

## THIRTY-NINTH DAY

St. Paul, Minnesota, Saturday, April 26, 1975

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

## CALL OF THE SENATE

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

Anderson	Conzemius	Humphrey	Olson, H. D.	Stokowski
Arnold	Davies	Keefe, J.	Olson, J. L.	Stumpf
Ashbach	Doty	Keefe, S.	Patton	Tennessen
Bang	Dunn	Kirchner	Perpich, A. J.	Ueland
Berg	Fitzsimons	Kowalczyk	Perpich, G.	Wegener
Blatz	Gearty	Larson	Pillsbury	Willet
Brataas	Hansen, Baldy	Milton	Schaaf	
Brown	Hansen, Mel	Moe	Schmitz	
Chenoweth	Hanson, R.	Nelson	Solon	
Chmielewski	Hughes	Olson, A. G.	Spear	

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

The President declared a quorum present.

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

## MEMBERS EXCUSED

Messrs. Borden, Jensen, Lewis, North and Purfeerst were excused from the Session of today. Mr. Ueland was excused from the

Session of today at 10:30 o'clock a.m. Mr. Wegener was excused from the Session of today at 11:30 o'clock a.m. Messrs. Olson, J. L. and Renneke were excused from the Session of today at 12:00 o'clock noon. Mr. Hanson, R. was excused from the Session of today at 12:15 o'clock p.m. Mr. Solon was excused from the Session of today at 12:30 o'clock p.m.

### INTRODUCTION AND FIRST READING OF SENATE BILLS

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

Messrs. Anderson, Bernhagen and Olson, H. D. introduced—

S. F. No. 1683: A bill for an act relating to control of noxious weeds; authorizing towns to control noxious weed growth on state lands; providing reimbursement of certain expenses incurred to control weeds on state or federal lands.

Referred to the Committee on Natural Resources and Agriculture.

Messrs. Milton, Brown and Spear introduced—

S. F. No. 1684: A bill for an act relating to public information; clarifying the definition of public information; setting forth the duties of public officials with respect thereto; establishing an office of public information; providing appeal procedures; providing penalties; amending Minnesota Statutes 1974, Chapter 15, by adding sections; repealing Minnesota Statutes 1974, Section 15.17.

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

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

S. F. No. 1685: A bill for an act relating to county government; optional form of county government; amending Minnesota Statutes 1974, Section 375.48, Subdivision 1.

Referred to the Committee on Local Government.

Messrs. Milton, Doty and Spear introduced—

S. F. No. 1686: A bill for an act relating to energy; establishing a state program of low interest loans to provide installation of solar furnaces in single family dwellings; appropriating money; amending Minnesota Statutes 1974, Section 462A.05, by adding a subdivision.

Referred to the Committee on Governmental Operations.

Mr. Arnold introduced—

S. F. No. 1687: A bill for an act relating to unemployment compensation; redefining "week"; amending Minnesota Statutes 1974, Section 268.04, Subdivision 27.

Referred to the Committee on Labor and Commerce.

Mr. Arnold introduced—

S. F. No. 1688: A bill for an act relating to the counties of Beltrami, Lake of the Woods, Itasca, Koochiching and St. Louis; providing a levy for television translator systems.

Referred to the Committee on Local Government.

Mr. Hughes, Mrs. Brataas and Mr. Moe introduced—

S. F. No. 1689: A bill for an act relating to education; vocational-technical institutes; providing for student associations.

Referred to the Committee on Education.

Messrs. Gearty, O'Neill and Coleman introduced—

S. F. No. 1690: A bill for an act relating to courts; salaries for positions in the judicial branch; amending Minnesota Statutes 1974, Section 15A.083, Subdivisions 1 and 2; repealing Minnesota Statutes 1974, Section 487.05.

Referred to the Committee on Governmental Operations.

Mr. Brown introduced—

S. F. No. 1691: A bill for an act relating to retirement; definition of covered correctional service; amending Minnesota Statutes 1974, Section 352.91, Subdivision 1.

Referred to the Committee on Governmental Operations.

Messrs. Kleinbaum; Hanson, R. and Willet introduced—

S. F. No. 1692: A bill for an act relating to game and fish; establishing the expiration date of all game and fish licenses as the last day of February; authorizing the commissioner of natural resources to provide for the issuance of more than one game or fish license to a person during any licensing year; providing for distribution of game and fish licenses on consignment; establishing an issuing fee for such licenses; requiring sub-agents to be bonded; authorizing county auditors to retain a four percent commission on license fees; authorizing the commissioner of natural resources to issue regulations relating to sub-agencies; amending Minnesota Statutes 1974, Sections 98.45, Subdivision 1; and 98.50, Subdivisions 1, 2, 3 and 5.

Referred to the Committee on Natural Resources and Agriculture.

Mr. Schaaf introduced—

S. F. No. 1693: A bill for an act relating to the operation of state government; providing for implementation of a state register for official notices by state departments; amending Minnesota Statutes 1974, Section 15.0412, Subdivision 4; and Laws 1974, Chapter 344, Section 9.

Referred to the Committee on Governmental Operations.

Mr. Chenoweth, by request, introduced—

S. F. No. 1694: A bill for an act relating to the metropolitan transit commission; excluding persons under the age of 18 from free transit services between certain time periods; amending Minnesota Statutes 1974, Section 473A.111, Subdivision 4.

Referred to the Committee on Metropolitan and Urban Affairs.

Mr. Milton introduced—

S. F. No. 1695: A bill for an act relating to municipalities; industrial development; authorizing municipalities to enter into certain loan agreements and sale contracts; amending Minnesota Statutes 1974, Sections 474.01, Subdivisions 1, 5, 6, 7 and 8; 474.02, Subdivisions 1, 2, 3, 4, and by adding subdivisions; 474.03; 474.04; 474.05; 474.06; 474.08; 474.09; 474.10, Subdivisions 1 and 4; 474.11; 474.12; and 474.13; Chapter 474, by adding sections; repealing Minnesota Statutes 1974, Section 474.02, Subdivisions 1a and 1b.

Referred to the Committee on Local Government.

Messrs. Coleman, O'Neill and McCutcheon introduced—

S. F. No. 1696: A bill for an act relating to the city of St. Paul and Independent School District No. 625; authorizing the issuance of bonds, the levy of taxes and the appropriation of revenues to finance the acquisition, betterment, operation and maintenance of swimming pools for the municipal program of public recreation and playgrounds; authorizing joint use agreements.

Referred to the Committee on Metropolitan and Urban Affairs.

#### 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. 543, 649, 690 and 820.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 24, 1975

Mr. President:

I have the honor to announce the passage by the House of the following Senate File, AS AMENDED by the House, in which amendments the concurrence of the Senate is respectfully requested:

S. F. No. 460: A bill for an act relating to pollution; prohibiting sale of beverage containers having detachable parts; providing a penalty.

Senate File No. 460 is herewith returned to the Senate.

Edward A. Burdick, Chief Clerk, House of Representatives

Returned April 24, 1975

Mr. Willet moved that the Senate do not concur in the amendments by the House to S. F. No. 460 and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee to be appointed on the part of the House. The motion prevailed.

Mr. President:

I have the honor to announce that the House refuses to concur in the Senate amendments to House File No. 249:

H. F. No. 249: A bill for an act relating to eminent domain; appraisal fees in acquisition by direct purchase; filing of final certificate; amending Minnesota Statutes 1974, Sections 117.205; and 117.232, Subdivision 1.

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

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

House File No. 249 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 April 24, 1975

Mr. Tennesen moved that the Senate accede to the request of the House for a Conference Committee on H. F. No. 249, and that a Conference Committee of 3 members be appointed by the Committee on Committees on the part of the Senate, to act with a like Conference Committee appointed on the part of the House. The motion prevailed.

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Mr. President:

I have the honor to announce the passage by the House of the following House File, herewith transmitted: H. F. No. 1315.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 23, 1975

Mr. President:

I have the honor to announce the passage by the House of the following House Files, herewith transmitted: H. F. Nos. 348, 439, 909, 1167, 1330, 522 and 1104.

Edward A. Burdick, Chief Clerk, House of Representatives

Transmitted April 24, 1975

### FIRST READING OF HOUSE BILLS

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

H. F. No. 1315: A bill for an act relating to the city of Red Wing; retirement and survivors benefits payable by the Red Wing firemen's relief association.

Referred to the Committee on Governmental Operations.

H. F. No. 348: A bill for an act relating to insurance; clarifying the application of state law to certain insurance contracts; amending Minnesota Statutes 1974, Chapter 60A, by adding a section.

Referred to the Committee on Labor and Commerce.

H. F. No. 439: A bill for an act relating to taxation; providing an income tax credit to deaf individuals and increasing the tax credit to certain blind persons; amending Minnesota Statutes 1974, Section 290.06, Subdivision 3c.

Referred to the Committee on Taxes and Tax Laws.

H. F. No. 909: A bill for an act relating to the regulation of finance charges; territorial application; amending Minnesota Statutes 1974, Chapter 334, by adding sections.

Referred to the Committee on Labor and Commerce.

H. F. No. 1167: A bill for an act relating to motor vehicles; registration and taxation; authorizing the transfer of number plates issued to a vehicle used in driver education courses in public schools to another vehicle used for the same purposes; amending Minnesota Statutes 1971, Section 168.12, Subdivision 1, as amended.

Referred to the Committee on Transportation and General Legislation.

H. F. No. 1330: A bill for an act relating to labor; directing the

commissioner of labor and industry to enforce the prohibition against administering polygraph tests to employees; prescribing penalties; amending Minnesota Statutes 1974, Section 181.75; repealing Minnesota Statutes 1974, Section 181.77.

Referred to the Committee on Judiciary.

H. F. No. 522: A bill for an act relating to workmen's compensation; extending coverage; increasing benefit levels; providing for attorney's fees; amending Minnesota Statutes 1974, Sections 79.28; 176.011, Subdivisions 9, and 16, and by adding subdivisions; 176.041; 176.051; 176.081, and by adding subdivisions; 176.101; 176.111, Subdivisions 1, 5 and 11; 176.131, Subdivision 10; 176.132, Subdivision 2; 176.133; 176.141; 176.151; 176.191; 176.461; 176.511, Subdivision 3; and Chapters 175, by adding a section; and Chapter 176, by adding sections; repealing Minnesota Statutes 1974, Section 176.111, Subdivisions 6, 7, 8, 9, 12, 13, 14, 15, 19, 20 and 21.

Referred to the Committee on Labor and Commerce.

H. F. No. 1104: 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 Rules and Administration.

### REPORTS OF COMMITTEES

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

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

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.

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

Pages 1 and 2, strike Section 1 and insert:

*"Section 1. [609.498] [TAMPERING WITH A WITNESS.] Subdivision 1. Whoever intentionally prevents or dissuades or intentionally attempts to prevent or dissuade by means of force or threats of injury to person, family, or property, or by means of a threatening letter or communication, a person who is or may become a witness from attending or testifying at any trial, proceeding, or inquiry authorized by law, is guilty of tampering with a witness and may be sentenced to imprisonment for not more than five years or to payment of a fine not to exceed \$5000.*

*Subd. 2. Whoever intentionally prevents or dissuades or intentionally attempts to prevent or dissuade by means of any act described in section 609.27, subdivision 1, clauses (3), (4), or (5), a person who is or may become a witness from attending or testifying at any trial, proceeding, or inquiry authorized by law, is guilty of tampering with a witness and may be sentenced to imprisonment for not more than one year or to payment of a fine not to exceed \$1000."*

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. 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.

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

Pages 3 and 4, strike all of section 5

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 7, strike "340.14,"

Page 1, line 8, strike "Subdivision 2;"

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. 1236: A bill for an act relating to the department of human rights; abolishing the board of human rights and its appeal panels and creating an advisory committee; providing for status letters; eliminating judicial review of determinations of no probable cause; providing for the expedition of certain cases; expanding subpoena powers; expanding the option of private civil actions; appropriating money; amending Minnesota Statutes 1974, Sections 363.04, Subdivisions 4 and 6; 363.05, Subdivision 1; 363.06, Subdivisions 1 and 4; 363.071; 363.11; and 363.14, Subdivision 1; repealing Minnesota Statutes 1974, Sections 363.04, Subdivisions 5, 9 and 10; and 363.06, Subdivision 7.

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



Page 1, lines 20 to 28, reinstate the stricken language and strike the new language

Page 2, lines 1 to 32 reinstate the stricken language and strike the new language

Page 3, lines 1 to 3, reinstate the stricken language

Page 3, line 4, reinstate the stricken "1972."

Page 3, line 5, strike "committee" and insert "board"

Pages 3 to 6, strike all of sections 2 and 3

Page 6, line 32, after the period insert "*A copy of the periodic notice shall be mailed to the respondent.*"

Page 7, line 32, after the period strike "Decisions" and insert "*A decision*"

Page 8, line 1, after "commissioner" insert "*that no probable cause exists to credit the allegations of an unfair discriminatory practice*"

Page 8, line 1, after "court" insert "*pursuant to section 363.072 or section 15.0424*"

Page 12, line 4, strike "*After a determination that*"

Page 12, strike lines 5 to 13 and insert the following:

*"After the issuance of a complaint pursuant to section 363.06, subdivision 4, a charging party or a respondent may request that the hearing examiner issue subpoenas requiring the presence of witnesses or the production for examination of books or papers not privileged and relevant to any matter in question at the hearing."*

Page 12, strike section 7

Page 13, line 30, after "brought" insert "*pursuant to this section*"

Page 14, line 25, strike "*\$32,600 to be used according to the following*"

Page 14, strike lines 26 and 27

Page 14, line 28, strike "*human rights advisory committee; and*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, strike lines 3 and 4

Page 1, line 11, strike "Subdivisions 4 and 6; 363.05, Subdivision 1" and insert "Subdivision 4"

Page 1, line 12, strike "363.11;"

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 re-referred

S. F. No. 755: A bill for an act relating to state administrative procedures; redefining certain terms; prescribing a method for the adoption, amendment, suspension or repeal of rules; providing for the publication of a manual of state agency rules; providing for the publication of the state register; creating an office of hearing examiners; appropriating money; amending Minnesota Statutes 1974, Sections 15.0411; 15.0412; 15.0413, Subdivisions 1, 2 and 3; 15.0415; 15.0421; 15.046; 15.047, Subdivision 1; 15.048; 15.049; 15.051, Subdivisions 1 and 2, and by adding a subdivision; 16.80, Subdivision 1; and Chapter 15, by adding sections; repealing Minnesota Statutes 1974, Section 15.0413, Subdivisions 4, 5 and 6.

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

Page 2, line 6, reinstate the stricken language and strike "(f)"

Page 2, line 7, before "*the*" insert "*the workmen's compensation division in*"

Page 2, line 7, strike "(g)" and insert "(h)"

Page 2, line 8, after the period insert "*Sections 15.0418 to 15.0426 do not apply to the Minnesota municipal commission.*"

Page 2, line 15, strike "regulations" and insert "rules"

Page 2, line 23, strike "regulations" and insert "rules"

Page 2, line 25, strike "regulations" and insert "rules"

Page 4, line 15, strike "*, within the current calendar*"

Page 4, line 16, strike "*year,*"

Page 5, line 14, strike "If he"

Page 5, strike lines 15 and 16

Page 5, line 17, strike "secretary of state and publish the same."

Page 5, line 21, strike "*or at some later date if*" and insert "*unless a later date is required by statute or*"

Page 5, line 22, strike "1975" and insert "1976"

Page 5, line 25, after "powers," insert "*or when the agency is compelled to act by court order or a federal law or rule,*"

Page 6, line 8, before "Any" insert "*Such notice and*"

Page 7, line 26, strike "and regulations"

Page 14, line 1, strike "*deemed*"

Page 16, line 5, after "*state*" insert "*and such political subdivisions of the state may contract with the chief hearing examiner*"

Page 20, line 9, after the period insert "*Where appropriate, hearing examiners shall be assigned office space within the department they most frequently serve.*"

Page 20, after line 20, insert:

"Sec. 20. Laws 1974, Chapter 344, Section 9, is amended to read:

Sec. 9. This act is effective on July 1, ~~1975~~ 1976.

Sec. 21. Minnesota Statutes 1974, Chapter 5, is amended by adding a section to read:

[5.21] [NOTICE OF RULE HEARINGS LISTS.] *The secretary of state shall maintain lists of persons and associations who, pursuant to section 15.0412, subdivision 4, register their names for the purpose of receiving a notice of a rule hearing. A separate list shall be kept for each agency and shall be supplied upon request to the appropriate agency. Once each year the secretary of state shall inquire as to whether those persons and associations on the lists wish to maintain their names thereon and shall remove names for which there is a negative reply or no reply within 60 days.*"

Page 20, line 26, before the period insert "*and those provisions relating to the state register shall be effective on July 1, 1976*"

Renumber the sections in sequence

Amend the title as follows:

Page 1, line 13, after "1;" insert "Laws 1974, Chapter 344, Section 9;"

Page 1, line 14, strike "and Chapter" and insert "Chapters 5, by adding a section; and"

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

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

S. F. No. 1314: A bill for an act relating to housing; increasing range of eligibility for assistance from housing finance agency; providing for revolving loan funds and direct subsidies; appropriating money; amending Minnesota Statutes 1974, Sections 462A.03, Subdivisions 7, 10, and 13; 462A.05, Subdivisions 2 and 14; 462A.21, by adding subdivisions; and 462A.22, Subdivision 9.

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

Strike everything after the enacting clause and insert the following:

"Section 1. Minnesota Statutes 1974, Section 462A.03, Subdivision 13, is amended to read:

Subd. 13. "Eligible mortgagor" means a nonprofit corporation ~~or~~, limited profit entity or a builder, as the same are defined by the agency in its rules; which sponsors or constructs residential housing as defined in subdivision 7, or a natural person of low or moderate income, except that the return to a limited dividend

*entry entity* shall not exceed eight percent of the capital contribution of the investors or such lesser percentage as the agency shall establish in its rules. *Owners of existing residential housing occupied by renters shall be eligible for rehabilitation loans only if, as a condition to the issuance of the loan, the owner agrees to conditions established by the agency in its rules relating to rental or that will insure that the housing will be occupied by persons and families of low or moderate income. The agency shall require by rules that the owner give preference to those persons of low or moderate income who occupied the residential housing at the time of application for the loan.*

Sec. 2. Minnesota Statutes 1974, Section 462A.05, Subdivision 2, is amended to read:

Subd. 2. It may make or participate in the making of eligible construction loans to sponsors or *builders* of residential housing for occupancy by persons or families of low and moderate income. Such loans shall be made only upon determination by the agency that construction loans are not otherwise available, wholly or in part, from private lenders upon equivalent terms and conditions.

Sec. 3. Minnesota Statutes 1974, Section 462A.05, Subdivision 14, is amended to read:

Subd. 14. It may agree to purchase, make, or otherwise participate in the making, and may enter into commitments for the purchase, making, or participation in the making, of eligible loans for rehabilitation to persons and families of low and moderate income, and to ~~sponsors~~ *owners* of existing residential housing for occupancy by such persons and families, for the rehabilitation of existing residential housing owned by them. Such loans may be insured or uninsured and may be made with such security, or may be unsecured, as the agency deems advisable. They may be made in amounts sufficient to refinance existing indebtedness secured by the property, if such refinancing is determined by the agency to be necessary to permit the owner to meet his housing cost without expending an unreasonable portion of his income thereon. No loan for rehabilitation shall be made unless the agency determines that such loan will be used primarily to make the housing more desirable to live in, to increase the market value of the housing ~~or~~, for compliance with state, county or municipal building, housing maintenance, fire, health or similar codes and standards applicable to housing, ~~or to accomplish energy conservation related improvements.~~ In unincorporated areas and municipalities not having such codes and standards, the agency may, solely for the purpose of administering the provisions of Laws 1974, Chapter 441, establish such codes and standards. No loan for rehabilitation of any property shall be made in an amount which, with all other existing indebtedness secured by the property, would exceed its market value, as determined by the agency. No loan for rehabilitation of owner occupied residential housing shall be denied solely because the loan will not be used for placing such residential housing in full compliance with all state, county or municipal building, housing maintenance, fire, health or similar codes and standards applicable to housing.

Rehabilitation loans shall be made only when the agency determines that financing is not otherwise available, in whole or in part, from private lenders upon equivalent terms and conditions.

Sec. 4. Minnesota Statutes 1974, Section 462A.05, Subdivision 15, is amended to read:

Subd. 15. It may make grants to persons and families of low and moderate income to pay or to assist in paying a loan made pursuant to subdivision 14, or to rehabilitate or to assist in rehabilitating existing residential housing owned or occupied by such persons or families. For the purposes of this section, persons of low and moderate income include administrators appointed pursuant to section 566.25, clause (c). No such grant shall be made unless the agency determines that such grant will be used primarily to make the housing more desirable to live in, to increase the market value of the housing or for compliance with state, county or municipal building, housing maintenance, fire, health or similar codes and standards applicable to housing. In unincorporated areas and municipalities not having such codes and standards, the agency may, solely for the purpose of administering this provision, establish such codes and standards. No grant for rehabilitation of owner occupied residential housing shall be denied solely because the grant will not be used for placing such residential housing in full compliance with all state, county or municipal building, housing maintenance, fire, health or similar codes and standards applicable to housing. The amount of any such grant shall not exceed the lesser of (a) \$5,000, or (b) the actual cost of the work performed, or (c) that portion of the cost of rehabilitation which the agency determines cannot otherwise be paid by such person or family without spending an unreasonable portion of the income of such person or family thereon. In making such grants, the agency shall determine the circumstances under which and the terms and conditions under which all or any portion thereof will be repaid and shall determine the appropriate security should such repayment be required.

*The agency may also make grants to rehabilitate or to assist in rehabilitating housing under this subdivision to persons of low and moderate income for the purpose of qualifying as foster parents.*

Sec. 5. Minnesota Statutes 1974, Section 462A.07, is amended by adding a subdivision to read:

*Subd. 14. It may engage in housing programs for low and moderate income native Americans, as that term is defined in Minnesota Statutes, 1974, Section 254A.02, Subdivision 11, developed and administered separately or in combination by the Chippewa Tribe, the Red Lake Band of Chippewa Indians, and the Sioux Communities as determined by such Tribe, Band, or Communities. In developing such housing programs the Tribe, Band, or Communities shall take into account the housing needs of all native Americans residing both on and off reservations within the State. A plan for each such program, which specifically describes the program (a) content, (b) utilization of funds, (c) administration, (d) operation, (e) implementation and other matters, as determined by the agency, must be submitted to the agency for its review and approval prior to the making of eligible*

loans pursuant to section 462A.21. All such programs must conform to rules and regulations promulgated by the agency concerning program administration; the quality of housing; interest rates, fees and charges in connection with making eligible loans; and other matters determined by the agency to be necessary in order to effectuate the purposes of this act. All such programs must provide for a reasonable balance in the distribution of funds appropriated for the purpose of this section between native Americans residing on and off reservations within the state. Nothing in this section shall preclude such Tribe, Band or Communities from requesting and receiving cooperation, advice, and assistance from the agency as regards program development, operation, delivery, financing, or administration. As a condition to the making of such eligible loans, the Chippewa Tribe, the Red Lake Band of Chippewa Indians and the Sioux Communities shall (a) enter into a loan agreement and other contractual arrangements with the agency for the purpose of transferring the allocated portion of loan funds as set forth in section 9 of this act and to insure compliance with the provisions of this section and the act, and (b) shall agree that all of their official books and records related to such housing programs shall be subjected to audit by the legislative auditor in the manner prescribed for agencies of state government. The agency shall submit a biennial report concerning the various housing programs for native Americans, and related receipts and expenditures as provided in section 462A.22, subdivision 9, and such Tribe, Band, or Communities to the extent that they administer such programs, shall be responsible for any costs and expenses related to such administration provided, however, they shall be eligible for payment for costs, expenses and services pursuant to section 462A.07, subdivision 12 and section 462A.21, subdivision 4d. The agency shall provide or cause to be provided essential general technical services as set forth in section 462A.07, subdivision 2, and general consultative project assistance services, including, but not limited to, management, training, and home ownership counseling as set forth in section 462A.07, subdivision 3.

Sec. 6. Minnesota Statutes 1974, Section 462A.21, is amended by adding a subdivision to read:

*Subd. 4b. It may establish loan funds and may make eligible loans from them, at rates of interest and with security as this agency deems advisable, if each loan is determined by the agency to be necessary to permit the occupant of residential housing financed wholly or in part by any such loan to meet his housing costs without expending an unreasonable portion of his income on them.*

Sec. 7. Minnesota Statutes 1974, Section 462A.21, is amended by adding a subdivision to read:

*Subd. 4c. It may establish a revolving loan fund and may make eligible loans, pursuant to subdivision 4b, to low and moderate income native Americans as provided in section 462A.07, subdivision 14, and may pay the costs and expenses necessary and incidental to the development and operation of such programs.*

Sec. 8. Minnesota Statutes 1974, Section 462A.22, Subdivision 9, is amended to read:

Subd. 9. The agency shall also submit a biennial report of its activities, *projected activities, receipts, and expenditures for the next biennium*, to the governor and the legislature on or before January 15 in each odd-numbered year.

Sec. 9. [APPROPRIATION.] *The sum of \$45,000,000 is appropriated from the general fund in the state treasury to the housing development fund under the jurisdiction of the housing finance agency to be used for the purposes identified in Minnesota Statutes, Section 462A.21, Subdivision 4a, and in sections 5, 6 and 7 of this act. The amounts determined by the agency to be used for each of those purposes shall not exceed:*

(a) *\$25,000,000 for making rehabilitation grants and low interest rehabilitation loans to persons and families of low and moderate income, of which \$3,000,000 may be used for the purpose of making loans to owners of residential housing to reduce the consumption of energy, and of which \$6,000,000 shall be used for the purpose of making loans and grants to owners of residential housing who are senior citizens or owners of residential housing occupied by senior citizens, as determined by the agency.*

(b) *\$5,000,000 for the purpose of establishing a revolving loan fund for the development of housing for occupancy by native Americans as described in section 462A.21, subdivision 4d, and section 462A.07, subdivision 14, and for the payment of costs and expenses necessary and incidental to such programs provided, however, that 64 percentum of said appropriations shall be used in the development and operation of housing programs by the Minnesota Chippewa Tribe; 30 percentum of such appropriations shall be used in the development and operation of housing programs by the Red Lake Band; 6 percentum of such appropriations shall be used in the development and operation of housing programs by the Sioux Communities.*

(c) *\$4,850,000 for establishing a revolving loan fund for financing low income purchasers of low cost basic homes.*

(d) *\$10,000,000 for providing housing assistance subsidies as described in section 6.*

(e) *\$150,000 to engage in research, design, coordination, and marketing of alternative housing delivery systems for senior citizens.*

*Notwithstanding the provisions of Minnesota Statutes, Section 16A.28, or any other law relating to the lapse of an appropriation, the appropriation made by this section shall not lapse but shall continue until fully expended.*

Sec. 10. [EFFECTIVE DATE.] *This act shall be effective July 1, 1975."*

Amend the title as follows:

Line 7, strike "Subdivisions 7, 10, and" and insert "Subdivision"

Line 8, strike "and 14" and insert ", 14 and 15"

Line 8, before "462A.21" insert "462A.07, by adding a subdivision;"

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

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

S. F. No. 1309: A bill for an act relating to health; providing for stipends to be paid to colleges of osteopathic medicine training Minnesota residents; appropriating money.

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

Page 1, line 6, strike "[OSTEOPATHIC PLACEMENT BOARD.] Subdivision" and insert "[DUTIES OF THE HIGHER EDUCATION COORDINATING COMMISSION.]"

Page 1, strike lines 7 through 16

Page 1, line 17, strike "Subd. 3. [DUTIES OF THE BOARD.]"

Page 1, line 17, strike "board" and insert "higher education coordinating commission"

Page 1, line 22, strike "osteopathic placement board" and insert "higher education coordinating commission"

Page 2, line 1, after "the" and before the period strike "board" and insert "commission"

Page 2, line 1, after "The" and before "shall" strike "board" and insert "commission"

Page 2, line 3, strike "student"

Page 2, line 5, strike "board" and insert "commission"

Page 2, line 19, strike "of" and insert "not to exceed"

Page 2, line 20, strike "of" and insert "not to exceed"

Page 2, line 22, after "shall" insert "not exceed a"

Page 2, line 26, strike "of" and insert "not to exceed"

Page 2, line 27, strike "of" and insert "not to exceed"

Page 2, line 29, after "shall" insert "not exceed a"

Page 3, line 2, after "stipends" and before the period insert "per enrollee"

Page 3, line 5, strike "schools" and insert "school"

Page 3, line 5, strike "they are" and insert "he is"

Page 3, line 7, strike "state"

Page 3, line 7, strike "school" and insert "schools within the Minnesota state university system"

Page 3, line 12, strike the comma



Page 3, line 12, after "program" insert a comma

Page 3, line 13, after "execute" insert "a note for the amount of the stipend and"

Page 3, line 14, strike "urban or"

Page 3, line 15, strike "rural"

Page 3, line 16, strike "board" and insert "higher education coordinating commission"

Page 3, line 18, strike "sum of \$54,000" and insert "amount of all stipends made on his behalf,"

Page 3, line 19, strike "with" and insert "plus"

Page 3, line 19, strike "accruing" and insert "which shall accrue"

Page 3, line 24, strike "osteopathic" and insert "higher education coordinating commission"

Page 3, line 25, strike "placement board"

Page 3, line 28, strike "and operation of the board" and insert "of the program by the commission"

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

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

S. F. No. 1661: A bill for an act relating to taxation; increasing the farming loss deduction limit; amending Minnesota Statutes 1974, Section 290.09, Subdivision 29.

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

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

S. F. No. 377: A bill for an act relating to taxation, providing an income tax credit to deaf individuals and increasing the tax credit to certain blind persons; amending Minnesota Statutes 1974, Section 290.06, Subdivision 3c.

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

Page 2, line 13, after "(b)" insert "*For taxable years which begin after December 31, 1974,*"

Page 3, line 11, after "ear" insert ", *unaided,*"

Page 3, line 12, strike "I.S.O." and insert "*American National Standards Institute*"

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. 400: A bill for an act relating to taxation; providing for filing and disclosure requirements for certain tax exempt property; providing a penalty; amending Minnesota Statutes 1974, Section 272.02, Subdivision 1; and Chapter 272, by adding a section.

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

Page 4, line 30, after "*learning*" insert "*and property owned by the state of Minnesota or any political subdivision thereof*"

Page 5, line 10, after "*records*" insert "*relating to the ownership or use of property*"

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. 819: A bill for an act relating to taxation; providing for public financing in political campaigns; increasing the tax credit for political contributions; amending Minnesota Statutes 1974, Section 290.06, Subdivision 11.

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

Page 1, line 16, after "*party*" insert "*, a segment of a political party,*"

Page 1, line 16, after "*and*" insert "*a*"

Page 1, line 21, strike "*For purposes of*"

Page 1, strike lines 22 and 23

Page 2, strike line 1

Page 2, line 2, strike "*receipt or receipts substantiating his claim.*"

Page 2, at the end of line 5, insert "*This credit shall be allowed only if the contribution is verified in the manner the commissioner of revenue shall prescribe.*"

Sec. 2. [EFFECTIVE DATE.] *This act is effective for taxable years commencing after December 31, 1974.*"

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. 1077: A bill for an act relating to taxation; income

tax credit; defining homestead; amending Minnesota Statutes 1974, Section 290.0601, Subdivision 5.

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. 815: A bill for an act relating to courts; enlarging the judicial districts for county court judges, providing for the selection of chief judges among county court judges and among district court judges; allowing chief judges to make assignments; abolishing de novo jurisdiction of district courts when hearing appeals; providing a continuous term of court; creating the position of court administrator; providing state funding; abolishing the office of justice of the peace; appropriating funds; amending Minnesota Statutes 1974, Sections 480.16; 484.08; 484.34; 484.63; 484.66; 485.12; 487.01, Subdivisions 1, 2 and 3; 487.03, Subdivisions 1, 2 and 5; 487.08; 487.35, Subdivision 1; 487.39, by adding a subdivision; 488.20; Chapters 484, by adding a section; and 487 by adding sections; repealing Minnesota Statutes 1974, Sections 484.05; 484.07; 484.29; 484.34; 487.01, Subdivisions 5, 6, 8 and 9; 487.02; 487.03, Subdivision 4; 487.05; 487.07; 487.10, Subdivision 6; 487.35, Subdivisions 2, 3, 4, 5 and 6; 487.36; 487.41; and Chapter 633.

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 480.05, is amended to read:

480.05 [POWER; RULES; ASSIGNMENTS.] *Subdivision 1.* The supreme court shall have all the authority necessary for carrying into execution its judgments and determinations, and for the exercise of its jurisdiction as the supreme judicial tribunal of the state, agreeable to the usages and principles of law. Such court shall prescribe, and from time to time may amend and modify, rules of practice therein and also rules governing the examination and admission to practice of attorneys at law and rules governing their conduct in the practice of their profession, and rules concerning the presentation, hearing, and determination of accusations against attorneys at law not inconsistent with law, and may provide for the publication thereof at the cost of the state.

*Subd. 2.* The supreme court may, for good cause, temporarily assign any district court judge, county court judge or county municipal court judge, whose calendar in the judgment of the supreme court will permit, to hold court in any district where the need therefor exists. The supreme court may for good cause temporarily assign a judge of district court to sit on appeals panel appointed pursuant to section 484.63.

*Subd. 3.* To promote and secure more efficient administration of justice, the supreme court of the state shall supervise and

*coordinate the work of the courts of the state. The supreme court may provide by rule that the chief justice not be required to write opinions as a member of the supreme court. Its rules may further provide for it to hear and consider cases in divisions, and it may by rule assign temporarily any retired justice of the supreme court or one district judge at a time to act as a justice of the supreme court. Upon the assignment of a district judge to act as a justice of the supreme court a district judge previously acting as a justice may continue to so act to complete his duties. Any number of justices may disqualify themselves from hearing and considering a case, in which event the supreme court may assign temporarily a retired justice of the supreme court or a district judge to hear and consider the case in place of each disqualified justice. At any time that a retired justice is acting as a justice of the supreme court under this section, he shall receive, in addition to his retirement pay, such further sum, to be paid out of the general fund of the state, as shall afford him the same salary as an associate justice of the supreme court.*

*Subd. 4. The supreme court may assign a retired justice of the supreme court to act as a justice of the supreme court pursuant to subdivision 2 or as a judge of any other court. The supreme court may assign a retired judge of the district court to act as a judge of the district court in any judicial district or any other court except the supreme court. The supreme court may assign any other retired judge to act as a judge of any court whose jurisdiction is not greater than the jurisdiction of the court from which he retired. Unless otherwise provided by law, a judge acting pursuant to this subdivision shall receive pay and expenses in the amount and manner provided by law for actively serving retired district judges. A judge acting pursuant to this subdivision or any other law providing for the service of retired judges shall be paid only his expenses for service performed while still receiving the full pay of the office from which he retired."*

Sec. 2. Minnesota Statutes 1974, Section 480.15, Subdivision 4, is amended to read:

Subd. 4. The court administrator shall make recommendations to the chief justice supreme court relating to the assignment of judges where courts are in need of assistance and carry out the direction of the chief justice supreme court as to the assignments of judges to counties and districts where the courts are in need of assistance.

Sec. 3. Minnesota Statutes 1974, Section 480.16, is amended to read:

**480.16 [DISTRIBUTION OF WORK OF COURTS; DUTY OF JUDGES TO COMPLY WITH CHIEF JUSTICE'S DIRECTION.]** *Subdivision 1. The chief justice shall consider all recommendations of the court administrator for the assignment of judges, and, in his discretion supreme court may for good cause temporarily ; direct any judge whose calendar, in the judgment of the chief justice court, will permit, to hold court in any county or district where need therefor exists, to the end that the courts of this*

state shall function with maximum efficiency, and that the work of other courts shall be equitably distributed. The supreme court may provide by rule for the enforcement of this section and section 480.17.

*Subd. 2. The court shall have the following duties:*

*(a) To approve or reject the selection of the chief judge of each district court.*

*(b) To approve or reject the selection of the chief judge among the county court judges of each district.*

*(c) To call meetings of the county court and of the district court judges, as it deems necessary.*

Sec. 4. Minnesota Statutes 1974, Section 480.18, is amended to read:

**480.18 [ANNUAL CONFERENCE OF JUDGES; JUDGE'S EXPENSES.]** *Subdivision 1.* The supreme court of this state may provide by rule or special order for the holding in this state of an annual conference of the judges of the courts of record of this state, and of members of the respective judiciary committees of the legislature, and of invited members of the bar, for the consideration of matters relating to judicial business, the improvement of the judicial system, and the administration of justice. Each judge attending such annual judicial conference shall be entitled to be reimbursed for his necessary expenses to be paid from state appropriations made for the purposes of sections 480.13 to 480.20.

*Subd. 2. Each county municipal, county or district court judge attending meetings called by the supreme court pursuant to section 480.16, subdivision 2, shall be entitled to be reimbursed for his necessary expenses to be paid from state appropriations made for that purpose.*

Sec. 5. Minnesota Statutes 1974, Section 484.08, is amended to read:

**484.08 [DISTRICT COURTS TO BE OPEN AT ALL TIMES.]** The district courts of the state shall be in continuous session and shall be deemed open at all times, except on legal holidays, Saturdays and Sundays, for the transaction of such business as may be presented, including the issuance of writs and processes, the hearing of matters of law in pending actions and proceedings, and the entry of judgments and decrees therein ; and, in addition to the general terms appointed by law to be held, which may be adjourned from time to time, the judge of the district court, or one thereof in districts of more than one judge, may by order filed with the clerk, convene the court in actual session during the vacation period on a date named in the order, for the trial of both civil actions involving public interest and criminal actions, whenever in his judgment public interests will thereby be promoted. When so convened, the court may, by order entered in the minutes by the clerk, direct the issuance of special venires for grand and petit juries, returnable on a named date, for the performance of such

duties as may be submitted by the court in the usual course of procedure. Civil actions involving public interests may be noticed for trial at an adjourned sitting of such term occurring more than eight days after the date of calling same, and informations by the county attorney charging the commission of crimes within the county may, as authorized by law, be presented at such terms, and any such information then presented and filed and all indictments then returned by the special grand jury shall be proceeded with by the court in all respects in harmony with the law applicable to other cases and other terms of the court. The judge of the district court may also, by order filed with the clerk, appoint special terms in any county of the district for the hearing of matters of law. *The clerk's office with the clerk or a deputy in attendance shall be open during business hours on all days except Saturdays, Sundays or legal holidays, for the purpose of filing any proper paper and the performance of such other duties as may be prescribed by law.*

Sec. 6. Minnesota Statutes 1974, Section 484.34, is amended to read:

484.34 [CHIEF JUDGE; ASSIGNMENTS.] Subdivision 1. In all districts the judges shall meet annually and elect one of their number to be presiding judge, who shall be designated as the chief judge thereof and who shall preside at all meetings of the judges of such district. In the event of a tie vote the judge who is senior in service shall be the chief judge. He shall attend all meetings of the presiding judges of the state which may be called by the chief justice pursuant to section 2.724, subdivision 2, and generally shall be responsible for the coordinating of the business of the court in such district. The business of the court may be divided between the judges, and otherwise regulated as they by rule or order shall direct. Each may try court or jury causes separately during the same term and at the same time, or two or more of them may sit together in the trial of any cause or matter before the court. If there be a division of opinion, that of the majority shall prevail. If the division be equal, that of the presiding judge, or, if he be not sitting, that of the judge senior in age, shall prevail. In districts composed of more than one county, the presiding judge, at least 30 days before the time appointed by law for holding of a general term of the court in each county, by order filed in the office of the clerk of the court in that county, shall designate and assign one or more of the judges of such district to preside at the term so appointed, and the clerk forthwith shall mail a copy of such order to each judge of the district. If any judge assigned to hold a term of court, as herein provided, is incapacitated by illness or otherwise to preside at such term, another judge shall be designated and assigned in like manner to take his place. The same judge shall not be designated or assigned to hold two consecutive general terms in the same county unless the presiding judge or the judges of the district by order or rule otherwise direct.

*In each district, the judges of the district court shall choose from their number a chief judge subject to approval by the supreme court who shall serve for a term of two years. He shall attend all meetings of the chief judges of the district courts of the state which may be called by the supreme court pursuant to section*

480.16, subdivision 2. The chief judge shall be responsible for assigning the work of the district court and generally be responsible for coordinating the business of the district court.

Subd. 2. For purposes of applying this section only, the judicial districts as established in section 2.722, shall be used from and after July 1, 1957. Upon request of the chief judge of a county court or the chief judge of a county municipal court, the chief judge of district court may for good cause temporarily assign a judge of the district court to hear cases in the county court, probate court, or the county municipal court in his district.

Subd. 3. A district court judge assigned to hear cases in another district shall be reimbursed for his necessary expenses after approval by the supreme court in the manner otherwise provided by law.

Subd. 4. Assignments under subdivision 2 or by the supreme court shall extend for no longer than two months within a 12 month period unless the district judge consents to a longer assignment, provided that the trials to which the district judge is assigned are not still in progress.

Subd. 5. Any judge aggrieved by an assignment under subdivision 2 by the chief judge of any district or by the supreme court may appeal in writing to the chief justice of the supreme court or another justice designated by him who within ten days after receipt of such appeal shall make such inquiry he deems appropriate and within 20 days after receipt of such appeal make a determination which shall be binding.

Subd. 6. The chief judges of the district court shall meet as necessary but at least annually for the consideration of problems relating to judicial business and administration. Every effort shall be made to coordinate programs of administration, scheduling, and training with the county judges of the state, and the chief judges of the county court shall be invited to the meetings of the district judges.

Sec. 7. Minnesota Statutes 1974, Section 484.63, is amended to read:

484.63 [APPEAL.] Subdivision 1. Any person convicted of a petty misdemeanor or a violation of a municipal ordinance punishable by a fine only may appeal from the conviction to the district court upon questions of law only. Any person convicted of a violation of a municipal ordinance for which a sentence of imprisonment is authorized may appeal to the district court in the same manner and with the same effect as provided by chapter 633, except that the appellant shall not have the right to a jury trial unless he was convicted of the violation of a municipal ordinance, charter provision, rule or regulation for which a sentence to imprisonment is authorized and he was not tried by jury in the municipal court. An aggrieved party may appeal to the district court from a determination of a county court or a county municipal court as provided in section 487.39. The appeal shall be heard by a panel of three judges of the district court in the district

*in which the action was first adjudicated. The judges shall be assigned by the chief judge of the district court. Upon request by the chief judge of a district the supreme court may temporarily assign a judge from another district to serve on an appellate panel .*

*Subd. 2. The chief judge of the district court may schedule appellate terms for the hearing of appeals from lower courts. He shall give three weeks' written notice of every appellate term to the clerks of the district court in the counties in which the appeals arose.*

*Subd. 3. Pleading, practice, procedure and forms in appellate actions shall be governed by rules of procedure adopted by the supreme court for appeal from county to district court. But on appeal to the district court briefs shall be acceptable if reproduced from a typewritten page by any means which produces a clear black on white copy.*

*Subd. 4. In any criminal case or violation of a municipal ordinance brought in a county court or a county municipal court in which conviction of the defendant for the offense charged could result in imprisonment, the defendant has the right to a jury trial.*

Sec. 8. Minnesota Statutes 1974, Section 484.66, is amended to read:

484.66 [COURT ADMINISTRATOR; FOURTH JUDICIAL DISTRICT.] Subdivision 1. In the county of Hennepin, the ~~district~~ court administrator shall assume the statutory duties of the clerk of ~~district~~ court.

Subd. 2. The duties, functions and responsibilities which have been heretofore and which may be hereafter required by statute or law to be performed by the clerk of ~~district~~ court shall be performed by the ~~district~~ court administrator, whose office is appointed by the *chief judge of the county municipal court and the chief judge of the district court* ~~judges~~ of the fourth judicial district. The ~~district~~ court administrator, subject to the approval of a majority of the judges of the district court, *and a majority of the judges of the county municipal court in the fourth judicial district*, shall have the authority to initiate and direct any reorganization, consolidation, reallocation or delegation of such duties, functions or responsibilities for the purpose of promoting efficiency in county government, and may make such other administrative changes as are deemed necessary for this purpose. Such reorganization, reallocation or delegation, or other administrative change or transfer shall not diminish, prohibit or avoid those specific duties required by statute or law to be performed by the clerk of ~~district~~ court.

Sec. 9. Minnesota Statutes 1974, Chapter 484, is amended by adding a section to read:

[484.67] *Subdivision 1. The chief judge of the district court and the chief judge of the county court in each judicial district*



may appoint a court administrator of the district, subject to the approval of a majority of the judges of the district court, and a majority of the judges of the county court in the judicial district. If the judges of a judicial district are unable to agree on a person to serve as court administrator, the supreme court may, upon request appoint a court administrator of the district. Where no administrator is appointed in a district, the chief judge of the district court shall perform the duties assigned to the district court administrator. The court administrator shall be responsible for coordinating the work of the clerks of court in each county in the district, for assisting the chief judges of the district and county courts in scheduling, and any other duties assigned to him by the chief judges of the district and county courts in his judicial district.

Subd. 2. If a clerk of court in any county leaves office, because of death, illness, transfer or resignation, the court administrator of the district shall recommend a person to undertake the duties of clerk of court subject to the approval of the district court judges of the judicial district.

Subd. 3. The salary and office budget of the district court administrator shall be set by the chief judges of the district and county court of the judicial district and apportioned among the counties of the district.

Sec. 10. Minnesota Statutes 1974, Section 485.01, is amended to read:

485.01 [APPOINTMENT; BOND; DUTIES.] There shall be elected in each county a clerk of the district court. The judges of the district court of a judicial district, after recommendation from the court administrator, shall appoint a clerk of district court for each county in the district who, before entering upon the duties of his office, shall give bond to the state, to be approved by the county board, in a penal sum of not less than \$1,000 nor more than \$10,000 conditioned for the faithful discharge of his official duties. In the second judicial district the amount of such bond shall be \$10,000 and in the fourth judicial district the amount of such bond shall be \$25,000, which bond, with his oath of office, shall be filed for record with the register of deeds. Such clerk shall perform all duties assigned him by law and by the rules of the court. He shall not practice as an attorney in the court of which he is the clerk.

The appointee shall give the bond and take the oath required by law, and shall hold his office for the balance of such entire term for which he shall be appointed, and until his successor qualifies. In case any such clerk is adjudged insane, the court administrator shall appoint a competent person to act as clerk in his place until he shall be duly declared restored to sanity. The person so appointed shall take the oath and give the bond required by law of clerks of the court, and his acts shall have the same force and effect as if performed by such clerk.

Sec. 11. Minnesota Statutes 1974, Section 487.01, Subdivision 1, is amended to read:

487.01 [PROBATE AND COUNTY COURTS; PROVISIONS.] Subdivision 1. A probate court, which shall be a court of record having a seal, and, except in the counties of Hennepin and Ramsey shall also be a county court, is established in each county. The court shall be open for the transaction of business at the county seat at all reasonable hours. Hearings may be had at such times and places in the county as the court may deem advisable. The necessary and reasonable traveling expenses of judges, judicial officers, referees, reporters, clerks, and employees in attending hearings in places other than the county seat incident to their duties shall be paid by the county. The county courts of the state shall be in continuous session and shall be deemed open at all times, except on legal holidays and Sundays, for the transaction of such business as may be presented, including the issuance of writs and process, the hearing of matters of law in pending actions and proceedings, and the entry of judgments and decrees. The clerk's office with the clerk or deputy in attendance shall be open during business hours on all days except Saturdays, Sundays, or legal holidays, for the purpose of filing any proper paper and the performance of such other duties as may be prescribed by law.

Sec. 12. Minnesota Statutes 1974, Section 487.01, Subdivision 2, is amended to read:

Subd. 2. The county board boards of a county district to which sections 487.01 to 487.39 apply shall provide and furnish to the county court the courtrooms, quarters, supplies, equipment and personnel the court finds necessary for its purposes within those counties. Commencing January 1, 1976, all salaries of judges of county court shall be assumed and paid by the state. The judges of the county court shall be paid, in addition to the amounts now provided by law, all sums they shall hereafter pay out as necessary traveling and hotel expenses while absent from their places of residence in the discharge of their official duties, and all sums they shall necessarily hereafter pay out for telephone tolls, postage, expressage, and stationery, including printed letterheads and envelopes for official business except that a judge shall not be paid such traveling expenses for travel from his place of residence to and from his permanent chambers. Each judge may file monthly and shall file within 90 days after the expenses are incurred, unless the time is extended by the commissioner of finance, with the commissioner of finance an itemized statement, verified by him, of all such expenses actually paid by him which shall be audited by the commissioner of finance and paid upon his warrant.

Sec. 13. Minnesota Statutes 1974, Section 487.01, Subdivision 3, is amended to read:

Subd. 3. The following probate and county court districts are established: Kittson, Roseau and Lake of the Woods; Marshall, Red Lake and Pennington; Norman, Clearwater and Mahanomen; Cass and Hubbard; Wadena and Todd; Mille Laes and Kanabec; Wilkin, Big Stone and Traverse; Swift and Stevens; Pope, Grant and Douglas; Lac qui Parle, Yellow Medicine and Chippewa; Lincoln and Lyon; Murray and Pipestone; Jackson and Cottonwood;

Rock and Nobles; Dodge and Olmsted; Lake and Cook; Aitkin and Carlton; Sibley, Meeker and McLeod; Martin, Watonwan and Faribault; Houston and Fillmore; Nicollet and Le Sueur; Winona and Wabasha; Pine, Isanti and Chisago; Sherburne, Benton and Stearns.

A combined county court district may be separated into single county courts by the concurrence of the county boards of the respective counties affected. Vacancies in the office of judge created by such a separation shall be filled in the manner herein provided for the selection of other county court judges.

The single county court districts so created by such separation shall each be entitled to one judge, subject to the provisions of subdivision 5, clause (5); provided, however, that if the number of judges of the combined county court district exceeds the number of counties, then, upon separation into single county court districts, the county having the largest population determined by the last United States census shall be entitled to two judges and in the event there are more judges than counties remaining, the county having the next largest population determined by the last United States census shall also be entitled to two judges.

In each other county except Hennepin and Ramsey, the probate court of the single county is also the county court of the county and shall be governed by the provisions of sections 487.01 to 487.39 *The districts of the county court shall have the same boundaries as those of the district court, as described in section 2.722. The city of St. Cloud shall be in the seventh judicial district. The city of Pine Island shall be in the first judicial district. The county court may hold sessions anywhere in its judicial district where adequate facilities exist for the disposition of court business.*

Sec. 14. Minnesota Statutes 1974, Section 487.01, Subdivision 5, is amended to read:

Subd. 5. Each county court district shall elect one county court judge except:

(1) The district consisting of St. Louis county shall elect six judges; two of the county court judges shall reside and serve in and be elected at large by the voters of St. Louis county; two of the county court judges shall reside and serve in and be elected by the voters in that part of St. Louis county south of the following described line: South of the south line of township 55; the area to be known as the south district; one county court judge shall reside and serve in and be elected by the voters of an area to be known as the northwest district, which area lies within the following described lines in St. Louis county: North of the south line of township 55 and west of the west line of range 18 and excluding that part of Portage township west of the west line of range 18; and one county court judge shall reside and serve in and be elected by the voters of an area to be known as the northeast district, which area lies within the following described lines in St. Louis county: North of the south line of township 55 and east of the west line of range 18 and including that part of Portage township west of the west line of range 18.

(2) The district consisting of Dakota county, the district consisting of Anoka county and the district consisting of Stearns, Sherburne and Benton shall each elect five judges;

(3) The district consisting of Olmsted and Dodge counties, the district consisting of Winona and Wabasha counties and the district consisting of Washington county shall each elect three judges;

(4) The district consisting of Blue Earth county, the district consisting of Clay county, the district consisting of Sibley, Meeker and McLeod counties, the district consisting of Martin, Watonwan and Faribault counties and the district consisting of Pine, Chisago and Isanti counties shall each elect two county court judges.

(5) The number of judges to be elected may be increased by the county board of the affected county or by the concurrence of the county boards of those affected counties combined into districts. The county court of each judicial district shall have the number of judges assigned to it:

(a) First judicial district:	13 judges
(b) Third judicial district:	15 judges
(c) Fifth judicial district:	13 judges
(d) Sixth judicial district:	8 judges
(e) Seventh judicial district:	12 judges
(f) Eighth judicial district:	12 judges
(g) Ninth judicial district:	14 judges
(h) Tenth judicial district:	13 judges

Sec. 15. Minnesota Statutes 1974, Section 487.03, Subdivision 1, is amended to read:

487.03 [JUDGES.] Subdivision 1. [QUALIFICATIONS; OATH.] Each judge shall be learned in the law and a resident of the county court district in which the court has jurisdiction. A probate judge now in office shall be considered learned in the law for purposes of election as a judge of a county court. Before entering upon the duties of office, each judge shall take and subscribe an oath, in the form prescribed by law for judicial officers, and a certified copy of the oath shall be filed in the office of each of the county auditors within the county court district.

Sec. 16. Minnesota Statutes 1974, Section 487.03, Subdivision 2, is amended to read:

Subd. 2. [ELECTION.] Each judge shall be elected by the qualified voters of the county court election district at the general election for a term of six years, beginning on the first Monday of the January next following his election and until his successor qualifies. No person shall be a candidate for more than one county court judgeship at any election.

In any election following reduction of the number of county court judges pursuant to section 487.01, subdivision 7 ~~the requirement contained in section 202.04, subdivision 3 that a candidate for office of judge state the office for which he is a candidate shall not apply.~~ In such a situation all parties filing for office of county judge in the county court election district where the reduction occurred shall run against each other for the remaining seats. However, each candidate who otherwise would have qualified to have the word "incumbent" printed after his name on the ballot pursuant to section 203.41, subdivision 3 shall retain this right.

Sec. 17. Minnesota Statutes 1974, Section 487.03, Subdivision 5, is amended to read:

Subd. 5. [VACANCY.] Whenever there is a vacancy in the office of judge, the governor shall appoint a qualified person to fill the vacancy, to hold office until his successor is elected and qualified. The successor shall be elected for a six year term at the next general election occurring more than one year after such appointment. *This subdivision shall not apply if the number of county judges of the district has been reduced according to section 487.01, subdivision 7.*

Sec. 18. Minnesota Statutes 1974, Chapter 487, is amended by adding a section to read:

[487.031] [CHIEF JUDGE; ASSIGNMENTS.] *Subdivision 1. In each district, the judges of the county court shall choose from their number a chief judge subject to approval by the supreme court who shall serve for a term of two years. He shall attend all meetings of the chief judges of the county courts of the state which may be called by the supreme court pursuant to section 480.16, subdivision 2. The chief judge shall be responsible for assigning the work of the county court and generally be responsible for coordinating the business of the county court.*

*Subd. 2. Upon request of the chief judge of the district court, the chief judge of the county court may for good cause temporarily assign a judge of a county court to hear cases in the district court. When assigned to district court cases, the county court judge may exercise the powers of a district court judge.*

*Subd. 3. A county court judge assigned to hear cases in another district shall be reimbursed for his necessary expenses after approval by the supreme court in the manner otherwise provided by law.*

*Subd. 4. Assignments under subdivision 2 or by the supreme court shall extend for no longer than two months within a 12 month period unless the county judge consents to a longer assignment, provided that a trial to which the county judge is assigned is not still in progress.*

*Subd. 5. Any judge aggrieved by an assignment under subdivision 2, by the chief judge of any district or by the supreme court may appeal in writing to the chief justice of the supreme court or another justice designated by him who within ten days after receipt*

*of such appeal shall make such inquiry he deems appropriate and within 20 days after receipt of such appeal make a determination which shall be binding.*

*Subd. 6. The chief judges of the county court and of the county municipal court shall meet as necessary but at least annually for the consideration of problems relating to judicial business and administration. Every effort shall be made to coordinate programs of administration, scheduling, and training with the district court judges of the state, and the chief judges of the district court shall be invited to the meetings of the county judges.*

Sec. 19. Minnesota Statutes 1974, Section 487.08, is amended to read:

487.08 [JUDICIAL OFFICERS.] When the judicial business of a county court requires, the *chief judge of the county court* may appoint one or more full or part time judicial officers who shall be learned in the law and whose salary shall be fixed by the county court, with the approval of the county board or boards of the counties of the district, and paid by the *county counties*. They shall serve at the pleasure of the county court. They shall hear and try such matters as shall be assigned to them by the *county court chief judge*. Before entering upon the duties of office each judicial officer shall take and subscribe an oath, in the form provided by law for judicial officers, and a certified copy of the oath shall be filed in the office of each of the county auditors within the county court district.

Sec. 20. Minnesota Statutes 1974, Section 487.25, Subdivision 6, is amended to read:

Subd. 6. [TRIALS BY JURY; ORDINANCES.] *In a trial upon a charge of a violation of any municipal ordinance, charter provision, rule or regulation, the defendant shall have a right to a trial by jury. In any criminal case or violation of a municipal ordinance brought in a county court or a county municipal court in which conviction of the defendant for the offense charged could result in imprisonment, the defendant has the right to a jury trial.*

Sec. 21. Minnesota Statutes 1974, Section 487.35, Subdivision 1, is amended to read:

487.35 [JUSTICES OF THE PEACE.] Subdivision 1. [ABOLISHED.] *On the date Laws 1971, Chapter 951 becomes effective in a county court district The office of justice of the peace is abolished within every municipality in which the county court holds regular sessions or establishes an ordinance and traffic violations bureau. For purposes of this subdivision, the term municipality includes any township, part of which is within the boundaries of an affected municipality.*

Sec. 22. Minnesota Statutes 1974, Section 487.39, is amended by adding a subdivision to read:

*Subd. 4. Any three judges of the district court may hear appeals from the county court. The chief judge of the district court shall*

*assign the judges and may direct the holding of an appellate term when necessary.*

Sec. 23. Minnesota Statutes 1974, Section 487.39, is amended to read:

487.39 [APPEALS.] Subdivision 1. An aggrieved party may appeal to a *the* district court judge from a determination of a county court. The provisions of this section govern all appeals from the county court; appeal provisions of all other statutes are inapplicable except as stated in subdivision 3, *and Minnesota Statutes, Section 484.63*.

(a) Except as provided in clause (b), the appeal in a civil case shall be taken by filing written notice thereof with the clerk of court of the county in which the action was heard not more than 30 days after written notice of the court's determination has been served upon the aggrieved party or his attorney, or in any event within three months after the determination in a civil case.

(b) In the appeal of petty misdemeanor, ordinance or criminal cases the written notice of appeal shall be filed with the clerk of court of the county in which the action was heard within ten days of the conviction or other determination, and sentencing thereon, appealed from.

(c) A written notice of appeal shall be served by the appellant upon all parties to the original proceedings or their attorneys not more than five days after filing a written notice of appeal and proof of such service shall be filed with the clerk of county court in the county in which the action was heard not more than three days after the service of such notice on the opposite party or his attorney. The appeal shall be heard and determined by a district court judge *appellate panel*.

Subd. 2. The appeal shall be confined to the typewritten record. By stipulation of all parties, the record may be shortened. The district court judge shall, upon request, hear oral argument and receive written briefs. The district court judge may affirm, reverse or modify the judgment or order appealed from, or take any other action as the interests of justice may require. On appeal from an order, the district court judge may review any order affecting the order from which the appeal is taken and an appeal from a judgment may review any order involving the merits or affecting the judgment. The supreme court shall formulate rules of appellate procedure applicable to a district court judge *panel* hearing appeals from a county court or *county municipal court*. Until otherwise provided, the rules of appellate procedure applicable to appeals to the supreme court shall apply to a district court judge hearing appeals from a county court, except as provided in this section. An appeal may be taken from the determination of a district court judge to the supreme court with leave of the supreme court.

Subd. 3. Notwithstanding the provisions of subdivisions 1 and 2, an appeal from a determination of the county court in a case in which the presiding judge or judicial officer was not learned in the law shall be to the district court under the provisions of law now

**governing appeals from probate court and the case shall be heard de novo.**

Sec. 24. Minnesota Statutes 1974, Section 488A.01, Subdivision 10, is amended to read:

**Subd. 10. [TERMS.]** The court shall be open every day in continuous session and deemed open at all times, except Saturdays, Sundays and legal holidays for the transaction of such business as may be presented, including the issuance of writs and process, the hearing of matters of law in pending actions and proceedings, and the entry of judgments and decrees. The administrator's office with the administrator or deputy in attendance shall be open during business hours on all days except Saturdays, Sundays, or legal holidays, for the purpose of filing any proper paper and the performance of such other duties as may be prescribed by law. The court shall hold a general term for the trial of civil actions commencing on the first Monday following Labor Day of each year and continuing until the next general term, with such adjournments as the judges may determine to be necessary and proper.

Sec. 25. Minnesota Statutes 1974, Section 488A.01, is amended by adding a subdivision to read:

**Subd. 14. [APPEALS.]** Appeals from the county municipal court to the district court shall be subject to the provisions of Minnesota Statutes, Sections 484.63 and 487.39.

Sec. 26. Minnesota Statutes 1974, Section 488A.021, Subdivision 3, is amended to read:

**Subd. 3. [TERM; VACANCIES; APPOINTMENTS AND ELECTION.]** (a) Each elected judge holds office for six years beginning the first Monday in January next succeeding his election.

(b) Whenever there is a vacancy in the office of judge and there has been no reduction in the number of judges according to the provisions of this section, the governor shall appoint a qualified person to fill the vacancy, to hold office until his successor is elected and qualified. The successor shall be elected for a six year term at the next general election occurring more than one year after such appointment.

(c) At the general election immediately preceding the expiration of his term, the qualified voters of the county of Hennepin shall elect the successor to any elected or appointed judge.

(d) Each judge holds a separate non-partisan office.

(e) When one or more judges of the court are to be nominated or elected at an election, the notice of election shall state the name of each judge whose successor is to be nominated or elected. The official ballot shall contain the names of all candidates for each such office, state the number of judges to be elected and the number of candidates for whom an elector may vote, and designate each candidacy as "For the office of Judge of the Municipal Court of the county of Hennepin to which .....  
(name of judge)"



was elected for the regular term", or: "For the office of Judge of the Municipal Court of the county of Hennepin to which ..... was appointed," as the case may be. The (name of judge)

official ballots shall show in the spaces for the purpose the name of the judge whose successor is to be elected. When any judge is a candidate to succeed himself, the word "incumbent" shall be printed after his name where it appears among the names of the candidates for the office. When voting machines are used and such statements cannot be inserted in full, the designation shall be "Successor to ..... (elected)", or "Successor (name of judge)

to ..... (appointed)", as the case may be. (name of judge)

(f) Each person desiring to have his name placed upon the primary ballot as a candidate for judge shall state in his affidavit of candidacy the office of the particular judge for which he is a candidate. The filing of this affidavit with the county auditor and a compliance with all other requirements constitutes such person a candidate for that office, and for that office only. No person shall at any election be a candidate for more than one such office.

(g) *When the judicial business of a county municipal court permits, the supreme court, upon the recommendation of the county board, may by order filed with the secretary of state reduce the number of county municipal judges. The office of any judge shall not be terminated until the expiration of his term, and the judge shall be eligible for retirement compensation.*

Sec. 27. Minnesota Statutes 1974, Section 488A.021, Subdivision 8, is amended to read:

Subd. 8. [SALARIES.] Each judge shall be paid an annual salary of \$26,000 as provided in section 15A.083, subdivision 2, in biweekly installments out of the treasury of the county of Hennepin. If a judge dies while in office, the amount of his salary remaining unpaid for the month in which his death occurs shall be paid to his estate.

*Commencing January 1, 1976 all salaries of judges of the county municipal court shall be assumed and paid by the state. The judges of the county municipal court shall be paid, in addition to the amounts now provided by law, all sums they shall hereafter pay out as necessary traveling and hotel expenses while absent from their places of residence in the discharge of their official duties, and all sums they shall necessarily hereafter pay out for telephone tolls, postage, expressage, and stationery, including printed letterheads and envelopes for official business except that a judge shall not be paid such traveling expenses for travel from his place of residence to and from his permanent chambers. Each judge may file monthly and shall file within 90 days after the expenses are incurred, unless the time is extended by the commissioner of finance, with the commissioner of finance an itemized statement, verified by him, of all such expenses actually paid by him which shall be audited by the commissioner of finance and paid upon his warrant.*

Sec. 28. Minnesota Statutes 1974, Chapter 488A, is amended by adding a section to read:

[488A.022] [CHIEF JUDGE; ASSIGNMENTS.] *Subdivision 1. In each district, the judges of the county municipal court shall choose from their number a chief judge subject to approval by the supreme court and shall serve for a term of two years. He shall attend all meetings of the chief judges of the county courts of the state which may be called by the chief justice pursuant to section 480.16, subdivision 2. The chief judge shall be responsible for assigning the work of the county municipal court and generally be responsible for coordinating the business of the county municipal court.*

*Subd. 2. Upon request of the chief judge of the district court, the chief judge of the county municipal court may for good cause temporarily assign a judge of a county municipal court to hear cases in the district court. He may also for good cause temporarily assign a judge of the county municipal court to hear cases in the probate court. When assigned to district court cases, the county municipal court judge may exercise the powers of a district court judge.*

*Subd. 3. A county municipal court judge assigned to hear cases in another district shall be reimbursed for his necessary expenses after approval by the chief justice in the manner otherwise provided by law.*

*Subd. 4. Assignments under subdivision 2 or by the supreme court shall extend for no longer than two months within a 12 month period unless the county municipal judge consents to a longer assignment, provided that a trial to which the county municipal judge is assigned is not still in progress.*

*Subd. 5. Any judge aggrieved by an assignment under subdivision 2, by the chief judge of any district or by the supreme court may appeal in writing to the chief justice of the supreme court or another justice designated by him who within ten days after receipt of such appeal shall make such inquiry he deems appropriate and within 20 days after receipt of such appeal make a determination which shall be binding.*

Sec. 29. Minnesota Statutes 1974, Section 488A.10, Subdivision 1, is amended to read:

488A.10 [PLEADING, PRACTICE, PROCEDURE, AND FORMS IN CRIMINAL PROCEEDINGS.] *Subdivision 1. [GENERAL.] Save as otherwise provided in this act, pleading, practice, procedure and forms in actions or proceedings charging violation of a criminal law or a municipal ordinance, charter provision, rule or regulation are governed by the statutes and common law rules which govern in a similar action or proceeding in the district court of Hennepin county (other than those applying peculiarly to felony or gross misdemeanor charges) or by statutes which govern in county courts of justices of the peace in chapter 487 in the absence of statutes or common law rules governing in said district court.*

Sec. 30. Minnesota Statutes 1974, Section 488A.10, Subdivision 6, is amended to read:

Subd. 6. [TRIALS BY JUDGE WITHOUT JURY.] A charge of a violation of any petty misdemeanor law of this state or municipal ordinance, charter provision, rule or regulation, shall be heard, tried and determined by a judge without a jury, and the defendant shall have no right to a jury trial on such a charge, except as required by section 169.03 or otherwise required by law. In the event of such trial without jury, there shall be a right of appeal as provided in section 488.20. In any criminal case or violation of a municipal ordinance brought in a county court or a county municipal court in which conviction of the defendant for the offense charged could result in imprisonment, the defendant has the right to a jury trial.

Sec. 31. Minnesota Statutes 1974, Section 488A.18, Subdivision 11, is amended to read:

Subd. 11. [TERMS.] The court shall be open every day, in continuous session and deemed open at all times except Saturdays, Sundays and legal holidays for the transaction of such business as may be presented, including the issuance of writs and process, the hearing of matters of law in pending actions and proceedings, and the entry of judgments and decrees. The clerk's office with the clerk or deputy in attendance shall be open during business hours on all days except Saturdays, Sundays, or legal holidays, for the purpose of filing any proper paper and the performance of such other duties as may be prescribed by law. The court shall hold a general term for the trial of civil actions with such adjournments as the judges may determine to be necessary and proper.

Sec. 32. Minnesota Statutes 1974, Section 488A.18, is amended by adding a subdivision to read:

Subd. 14. [APPEALS.] Appeals from the county municipal court to the district court shall be subject to the provision of Minnesota Statutes, Sections 484.63 and 487.39.

Sec. 33. Minnesota Statutes 1974, Section 488A.19, Subdivision 3, is amended to read:

Subd. 3. [TERM; VACANCIES; APPOINTMENTS AND ELECTION.] (a) Each elected judge holds office for six years beginning the first Monday in January next succeeding his election.

(b) Whenever there is a vacancy in the office of judge and there has been no reduction in the number of judges according to the provisions of this section, the governor shall appoint a qualified person to fill the vacancy, to hold office until his successor is elected and qualified. The successor shall be elected for a six-year term at the next general election occurring more than one year after such appointment.

(c) At the general election immediately preceding the expiration of his term the qualified voters of the county of Ramsey shall elect the successor to any elected judge.

(d) Each judge holds a separate nonpartisan office.

(e) When one or more judges of the court are to be nominated or elected at an election, the notice of election shall state the name of each judge whose successor is to be nominated or elected. The official ballot shall contain the names of all candidates for each such office, state the number of judges to be elected and the number of candidates for whom an elector may vote, and designate each candidacy as "For the office of Judge of the Municipal Court of the county of Ramsey to which ..... was elected for the regular term," or "For Name of Judge

the office of Judge of the Municipal Court of the county of Ramsey to which ..... was appointed," as the case Name of Judge

may be. The official ballots shall show in the spaces for the purpose the name of the judge whose successor is to be elected. When any judge is a candidate to succeed himself, the word "incumbent" shall be printed after his name where it appears among the names of the candidates for the office. When voting machines are used and such statements cannot be inserted in full, the designation shall be "Successor to .....

(elected)", or "Successor to ..... Name of Judge (appointed)", as Name of Judge

the case may be.

(f) Each person desiring to have his name placed upon the primary ballot as a candidate for judge shall state in his affidavit of candidacy the office of the particular judge for which he is a candidate. The filing of this affidavit with the county auditor and a compliance with all other requirements constitutes such person a candidate for that office, and for that office only. No person shall at any election be a candidate for more than one such office.

*(g) When the judicial business of a county municipal court permits, the supreme court, upon the recommendation of the county board, may by order filed with the secretary of state reduce the number of county municipal judges. The office of any judge shall not be terminated until the expiration of his term, and the judge shall be eligible for retirement compensation.*

Sec. 34. Minnesota Statutes 1974, Section 488A.19, Subdivision 10, is amended to read:

Subd. 10. [SALARIES.] Each judge shall be paid an annual salary of ~~\$29,000~~ as provided in section 15A.083, subdivision 2, in biweekly installments out of the treasury of the county of Ramsey. If a judge dies, the amount of his salary remaining unpaid for the month in which his death occurs shall be paid to his estate.

*Commencing January 1, 1976 all salaries of judges of the county municipal court shall be assumed and paid by the state. The judges of the county municipal court shall be paid, in addition to the amounts now provided by law, all sums they shall*

hereafter pay out as necessary traveling and hotel expenses while absent from their places of residence in the discharge of their official duties, and all sums they shall necessarily hereafter pay out for telephone tolls, postage, expressage, and stationery, including printed letterheads and envelopes for official business except that a judge shall not be paid such traveling expenses for travel from his place of residence to and from his permanent chambers. Each judge may file monthly and shall file within 90 days after the expenses are incurred, unless the time is extended by the commissioner of finance, with the commissioner of finance an itemized statement, verified by him, of all such expenses actually paid by him which shall be audited by the commissioner of finance and paid upon his warrant.

Sec. 35. Minnesota Statutes 1974, Chapter 488A, is amended by adding a section to read:

[488A.191] [CHIEF JUDGE; ASSIGNMENTS.] Subdivision 1. In each district, the judges of the county municipal court shall choose from their number a chief judge subject to approval by the supreme court and shall serve for a term of two years. He shall attend all meetings of the chief justice pursuant to section 480.16, subdivision 2. The chief judge shall be responsible for assigning the work of the county municipal court and generally be responsible for coordinating the business of the county municipal court.

Subd. 2. Upon request of the chief judge of the district court, the chief judge of the county municipal court may for good cause temporarily assign a judge of a county municipal court to hear cases in the district court. He may also for good cause temporarily assign a judge of the county municipal court to hear cases in the probate court. When assigned to district court cases, the county municipal court judge may exercise the powers of a district court judge.

Subd. 3. A county municipal court judge assigned to hear cases in another district shall be reimbursed for his necessary expenses after approval by the chief justice in the manner otherwise provided by law.

Subd. 4. Assignments under subdivision 2 or by the supreme court shall extend for no longer than four months within a 12 month period unless the county municipal judge consents to a longer assignment, provided that a trial to which the county municipal judge is assigned is not still in progress.

Subd. 5. Any judge aggrieved by an assignment under subdivision 2, by the chief judge of any district or by the supreme court may appeal in writing to the chief justice of the supreme court or another justice designated by him who within ten days after receipt of such appeal shall make such inquiry he deems appropriate and within 20 days after receipt of such appeal make a determination which shall be binding.

Sec. 36. Minnesota Statutes 1974, Section 488A.27, Subdivision 1, is amended to read:

488A.27 [PLEADING, PRACTICE, PROCEDURE, AND FORMS IN CRIMINAL PROCEEDINGS.] Subdivision 1. [GENERAL.] Save as otherwise provided in this act, pleading, practice, procedure and forms in actions or proceedings charging violation of a statute, ordinance, charter provision, rule or regulation shall be governed by the statutes and common law rules which govern in a similar action or proceeding in the district court (other than those applying peculiarly to felony or gross misdemeanor charges) or by statutes which govern in *county courts of justices of the peace in chapter 487* in the absence of statutes or common law rules governing in district court.

Sec. 37. Minnesota Statutes 1974, Section 488A.27, Subdivision 6, is amended to read:

Subd. 6. [TRIALS BY JUDGE WITHOUT JURY.] A charge of a violation of any petty misdemeanor law of this state, municipal ordinance, charter provision, rule or regulation, other than a violation dealing with driving while under the influence of an alcoholic beverage or narcotic drug, speeding that is a third or further offense occurring in one year, or careless or reckless driving where a personal injury is involved, shall be heard, tried and determined by a judge without a jury and the defendant shall have no right to a jury trial on such a charge, except as required by section 169.03 or as otherwise required by law. In the event of such trial without jury, there shall be a right of appeal as provided in section 488.20, and provided further that where there has been a conviction in a trial without jury as provided above, the commissioner of highways shall not by reason thereof revoke or suspend the defendant's driver's license. *In any criminal case or violation of a municipal ordinance brought in a county court or a county municipal court in which conviction of the defendant for the offense charged could result in imprisonment, the defendant has the right to a jury trial.*

Sec. 38. Minnesota Statutes 1974, Section 488.20, is amended to read:

488.20 [APPEALS TO DISTRICT COURT.] Appeals may be taken to the district court of the county from the judgments of municipal courts in the same cases, upon the same procedure, and with the same effect as provided by law respecting appeals from justice courts, and all laws relating to such last named appeals shall be adapted and applied to appeals from the *municipal courts county courts*. The time for appeal shall not start to run until the judgment has been perfected, the costs taxed, and notice of entry of judgment served upon the adverse party. On appeal to district court the appellant shall not be entitled to a trial by jury if *trial by jury was held in municipal court but shall be confined to the typewritten record*. Appeals from a conviction of a petty misdemeanor or an ordinance violation punishable by a fine only shall be upon questions of law only.

Sec. 39. *In the next and subsequent editions of Minnesota Statutes, the revisor of statutes shall remove all references to justices of the peace.*

Sec. 40. *The sum of \$. . . . . is appropriated from the general fund for the purpose of implementing the provisions of this act.*

Sec. 41. *Minnesota Statutes 1974, Sections 2.724; 484.06; 484.09; 484.10; 484.11; 484.12; 484.13; 484.14; 484.15; 484.16; 484.17; 484.18; 484.28; 484.29; 484.47; 485.02; 485.12; 487.01, Subdivisions 6, 8 and 9; 487.02, Subdivision 1; 487.03, Subdivision 4; 487.10, Subdivision 6; 487.35, Subdivisions 2, 3, 4, 5 and 6; 487.39, Subdivision 3; 487.41; 488.03; 488.06; 488.08; 488.09; 488.10; 488.11; 488.12; 488.13; 488.14; 488.15; 488.21; 488.22; 488.23; 488.24; 488.25; 488.26; 488.30; 488.31; 488.32; 488.33; 488.34; 488.35; 488.36; 488.37; 488A.01, Subdivision 11; 488A.021, Subdivision 7; 488A.18, Subdivision 12; 488A.19, Subdivisions 7 and 8; and Chapter 633 are repealed.*

Sec. 42. *The provisions of this act shall become effective January 1, 1976."*

Amend the title by striking it in its entirety and inserting:

"A bill for an act relating to courts; enlarging the judicial districts for county court judges; providing for the selection of chief judges among county court judges and among district court judges; allowing chief judges to make assignments; abolishing de novo jurisdiction of district courts when hearing appeals; providing a continuous term of court; creating the position of court administrator; providing state funding; abolishing the office of justice of the peace; appropriating funds; amending Minnesota Statutes 1974, Sections 480.05; 480.15, Subdivision 4; 480.16; 480.18; 484.08; 484.34; 484.63; 484.66; 485.01; 487.01, Subdivisions 1, 2, 3, and 5; 487.03, Subdivisions 1, 2 and 5; 487.08; 487.25, Subdivision 6; 487.35, Subdivision 1; 487.39, and by adding a subdivision; 488.20; 488A.01, Subdivision 10, and by adding a subdivision; 488A.021, Subdivisions 3 and 8; 488A.10, Subdivisions 1 and 6; 488A.18, Subdivision 11, and by adding a subdivision; 488A.19, Subdivisions 3 and 10; 488A.27, Subdivisions 1 and 6; Chapters 484, by adding a section; 487 by adding a section; and 488A, by adding sections; repealing Minnesota Statutes 1974, Sections 2.724; 484.06; 484.09; 484.10; 484.11; 484.12; 484.13; 484.14; 484.15; 484.16; 484.17; 484.18; 484.28; 484.29; 484.47; 485.02; 485.12; 487.01, Subdivisions 6, 8 and 9; 487.02, Subdivision 1; 487.03, Subdivision 4; 487.10, Subdivision 6; 487.35, Subdivisions 2, 3, 4, 5 and 6; 487.39, Subdivision 3; 487.41; 488.03; 488.06; 488.08; 488.09; 488.10; 488.11; 488.12; 488.13; 488.14; 488.15; 488.21; 488.22; 488.23; 488.24; 488.25; 488.26; 488.30; 488.31; 488.32; 488.33; 488.34; 488.35; 488.36; 488.37; 488A.01, Subdivision 11; 488A.021, Subdivision 7; 488A.18, Subdivision 12; 488A.19, Subdivisions 7 and 8; and Chapter 633."

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

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

S. F. No. 1161: A bill for an act relating to the operation of state government; creating a state office of human services; providing for the development of a unified state plan and budget for human services; appropriating money.

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

Page 1, after line 7, insert:

"Section 1. [PURPOSE.] In order to promote the health and general welfare of the people of Minnesota and to insure maximum benefits from the resources devoted in this pursuit, it is in the best interests of the state that an interim office of human services be created to promote and formalize the on-going working relationships between human service agencies."

Page 1, line 9, strike "1" and insert "2"

Page 1, line 9, strike "4" and insert "5"

Page 1, line 15, strike "3" and insert "4"

Page 2, line 15, after "develop" insert "and implement"

Page 2, line 20, after "of" strike "the" and insert "state and local"

Page 2, line 23, strike "a" and insert "an assessment"

Page 2, line 24, after "funds" and before the period insert "to state and local agencies"

Page 2, line 24, strike "insure" and insert "develop and implement"

Page 3, line 10, strike the comma and insert "which will relate human service"

Page 3, line 11, strike "relating"

Page 3, strike lines 13-20 and insert:

"Subd. 4. [REORGANIZATION.] There is hereby created a human services task force consisting of four members of the house selected by the speaker of the house, four members of the senate selected by the committee on committees, and six public members appointed by the governor. The members of the task force shall not receive a per diem, but shall receive expense reimbursement under the provisions of section 43.329. The task force shall expire on January 31, 1977.

The task force shall use to the largest extent possible the services of existing staffs in the executive and legislative branches of government. The task force shall elect a chairperson from among its members. The director shall be an additional ex-officio member without vote.

In January, 1976, the task force shall make recommendations to the governor and the legislature under the provisions of section 3.195 as to interim steps recommended to further reorganization of all human services.



In January, 1977, the task force shall issue its final report to the governor and the legislature under the provisions of section 3.195, containing a long range reorganization proposal for human services agencies and the separate federal categorical programs and undertake the legal research for recodification necessary to implement the reorganization. The proposal shall reflect any on-going social policy development."

Page 3, line 26, strike "3" and insert "4"

Page 3, line 27, strike "3" and insert "4"

Page 4, line 8, strike "3" and insert "4"

Page 4, line 18, after the period, insert: "There is further appropriated from the general fund \$ . . . . . to the human services task force for clerical and professional personnel expenses as well as publication of reports. This appropriation shall not cancel but shall remain available for the biennium."

Renumber sections in sequence

Amend the title as follows:

Page 1, line 5, after the semicolon and before "appropriating" insert "creating a human services task force,"

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

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

S. F. No. 932: A bill for an act relating to public welfare; powers of the commissioner of public welfare; amending Minnesota Statutes 1974, Section 256.01, Subdivision 2.

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

Amend the title as follows:

Page 1, line 2, strike "powers of" and insert "permitting"

Page 1, line 3, after "welfare" and before the semicolon, insert "to establish maximum fees for congregate living care under the income maintenance programs"

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. 770: A bill for an act relating to public welfare; clarifying the definition of vendor of medical assistance to cover public health nurses; amending Minnesota Statutes 1974, Section 256B.02, Subdivision 7.

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

Page 1, line 15, strike "*home health care services*;"

Page 1, line 16, strike "*preventive*" and insert "*health assessment*"

Page 1, line 16, after "*services*" and before the semicolon insert "*provided by public health nurses*"

Page 1, strike lines 19 through 22

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. 1008: A bill for an act relating to health; establishing a program for the care of persons suffering from hemophilia; providing for an advisory committee to act with the department of health to implement the program; appropriating money; amending Minnesota Statutes 1974, Chapter 144, by adding a section.

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

Page 1, line 16, strike "*department*" and insert "*board*"

Page 1, line 20, strike "*crippling*,"

Page 1, line 20, after "*other*" insert "*serious*"

Page 1, line 21, strike "*this critical chronic bleeding condition*" and insert "*hemophilia*"

Page 1, line 22, after "*for*" insert "*or obtain third party reimbursement from any public or private source for*"

Page 1, line 23, strike "*despite the existence of*" and insert a period

Page 1, strike line 24

Page 2, strike lines 1 and 2

Page 2, line 5, strike "*department*" and insert "*board*"

Page 2, line 5, strike "*this*" and insert "*the program*"

Page 2, line 6, strike "*act*"

Page 2, line 18, strike "*Any person appointed to fill a vacancy*" and insert "*Vacancies shall be filled by the commissioner for the unexpired term*"

Page 2, strike lines 19 and 20

Page 2, line 21, strike "*remainder of that term*"

Page 2, line 21, after "*shall*" insert "*annually elect a secretary and shall*"

Page 2, line 22, strike "*elected from among its members*"

Page 2, line 26, after *"their"* insert *"official"*

Page 2, line 26, strike *"as members of this committee"* and insert *"in the same manner and at the same rate as state employees"*

Page 2, line 27, strike *"department"* and insert *"board"*

Page 2, line 29, strike *"With the advice of the committee,"*

Page 3, line 3, strike *"the"* and insert *"and"*

Page 3, line 10, strike the comma after *"home"* and insert a semicolon

Page 3, line 20, strike *"the conducting"* and insert *"production"*

Page 3, line 24, after *"to"* insert *"implement the provisions of this act."*

Page 3, strike line 25

Page 3, line 31, after *"qualify"* insert *"for benefits"*

Page 3, line 31, strike *"the public"* and insert *"chapter 256B."*

Page 3, strike line 32

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

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 689: A bill for an act relating to local government; providing for the creation and operation of community councils in the city of Minneapolis.

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

Page 1, line 7, after *"in"* insert *"city"*

Page 1, line 13, after *"Subd. 2."* insert *"Community council or"*

Page 1, line 13, before *"created"* insert *"serving a community service area"*

Page 2, line 7, strike *"shall"* and after *"basis,"* insert *"may"*

Page 2, line 8, after *"time"* insert *"and location"*

Page 2, line 8, after *"general"* insert *"or municipal"*

Page 2, line 9, strike *"appointed"* and insert *"selected in any other manner provided"*

Page 2, line 9, after *"body"* insert *"of the city of Minneapolis"*

Page 2, line 11, strike *"appointive"* and insert *"selective"*

Page 2, line 14, after *"filled"* insert *"in the manner provided"*

Page 2, line 18, after *"initiative"* strike the remainder of the line

Page 2, strike lines 19 and 20

Page 2, line 21, strike "of the residents"

Page 2, line 22, after "area" insert "or existing community council"

Page 2, line 24, after "hearing" insert "in each recognized neighborhood area"

Page 2, line 27, strike "14" and insert "30"

Page 2, line 29, after the period add "A second such notice shall be given not less than 7 days before such hearing."

Page 3, line 1, after "plans" insert "for the community"

Page 3, line 4, after the period add "Copies of such plans and comments shall also be provided to the city council for informational purposes."

Page 3, line 7, strike ":"

Page 3, line 8, strike "(1) Delegate" and insert "delegate"

Page 3, strike lines 11, 12, and 13

Page 3, line 15, after "sources" insert "subject to the approval of the governing body of the city"

Page 3, strike all of Sec. 9 and insert:

"Sec. 9. This act shall become effective only after its approval by a majority of the governing body of the city of Minneapolis, and upon compliance with the provisions of Minnesota Statutes, Section 645.021."

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

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1510: A bill for an act relating to Ramsey county; allowing the county board to set sheriff's fees within the county; amending Laws 1974, Chapter 435, Section 3.10.

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

Page 1, line 8, strike "(a)" and insert "*Subdivision 1.*"

Page 2, line 6, strike "(b)" and insert "*Subd. 2.*"

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

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1294: A bill for an act authorizing the city of Shako-

pee to issue general obligation revenue bonds for the purpose of financing improvements to, and refunding bonds payable from the revenues of, its light and power system.

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

Page 1, line 21, after the period, insert:

"Any action pursuant to this section, however, shall not be authorized if 20 percent of the voters in the 1974 general election petition the city council of Shakopee for a referendum within 30 days after affirmative action is taken by the city council under section 2. In that event, a referendum shall be held by the city pursuant to Minnesota Statutes, Section 205.08, to consider whether the city of Shakopee, by its governing body, may issue bonds for the purpose of providing funds to acquire, improve and extend its electric light and power system."

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

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1517: A bill for an act relating to the city of Shoreview; authorizing the city of Shoreview to defer special assessments previously levied on property owned by senior citizens.

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

Page 1, line 10, strike "prior" and insert "after"

Page 1, line 11, strike "to"

Page 1, line 11, strike "1974" and insert "1971"

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

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

S. F. No. 1507: A bill for an act relating to Ramsey county; reestablishing the office of county surveyor and abolishing the plat commission; amending Laws 1974, Chapter 435, Section 3.18, and by adding a section; and repealing Laws 1974, Chapter 435, Section 3.15.

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

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

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.

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

Mr. Chenoweth from the Committee on Metropolitan and Urban Affairs, to which was referred

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.

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

Page 1, line 7, after "Anoka" insert "the technical accuracy of"

Page 1, line 8, strike "approved" and insert "verified"

Page 1, line 10, after "charged a" insert "reasonable"

Page 1, line 10, after "service" insert "based on the actual costs incurred"

Further amend the title as follows:

Page 1, line 3, strike "approval" and insert "verification"

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

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

H. F. No. 48: A bill for an act relating to public welfare; providing a coordinated approach to the supervision, protection and habilitation of mentally retarded persons; amending Minnesota Statutes 1974, Sections 253A.02, Subdivision 5, and by adding a subdivision; 253A.04, Subdivisions 1 and 2; 253A.07, Subdivisions 17, 19, and 21; 253A.15, Subdivision 1; 256.93, Subdivisions 1 and 2; 259.24, Subdivision 1; and 517.03; repealing Minnesota Statutes 1974, Sections 253A.07, Subdivision 18; 253A.13; and 256.07.

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

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

H. F. No. 259: A bill for an act relating to real estate; restricting the filing and recording of certain conveyances; amending Minnesota Statutes 1974, Section 462.358, Subdivision 4.

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

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

H. F. No. 986: A bill for an act relating to crime victims reparations; authorizing the crime victims reparations board to limit the fees charged by an attorney representing a claimant before the board; amending Minnesota Statutes 1974, Section 299B.03, Subdivision 1; and Chapter 299B, by adding a section.

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

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

H. F. No. 209: A bill for an act relating to adoptions; annulment of decree after discovery of defect; repealing Minnesota Statutes 1974, Section 259.30.

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

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

S. F. No. 763: A bill for an act relating to taxation; providing a homestead exemption for certain stockholders of a family farm corporation and partners of a partnership; amending Minnesota Statutes 1974, Section 273.13, Subdivision 6.

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 273.13, is amended by adding a subdivision to read:

*Subd. 6a. [HOMESTEAD OWNED BY FAMILY FARM CORPORATION OR PARTNERSHIP.] (a) Each family farm corporation and each partnership operating a family farm shall be entitled to class 3b assessment and shall be eligible for the credit provided in subdivision 6 for one homestead occupied by a shareholder or partner thereof who is residing on the land and who derives his principal income from the farming activities of the corporation or partnership. Such a homestead shall not exceed 120 acres, and shall be assessed as provided in subdivision 6, notwithstanding the fact that legal title to the property may be in the name of the corporation or partnership and not in the name of the person residing thereon. "Family farm corporation" and "family farm" shall mean as defined in section 500.24.*

*(b) In addition to property specified in paragraph (a), any other residences owned by corporations or partnerships described in paragraph (a) which are located on agricultural land and occupied as homesteads by shareholders or partners who derive their principal income from the farming activities of the corporation or partnership, shall also be assessed as class 3b property and be entitled to the credit provided in subdivision 6, but the property*

*eligible shall be limited to the residence itself and as much of the land surrounding the homestead, not exceeding one acre, as is reasonably necessary for the use of the dwelling as a home, and shall not include any other structures that may be located thereon.*

*Sec. 2. This act is effective for the 1975 assessment year and subsequent years."*

Amend the title as follows:

Page 1, line 5, after "273.13," insert "by adding a subdivision."

Page 1, strike line 6

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. 911: A bill for an act relating to taxation; defining a "sale" for sales and use tax purposes; amending Minnesota Statutes 1974, Section 297A.01, Subdivision 3.

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

Page 2, line 6, after "devices" insert "*only if granted upon the payment, or promise of payment, of a mandatory admission charge*"

Page 2, line 11, strike "*a nonprofit cultural*" and insert "*an*"

Page 2, line 11, after "*organization*" insert "*exempt from income taxation pursuant to section 290.05, subdivision 1 (i)*"

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

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

S. F. No. 26: A bill for an act relating to the operation of state government; requiring departments, agencies and institutions of the state to procure products and services from sheltered workshops and work activity programs.

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

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

S. F. No. 929: A bill for an act relating to state parks; adding land to Helmer Myre state park; appropriating funds.

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

Page 2, line 5, after "Sec. 2." strike "There is appropriated to the commissioner of"



Page 2, strike lines 6, 7, and 8

Page 2, line 9, strike "Minnesota Statutes, Section 85.012."

Further amend the title as follows:

Page 1, line 3, strike "; appropriating funds"

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

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

S. F. No. 1610: A bill for an act relating to the legislature; prescribing powers and duties of the joint coordinating committee; amending Minnesota Statutes 1974, Chapter 3, by adding a section; Section 3.304, Subdivisions 1, 2, 3 and 5; and Chapter 482, by adding sections; repealing Minnesota Statutes 1974, Section 3.304, Subdivisions 4, 6 and 7.

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

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

S. F. No. 487: A bill for an act relating to agriculture; restrictions upon farming by corporations; amending Minnesota Statutes 1974, Section 500.24.

Reports the same back with the recommendation that the report of the Committee on Natural Resources and Agriculture reported in the Journal for April 17, 1975 be adopted and the bill be re-referred to the Committee on Judiciary. Amendments adopted. Report adopted.

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

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

Reports the same back with the recommendation that the report of the Committee on Labor and Commerce reported in the Journal for April 19, 1975 be adopted and the bill be re-referred to the Committee on Governmental Operations. Amendments adopted. Report adopted.

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

S. F. Nos. 1585 and 1602 reports the same back with the recommendation that the bills be re-referred as follows:

S. F. No. 1585 to the Committee on Governmental Operations.

S. F. No. 1602 to the Committee on Judiciary.

Report adopted.

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

H. F. Nos. 1518, 593, 1217, 119, 558, 1465, 583, and 176 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.
1518	1462	1465	1423		
593	349				
1217	1148				
119	158				
558	1350				
583	365				
176	1620				

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. 584, 679, 1262 and 1506 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.
584	468				
679	625				
1262	1198				
1506	1432				

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 584 be amended as follows:

Page 5, line 18, after "board" insert a comma

Page 11, line 30 should read "[ANNUITIES.] The annuity of a person"

Page 14, line 27, after "1a" delete the comma

And when so amended, H. F. No. 584 will be identical to S. F. No. 468 and further recommends that H. F. No. 584 be given its second reading and substituted for S. F. No. 468 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 679 be amended as follows:

Strike everything after the enacting clause and insert:

"Section 1. [CITATION.] Sections 1 to 14 may be cited as the Minnesota pistol regulation act.

Sec. 2. [PURPOSE; DECLARATION OF POLICY.] It is the purpose of sections 1 to 14 to regulate the possession, sale, purchase and transfer of pistols. It is not the intent of the legislature to regulate shotguns, rifles and other longguns of the type commonly used for hunting and not defined as pistols, or to place the cost of administration upon those citizens who wish to lawfully possess or carry pistols, or to confiscate or otherwise restrict the use of pistols by law-abiding citizens.

Sec. 3. [DEFINITIONS.] Subdivision 1. As used in sections 1 to 14, the terms defined in this section shall have the meanings given them.

Subd. 2. "Pistol" includes a weapon designed to be fired by the use of a single hand and with an overall length less than 26 inches, or having a barrel or barrels of a length less than 18 inches in the case of a shotgun or having a barrel of a length less than 16 inches in the case of a rifle (a) from which may be fired or ejected one or more solid projectiles by means of a cartridge or shell or by the action of an explosive or the igniting of flammable or explosive substances; or (b) for which the propelling force is a spring, elastic band, carbon dioxide, air or other gas, or vapor. "Pistol" does not include a device firing or ejecting a shot measuring .18 of an inch, or less, in diameter and commonly known as a "BB gun," a scuba gun, a stud gun or nail gun used in the construction industry or children's pop guns or toys.

Subd. 3. "Person" includes an individual, corporation, partnership, firm or association. As applied to partnerships or associations the word "person" includes the partners or members; as applied to corporations, it includes the officers, agents or employees who are responsible for the act referred to.

Subd. 4. "Commissioner" means the commissioner of public safety.

Subd. 5. "Transferor" means any person who sells, gives, furnishes, loans, assigns or transfers, whether or not for a consideration, a pistol or the frame or receiver of a pistol to another.

"Transferee" means a person to whom a pistol or the frame or receiver of a pistol is sold, given, furnished, loaned, assigned or transferred, whether or not for a consideration.

"Transfer" means a sale, gift, loan, assignment, or other furnishing, whether or not for a consideration, of a pistol or the frame or receiver of a pistol to another.

The terms defined in this subdivision shall not apply to transfers between dealers licensed pursuant to section 4 or to the following loans made for temporary use:

(a) Between relatives who reside with the owner of the pistol if the loan was intended to be for a period less than 14 days;

(b) Between an owner of a pistol and a prospective buyer if the loan to the prospective buyer does not exceed one hour;

(c) Between the owner of the pistol and a person for the purpose of repairing the pistol;

(d) Between teachers and students enrolled in a course designed to teach marksmanship and safety with a pistol and approved by the commissioner of natural resources;

(e) Between persons at a pistol or firearm collector's exhibition if the exchange was intended to be for a period of less than one hour;

(f) Between persons lawfully engaged in hunting or target shooting if the loan was intended to be for a period less than 12 hours;

(g) Between law enforcement officers who have the power to make arrests other than citizen arrests; or

(h) Between employees and between the employer and employees of a corporation when the employee is required to carry a pistol by reason of his employment and has applied for and received a permit to carry.

Subd. 6. "Dealer" means a person engaged in the business of selling pistols at wholesale or retail.

Subd. 7. "Crime of violence" includes murder in the first degree, murder in the second degree, murder in the third degree, manslaughter in the first degree, manslaughter in the second degree, aiding suicide, aiding attempted suicide, aggravated assault, use of drugs to injure or to facilitate crime, simple robbery, aggravated robbery, kidnapping, false imprisonment, aggravated rape, rape, aggravated sodomy, felonious theft, aggravated arson, riot, burglary, reckless use of a gun or dangerous weapon, intentionally pointing a gun at or towards a human being, setting a spring gun, and unlawfully owning, possessing, or operating a machine gun, and an attempt to commit any of these offenses, as each of those offenses are defined in Minnesota Statutes, Chapter 609.

Sec. 4. [CERTAIN PERSONS NOT TO HAVE PISTOLS.] Subdivision 1. The following persons shall not be entitled to carry, hold, possess or become transferees of a pistol:

(a) A person under the age of 18 years except that a person under 18 may carry, hold, possess or use a pistol (i) in the actual presence or under the direct supervision of his parent or guardian, (ii) for the purpose of military drill under the auspices of a legally recognized military organization and under competent supervision, (iii) for the purpose of instruction, competition or target practice on a firing range approved by the chief of police or county sheriff in whose jurisdiction the range is located and under constant direct supervision; or (iv) if the person has successfully completed a course designed to teach marksmanship and safety with a pistol and approved by the commissioner of natural resources;

(b) A person who has been convicted in this state or elsewhere of a crime of violence unless ten years have elapsed since the person has been restored his civil rights or the sentence has expired, whichever occurs first, and during that time he has not been convicted of any other crime of violence. For purposes of this section, crime of violence includes crimes in another state or jurisdiction which would have been crimes of violence as herein defined if they had been committed in this state;

(c) A mentally ill or mentally deficient person as defined in Minnesota Statutes, Section 253A.02, or a person who is or has ever been confined or committed voluntarily or by court order in Minnesota or elsewhere for a mental disorder or defect to a hospital, mental institution or sanitarium, unless he possesses a certificate of a medical doctor or psychiatrist licensed in Minnesota, or other satisfactory proof, in accordance with regulations adopted by the commissioner, that he is no longer suffering from this disability;

(d) A person who has been convicted in Minnesota or elsewhere for the unlawful use, possession or sale of a controlled substance other than conviction for possession of a small amount of marijuana, as defined in section 152.01, subdivision 16, or a person who is or has ever been hospitalized or committed for treatment for the habitual use of a controlled substance or marijuana, as defined in Minnesota Statutes, Sections 152.01 and 152.02, unless he possesses a certificate of a medical doctor or psychiatrist licensed in Minnesota, or other satisfactory proof, in accordance with regulations adopted by the commissioner, that he has not abused a controlled substance or marijuana during the previous two years; or

(e) A person who has been confined or committed to a hospital, mental institution or sanitarium in Minnesota or elsewhere as an "inebriate person" as that term is defined in Minnesota Statutes, Section 253A.02, or for alcoholic problems, or who has a history of alcoholic problems, unless he possesses a certificate of a medical doctor or psychiatrist licensed in Minnesota, or other satisfactory proof, in accordance with regulations adopted by the commissioner, that he has not abused alcohol during the previous two years. A person who issues a certificate pursuant to this subdivision in good faith shall not be liable for damages in an action arising out of the issuance.

Subd. 2. A person who knowingly transfers a pistol to a person named in this section is guilty of a gross misdemeanor.

Subd. 3. A person named in this section who carries, holds, pos-

sesses or becomes a transferee of a pistol is guilty of a gross misdemeanor.

Sec. 5. [PERMITS REQUIRED.] Subdivision 1. No person shall transfer a pistol, or be a transferee thereof, unless the transferee has first secured a transferee's permit according to this section.

Subd. 2. [WHERE APPLICATION MADE.] Application for transferee's permits shall not be public records within the meaning of Minnesota Statutes, Section 15.17. Applications for transferee's permits shall be made to the chief of police of an organized full time police department of the municipality where the applicant resides or to the county sheriff where there is no such local chief of police where the applicant resides. If the applicant is not a resident of the state of Minnesota he shall apply in the city or county of transfer. At the time of application, the local police authority shall provide the applicant with a dated receipt for the application.

Subd. 3. [CONTENTS.] Applications for transferee's permits shall set forth the name, residence, place of business, age, date of birth, occupation, sex and physical description including distinguishing physical characteristics, if any, of the applicant. The application shall be signed by the applicant under oath.

Subd. 4. [INVESTIGATION.] The application authority shall check criminal records, histories, and warrant information on each applicant through the Minnesota Crime Information System computer.

Subd. 5. [GRANTING OF PERMITS.] Transferee's permits shall be granted or denied solely on the criteria in section 4 not less than 14 days from the date of receipt of the application. The local police authority shall provide an applicant with written notification of a denial and the specific reason for the denial. The chief police officer or the county sheriff may issue a transferee's permit immediately upon application; provided, however, the processing of the permit shall otherwise conform to the provisions of this section in all respects. Failure of the chief police officer or the county sheriff to deny the application or issue a transferee's permit within 21 days of the date of application shall be deemed to be a grant thereof. A transferee's permit shall be valid for a period of 45 days from the date of issuance and may be renewed during the period for good cause for an additional 45 days. The permits shall be issued free of charge.

Subd. 6. [TRANSFEREE'S PERMIT; RECORD OF TRANSFER.] The transferee's permit shall be issued to the applicant in triplicate. Prior to the time he receives the pistol from the transferor, the applicant shall deliver to the transferor the permit in triplicate and the transferor shall complete all of the information required on the form. Within five days of the date of the transfer the transferor shall forward the original copy to the chief of police of the municipality in which the purchaser resides, except that in a municipality having no chief of police, such copy shall be forwarded to the county sheriff of the county wherein the municipality is located. The second copy shall then be returned to the transferee with the pistol and the third copy shall be kept by the transferor. The local police authority shall keep its copy of the permit. The transferor shall keep his copy for 90 days. The transferee need not keep his copy after he has acquired the pistol or 90 days elapse.

Subd. 7. [TRANSFER OF PISTOLS.] A person who does any of the following is guilty of a misdemeanor:

(a) Transfers a pistol to a person who does not either present evidence of his identity or is personally known to the transferor; or

(b) Transfers a pistol which is not unloaded and securely wrapped.

Subd. 8. [PENALTIES.] A person who does any of the following is guilty of a gross misdemeanor:

(1) Transfers a pistol to a person who does not possess a transferee's permit;

(2) Transfers a pistol to a person who has made a false statement on his application for a transferee's permit, knowing or having reason to know that the transferee has made the false statement; or

(3) Becomes a transferee of a pistol without having first received a transferee's permit.

Sec. 6. [OUT OF STATE PISTOLS.] Subdivision 1. A person who is not a resident of the state and owns, possesses or otherwise has control of a pistol shall within 30 days after entering the state obtain a transferee's permit for all the pistols which he owned, possessed or otherwise controlled when he entered the state at the office of the chief of police of the municipality in which the person resides, or the county sheriff of the county in which the person resides by completing a transferee's application form in the manner set out in section 5.

Subd. 2. Within 30 days after becoming a transferee of a pistol outside of this state, the transferee shall obtain a transferee's permit for the pistol with the chief of police of the municipality in which the transferee resides or with the county sheriff of the county in which the transferee resides by completing a transferee's application form in the manner set out in section 5.

Subd. 3. A person required by this section to obtain a transferee's permit for a pistol who fails to do so is guilty of a misdemeanor.

Sec. 7. [EXCEPTIONS.] Sections 5 and 6 shall not apply to the passing of a pistol upon the death of an owner to his heir or legatee. If the heir or legatee of the pistol does not qualify to possess the pistol or pistols pursuant to section 4 the pistol or pistols may be possessed by him for the purpose of sale for a period not exceeding 180 days, or for such further limited period as may be approved by the chief law enforcement officer of the municipality in which the heir or legatee resides or the county sheriff if there is no local chief of police where the heir or legatee resides. A personal representative may sell or transfer the pistol or pistols pursuant to this section without obtaining a dealer's permit or registering the pistol or pistols pursuant to section 5.

Sec. 8. [CARRYING WEAPONS WITHOUT PERMIT.] Subdivision 1. [PENALTY.] A person, other than a law enforcement officer who has authority to make arrests other than citizens arrests, who carries, holds or possesses a pistol in a motor vehicle or snowmobile, or on or about his clothes or person, or otherwise in his possession or control in a public place or public area without first having ob-

tained a permit to carry the pistol is guilty of a gross misdemeanor. A person who has been issued a permit and who engages in activities other than those for which the permit has been issued, is guilty of a misdemeanor.

Subd. 2. [APPLICATION FOR A PERMIT TO CARRY.] The procedure to acquire a permit to carry shall be the same as provided in section 5, subdivisions 2 to 4. Reasonable proof of the need to carry a pistol and that the applicant is of sufficient maturity and possesses sufficient skill and knowledge in the handling of pistols shall be required for permits to carry.

Subd. 3. [GRANTING OF PERMITS.] Failure of the chief police officer or the county sheriff to deny the application or issue a permit to carry a pistol within 21 days of the date of application shall be deemed to be a grant thereof. The local police authority shall provide an applicant with written notification of a denial and the specific reason for the denial. The permits and their renewal shall be granted free of charge. The permit shall specify the activities for which it shall be valid.

Subd. 4. [RENEWAL.] Permits to carry a pistol issued pursuant to this section shall expire annually and shall thereafter be renewed in the same manner and subject to the same provisions by which the original permit was obtained.

Subd. 5. [PERMIT TO CARRY VOIDED.] The permit to carry shall be void at the time that the holder becomes prohibited from possessing a pistol under section 4, in which event the holder shall return the permit within five days to the application authority. Failure of the holder to return the permit within the five days is a gross misdemeanor, unless the court finds that the circumstances or the physical or mental condition of the permit holder prevented the holder from complying with the return requirement.

Subd. 6. [CARRYING PISTOLS ABOUT ONE'S PREMISES OR FOR PURPOSES OF REPAIR, TARGET PRACTICE.] A permit to carry is not required of a person:

(a) To keep or carry about his place of business, dwelling house, premises or on land possessed by him a pistol;

(b) To carry a pistol from a place of purchase to his dwelling house or place of business, or from his dwelling house or place of business to or from a place where repairing is done, to have the pistol repaired;

(c) To carry a pistol from his dwelling house to his place of business;

(d) To carry a pistol in the woods or fields or upon the waters of this state for the purpose of hunting other than protected wild animals or of target shooting in a safe area; or

(e) To transport any pistol while traveling to or from hunting, fishing or a target range or other authorized place for the purpose of practice, match, target, trap or skeet shooting or shooting exhibitions; if the pistol while carried in a motor vehicle is



unloaded and contained in a closed and fastened case, gunbox, or securely tied package, and locked in the trunk of the automobile in which the person is transporting the pistol, or kept in some other area of the vehicle not normally occupied by the driver or passengers, if the motor vehicle is not equipped with a trunk. If a vehicle does not have an enclosed area other than the driver or passenger area, the pistol may be carried in the driver or passenger area as long as the pistol is unloaded and contained in a closed and fastened case, gunbox, or securely tied package. A utility compartment or glove compartment shall be deemed to be within the area occupied by the driver and passengers. If the pistol is carried lawfully pursuant to this section in a snowmobile or boat, it shall be unloaded.

Sec. 9. [NO LIMIT ON NUMBER OF PISTOLS.] A person shall not be restricted as to the number of pistols he may acquire or carry.

Sec. 10. [FALSE REPRESENTATIONS IN APPLICATIONS OR IN PURCHASES.] A person who gives or causes to be given any false information or signs a fictitious name or address in applying for a dealer's license, transferee's permit, registration or permit to carry is guilty of a gross misdemeanor.

Sec. 11. [HEARING UPON DENIAL.] Any person aggrieved by the denial of a transferee's permit or permit to carry may appeal the denial to the county court having jurisdiction over the county or municipality wherein the denial occurred. The matter shall be heard de novo without a jury.

Sec. 12. [EXEMPTIONS; ANTIQUES AND ORNAMENTS.] Sections 4 to 8 shall not apply to antique pistols or replicas thereof which are incapable of being fired, which do not fire fixed ammunition, or for which ammunition is not commercially available, and which are possessed as curiosities or for their historical significance or value.

Sec. 13. [ALTERING SERIAL NUMBER OF PISTOL; SALE; PENALTY.] Subdivision 1. A person who intentionally alters, changes, removes, disfigures, obliterates, or defaces the name of the maker, model, manufacturer's serial number, or other mark of identification of a pistol is guilty of a gross misdemeanor.

Subd. 2. A person who possesses a pistol with a serial number which has been altered, changed, disfigured or defaced with intent to prevent identification or tracing of the pistol is guilty of a gross misdemeanor.

Sec. 14. [LOCAL REGULATION.] Sections 1 to 13 shall not be construed to prohibit more restrictive municipal or county regulation of the transfer, carrying, or possession of pistols.

Sec. 15. [EFFECTIVE DATE.] This act is effective October 1, 1975."

Further, strike the title and insert

"A bill for an act relating to crimes; regulating the transfer, possession, and use of pistols; requiring permits to acquire and

carry pistols; prohibiting the sale or transfer to or carrying by certain persons of pistols; prescribing penalties."

And when so amended, H. F. No. 679 will be identical to S. F. No. 625 and further recommends that H. F. No. 679 be given its second reading and substituted for S. F. No. 625 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 1262 be amended as follows:

Page 1, line 10, after "a" and before "licensed" insert "person"

Page 1, line 10, after "licensed" insert "to practice mortuary science under chapter 149,"

Page 1, strike line 11

Page 1, line 12, strike "a" and insert "any other"

Page 1, line 12, strike "designated by the University of Minnesota,"

Page 1, strike line 13

Page 1, line 14, strike "person" and insert "who"

Page 1, line 16, strike "offering said course, and"

Page 1, strike line 17

Page 1, line 18, strike "ophthalmology"

Page 1, line 19, strike "such" and insert "a"

Page 1, line 20, strike "if a" and insert ". A written"

Page 1, line 21, strike "is first" and insert "must be"

Page 1, line 21, after "obtained" and before the period insert "prior to the performance of the procedure"

Page 1, line 23, after "subdivision 2" strike the comma and insert a period

Page 2, strike line 1

Page 2, line 2, strike "or a properly designated" and insert "A mortician or other"

Page 2, line 3, strike the comma

Amend the title as follows:

Page 1, line 6, strike "595.924" and insert "525.924"

And when so amended, H. F. No. 1262 will be identical to S. F. No. 1198 and further recommends that H. F. No. 1262 be given its second reading and substituted for S. F. No. 1198 and that the Senate File be indefinitely postponed.

Pursuant to Rule 49 the Committee on Rules and Administration recommends that H. F. No. 1506 be amended as follows:

Page 2, line 8, after "college" insert ", "academy", "institute"

Page 2, line 17, delete "and"

Page 2, line 18, after "attendance" insert ", and such other matters as the commission shall determine by regulation"

Page 3, line 4, after "college" insert ", "academy", "institute"

Page 3, line 13, after "college" insert ", "academy", "institute"

And when so amended, H. F. No. 1506 will be identical to S. F. No. 1432 and further recommends that H. F. No. 1506 be given its second reading and substituted for S. F. No. 1432 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 was referred H. F. No. 49 for comparison to companion Senate Files, reports the following House File was found not identical with its companion Senate File as follows:

GENERAL ORDERS		CALENDAR OF ORDINARY MATTERS		CALENDAR	
H.F. No.	S.F. No.	H.F. No.	S.F. No.	H.F. No.	S.F. No.
49	44				

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

Page 1, line 9, delete "DULUTH, CITY OF;"

Page 1, line 12, after "or" insert "the town of Herman,"

Page 1, line 17, after "certified" insert "by the state board of health or the state board of medical examiners"

Page 1, line 19, delete "is" and insert "and the town of Herman are"

Page 3, delete lines 19 to 21 and 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."

Further, amend the title as follows:

Page 1, line 2, after "Duluth" insert "and the town of Herman"

And when so amended, H. F. No. 49 will be identical to S. F. No. 44 and further recommends that H. F. No. 49 be given its second reading and substituted for S. F. No. 44 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 was referred H. F. No. 274 for proper reference, recommends the above House File be re-referred to its respective Committee as follows:

H. F. No. 274 to the Committee on Judiciary.

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

#### SECOND READING OF SENATE BILLS

S. F. Nos. 1105, 1135, 1661, 377, 400, 819, 1077, 932, 770, 689, 1510, 1294, 1507, 1124, 1126, 763, 911, 26, 929 and 1610 were read the second time.

#### SECOND READING OF HOUSE BILLS

H. F. Nos. 259, 986, 209, 1465, 1217, 119, 558, 593, 1518, 176, 583, 584, 679, 1262, 1506 and 49 were read the second time.

**MOTIONS AND RESOLUTIONS**

Mr. Schmitz moved that S. F. No. 182 and the Conference Committee Report thereon be laid on the table and the Conference Committee Report be printed in the Journal. The motion prevailed.

**CONFERENCE COMMITTEE REPORT ON S. F. NO. 182**

A bill for an act relating to counties; eliminating payment of certain fees to county sheriffs; requiring county boards to furnish board and other services for prisoners in county jails; amending Minnesota Statutes 1974, Sections 387.20, Subdivisions 5 and 6; 641.02; 641.03; 641.12; and 641.13; repealing Minnesota Statutes 1974, Section 641.11.

April 24, 1975

The Honorable Alec G. Olson  
President of the Senate

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

We, the undersigned conferees for S. F. No. 182, report that we agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S. F. No. 182 be further amended as follows:

Page 2, line 19, after "*including*" insert "*the reimbursement of the sheriff or his designee for*"

Page 2, line 20, strike "*for*" and insert "*provided to*"

Page 4, line 32, before "*sections*" insert "*Until January 1, 1979, nothing in*"

Page 4, line 32, strike "*not*"

Page 5, strike lines 1 and 2 and insert "*be construed to preclude the payment of fees to or the retention of fees by a sheriff in a county operating under a special law which provides that the sheriff is to receive the compensation provided by law for boarding prisoners.*"

We request adoption of this report and repassage of the bill in accordance therewith.

Senate Conferees: (Signed) Robert J. Schmitz, C. R. (Baldy) Hansen, John Bernhagen.

House Conferees: (Signed) Ted L. Suss, Leo J. Reding, Ronald B. Sieloff.

**MOTIONS AND RESOLUTIONS—CONTINUED**

Mr. Milton moved that S. F. No. 1517 be withdrawn from the Committee on Taxes and Tax Laws and placed on General Orders. The motion prevailed.

Mr. Coleman, from the Committee on Rules and Administration, offered the following resolution:

**BE IT RESOLVED**, by the Senate, that the following named person be and is hereby appointed to the position hereinafter stated and at the salary heretofore fixed.

Rev. Ronald C. Peterson, Chaplain, effective April 21, 1975.

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

Mr. Davies moved that H. F. No. 911 be withdrawn from the Committee on Judiciary and re-referred to the Committee on Rules and Administration for comparison to S. F. No. 746, now on the Calendar. The motion prevailed.

Mr. Schaaf moved that the name of Mr. Humphrey be added as co-author to S. F. No. 1559. The motion prevailed.

Under the Order of Business of Motions and Resolutions, Mr. Coleman moved to take up the Senate Calendar. The motion prevailed.

### THIRD READING OF SENATE BILLS

S. F. No. 115: A bill for an act relating to the arts; creating a board of the arts to succeed the state arts council; prescribing powers and duties; amending Minnesota Statutes 1974, Chapter 139 by adding sections; repealing Minnesota Statutes 1974, Sections 139.01; 139.02; 139.03; 139.04 and 139.05.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 366: A bill for an act relating to deferred compensation; authorizing participation by state and other public employees in the state deferred compensation plan; transferring duties; appropriating money; amending Minnesota Statutes 1974, Chapter 352, by adding a section; repealing Minnesota Statutes 1974, Section 16A.17, 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 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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

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 51 and nays 10, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Davies	Knutson	Ogdahl	Renneke	Spear
Frederick	Laufenburger	Patton	Schaaf	Tennessen

So the bill passed and its title was agreed to.

S. F. No. 1215: A bill for an act relating to intoxicating liquor; filing of wholesale price schedules; amending Minnesota Statutes 1974, Section 340.983.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 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
Berg	Frederick	Knutson	Olson, H. D.	Solon
Bernhagen	Gearly	Kowalczyk	Olson, J. L.	Spear
Blatz	Hansen, Baldy	Larson	O'Neill	Stassen
Brataas	Hansen, Mel	Laufenburger	Patton	Stokowski
Brown	Hanson, R.	McCutcheon	Perpich, A. J.	Stumpf
Chenoweth	Hughes	Merriam	Perpich, G.	Tennessee
Chmielewski	Humphrey	Milton	Pillsbury	Wegener
Conzemius	Josefson	Moe	Renneke	Willet

So the bill passed and its title was agreed to.

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

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 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
Berg	Frederick	Knutson	Olson, H. D.	Solon
Bernhagen	Gearly	Kowalczyk	Olson, J. L.	Spear
Blatz	Hansen, Baldy	Larson	O'Neill	Stassen
Brataas	Hansen, Mel	Laufenburger	Patton	Stokowski
Brown	Hanson, R.	McCutcheon	Perpich, A. J.	Stumpf
Chmielewski	Hughes	Merriam	Perpich, G.	Tennessee
Coleman	Humphrey	Milton	Pillsbury	Wegener
Conzemius	Josefson	Moe	Renneke	Willet

So the bill passed and its title was agreed to.

S. F. No. 1188: A bill for an act relating to forestry; authorizing forest officers to issue notices having the effect of a summons and complaint; amending Minnesota Statutes 1974, Section 88.10, Subdivision 1.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.



S. F. No. 1434: A bill for an act relating to counties; providing for formation of water and sewer districts; amending Minnesota Statutes 1974, Sections 116A.01, Subdivisions 1a and 4, and by adding a subdivision; 116A.02, Subdivision 3, and by adding a subdivision; 116A.12, Subdivision 8; 116A.19, by adding a subdivision; 116A.20, Subdivisions 1, 2 and 5, and by adding a subdivision; and 116A.24, Subdivisions 1, 2 and 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 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 1296: A bill for an act relating to insurance; making more certain which group insurance policies and subscriber contracts are required to provide insurance coverage to employees after termination of employment; extending the period for certain notices to terminated employees; requiring certain group insurance policies to provide for optional conversion to an individual policy after group coverage terminates; amending Minnesota Statutes 1974, Sections 62A.16; and 62A.17, Subdivisions 2 and 5, and by adding a subdivision.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 1442: A bill for an act relating to real estate; changing certain procedure involving mortgage discharges and release of attachment; amending Minnesota Statutes 1974, Sections 507.40 and 570.11.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 1441: A bill for an act relating to real estate; changing recording functions of the register of deeds; amending Minnesota Statutes 1974, Section 386.19.

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 61 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 1443: A bill for an act relating to real estate; liens; eliminating the required margin notation by register of deeds; amending Minnesota Statutes 1974, Section 514.12, Subdivision 3.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 765: A bill for an act relating to insurance; defining certain unfair discriminatory practices; amending Minnesota Statutes 1974, Section 72A.20, 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	Conzemius	Josefson	Moe	Renneke
Arnold	Davies	Keefe, J.	Nelson	Schaaf
Ashbach	Doty	Keefe, S.	Ogdahl	Schmitz
Bang	Dunn	Kirchner	Olhoft	Schrom
Berg	Fitzsimons	Kleinbaum	Olson, A. G.	Sillers
Bernhagen	Frederick	Knutson	Olson, H. D.	Spear
Blatz	Gearty	Kowalczyk	Olson, J. L.	Stassen
Brataas	Hansen, Baldy	Larson	O'Neill	Stumpf
Brown	Hansen, Mel	Laufenburger	Patton	Tennessee
Chenoweth	Hanson, R.	McCutcheon	Perpich, A. J.	Wegener
Chmielewski	Hughes	Merriam	Perpich, G.	Willet
Coleman	Humphrey	Milton	Pillsbury	

So the bill passed and its title was agreed to.

S. F. No. 921: A bill for an act relating to railroads; providing for toilet facilities in certain railroad company motor vehicles; amending Minnesota Statutes 1974, Section 219.562, Subdivision 1; repealing Minnesota Statutes 1974, Section 219.562, Subdivision 2.

With the unanimous consent of the Senate, Mr. Kleinbaum moved to amend S. F. No. 921 as follows:

Page 2, line 2, strike "six" and insert "nine"

Page 2, line 2, after "headquarters" strike the period and insert a semicolon

The motion prevailed. So the amendment was adopted.

S. F. No. 921 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 37 and nays 20, as follows:

Those who voted in the affirmative were:

Anderson	Doty	Kleinbaum	Ogdahl	Stokowski
Arnold	Fitzsimons	Knutson	Olson, A. G.	Stumpf
Berg	Gearty	Kowalczyk	Olson, H. D.	Tennessen
Bernhagen	Hansen, Baldy	Larson	Schaaf	Wegener
Brataas	Hanson, R.	Laufenburger	Schmitz	Willet
Chmielewski	Humphrey	Merriam	Schrom	
Coleman	Keefe, J.	Milton	Solon	
Davies	Keefe, S.	Moe	Spear	

Those who voted in the negative were:

Ashbach	Conzemius	Josefson	Olhoft	Perpich, G.
Bang	Dunn	Kirchner	Olson, J. L.	Pillsbury
Blatz	Frederick	McCutcheon	O'Neill	Renneke
Brown	Hansen, Mel	Nelson	Patton	Stassen

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

S. F. No. 230: A bill for an act relating to credit unions; raising application fees for new state chartered credit unions; amending Minnesota Statutes 1974, Section 52.01.

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

So the bill passed and its title was agreed to.

S. F. No. 963: A bill for an act relating to insurance; prohibiting offsets in certain contracts for disability benefits received or receivable under the federal Social Security Act; amending Minnesota Statutes 1974, Chapter 62A, by adding a section; Sections 62B.06, Subdivision 2; 62C.14, by adding a subdivision; 62D.12, by adding a subdivision; and 64A.31, by adding a subdivision.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60, and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Brataas	Doty	Hanson, R.	Kleinbaum
Arnold	Brown	Dunn	Hughes	Knutson
Ashbach	Chenoweth	Fitzsimons	Humphrey	Kowalczyk
Bang	Chmielewski	Frederick	Josefson	Larson
Berg	Coleman	Gearty	Keefe, J.	Laufenburger
Bernhagen	Conzemius	Hansen, Baldy	Keefe, S.	McCutcheon
Blatz	Davies	Hansen, Mel	Kirchner	Merriam

Milton	Olson, A. G.	Perpich, G.	Schrom	Stokowski
Moe	Olson, H. D.	Pillsbury	Sillers	Stumpf
Nelson	Olson, J. L.	Renneke	Solon	Tennessee
Ogdahl	O'Neill	Schaaf	Spear	Wegener
Olhoff	Patton	Schmitz	Stassen	Willet

So the bill passed and its title was agreed to.

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

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 58 and nays 1, as follows:

Those who voted in the affirmative were:

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

Mr. Merriam voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 892: A bill for an act relating to crimes; application of the prohibitions of the crime of conspiracy to persons outside the state; amending Minnesota Statutes 1974, Section 609.175, Subdivision 3.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 1391: A bill for an act relating to water and related land resources management; amending Minnesota Statutes 1974, Section 378.31, Subdivision 2, and by adding a subdivision; repealing Laws 1945, Chapter 163.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60, and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 896: A bill for an act relating to field archaeology; regulating field archaeology on state sites; providing for the appointment of a state archaeologist and prescribing his powers and duties; prescribing the powers and duties of the director of the Minnesota historical society pertaining to field archaeology; amending Minnesota Statutes 1974, Sections 138.31, Subdivision 2; 148.35, Subdivision 1; 138.39; and 138.40; repealing Minnesota Statutes 1974, Sections 138.31, Subdivision 8; and 138.37, Subdivision 3.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 1321: A bill for an act relating to tax forfeited land; authorizing the county board to sell certain land to veterans for the purpose of homesteading; amending Minnesota Statutes 1974, Sections 282.031; 282.032; 282.0331 and 282.037.

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 55 and nays 5, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Chenoweth	McCutcheon	Merriam	Moe	Stumpf
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So the bill passed and its title was agreed to.

S. F. No. 413: A bill for an act relating to natural resources; authorizing acquisition of perpetual conservation restrictions by the commissioner of natural resources and certain nonprofit corporations; amending Minnesota Statutes 1974, Sections 84.64, Subdivision 1; and 84.65, Subdivisions 1 and 3.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 54 and nays 6, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Bernhagen	Frederick	Olson, J. L.	Renneke	Schrom
Fitzsimons				

So the bill passed and its title was agreed to.

S. F. No. 1429: A bill for an act relating to the city of Saint Paul; compensation of elected officers; amending Laws 1973, Chapter 691, Section 4, Subdivision 1.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

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.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 829: A bill for an act relating to state colleges; requiring the state college board to designate certain colleges as state universities; amending Minnesota Statutes 1974, Section 136.01.

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 12, as follows:

Those who voted in the affirmative were:

Anderson	Berg	Brown	Fitzsimons	Hanson, R.
Arnold	Bernhagen	Chenoweth	Frederick	Hughes
Ashbach	Blatz	Chmielewski	Gearty	Humphrey
Bang	Brataas	Dunn	Hansen, Mel	Josefson



Keefe, J.	Larson	Ogdahl	Renneke	Stassen
Keefe, S.	Laufenburger	Olson, H. D.	Schaaf	Stumpf
Kirchner	McCutcheon	O'Neill	Schmitz	Tennessen
Kleinbaum	Merriam	Patton	Schrom	Wegener
Knutson	Milton	Perpich, A. J.	Sillers	Willet
Kowalczyk	Moe	Pillsbury	Solon	

Those who voted in the negative were:

Coleman	Doty	Olhoft	Olson, J. L.	Spear
Conzemius	Hansen, Baldy	Olson, A. G.	Perpich, G.	Stokowski
Davies	Nelson			

So the bill passed and its title was agreed to.

S. F. No. 1189: A bill for an act relating to natural resources; revising priorities for appropriation and use of water; amending Minnesota Statutes 1974, Section 105.41, Subdivision 1a.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Conzemius	Josefson	Nelson	Schaaf
Arnold	Davies	Keefe, J.	Ogdahl	Schmitz
Ashbach	Doty	Keefe, S.	Olhoft	Schrom
Bang	Dunn	Kleinbaum	Olson, A. G.	Sillers
Berg	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

So the bill passed and its title was agreed to.

S. F. No. 1287: A bill for an act relating to natural resources; extending deadlines for preparation of certain water and related land resources plans, regulations, and recommendations; amending Minnesota Statutes 1974, Sections 105.403; 105.41, Subdivisions 1a and 1b; 105.42, Subdivision 1a; and 105.484.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

Anderson	Chenoweth	Gearty	Kirchner	Nelson
Arnold	Chmielewski	Hansen, Baldy	Knutson	Ogdahl
Ashbach	Coleman	Hansen, Mel	Kowalczyk	Olhoft
Bang	Conzemius	Hanson, R.	Larson	Olson, A. G.
Berg	Davies	Hughes	Laufenburger	Olson, H. D.
Bernhagen	Doty	Humphrey	McCutcheon	Olson, J. L.
Blatz	Dunn	Josefson	Merriam	O'Neill
Brataas	Fitzsimons	Keefe, J.	Milton	Patton
Brown	Frederick	Keefe, S.	Moe	Perpich, A. J.

Perpich, G.	Schaaf	Sillers	Stassen	Tennessen
Pillsbury	Schmitz	Solon	Stokowski	Wegener
Renneke	Schrom	Spear	Stumpf	Willet

So the bill passed and its title was agreed to.

S. F. No. 1190: A bill for an act relating to natural resources; clarifying the authority of the commissioner of natural resources to impose conditions in certain water permits; amending Minnesota Statutes 1974, Section 105.41, Subdivision 1.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 1196: A bill for an act relating to energy; defining terms; requiring certain reports to be filed with the director of the Minnesota energy agency at specified times; providing that no large energy facility be constructed or sited in this state after a certain date without a certificate of need issued therefor; amending Minnesota Statutes 1974, Section 116H.02, Subdivision 5; 116H.10, Subdivision 2; and 116H.13, 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 52 and nays 8, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

<b>Ashbach</b>	<b>Frederick</b>	<b>Josefson</b>	<b>Pillsbury</b>	<b>Schrom</b>
<b>Conzemius</b>	<b>Hansen, Baldy</b>	<b>Knutson</b>		

So the bill passed and its title was agreed to.

S. F. No. 1155: A bill for an act relating to Cass county; authorizing the issuance of additional on-sale liquor licenses; amending Laws 1973, Chapter 525, 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 44 and nays 14, as follows:

Those who voted in the affirmative were:

<b>Anderson</b>	<b>Conzemius</b>	<b>Kleinbaum</b>	<b>Olson, A. G.</b>	<b>Schrom</b>
<b>Arnold</b>	<b>Davies</b>	<b>Kowalczyk</b>	<b>Olson, H. D.</b>	<b>Sillers</b>
<b>Bang</b>	<b>Fitzsimons</b>	<b>Larson</b>	<b>O'Neill</b>	<b>Solon</b>
<b>Blatz</b>	<b>Frederick</b>	<b>Laufenburger</b>	<b>Patton</b>	<b>Spear</b>
<b>Brataas</b>	<b>Gearly</b>	<b>McCutcheon</b>	<b>Perpich, A. J.</b>	<b>Stokowski</b>
<b>Brown</b>	<b>Hansen, Baldy</b>	<b>Merriam</b>	<b>Perpich, G.</b>	<b>Tennessen</b>
<b>Chenoweth</b>	<b>Hanson, R.</b>	<b>Moe</b>	<b>Pillsbury</b>	<b>Wegener</b>
<b>Chmielewski</b>	<b>Hughes</b>	<b>Nelson</b>	<b>Schaaf</b>	<b>Willet</b>
<b>Coleman</b>	<b>Keefe, S.</b>	<b>Ogdahl</b>	<b>Schmitz</b>	

Those who voted in the negative were:

<b>Bernhagen</b>	<b>Hansen, Mel</b>	<b>Kirchner</b>	<b>Olhoft</b>	<b>Stassen</b>
<b>Doty</b>	<b>Humphrey</b>	<b>Knutson</b>	<b>Olson, J. L.</b>	<b>Stumpf</b>
<b>Dunn</b>	<b>Josefson</b>	<b>Milton</b>	<b>Renneke</b>	

So the bill passed and its title was agreed to.

S. F. No. 1275: A bill for an act relating to Hubbard county; authorizing issuance of additional on-sale intoxicating liquor licenses.

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 44 and nays 15, as follows:

Those who voted in the affirmative were:

<b>Anderson</b>	<b>Conzemius</b>	<b>Keefe, S.</b>	<b>Olson, A. G.</b>	<b>Schrom</b>
<b>Arnold</b>	<b>Davies</b>	<b>Kleinbaum</b>	<b>Olson, H. D.</b>	<b>Sillers</b>
<b>Ashbach</b>	<b>Fitzsimons</b>	<b>Kowalczyk</b>	<b>O'Neill</b>	<b>Solon</b>
<b>Bang</b>	<b>Frederick</b>	<b>Larson</b>	<b>Patton</b>	<b>Spear</b>
<b>Blatz</b>	<b>Gearly</b>	<b>Laufenburger</b>	<b>Perpich, A. J.</b>	<b>Stokowski</b>
<b>Brataas</b>	<b>Hansen, Baldy</b>	<b>McCutcheon</b>	<b>Perpich, G.</b>	<b>Tennessen</b>
<b>Brown</b>	<b>Hanson, R.</b>	<b>Merriam</b>	<b>Pillsbury</b>	<b>Wegener</b>
<b>Chenoweth</b>	<b>Hughes</b>	<b>Moe</b>	<b>Schaaf</b>	<b>Willet</b>
<b>Coleman</b>	<b>Humphrey</b>	<b>Ogdahl</b>	<b>Schmitz</b>	

Those who voted in the negative were:

<b>Bernhagen</b>	<b>Dunn</b>	<b>Kirchner</b>	<b>Nelson</b>	<b>Renneke</b>
<b>Chmielewski</b>	<b>Hansen, Mel</b>	<b>Knutson</b>	<b>Olhoft</b>	<b>Stassen</b>
<b>Doty</b>	<b>Josefson</b>	<b>Milton</b>	<b>Olson, J. L.</b>	<b>Stumpf</b>

So the bill passed and its title was agreed to.

S. F. No. 1290: A bill for an act relating to licensing and registration of architects, professional engineers and land surveyors; amend-

ing Minnesota Statutes 1974, Sections 326.07; 326.09; 326.10; 326.11, Subdivisions 1, 2, and 4; 326.13; and 326.14.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 1326: A bill for an act relating to Itasca county; authorizing issuance of additional on-sale intoxicating liquor licenses.

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 45 and nays 14, as follows:

Those who voted in the affirmative were:

Anderson	Coleman	Keefe, S.	Ogdahl	Schmitz
Arnold	Conzemius	Kleinbaum	Olson, A. G.	Schrom
Ashbach	Fitzsimons	Kowalczyk	Olson, H. D.	Sillers
Bang	Frederick	Larson	O'Neill	Solon
Blatz	Gearty	Laufenburger	Patton	Spear
Brataas	Hansen, Baldy	McCutcheon	Perpich, A. J.	Stokowski
Brown	Hanson, R.	Merriam	Perpich, G.	Tennessen
Chenoweth	Hughes	Moe	Pillsbury	Wegener
Chmielewski	Humphrey	Nelson	Schaaf	Willet

Those who voted in the negative were:

Berg	Dunn	Kirchner	Olhoft	Stassen
Bernhagen	Hansen, Mel	Knutson	Olson, J. L.	Stumpf
Doty	Josefson	Milton	Renneke	

So the bill passed and its title was agreed to.

S. F. No. 1466: A bill for an act relating to intoxicating liquor; removing the general limitation on the number of county on-sale licenses; amending Minnesota Statutes 1974, Section 340.11, Subdivision 10.

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 15, as follows:

Those who voted in the affirmative were:

Anderson	Dunn	Kleinbaum	Olson, H. D.	Sillers
Arnold	Fitzsimons	Larson	O'Neill	Solon
Ashbach	Frederick	Laufenburger	Patton	Spear
Blatz	Gearty	McCutcheon	Perpich, A. J.	Stokowski
Brataas	Hansen, Baldy	Merriam	Perpich, G.	Wegener
Brown	Hanson, R.	Moe	Pillsbury	Willet
Chenoweth	Hughes	Nelson	Schaaf	
Coleman	Humphrey	Ogdahl	Schmitz	
Conzemius	Keefe, S.	Olson, A. G.	Schrom	

Those who voted in the negative were:

Berg	Doty	Knutson	Olhoft	Stassen
Bernhagen	Hansen, Mel	Kowalczyk	Olson, J. L.	Stumpf
Chmielewski	Josefson	Milton	Renneke	Tennessen

So the bill passed and its title was agreed to.

S. F. No. 1477: A bill for an act relating to intoxicating liquor; Sunday on-sale hours; amending Minnesota Statutes 1974, Section 340.14, 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 34 and nays 26, as follows:

Those who voted in the affirmative were:

Arnold	Coleman	Keefe, S.	O'Neill	Sillers
Ashbach	Frederick	Kirchner	Perpich, A. J.	Solon
Bang	Gearty	Kleinbaum	Perpich, G.	Spear
Berg	Hansen, Baldy	Larson	Pillsbury	Stassen
Blatz	Hanson, R.	Merriam	Schaaf	Wegener
Brataas	Humphrey	Nelson	Schmitz	Willet
Brown	Keefe, J.	Ogdahl	Schrom	

Those who voted in the negative were:

Anderson	Doty	Knutson	Olhoft	Stumpf
Bernhagen	Dunn	Kowalczyk	Olson, A. G.	Tennessen
Chenoweth	Fitzsimons	Laufenburger	Olson, H. D.	
Chmielewski	Hansen, Mel	McCutcheon	Olson, J. L.	
Conzemius	Hughes	Milton	Patton	
Davies	Josefson	Moe	Renneke	

So the bill passed and its title was agreed to.

### THIRD READING OF HOUSE BILLS

H. F. No. 594: A bill for an act relating to employments licensed by the state; architects, engineers and surveyors; raising the minimum public building cost for which services of a licensed architect, engineer or land surveyor are required; amending Minnesota Statutes 1974, Section 326.03, Subdivision 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 59 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

Remaining on the Order of Business of Motions and Resolutions, Mr. Coleman moved that the Senate take up the Calendar of Ordinary Matters. The motion prevailed.

#### CALENDAR OF ORDINARY MATTERS

S. F. No. 1457: A bill for an act relating to the city of Mapleview; authorizing the city of Mapleview to borrow \$15,000.

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

The question being taken on the passage of the bill,

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

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 1428: A bill for an act relating to the capitol area architectural and planning commission; authorizing the city of St. Paul to expend moneys held by it in accordance with the city capital improvement budget; amending Minnesota Statutes 1974, Section 15.50, Subdivision 3.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

S. F. No. 1372: A bill for an act relating to the city of Bloomington; authorizing the city council to grant certain powers and duties to the commission on human relations, director, and department of civil rights and to subject certain areas of city government to the civil rights ordinance.

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 1, as follows:

Those who voted in the affirmative were:

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

Mr. Chmielewski voted in the negative.

So the bill passed and its title was agreed to.

S. F. No. 1405: A bill for an act relating to the city of Edina; establishing terms for certain municipal offices.

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 4, as follows:

Those who voted in the affirmative were:

Anderson	Bang	Blatz	Chenoweth	Conzemius
Arnold	Berg	Brataas	Chmielewski	Davies
Ashbach	Bernhagen	Brown	Coleman	Doty

Dunn	Keefe, J.	Moe	Perpich, G.	Stokowski
Fitzsimons	Kirchner	Nelson	Pillsbury	Stumpf
Gearty	Kleinbaum	Ogdahl	Renneke	Tennessen
Hansen, Baldy	Knutson	Olson, A. G.	Schmitz	Wegener
Hansen, Mel	Kowalczyk	Olson, H. D.	Schrom	Willet
Hanson, R.	Larson	Olson, J. L.	Sillers	
Hughes	Laufenburger	O'Neill	Solon	
Humphrey	McCutcheon	Patton	Spear	
Josefson	Merriam	Perpich, A. J.	Stassen	

Messrs. Frederick; Keefe, S.; Olhoft and Schaaf voted in the negative.

So the bill passed and its title was agreed to.

H. F. No. 988: A bill for an act authorizing the issuance of bonds by Independent School District No. 279 without adjustment of maturities.

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

The question being taken on the passage of the bill,

And the roll being called, there were yeas 60 and nays 0, as follows:

Those who voted in the affirmative were:

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

So the bill passed and its title was agreed to.

H. F. No. 967: A bill for an act authorizing the city of Plymouth to refund temporary improvement bonds issued in the years 1969 to 1975; amending Laws 1971, Chapter 557, Section 1, as amended.

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 57 and nays 0, as follows:

Those who voted in the affirmative were:

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

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. The motion prevailed.

**GENERAL ORDERS**

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

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

S. F. No. 1004 and H. F. No. 584 which the committee recommends to pass.

S. F. No. 954, which the committee recommends to pass with the following amendments offered by Mr. Hansen, Mel:

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

Page 10, line 27, after "office" insert a comma.

Page 10, line 27, after "who" insert:

*"within ten days before any primary held to nominate, or to elect delegates to a convention called to nominate, a candidate for such office or who within 60 days before the election at which an incumbent is to be chosen for such office,"*

Mr. Hansen, Mel then moved to amend S. F. No. 954 as follows:

Page 21, line 20, strike "\$1,000" and insert "\$5,000"

Page 21, line 21, strike "one year" and insert "five years"

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

Page 2, line 29, strike "or association"

Page 3, after line 10, insert:

*"Subd. 10. "Association" means business, corporation, firm, partnership, committee, labor organization, club, or any other group of two or more persons, which includes more than an immediate family, acting in concert, other than a political committee."*

Page 21, line 7, strike "corporation doing business in this state" and insert "association"

Page 21, line 23, strike "corporation" and insert "association"

Page 21, line 27, strike "corporation" and insert "association"

Page 21, line 28, strike "corporation" and insert "association"

The question being taken on the adoption of the amendment.

And the roll being called, there were yeas 25 and nays 30, as follows:

Those who voted in the affirmative were:

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

Those who voted in the negative were:

Arnold	Gearly	Laufenburger	Olhoft	Solon
Chenoweth	Hughes	McCutcheon	Olson, A. G.	Spear
Coleman	Humphrey	Merriam	Perpich, A. J.	Stokowski
Conzemius	Keefe, S.	Milton	Perpich, G.	Stumpf
Davies	Kleinbaum	Moe	Schaaf	Tennessen
Doty	Larson	Ogdahl	Schmitz	Willet

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

S. F. No. 833, which the committee recommends to pass with the following amendment offered by Mr. Olson, A. G.:

Pages 1 to 3, strike section 1

Page 3, line 15, reinstate "or" and strike the comma

Page 3, line 16, strike ", or a nonprofit educational institution"

Page 4, lines 9 and 10, strike "Future interests, including but not limited to remainder interests following life estates," and insert "*Agricultural land*"

Page 4, line 12, after the semicolon insert "*provided that all lands so acquired be disposed of within five years after acquiring title thereto;*"

Page 5, line 32, after "educational" strike "institution" and insert "*, religious or charitable corporation*"

Renumber the sections in sequence

Further amend the title as follows:

Line 3, strike "ownership" and insert "gifts"

Line 3, strike "by" and insert "to"

Line 4, after "educational" insert "*, religious or charitable*"

Line 4, strike "institutions" and insert "corporations and restricting the ownership thereof"

Line 5, strike "1,"

S. F. No. 840 which the committee reports progress, subject to the following motion:

Mr. Tennessen moved to amend S. F. No. 840 as follows:

Page 1, line 21, strike "*remedies*" and insert "*relief*"

The motion prevailed. So the amendment was adopted.

The question being taken on the committee recommendation to pass S. F. No. 840,

And the roll being called, there were yeas 20 and nays 21, as follows:

Those who voted in the affirmative were:

Ashbach	Gearty	Laufenburger	Olhoft	Sillers
Brataas	Humphrey	McCutcheon	O'Neill	Spear
Davies	Keefe, S.	Merriam	Pillsbury	Stassen
Dunn	Kirchner	Milton	Schaaf	Tennessen

Those who voted in the negative were:

Berg	Conzemius	Kowalczyk	Perpich, G.	Willet
Bernhagen	Hansen, Mel	Moe	Schmitz	
Brown	Josefson	Ogdahl	Schrom	
Chenoweth	Kleinbaum	Olson, A. G.	Stokowski	
Coleman	Knutson	Perpich, A. J.	Stumpf	

The motion did not prevail. So the committee progressed S. F. No. 840.

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

#### MOTIONS AND RESOLUTIONS—CONTINUED

Mr. Coleman moved that the Senate do now adjourn until 11:30 o'clock a.m., Monday, April 28, 1975. The motion prevailed.

Patrick E. Flahaven, Secretary of the Senate