119: A bill for an act relating to the practice of medicine; physicians, surgeons and osteopaths; suspension of license; amending Minnesota Statutes 1974, Section 147.021, Subdivision 2.

Referred to the Committee on Rules and Administration.

H. F. No. 540: A bill for an act relating to courts; providing for transfer of filing fee when venue is changed in civil actions; amending Minnesota Statutes 1974, Section 542.10.

Referred to the Committee on Judiciary.

H. F. No. 1262: A bill for an act relating to anatomical gifts;

requiring morticians and certain other designated persons to obtain a written release prior to performing an eye enucleation procedure; amending Minnesota Statutes 1974, Section 595.924, by adding a subdivision.

Referred to the Committee on Rules and Administration.

H. F. No. 1506: A bill for an act relating to education; higher education coordinating commission; providing procedure for registration and approval of private post-secondary institutions.

Referred to the Committee on Rules and Administration.

H. F. No. 1596: A bill for an act relating to the city of Farmington; authorizing an increase in firemen's relief association lump sum service pensions.

Referred to the Committee on Governmental Operations.

#### REPORTS OF COMMITTEES

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

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

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

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

Page 1, after line 10, insert:

"Section 1. Minnesota Statutes 1974, Section 241.045, Subdivision 6, is amended to read:

Subd. 6. [QUORUM.] Except for the parole of persons serving life sentences under the provisions of section 609.185, persons serving extended terms of imprisonment as dangerous offenders under section 609.16, a transfer of a person in the care and custody of the authority under the provisions of section 242.27, or the discharge of such a person pursuant to section 242.31, the authority ~~may~~ *shall* sit in units of ~~two or~~ three as designated by the chairman under rules prescribed by the authority, and ~~such a~~ *the* unit shall constitute a quorum.

Sec. 2. Minnesota Statutes 1974, Section 242.02, is amended to read:

242.02 [CREATION.] There is hereby created a Minnesota corrections authority to provide and conduct a program ~~looking~~

toward for the prevention of juvenile and youth delinquency and to provide and administer preventive and corrective training for persons committed to the authority."

Page 1, line 21, strike "and" and insert a period

Page 2, line 3, strike "upon" and insert "under any"

Page 2, line 10, strike "for which the judge has power"

Page 2, line 11, strike "to commit to the authority"

Page 2, after line 16, insert:

"Sec. 4. Minnesota Statutes 1974, Section 242.16, is amended to read:

242.16 [COMMITMENT.] When a court commits a person to the ~~authority commissioner~~, ~~such~~ the court shall order the sheriff of the county of commitment to convey ~~such~~ the person forthwith to some place of detention approved or established or designated by the ~~authority commissioner~~, or may direct that he be left at liberty until otherwise ordered by the ~~authority~~ under such conditions as will insure his submission to any orders of the ~~director commissioner~~.

Sec. 5. Minnesota Statutes 1974, Section 242.17, is amended to read:

242.17 [CERTIFIED COPY, WARRANT OF COMMITMENT.] When a court commits a person to the ~~authority commissioner~~ it shall promptly forward to the ~~authority commissioner~~ a certified copy of the warrant of commitment."

Page 2, line 22, strike "under"

Page 2, line 22, strike "his rules"

Page 2, line 22, after "shall" insert "*provide for a comprehensive investigation and study of the individual and his social history.*"

Page 2, strike lines 23 through 26

Page 2, line 27, strike "thereupon" and insert "*After considering the results of the investigation and study, the commissioner shall*"

Page 2, line 27, strike "such"

Page 2, line 27, strike "shall determine" and insert "*determines*"

Page 3, line 10, after "the" insert "*Minnesota*"

Page 3, line 11, strike "*, which*" and insert "*. The*"

Page 3, strike lines 16 through 24 and insert:

*"Records received or compiled by the commissioner or the department of corrections which identify an individual who has been committed to the commissioner shall be classified as private pursuant to sections 15.162 to 15.168. If the commissioner finds that disclosure would subject the person giving the information*

*to danger, that part of the record which makes possible the identification of the person giving the information shall be classified as confidential pursuant to sections 15.162 to 15.168."*

Page 4, line 25, strike "and such" and insert ". The"

Page 4, line 26, strike "such"

Page 4, line 26, strike ", or" and insert ". The commissioner may also order confinement"

Page 4, line 28, after "to" insert "appropriate"

Page 4, line 30, strike "that may care for delinquent children"

Page 4, line 31, strike "such supervisions" and insert "any"

Page 4, line 32, strike "and"

Page 4, line 32, strike "as"

Page 5, line 8, strike "such" and insert "the"

Page 5, line 13, strike "or guardian"

Page 5, after line 23, insert:

"Sec. 5. Minnesota Statutes 1974, Section 242.22, is amended to read:

242.22. [LOCAL PROBATION OFFICER; POWERS, DUTIES.] Any person committed to the authority from a county having a probation officer of a district or juvenile court may be placed on probation by the authority under the supervision of such probation officer who shall assume such supervision as though it were pursuant to a judgment or order of the district or juvenile court. Such probation officer shall cooperate with the authority in providing treatment for such person consistent with the purposes of chapter 242, but nothing therein shall give the authority direction or control over such probation officer or require him or his subordinates to perform duties not otherwise required by law. If parole is granted by the authority to such person after confinement to a penal institution or after commitment to the state training school for boys or the Minnesota home school, the parole may be conditioned on like supervision with the consent of the district or juvenile court respectively of such county commissioner of corrections and confined in a state correctional institution who is granted parole therefrom may, with the consent of the district or juvenile court of the county from which committed, be placed under the supervision of the probation officer of the court. The probation officer shall thereupon assume supervision of the parolee as though it were pursuant to a judgment or order of the district or juvenile court, and shall act under the orders of the commissioner or the Minnesota corrections authority in regard to the terms and conditions of the parole. The reimbursement provided in section 260.311, subdivision 5, shall constitute payment for the services authorized by this section."

Page 6, line 3, strike "such" and insert "the"

Page 6, line 15, strike "such" and insert "the"

Page 6, line 17, before "corrections" insert "Minnesota"

Page 6, line 18, strike "shall"

Page 6, line 19, strike "such" and insert "the"

Page 7, line 2, strike "such" and insert "the"

Page 7, line 13, strike "; but any such" and insert ". A"

Page 7, line 16, strike "such" and insert "a"

Page 7, line 16, after "person" insert "*under the control of the commissioner of corrections pursuant to an adjudication as a delinquent child*"

Page 8, line 4, strike "order of"

Page 8, line 8, strike "such"

Page 8, line 8, strike "as he may"

Page 8, line 9, strike "determine"

Page 8, line 9, strike "as"

Page 8, line 10, strike "hereinabove provided"

Page 8, line 12, after "labor" insert a comma

Page 8, line 15, strike the comma and insert a period

Page 8, line 16, strike "such" and insert "the"

Page 8, line 17, before "time" strike "such" and insert "the"

Page 8, line 17, after "to" strike "such" and insert "the"

Page 8, line 20, strike "242.22;"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, after the semicolon insert "abolishing the classification of youthful offender;"

Page 1, line 4, after "Sections" insert "241.045, Subdivision 6; 242.02;"

Page 1, line 4, after "242.12;" insert "242.16; 242.17;"

Page 1, line 4, after "242.19;" insert "242.22;"

Page 1, line 7, strike "242.22;"

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. 976: A bill for an act relating to Winona county;

authorizing issuance of an on-sale license for the sale of intoxicating liquor.

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

Page 1, after line 12, insert:

"Sec. 2. [OLMSTED COUNTY; ON-SALE LIQUOR LICENSE.] Notwithstanding any provision of Minnesota Statutes, Chapter 340, or any other law to the contrary, the county board of Olmsted county may issue a license for the on-sale of intoxicating liquor to a country club located within Rochester township in Olmsted county. The fee for such license shall be determined by the county board."

Page 1, line 13, before "This" insert "Section 1 of"

Page 1, after line 16, insert:

"Sec. 4. Section 2 of this act is effective upon approval by the county board of Olmsted county and upon compliance with Minnesota Statutes, Section 645.021."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 2, after "Winona" insert "and Olmsted"

Page 1, line 2, strike "county" and insert "counties"

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

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1315: A bill for an act relating to the Leech Lake, White Earth, Mille Lacs, Fond du Lac and Grand Portage reservations of the Minnesota Chippewa tribe; providing for the retrocession to the United States of America of all civil and criminal jurisdiction in that area of Indian country.

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

Page 1, line 16, strike "civil and"

Page 2, line 4, after "Fond du Lac," insert "Bois Forte,"

Page 2, line 12, strike "civil and"

Page 2, line 13, after "criminal" insert "and juvenile court"

Page 2, line 13, after "jurisdiction" insert ", including neglect, dependency and termination of parental rights,"

Page 2, line 15, after "Fond du Lac" insert ", Bois Forte"

Page 2, line 22, after "all" insert "criminal and juvenile court"

Page 2, line 22, after "jurisdiction" insert ", including neglect, dependency and termination of parental rights,"

Page 2, line 22, strike "over civil"

Page 2, strike line 23

Page 2, line 24, strike "parties which arise"

Page 2, line 25, after "Fond du Lac," insert "Bois Forte,"

Page 2, line 27, strike "and all jurisdiction over criminal" and insert a period

Page 2, strike line 28

Page 3, strike all of section 5

Amend the title as follows:

Page 1, line 3, after "Fond du Lac" insert ", Bois Forte"

Page 1, line 6, after "all" strike "civil and"

Page 1, line 6, after "criminal" insert "and juvenile court"

Page 1, line 6, after "jurisdiction" insert ", including neglect, dependency and termination of parental rights,"

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

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 44: A bill for an act relating to cities and counties and the town of Herman; authorizing the rendering of emergency service by physician's trained mobile intensive care paramedic units; granting limited immunity from civil liability for paramedics and physicians advising or instructing paramedics.

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

Page 1, line 12, strike "any city or county" and insert "the city of Duluth"

Page 1, line 21, strike "Each city or county which has established a"

Page 1, strike lines 22 through 23

Page 1, line 24, strike "board of medical examiners," and insert "The city of Duluth"

Page 3, line 12, after "faith" insert "and in the exercise of reasonable care"

Page 3, line 18, after "faith" insert "and in the exercise of reasonable care"

Page 3, after line 21, insert:

"Sec. 6. [PAYMENT FOR PARAMEDIC SERVICE.] Subdivision 1. The governing body of the city of Duluth and the governing body of the town of Herman, in conjunction with the operation of its emergency or paramedic ambulance program, may impose reasonable

charges for the emergency or paramedic ambulance services in order to finance its costs.

Subd. 2. The following persons shall not be subject to such charges:

(i) Any person who is eligible for or receiving public assistance under the aid to families with dependent children program, but is not eligible for any federally, state or locally funded public assistance program which would pay for such charges nor has medical, health or accident insurance policies which would pay for such charges; or

(ii) Any person who, except for the amount of income or resources would qualify for aid to families with dependent children, is in need of medical assistance but is not eligible for any federally, state or locally funded public assistance program which would pay for such charges nor has medical, health or accident insurance policies which would pay for such charges; or

(iii) Any person over 18 years of age, in need of medical care that neither he nor his relatives responsible under Minnesota Statutes, Sections 256B.01 to 256B.26 are financially able to provide, is not eligible for any federally, state or locally funded public assistance program which would pay for such charges and has no medical, health or accident insurance policies which would pay for such charges.

Sec. 7. This act is effective for the city of Duluth only after its approval by the governing body of the city of Duluth, and for the town of Herman only after its approval by the governing body of the town of Herman, and upon compliance with Minnesota Statutes, Section 645.021."

Amend the title as follows:

Page 1, line 2, strike "cities and counties" and insert "the city of Duluth"

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

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 1446: A bill for an act relating to Dodge and Olmsted counties; authorizing a judge of the county court district of Dodge-Olmsted to take a leave of absence for purposes of study and research.

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

Page 2, line 6, strike "Sick leave and vacation"

Page 2, strike line 7

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

Mr. Davies from the Committee on Judiciary, to which was referred



S. F. No. 53: A bill for an act relating to peace officer training courses; eligibility; amending Minnesota Statutes 1974, Section 626.851, Subdivision 2.

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

Mr. Davies from the Committee on Judiciary, to which was referred

S. F. No. 159: A bill for an act relating to health professions; authorizing the board of medical examiners to reprimand, censure, place on probation, apply for cease and desist orders, levy fines or assess costs of a hearing for a person adjudged unqualified to practice medicine; amending Minnesota Statutes 1974, Section 147.021, by adding a subdivision.

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

Page 1, strike lines 20 through 24

Page 2, strike lines 1 through 10

Page 2, line 11, strike "(d)" and insert "(b)"

Page 2, line 14, strike "(e)" and insert "(c)"

Amend the title as follows:

Page 1, line 5, strike ", levy fines or assess costs of a hearing"

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

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

S. F. No. 471: A bill for an act relating to retirement; providing a combined service annuity for public employees retirement members who have allowable service credit in more than one Minnesota retirement fund; amending Minnesota Statutes 1974, Section 353.71, by adding a subdivision.

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

Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1974, Chapter 356, is amended by adding a section to read:

[356.30] [COMBINED SERVICE ANNUITY.] *Subdivision 1. [ELIGIBILITY; COMPUTATION OF ANNUITY.] Notwithstanding any provisions to the contrary of the laws governing the funds enumerated in subdivision 3, a person who has allowable service totaling ten or more years in any two or more of such funds and has at least six months of allowable service with the last such fund earned during his last period of employment and has not begun to receive an annuity from any such funds, may, upon retirement, in lieu of any augmen-*

tation of deferred annuities provided by the laws of such funds, elect to receive a retirement annuity from each fund in which he has allowable service, based upon the allowable service in each fund, except that: (a) the laws governing annuities shall be the law in effect on the date of his final termination from the last public service under a covered fund; (b) the "average salary" on which the annuity from each covered fund in which the employee has credit in a formula plan shall be based on the employee's highest five successive years of covered salary during his entire service in covered funds; (c) the formula percentages to be used by each fund shall be those percentages prescribed by each fund's formula as continued for the respective years of allowable service from one fund to the next, recognizing all previous allowable service with the other covered funds; and (d) allowable service in all the funds shall be combined in determining eligibility for and the application of each fund's provisions in respect to actuarial reduction in the benefit amount for retirement prior to normal retirement. The benefit amount payable for any allowable service under a non-formula plan of a covered fund shall not be affected but such service and covered salary shall be used in the above calculation. This section shall not apply to any person whose final termination from the last public service under a covered fund is prior to May 1, 1975. For the purpose of computing benefits under this section the formula percentages used by any covered fund shall in no event exceed two and one-half percent per year of service for any year of service or fraction thereof.

Any period of time for which a person has credit in more than one of the covered funds shall be used only once for the purpose of determining total allowable service. Such period shall be used in the computation of the benefit by the fund having primary and principal coverage prior to and following the period. However, if such dual coverage is the result of two part time employments each fund shall apply a pro rata fraction of its formula.

**Subd. 2. [REPAYMENT OF FUNDS.]** Any person who is employed in a position covered by one of the funds enumerated in subdivision 3 who has received a refund from any other of such funds may repay such refund to the respective fund under such terms and conditions as are consistent with the laws governing such other fund, except that he need not be a currently contributing member of the fund to which the refund is repaid at the time the repayment is made.

**Subd. 3. [COVERED FUNDS.]** The provisions of this section shall apply to the following retirement funds:

- (1) State employees retirement fund, established pursuant to chapter 352;
- (2) Correctional employees retirement program, established pursuant to chapter 352;
- (3) Unclassified employees retirement plan, established pursuant to chapter 352D;
- (4) Highway patrolmen's retirement fund, established pursuant to chapter 352B;
- (5) Legislators' retirement plan, established pursuant to chapter 3A;

(6) *Elective state officers' retirement plan, established pursuant to chapter 352C;*

(7) *Public employees retirement association, established pursuant to chapter 353;*

(8) *Public employees police and fire fund, established pursuant to chapter 353;*

(9) *Teachers retirement fund, established pursuant to chapter 354;*

(10) *Minneapolis municipal employees retirement fund, established pursuant to chapter 422A;*

(11) *Minneapolis teachers retirement fund association, established pursuant to chapter 354A;*

(12) *St. Paul teachers retirement fund association, established pursuant to chapter 354A;*

(13) *Duluth teachers retirement fund association, established pursuant to chapter 354A.*

Sec. 2. [EFFECTIVE DATE.] *This act shall be effective on July 1, 1975."*

Amend the title as follows:

Page 1, line 3, strike "retirement"

Page 1, line 4, strike "members"

Page 1, line 6, strike "Section 353.71" and insert "Chapter 356"

Page 1, line 7, strike "subdivision" and insert "section"

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. 1415: A bill for an act relating to public welfare; authorizing an experimental program for the cost of home care of mentally retarded children; appropriating money; amending Minnesota Statutes 1974, Section 252.27, by adding a subdivision.

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

Page 1, line 13, strike "that may exist" and insert "provided"

Page 1, line 16, strike "of subsidizing" and insert "to subsidize"

Page 1, line 18, after "retarded" and before the period insert "or cerebral palsied"

Page 2, line 1, strike "extra"

Page 2, line 1, after "of" insert "room and board, as well as the cost of additional needed"

Page 2, line 2, strike "additional to room and board,"

Page 2, line 2, strike the colon and insert "*, but not limited to,*"

Page 2, line 5, strike "*parental relief costs,*"

Page 2, line 7, strike "*babysitting*" and insert "*child care*"

Page 2, line 11, strike "*county*" and insert "*local*"

Page 2, line 12, strike "*department*" and insert "*agency*"

Page 2, line 12, after "*relief*" insert a comma

Page 2, line 13, strike "*and babysitting*" and insert a comma

Page 2, line 14, strike "*county*" and insert "*local*"

Page 2, line 14, strike "*department*" and insert "*agency*"

Page 2, line 18, strike "*department*" and insert "*commissioner*"

Amend the title as follows:

Page 1, line 4, after "*retarded*" insert "*and cerebral palsied*"

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

Mr. Davies from the Committee on Judiciary, to which was referred

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.

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

Page 1, line 10, before "*Before*" insert "*Five business days*"

Page 1, line 12, after "*notify*" insert "*in writing by certified, registered mail*"

Page 1, line 13, strike "*The next of kin or the attending*"

Page 1, strike lines 14 through 20

Amend the title as follows:

Page 1, line 3, strike "*and hearing on request of*"

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

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

H. F. Nos. 490, 967, 1252, 1422, 775, 988 and 594 for comparison to companion Senate Files, reports the following House Files were found identical and recommends the House Files be given their Second Reading and substituted for their companion Senate Files as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
1252	1338	967	877	594	501
1422	993	988	934		
490	779				
775	467				

And that the above Senate Files 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.

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

H. F. Nos. 493 and 100 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 ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
493	675			100	127

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 493 be amended as follows:

Page 3, line 4, delete "*precede*" and insert "*proceed*"

Page 5, lines 2 and 3, delete "*except for cause where no 60 day notice is required*"

Page 5, line 7, after "*cancellation.*" insert "*However, the supplier need not afford an opportunity to rectify the default constituting the basis for cancellation if the dealer has repeatedly committed serious defaults of the motor vehicle fuel marketing agreement and the supplier has notified the dealer of these defaults.*"

Page 5, line 7, after "(a)" insert "*Except as provided in paragraph (b),*"

And when so amended, H. F. No. 493 will be identical to S. F. No. 675 and further recommends that H. F. No. 493 be given its second reading and substituted for S. F. No. 675 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 100 be amended as follows:

Page 1, lines 13 and 14, delete "*whereby entry fees are involved*" and insert in lieu thereof "*awarding more than \$5,000 in prizes*"

Page 1, line 17, after "*establish*" insert "*such*"

Page 1, line 17, after "*on*" delete "*such*"

Page 1, lines 19 and 20, delete "*and for the safety of participants in the contest*"

Page 2, line 2, delete "[EFFECTIVE DATE.]"

And when so amended, H. F. No. 100 will be identical to S. F. No. 127 and further recommends that H. F. No. 100 be given its second reading and substituted for S. F. No. 127 and that the Senate File be indefinitely postponed.

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

Mr. Coleman from the Committee on Rules and Administration, to which were referred H. F. Nos. 447, 720, 758 and 1428 for proper reference, recommends the above House Files be re-referred to their respective Committees as follows:

H. F. No. 720 to the Committee on Judiciary.

H. F. Nos. 447, 758 and 1428 to the Committee on Labor and Commerce.

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. No. 553, 976, 1315, 44, 1446, 53, 159, 471 and 864 were read the second time.

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

H. F. No. 967, 1252, 1422, 490, 594, 988, 775, 493 and 100 were read the second time.

#### **MOTIONS AND RESOLUTIONS**

Mr. Bang moved that S. F. No. 1405, No. 157 on General Orders, be stricken and placed on the Calendar of Ordinary Matters. The motion prevailed.

Mr. Tennesen moved that the name of Mr. Merriam be added as co-author to S. F. No. 1671. The motion prevailed.

Mr. Hansen, Baldy moved that H. F. No. 176 be withdrawn from the Committee on Labor and Commerce and re-referred to the Committee on Rules and Administration for comparison to S. F. No. 1620, now on General Orders. The motion prevailed.

Mr. Hansen, Baldy moved that the report from the Committee on Labor and Commerce, reported April 23, 1975, pertaining to appointments, be taken from the table. The motion prevailed.

Mr. Hansen, Baldy moved that the foregoing report be now adopted. The motion prevailed.

**CONFIRMATION**

Mr. Hansen, Baldy moved that in accordance with the report from the Committee on Labor and Commerce, reported April 23, 1975, the Senate, having advised with, do now consent to and confirm the appointment of:

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

Edward Driscoll, 1410 St. Paul Avenue, St. Paul, Ramsey County, appointed effective January 6, 1975, for a term expiring the first Monday of January, 1981.

The motion prevailed. So the appointment was confirmed.

**MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Hansen, Baldy moved that S. F. No. 709, No. 6 on the Calendar, be stricken and re-referred to the Committee on Finance. The motion prevailed.

**SUSPENSION OF RULES**

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved to take up the Senate Calendar and that the rules of the Senate be so far suspended as to waive the lie-over requirement on Senate Files. The motion prevailed.

**THIRD READING OF SENATE BILLS**

S. F. No. 527: A bill for an act relating to holidays; Memorial Day to be observed on May 30; amending Minnesota Statutes 1974, Sections 465.50 and 645.44, Subdivision 5.

**CALL OF THE SENATE**

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

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

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

S. F. No. 527 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 31 and nays 34, as follows:

Those who voted in the affirmative were:

Anderson	Frederick	Kleinbaum	O'Neill	Solon
Bang	Hansen, Baldy	Larson	Patton	Wegener
Bernhagen	Hanson, R.	Laufenburger	Purfeerst	Willet
Brown	Josefson	McCutcheon	Renneke	
Chmielewski	Keefe, J.	Moe	Schmitz	
Dunn	Keefe, S.	Olson, H. D.	Schrom	
Fitzsimons	Kirchner	Olson, J. L.	Sillers	

Those who voted in the negative were:

Arnold	Conzemius	Jensen	Ogdahl	Spear
Ashbach	Davies	Knutson	Olhoft	Stassen
Blatz	Doty	Kowalczyk	Olson, A. G.	Stokowski
Borden	Gearty	Lewis	Perpich, A. J.	Stumpf
Brataas	Hansen, Mel	Merriam	Perpich, G.	Tennessen
Chenoweth	Hughes	Milton	Pillsbury	Ueland
Coleman	Humphrey	Nelson	Schaaf	

So the bill failed to pass.

S. F. No. 949: A bill for an act relating to motor vehicles; registration of school buses; requiring certificate of conformance before registration of school buses; amending Minnesota Statutes 1974, Chapter 168, by adding a section.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 10: A bill for an act relating to certain commercial transactions; amending provisions of the uniform commercial code governing secured transactions and related provisions; amending Minnesota Statutes 1974, Chapter 336, by adding sections; and Sec-



tions 336.1-105; 336.1-201; 336.2-107; 336.5-116; 336.9-102; 336.9-103; 336.9-104; 336.9-105; 336.9-106; 336.9-203; 336.9-204; 336.9-205; 336.9-301; 336.9-302; 336.9-304; 336.9-305; 336.9-306; 336.9-307; 336.9-308; 336.9-312; 336.9-313; 336.9-318; 336.9-401; 336.9-402; 336.9-403; 336.9-404; 336.9-405; 336.9-406; 336.9-407; 336.9-501; 336.9-502; 336.9-504; and 336.9-505; repealing Minnesota Statutes 1974, Section 336.9-408.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 733: A bill for an act relating to rates of interest; permitting lending institutions to charge interest rates on business and agricultural loans of up to five percent more than the federal discount rate at the time the loan was made.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 46 and nays 16, as follows:

Those who voted in the affirmative were:

Anderson	Davies	Josefson	Ogdahl	Sillers
Arnold	Dunn	Keefe, J.	Olson, H. D.	Solon
Bang	Fitzsimons	Kleinbaum	Olson, J. L.	Stassen
Bernhagen	Frederick	Knutson	O'Neill	Tennessen
Blatz	Gearty	Kowalczyk	Patton	Ueland
Borden	Hansen, Baldy	Larson	Pillsbury	Wegener
Brataas	Hansen, Mel	Laufenburger	Purfeerst	
Brown	Hanson, R.	Milton	Renneke	
Coleman	Hughes	Moe	Schmitz	
Conzemius	Jensen	Nelson	Schrom	

Those who voted in the negative were:

Chenoweth	Keefe, S.	Merriam	Perpich, A. J.	Spear
Chmielewski	Lewis	Olhoft	Perpich, G.	Stumpf
Doty	McCutcheon	Olson, A. G.	Schaaf	Willet
Humphrey				

So the bill passed and its title was agreed to.

**S. F. No. 767: A bill for an act relating to motor vehicle carriers; reinstating the rights of certain permit carriers upon filing proof of insurance or other security; amending Minnesota Statutes 1974, Section 221.141.**

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Tennesen voted in the negative.

So the bill passed and its title was agreed to.

**S. F. No. 923: A bill for an act relating to insurance; increasing the amount of admitted assets that may be invested in certificates of deposit; amending Minnesota Statutes 1974, Section 61A.28, Subdivision 5.**

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 5, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Chenoweth	Conzemius	Olson, A. G.	Perpich, G.	Tennesen
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So the bill passed and its title was agreed to.

S. F. No. 1204: A bill for an act relating to local improvements; authorizing the issuance of obligations in advance of a contract for construction of an improvement; requiring certain actions be taken to safeguard the validity of obligations issued; amending Minnesota Statutes 1974, Section 429.091, 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 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 1166: A bill for an act relating to public health; increasing and extending payments of per diem to members of county public health nursing committees; enlarging the community mental health boards formed by four or less political subdivisions; amending Minnesota Statutes 1974, Sections 145.12, Subdivision 1; and 245.66.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 64 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 551: A bill for an act relating to correctional facilities; providing for the establishment of minimum standards for facility management and physical condition; providing the powers and duties of the commissioner of corrections; amending Minnesota Statutes 1974, Sections 241.021, Subdivision 1; and 641.26.

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 56 and nays 9, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Brataas	Frederick	Larson	Purfeerst	Schrom
Dunn	Josefson	Patton	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 711: A bill for an act relating to taxation; sales and use tax; definitions; excluding from term sale and purchase meals and drinks delivered or served to senior citizens or the handicapped by governmental or nonprofit organizations; amending Minnesota Statutes 1974, Section 297A.01, Subdivision 3, and by adding subdivisions.

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 65 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

**SUSPENSION OF RULES**

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved to take up the Calendar of Ordinary Matters and that the rules of the Senate be so far suspended as to waive the lie-over requirements on Senate Files. The motion prevailed.

**CALENDAR OF ORDINARY MATTERS**

S. F. No. 1421: A bill for an act authorizing the city of Saint Paul to rezone lots or tracts of land in certain circumstances without the consent of landowners in the immediate vicinity.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 61 and nays 2, as follows:

Those who voted in the affirmative were:

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

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

So the bill passed and its title was agreed to.

**MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Laufenburger moved that S. F. No. 1654 be withdrawn from the Committee on Transportation and General Legislation and referred to the Committee on Natural Resources and Agriculture. The motion prevailed.

**SUSPENSION OF RULES**

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved to take up the General Orders Calendar and that the rules of the Senate be so far suspended as to waive the lie-over requirement on Senate Files. The motion prevailed.

**GENERAL ORDERS**

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

After some time spent therein, the committee arose, and the

President having resumed the chair, Mr. Doty reported that the committee had considered the following:

S. F. No. 366 which the committee recommends to pass.

S. F. No. 954 which the committee reports progress, subject to the following motions:

Mr. Keefe, S. moved to amend S. F. No. 954 as follows:

Page 1, line 9, strike "44" and insert "45"

Page 1, line 12, strike "44" and insert "45"

Page 2, line 2, strike "22,"

Page 2, line 2, after "28," insert "29,"

Page 2, line 2, strike "32 and 33" and insert "33 and 34"

Page 3, line 7, strike "44" and insert "45"

Page 5, line 22, strike "44" and insert "45"

Page 7, after line 11, insert:

"Sec. 11. [210A.101] [IMPROPERLY INFLUENCING OR COERCING VOTERS.] Every judge, officer, or other person, who, within or without any polling place, directly or indirectly uses or threatens to use any force, violence, or restraint, or causes or threatens to cause any damage, harm, or loss to any person, with intent to induce, or in any way attempts to induce or compel, such person, or any other person, to vote or refrain from voting at any election, or to vote in any particular way, or who within any polling room, or in any booth or room connected therewith, or within 100 feet from the entrance to any such polling place, asks, persuades, or endeavors to persuade any person to vote for or against any particular candidate, party, or proposition, or who, by abduction, duress, or any fraudulent device or contrivance, impedes or prevents the free exercise of the franchise at any election, or who by any such means, compels, induces, or prevails upon any voter either to give or refrain from giving his vote at any election, shall be guilty of a gross misdemeanor."

Page 11, line 20, strike "44" and insert "45"

Page 11, line 26, strike "44" and insert "45"

Page 12, line 1, strike "44" and insert "45"

Page 13, lines 1, 4, and 24, strike "44" and insert "45"

Page 17, lines 29 and 32, strike "44" and insert "45"

Page 18, lines 9, 21, and 27, strike "44" and insert "45"

Page 19, lines 18 and 28, strike "44" and insert "45"

Page 20, lines 5 and 29, strike "44" and insert "45"

Page 21, lines 19 and 24, strike "44" and insert "45"

Page 22, line 6, strike "34" and insert "35"

Page 22, line 9, strike "34" and insert "35"

Page 22, lines 16, 23, 28, and 32, strike "44" and insert "45"

Page 23, line 13, strike "44" and insert "45"

Page 24, lines 2, 6, 16, and 30, strike "44" and insert "45"

Page 25, lines 8 and 15, strike "44" and insert "45"

Page 27, line 3, strike "44" and insert "45"

Page 27, after line 4, insert:

"Sec. 46. Laws 1975, Chapter 5, is amended by adding a section to read:

*Sec. 95a. [204A.341] [MISMARKING BALLOTS; DISCLOSING HOW MARKED.] Every election official or other person who marks the ballot of any voter, except in the cases and in the manner provided by law, or who informs any person other than such voter how any such ballot was marked, shall be guilty of a gross misdemeanor.*

Sec. 47. Minnesota Statutes 1974, Section 123.015, is amended to read:

**123.015 [ELECTIONS; CORRUPT PRACTICES.]** The provisions of ~~sections 211.03 and 211.08~~ *sections 3 and 5, subdivision 1, of this act* and all acts amendatory thereof shall apply to any elections of a common school district, an independent school district, a special school district, or a school election held in unorganized territory.

Sec. 48. Minnesota Statutes 1974, Section 290.09, Subdivision 2, is amended to read:

**Subd. 2. [TRADE OR BUSINESS EXPENSES; EXPENSES FOR PRODUCTION OF INCOME.]** (a) In General. There shall be allowed as a deduction all the ordinary and necessary expenses paid or incurred during the taxable year in carrying on any trade or business, including

(1) A reasonable allowance for salaries or other compensation for personal services actually rendered;

(2) Traveling expenses (including the entire amount expended for meals and lodging) while away from home in the pursuit of a trade or business; and

(3) Rentals or other payments required to be made as a condition to the continued use or possession, for purposes of the trade or business, of property to which the taxpayer has not taken or is not taking title or in which he has no equity. For purposes of the preceding sentence, the place of residence of a member of congress within the state shall be considered his home, but amounts expended by such members within each taxable year for living expenses shall not be deductible for income tax purposes in excess of \$3,000.

(b) Expenses for Production of Income. In the case of an individual, there shall be allowed as a deduction all the ordinary and necessary expenses paid or incurred during the taxable year.

(1) For the production or collection of income;

(2) For the management, conservation, or maintenance of property held for the production of income; or

(3) In connection with the determination, collection, or refund of any tax.

(c) Campaign expenditures in an amount not to exceed the limits set out in ~~Minnesota Statutes, Section 211.06~~ *section 22 of this act*, not subsequently reimbursed, which have been personally paid by a candidate for public office if the candidate has complied with the expenditure limitations set out in ~~Minnesota Statutes, Section 211.06~~ *section 22 of this act* :

(No deduction shall be allowed under this clause for any contribution or gift which would be allowable as a credit under section 290.21 were it not for the percentage limitations set forth in such section);

(d) All expense money paid by the legislature to legislators.

Sec. 49. Minnesota Statutes 1974, Section 290.21, Subdivision 3, is amended to read:

Subd. 3. An amount for contribution or gifts made within the taxable year:

(a) to or for the use of the state of Minnesota, or any of its political subdivisions for exclusively public purposes,

(b) to or for the use of any community chest, corporation, organization, trust, fund, association, or foundation located in and carrying on substantially all of its activities within this state, organized and operating exclusively for religious, charitable, public cemetery, scientific, literary, artistic, or educational purposes, or for the prevention of cruelty to children or animals, no part of the net earnings of which inures to the benefit of any private stockholder or individual,

(c) to a fraternal society, order, or association, operating under the lodge system located in and carrying on substantially all of their activities within this state if such contributions or gifts are to be used exclusively for the purposes specified in subdivision 3(b), or for or to posts or organizations of war veterans or auxiliary units or societies of such posts or organizations, if they are within the state and no part of their net income inures to the benefit of any private shareholder or individual, or to an employee stock ownership trust as defined in this section. Where the beneficiaries of a stock ownership trust include the transferor, his spouse, children, grandchildren, parents, siblings or their children, the amount of the deduction shall be reduced by the product of multiplying said amount by their percentage interest in the trust,



(d) to or for the use of the United States of America for exclusively public purposes, and to or for the use of any community chest, corporation, trust, fund, association, or foundation, organized and operated exclusively for any of the purposes specified in subdivision 3(b) and (c) no part of the net earnings of which inures to the benefit of any private shareholder or individual, but not carrying on substantially all of their activities within this state, in an amount equal to the ratio of Minnesota taxable net income to total net income,

(e) to a political party, as defined in section 200.02, subdivision 7, or a political candidate, as defined in section ~~211.01~~ *1 of this act*, or a political cause when sponsored by any party or association or committee, as defined in section ~~211.01~~ *1 of this act*, in a maximum amount not to exceed the following:

(1) contributions made by individual natural persons, \$100,

(2) contributions made by a national committeeman, national committeewoman, state chairman, or state chairwoman of a political party, as defined in section 200.02, subdivision 7, \$1,000,

(3) contributions made by a congressional district committeeman or committeewoman of a political party, as defined in section 200.02, subdivision 7, \$350,

(4) contributions made by a county chairman or a county chairwoman of a political party, as defined in section 200.02, subdivision 7, \$150;

(f) in the case of an individual, the total credit against taxable net income allowable hereunder shall not exceed 30 percent of the taxpayer's Minnesota gross income as follows:

(i) the aggregate of contributions made to organizations specified in (a), (b) and (d) shall not exceed ten percent of the taxpayer's Minnesota gross income,

(ii) the total credits under this subparagraph for any taxable year shall not exceed 20 percent of the taxpayer's Minnesota gross income. For purposes of this subparagraph, the credits under this section shall be computed without regard to any deduction allowed under subparagraph (i) but shall take into account any contributions described in subparagraph (i) which are in excess of the amount allowable as a credit under subparagraph (i);

(g) in the case of a corporation, the total credit against net income hereunder shall not exceed 15 percent of the taxpayer's taxable net income less the credits allowable under this section other than those for contributions or gifts,

(h) in the case of a corporation reporting its taxable income on the accrual basis, if — (A) the board of directors authorizes a charitable contribution during any taxable year, and (B) payment of such contribution is made after the close of such taxable year and on or before the fifteenth day of the third month following the close of such taxable year; then the taxpayer may elect to treat such contribution as paid during such taxable year.

The election may be made only at the time of the filing of the return for such taxable year, and shall be signified in such manner as the commissioner shall by regulations prescribe."

Page 27, line 8, after "210.21;" insert "210.22;"

Underline all the new language in the bill

Renumber the sections in sequence

Amend the title as follows:

Line 4, after "penalties;" insert "amending Laws 1975, Chapter 5, by adding a section; and Minnesota Statutes 1974, Sections 123.015; 290.09, Subdivision 2; and 290.21, Subdivision 3;"

Line 5, strike "210.21" and insert "210.22"

The motion prevailed. So the amendment was adopted.

Mr. Hansen, Mel moved to amend the Keefe, S. amendment to S. F. No. 954, adopted by the Senate April 24, 1975, as follows:

In the amendment to page 27, after line 4, which inserts a new Section 46, third line of the new language, after "by law," insert "and as directed by the voter,"

The motion prevailed. So the amendment to the amendment was adopted.

S. F. No. 570, which the committee recommends to pass with the following amendments offered by Messrs. O'Neill and Sillers:

Mr. O'Neill moved to amend S. F. No. 570 as follows:

Page 1, line 10, after "others" insert ", not to exceed \$1,000,"

Mr. Sillers moved to amend S. F. No. 570 as follows:

Page 1, line 14, strike "this state" and insert "Minnesota, North Dakota, South Dakota, Iowa, or Wisconsin"

Mr. Frederick moved to amend S. F. No. 570 as follows:

Page 2, after line 3, insert:

"Sec. 2. Minnesota Statutes 1974, Section 290.09, is amended by adding a subdivision to read:

*Subd. 30. [POST-SECONDARY SCHOOL EXPENSE.] Fifty percent of the amount paid to others for tuition, as defined in section 290.09, subdivision 22, and textbooks of each dependent attending an accredited post-secondary school; provided that the deduction for each dependent shall not exceed \$1,000 per year or a cumulative total of \$4,000. For the purposes of this subdivision any grant or scholarship received by a dependent shall be deemed to be for tuition and textbooks."*

Amend the title as follows:

Line 5, after "22" and before the period, insert ", and by adding a subdivision"

The question being taken on the adoption of the amendment,

And the roll being called, there were yeas 27 and nays 28, as follows:

Those who voted in the affirmative were:

Ashbach	Fitzsimons	Knutson	Olson, J. L.	Stassen
Bang	Frederick	Kowalczyk	Patton	Stumpf
Bernhagen	Hansen, Baldy	Milton	Pillsbury	Ueland
Blatz	Jensen	Nelson	Renneke	
Brataas	Josefson	Olhoft	Solon	
Doty	Kirchner	Olson, A. G.	Spear	

Those who voted in the negative were:

Anderson	Dunn	Larson	O'Neill	Stokowski
Arnold	Gearity	Laufenburger	Perpich, G.	Tennessen
Borden	Hansen, Mel	Merriam	Schaaf	Wegener
Brown	Hughes	Moe	Schmitz	Willet
Chmielewski	Humphrey	Ogdahl	Schrom	
Coleman	Keefe, J.	Olson, H. D.	Sillers	

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

S. F. No. 1029 which the committee reports progress, subject to the following motion:

Mr. Kowalczyk moved to amend S. F. No. 1029 as follows:

Page 3, after line 4, insert:

"Sec. 2. Minnesota Statutes 1974, Section 273.063, is amended to read:

273.063 [APPLICATION; LIMITATIONS.] The provisions of Extra Session Laws 1967, Chapter 32, Article 8, shall apply to all counties except Ramsey county. The following limitations shall apply as to the extent of the county assessors jurisdiction:

In counties *other than Hennepin* having a city of the first class, the powers and duties of the county assessor within such city shall be performed by the duly appointed city assessor. In all other cities having a population of 30,000 persons or more, according to the last preceding federal census, except in counties having a county assessor on January 1, 1967, the powers and duties of the county assessor within such cities shall be performed by the duly appointed city assessor, provided that the county assessor shall retain the supervisory duties contained in section 273.061, subdivision 8."

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 3, after the semicolon insert "assessing procedures;"

Page 1, line 3, after "amending" insert "Minnesota Statutes 1974, Section 273.063; and"

The motion prevailed. So the amendment was adopted.

The question being taken on the committee recommendation to pass S. F. No. 1029,

And the roll being called, there were yeas 31 and nays 32, as follows:

Those who voted in the affirmative were:

Arnold	Doty	Milton	Purfeerst	Tennessen
Borden	Gearty	Ogdahl	Schaaf	Wegener
Brataas	Hansen, Mel	Olhoft	Sillers	Willet
Chenoweth	Keefe, S.	Olson, A. G.	Solon	
Chmielewski	Laufenburger	O'Neill	Spear	
Coleman	McCutcheon	Perpich, A. J.	Stokowski	
Davies	Merriam	Perpich, G.	Stumpf	

Those who voted in the negative were:

Anderson	Dunn	Jensen	Lewis	Renneke
Ashbach	Fitzsimons	Josefson	Moe	Schrom
Bang	Frederick	Keefe, J.	Nelson	Stassen
Bernhagen	Hansen, Baldy	Kirchner	Olson, H. D.	Ueland
Blatz	Hanson, R.	Knutson	Olson, J. L.	
Brown	Hughes	Kowalczyk	Patton	
Conzemius	Humphrey	Larson	Pillsbury	

The motion did not prevail. So the committee progressed S. F. No. 1029.

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

#### RECESS

Mr. Coleman moved that the Senate do now recess until 1:45 o'clock p.m. The motion prevailed.

The hour of 1:45 o'clock p.m. having arrived, the President called the Senate to order.

#### CALL OF THE SENATE

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

Anderson	Davies	Kleinbaum	North	Stokowski
Arnold	Doty	Knutson	Olson, A. G.	Stumpf
Ashbach	Fitzsimons	Kowalczyk	Olson, H. D.	Tennessen
Borden	Gearty	Laufenburger	Olson, J. L.	Wegener
Brataas	Hansen, Mel	Lewis	Perpich, A. J.	Willet
Brown	Hanson, R.	McCutcheon	Pillsbury	
Chmielewski	Humphrey	Merriam	Purfeerst	
Coleman	Keefe, S.	Milton	Schmitz	
Conzemius	Kirchner	Moe	Spear	

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

#### SUSPENSION OF RULES

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved to take up the Calendar of Ordinary Matters and that the rules of the Senate be so far suspended as to waive the lie-over requirement on Senate Files. The motion prevailed.

## CALENDAR OF ORDINARY MATTERS

S. F. No. 1169: A bill for an act relating to school districts; providing for specifications for school bids; amending Minnesota Statutes 1974, Section 471.35.

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 39 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Milton	Schaaf
Arnold	Fitzsimons	Knutson	North	Schmitz
Ashbach	Gearty	Kowalczyk	Olhoft	Spear
Bernhagen	Hansen, Mel	Larson	Olson, A. G.	Stokowski
Brown	Hanson, R.	Laufenburger	Olson, H. D.	Stumpf
Chmielewski	Humphrey	Lewis	Olson, J. L.	Tennessee
Coleman	Josefson	McCutcheon	Perpich, A. J.	Wegener
Davies	Kirchner	Merriam	Pillsbury	

So the bill passed and its title was agreed to.

S. F. No. 4: A bill for an act relating to courts; general terms in ninth judicial district, eastern area; amending Minnesota Statutes 1974, Section 484.17.

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 42 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Kirchner	Milton	Schmitz
Arnold	Conzemius	Kleinbaum	North	Spear
Ashbach	Doty	Knutson	Olhoft	Stokowski
Bernhagen	Fitzsimons	Kowalczyk	Olson, A. G.	Stumpf
Borden	Gearty	Larson	Olson, H. D.	Tennessee
Brataas	Hansen, Mel	Laufenburger	Olson, J. L.	Wegener
Brown	Hanson, R.	Lewis	Perpich, A. J.	
Chenoweth	Humphrey	McCutcheon	Pillsbury	
Chmielewski	Josefson	Merriam	Purfeerst	

So the bill passed and its title was agreed to.

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.

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 43 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Jensen	Merriam	Purfeerst
Arnold	Conzemius	Josefson	Milton	Schmitz
Ashbach	Davies	Kirchner	North	Spear
Bernhagen	Doty	Kleinbaum	Olhoft	Stokowski
Borden	Fitzsimons	Knutson	Olson, A. G.	Stumpf
Brataas	Gearty	Larson	Olson, H. D.	Tennessen
Brown	Hansen, Mel	Laufenburger	Olson, J. L.	Willet
Chenoweth	Hanson, R.	Lewis	Perpich, A. J.	
Chmielewski	Humphrey	McCutcheon	Pillsbury	

So the bill passed and its title was agreed to.

S. F. No. 1541: A bill for an act relating to counties and the government thereof and, in particular, to Ramsey county; deleting welfare budget deadline as it applies to Ramsey county.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 47 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Milton	Schmitz
Arnold	Davies	Kirchner	Moe	Spear
Ashbach	Doty	Kleinbaum	North	Stokowski
Bernhagen	Fitzsimons	Knutson	Olhoft	Stumpf
Borden	Gearty	Kowalczyk	Olson, A. G.	Tennessen
Brataas	Hansen, Mel	Larson	Olson, H. D.	Wegener
Brown	Hanson, R.	Laufenburger	Olson, J. L.	Willet
Chenoweth	Hughes	Lewis	Perpich, A. J.	
Chmielewski	Humphrey	McCutcheon	Pillsbury	
Coleman	Jensen	Merriam	Purfeerst	

So the bill passed and its title was agreed to.

### SUSPENSION OF RULES

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved to take up the General Orders Calendar and that the rules of the Senate be so far suspended as to waive the lie-over requirement on Senate Files. The motion prevailed.

### GENERAL ORDERS

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

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

S. F. Nos. 1113, 1434, 747, 1215, 306, 1441, 1442, 1443, 921, 1188, 230, 963, 637, 892, 746, 741, 115, 1391, 896, 1321, 413, 1429, 1057, 1460, 1425, 1189, 1287, 1190, 1196, 1558, 1155, 1275, 1290, 1326, 1466 and 1477 which the committee recommends to pass.

S. F. No. 12 which the committee recommends be re-referred to the Committee on Metropolitan and Urban Affairs.

S. F. No. 765, which the committee recommends to pass with the following amendment offered by Mr. Humphrey:

Page 4, line 2, after the comma insert "*on the basis of a disability,*"

Page 4, line 16, after the comma insert "*on the basis of a disability,*"

S. F. No. 1296, which the committee recommends to pass with the following amendment offered by Mr. Jensen:

Page 2, after line 32, insert:

*"A notice in substantially the following form shall be sufficient.*

*As a terminated employee the law authorizes you to maintain your group medical insurance for a period of up to six months. To do so you must notify your former employer within five days of this notice that you intend to retain such coverage and must make a monthly payment of \$\_\_\_\_\_ to \_\_\_\_\_ at \_\_\_\_\_ by the \_\_\_\_\_ of each month."*

S. F. No. 829 which the committee recommends to pass, subject to the following motions:

Mr. Tennesen moved to amend S. F. No. 829 as follows:

Page 1, line 9, strike "*The*"

Page 1, strike lines 10 to 14

Page 2, lines 3 and 4, strike "*either or both, the state and community names*" and insert "*only the community or regional name, in conjunction with the phrase "state university,"*"

Mr. McCutcheon requested that the amendment be divided as follows:

First portion:

Page 1, line 9, strike "*The*"

Page 1, strike lines 10 to 14

The question being taken on the first portion of the Tennesen amendment,

The motion prevailed. So the first portion of the amendment was adopted.

Second portion:

Page 2, lines 3 and 4, strike "*either or both, the state and community names*" and insert "*only the community or regional name, in conjunction with the phrase "state university,"*"

The question being taken on the second portion of the Tennesen amendment,

The motion prevailed. So the second portion of the amendment was adopted.

The question being taken on the committee recommendation to pass S. F. No. 829,

And the roll being called, there were yeas 45 and nays 15, as follows:

Those who voted in the affirmative were:

Anderson	Chmielewski	Kleinbaum	Moe	Schrom
Arnold	Dunn	Knutson	Ogdahl	Sillers
Ashbach	Fitzsimons	Kowalczyk	Olson, H. D.	Solon
Bang	Frederick	Larson	O'Neill	Stassen
Berg	Hansen, Mel	Laufenburger	Patton	Stumpf
Bernhagen	Hanson, R.	Lewis	Perpich, A. J.	Tennessen
Blatz	Humphrey	McCutcheon	Pillsbury	Ueland
Borden	Jensen	Merriam	Renneke	Wegener
Brataas	Josefson	Milton	Schaaf	Willet

Those who voted in the negative were:

Conzemius	Gearty	North	Olson, J. L.	Schmitz
Davies	Hansen, Baldy	Olhoft	Perpich, G.	Spear
Doty	Nelson	Olson, A. G.	Purfeerst	Stokowski

The motion prevailed. So the committee recommended S. F. No. 829 to pass.

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

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Schaaf moved that S. F. No. 1329 be withdrawn from the Committee on Education and re-referred to the Committee on Transportation and General Legislation. The motion prevailed.

Mr. Coleman moved that the Senate do now adjourn until 10:00 o'clock a.m., Saturday, April 26, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate