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STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

FORTY-SEVENTH DAY

SAINT PAUL, MINNESOTA, SATURDAY, APRIL 28, 1973

The House convened at 10:00 a.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J.	DeGroat	Johnson, D.	Mueller	Savelkoul
Adams, S.	Dieterich	Johnson, R.	Munger	Schreiber
Andersen, R.	Dirlam	Jopp	Myrah	Schulz
Anderson, D.	Eckstein	Jude	Nelson	Sherwood
Anderson, G.	Eken	Kahn	Newcome	Sieben, H.
Anderson, I.	Enebo	Kelly	Niehaus	Sieben, M.
Becklin	Erdahl	Kempe	Norton	Skaar
Belisle	Erickson	Klaus	Ohnstad	Smith
Bennett	Esau	Knickerbocker	Ojala	Stangeland
Berg	Faricy	Kvam	Parish	Stanton
Berglin	Ferderer	Laidig	Patton	Swanson
Biersdorf	Fjoslien	Larson	Pavlak, R.	Tomlinson
Boland	Flakne	LaVoy	Pavlak, R. L.	Ulland
Braun	Forsythe	Lemke	Pehler	Vanasek
Brinkman	Fudro	Lindstrom, E.	Peterson	Vento
Carlson, A.	Fugina	Lindstrom, J.	Pieper	Voss
Carlson, B.	Graba	Lombardi	Pleasant	Weaver
Carlson, D.	Graw	McArthur	Prahl	Wenzel
Carlson, L.	Growe	McCarron	Quirin	Wohlwend
Casserly	Hagedorn	McCauley	Resner	Wolcott
Cleary	Hanson	McEachern	Rice	Mr. Speaker
Clifford	Heintz	McFarlin	Ryan	
Connors	Hook	Menke	St. Onge	
Culhane	Jacobs	Miller, D.	Salchert	
Cummiskey	Jaros	Miller, M.	Samuelson	
Dahl	Johnson, C.	Moe	Sarna	

A quorum was present.

Bell; Haugerud; Johnson, J.; Long; Mann; McMillan; Searle; Spanish; and Wigley were excused.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. Kempe, the further reading was dispensed with and the Journal was approved as corrected.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 1673, 1297, 1616, 1807, 1968, 166, 358, 659, 827, 1119, 1381, 1498,

1506, 1508, 1626, 1720, 1767, 1870, 2093, 2111, and 2150 and S. F. Nos. 879, 903, 910, 977, 1147, 1332, 832, 1069, 1080, 1343, 1401, 1627, 581, and 1030 have been placed in the members' files.

S. F. No. 1332 and H. F. No. 1616, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Growe moved that S. F. No. 1332 be substituted for H. F. No. 1616 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1147 and H. F. No. 1527, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Jaros moved that S. F. No. 1147 be substituted for H. F. No. 1527 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 1113, A bill for an act relating to water and related land resources planning; imposing certain duties in relation thereto on the governor, the Minnesota resources commission, the commissioner of natural resources, counties, municipalities, regional development commissions, the metropolitan council, the state planning agency, sanitary districts, watershed districts, lake conservation districts, and soil and water conservation districts; setting the terms for state participation in state-federal river basin commissions; providing for statewide flood control planning; extending shoreland conservation ordinance requirements to incorporated areas; providing for the development of state, regional, and local water and related land resources plans; appropriating money; amending Minnesota Statutes 1971, Sections 104.03; 104.14, Subdivision 3, and by adding subdivisions; 105.485, Subdivisions 2 and 3, and by adding subdivisions; 112.43, Subdivision 1; 112.54; 462.358, Subdivision 1; and 462.391, Subdivision 1.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. [4.51] [FEDERAL-STATE RIVER BASIN COMMISSIONS.] *The state shall not participate in any federal-state river basin commission except as provided by law in each instance.*

Sec. 2. [4.52] [CONSULTATION REQUIRED.] *Prior to submitting to the United States water resources council any comments on a federal-state river basin plan, the governor shall consult the Minnesota resources commission for its advice.*

Sec. 3. [4.53] [ENDORSEMENTS.] *The governor shall not endorse any federal flood plain management project or plan that does not conform to local, regional, and state flood plain management plans or is not based on a federal flood plain management plan that includes data on the alternative benefits and costs of accomplishing the goal of the project both through primarily structural methods and through primarily nonstructural methods.*

Sec. 4. [4.54] [WATERWAY DEVELOPMENT.] *Subdivision 1. Neither the governor nor the commissioner of natural resources shall approve or endorse the development of any public waterway with public funds for commercial transportation until after a determination by the commissioner of natural resources that no alternative means of transportation can be provided at less public expense.*

Subd. 2. In determining the relative merits of various means of transportation for purposes of commenting on a waterway development project, the governor and the commissioner of natural resources shall consider, among other things, the amount of adverse impact on the environment caused by each one.

Sec. 5. [4.60] [LIAISON WITH CONGRESSIONAL DELEGATION.] *The governor shall routinely inform Minnesota senators and representatives in congress about state water and related land use policies and shall encourage them to guide federal projects, plans, and policies that relate to Minnesota in accordance with such state policies.*

Sec. 6. Minnesota Statutes 1971, Section 105.485, Subdivision 3, is amended to read:

Subd. 3. [COMMISSIONER'S DUTIES.] *Before July 1, 1970, the commissioner of natural resources shall promulgate, in the manner provided in chapter 15, model standards and criteria for the subdivision, use, and development of shoreland in unincorporated areas, including but not limited to the following: (a) The area of a lot and length of water frontage suitable for a building site; (b) the placement of structures in relation to shorelines and roads; (c) the placement and construction of sanitary and waste disposal facilities; (d) designation of types of land uses; (e) changes in bottom contours of adjacent public waters; (f) preservation of natural shorelands through the restriction of land uses; (g) variances from the minimum standards and criteria; and (h) a model ordinance. The following agencies shall provide such information and advice as may be necessary to the preparation of the rules and regulations, or amendments thereto: The state departments of agriculture, economic development, and health; the state planning agency; the pollution control agency; the state soil and water conservation commission; and the Minnesota historical society. In addition to other requirements of chapter 15, the model standards and ordinance promulgated pursuant to this section, or amendments thereto, shall not be filed with the secretary of state unless approved by the executive officer of the state board of health and the director of the pollution*

control agency. *The commissioner shall assist counties in the development and enforcement of shoreland conservation ordinances within the limits of available appropriations and personnel in cooperation with the office of local and urban affairs and the state planning officer.*

Sec. 7. Minnesota Statutes 1971, Section 105.485, is amended by adding a subdivision to read:

Subd. 3a. County planning and land use controls for land other than shoreland in the vicinity of shoreland shall be, to the maximum extent practical, compatible with planning and land use controls for shoreland adopted pursuant to subdivisions 3 and 4.

Sec. 8. [105.405] [WATER AND RELATED LAND RESOURCES PLANS.] *Subdivision 1. [STATE WATER AND RELATED LAND RESOURCES PLAN.] The commissioner of natural resources, in cooperation with other state agencies, regional development commissions, the metropolitan council, local governmental units, and citizens, shall prepare a statewide framework and assessment water and related land resources plan for presentation to the legislature by November 15, 1974. This plan shall relate each of the programs of the department of natural resources for specific aspects of water management to the others. The statewide plan shall include but not be limited to provisions for the following:*

(a) *Regulation of improvements and land development by abutting landowners of the beds, banks, and shores of lakes, streams, watercourses, and marshes by permit or otherwise in order to preserve them for beneficial use;*

(b) *regulation of construction of improvements on and prevention of encroachments in the flood plains of the rivers, streams, lakes, and marshes of the state;*

(c) *reclamation or filling of wet and overflowed lands;*

(d) *repair, improvement, relocation, modification, consolidation, or abandonment in whole or in part of previously established public drainage systems within the state;*

(e) *preservation of wetland areas;*

(f) *management of game and fish resources as related to water resources;*

(g) *control of water weeds;*

(h) *control or alleviation of damages by flood waters;*

(i) *alteration of stream channels for conveyance of surface waters, navigation, and any other public purposes;*

(j) *diversion or changing of watercourses in whole or in part;*

(k) *regulation of the flow of streams and conservation of the waters thereof;*

(l) regulation of lake water levels;

(m) maintenance of water supply for municipal, domestic, industrial, recreational, agricultural, aesthetic, wildlife, fishery, or other public use;

(n) sanitation and public health and regulation of uses of streams, ditches, or watercourses for the purpose of disposing of waste and maintaining water quality;

(o) preventive or remedial measures to control or alleviate land and soil erosion and siltation of watercourses or bodies of water affected thereby;

(p) regulation of uses of water surfaces.

Subd. 2. [REGIONAL WATER AND RELATED LAND RESOURCES PLANS.] Water and related land resources plans, including but not limited to provisions for the subjects listed in subdivision 1, shall be prepared for each development region of the state as designated pursuant to section 462.385 by its regional development commission if one exists, and for the Twin Cities metropolitan area by the metropolitan council. If no water and related land resources plan has been adopted for a development region or for the metropolitan area by November 15, 1975, or if the commissioner of natural resources at any time after November 15, 1975, after notice and hearing as provided in section 105.44, finds that a development region or the metropolitan area has adopted a water and related land resources plan that is inconsistent with the state plan, the commissioner shall develop and adopt a regional water and related land resources plan for that development region or the metropolitan area. The commissioner shall hold at least one public hearing on the proposed plan in the manner provided in section 394.26, after giving notice as provided in section 394.26. This plan is effective for the development region or the metropolitan area on the date and in accordance with such regulations relating to compliance as the commissioner shall prescribe.

Subd. 3. [LOCAL WATER AND RELATED LAND RESOURCES PLANS.] Local water and related land resources plans, including but not limited to provisions for the subjects listed in subdivision 1, shall be adopted by each county and municipality in the state containing or bordering upon public waters. If a county or municipality fails to adopt a local water and related land resources plan by January 1, 1977, or if the commissioner of natural resources at any time after January 1, 1977, after notice and hearing as provided in section 105.44, finds that a county or municipality has adopted a local water and related land resources plan that is inconsistent with the state or applicable regional plan, the commissioner shall develop and adapt the local water and related land resources plan for that county or municipality. The commissioner shall hold at least one public hearing on the proposed plan in the manner provided in section 394.26 or 462.357, as applicable, after giving notice as provided in section 394.26 or 462.357, as applicable. This plan is effective

for the county or municipality on the date and in accordance with such regulations relating to compliance as the commissioner shall prescribe. The plan shall be enforced as provided in section 394.37 or 462.362, as applicable. The penalties provided in section 394.37 or 462.362, as applicable, apply to violations of the plan so adopted by the commissioner.

Subd. 4. [IMPLEMENTATION OF PLANS.] The regional development commission, where one exists, or the metropolitan council, shall be the coordinating agency for the implementation of the regional water and related land resources plan and it may designate and request any local unit of government, including but not limited to counties, cities, villages, soil and water conservation districts, watershed districts, sanitary districts, and lake conservation districts to initiate, implement and carry out any phase, project or improvement provided for in the regional water and related land resources plan. A regional development commission, or the metropolitan council, may engage in public education programs. Where the regional water and related land resources plan for a region or the Twin Cities metropolitan area has been adopted by the commissioner, the commissioner may at his discretion undertake the above described functions of coordination, implementation and public education concerning the plan.

Subd. 5. [COORDINATION OF ACTIONS.] Each regional development commission and the metropolitan council shall develop and coordinate an efficient system whereby the political subdivisions, commissions, departments, agencies, local units of government, and other authorities within its region having the necessary powers may carry out in an efficient and coordinated manner all activities reasonable and necessary to prepare and approve the regional water and related land resources plan and thereafter to foster and promote its implementation by the various federal, state, and local units of government thereby affected.

Subd. 6. [COOPERATION.] Each local and regional governmental unit, its officers and employees, and each regional development commission, its officers and employees, and the metropolitan council and its officers and employees shall cooperate with the commissioner in accomplishing his duties as established by this section.

Subd. 7. [STATE ASSISTANCE.] The commissioner shall assist municipalities and counties in the preparation and adoption of local water and related land resources plans within the limits of available appropriations and personnel.

Subd. 8. [SPECIAL LEVY.] The governing body of any county or municipality may levy a tax in such amount as may be required for the purpose of complying with the provisions of this section. Such tax shall be in addition to any tax or levy limitations otherwise imposed by law or home rule charter or the provisions of Minnesota Statutes, Sections 275.50 to 275.56.

Sec. 9. Minnesota Statutes 1971, Section 112.48, Subdivision 1, is amended to read:

112.48 [APPROVAL OF OVERALL PLAN; FILING OF PETITION; CONTENTS; HEARING; BONDS.] Subdivision 1. After the overall plan of the district has been prescribed, as provided for in section 112.46, a petition may be filed with the managers for any project or improvement within the district conforming in general with said plan. The petition therefor must be signed by: (1) Not less than 25 percent of the resident freeholders, or by the owners of more than 25 percent of the property within the limits of the area proposed to be improved, provided however if the project or improvement petition consists of a drainage proceeding as defined in chapter 106, such petition shall be signed by a majority of the resident owners of the land described in the petition or by the owners of at least 60 percent of the areas of such land. The lands described in the petition shall be those over which the proposed improvement passes or is located. For the purposes of this subdivision, holders of easements for electric or telephone transmission or distribution lines shall not be deemed freeholders or owners; or (2) a county board of any county affected; or (3) the governing body of any city, village, or borough lying wholly or partly within the area proposed to be improved. Provided, however, if the proposed project affects lands exclusively within a *county*, city, village or borough, the petition shall originate from the governing body of such *county*, city, village, or borough *provided that the requirement of a county; petition shall not apply to a watershed project in the metropolitan area.* Such petition shall contain the following:

- (1) A description of the work proposed, and the purpose to be accomplished;
- (2) A description of the lands over which the proposed improvement passes or is located;
- (3) A general description of the part of the district which will be affected, if less than the entire district;
- (4) The need and necessity for the proposed improvement;
- (5) That the proposed improvement will be conducive to public health, convenience, and welfare;
- (6) A statement that the petitioners will pay all costs and expenses which may be incurred in case the proceedings are dismissed or for any reason no contract for the construction thereof is let.

Sec. 10. Minnesota Statutes 1971, Section 112.48, Subdivision 3, is amended to read:

Subd. 3. Where an improvement is to be constructed within the district under an agreement between the managers and the state of Minnesota, or any department or agency thereof, or the United States of America, or any department or agency thereof, wherein the cost of the improvement is to be paid for in whole or in part by the governmental agency but the rights of way, and the expenses of the improvement are assumed by the district or where the managers are undertaking all or a portion of the basic

water management project as identified in the overall plan, the following procedure shall be followed. The managers shall hold a public hearing on the proposed improvement following publication once each week for two successive weeks prior to the date of the hearing in a legal newspaper, published in the county or counties in which a part or all of the affected waters and lands are located. The last publication shall occur not more than 30 days and at least ten days before the hearing. The notice shall state the time and place of hearing, the general nature of the proposed improvement, the estimated cost thereof and the method by which the cost of the improvement is to be paid, including the cost to be allocated to each affected municipal corporation or the state of Minnesota or any department thereof. Not less than ten days before the hearing, notice by mail shall be given to the director and to the municipal corporations wholly or partly within the improvement project area, but failure to give mailed notice or defects in the notice shall not invalidate the proceedings. At the time and place specified in the notice the managers shall hear all parties interested in the proposed project or improvement. If upon full hearing the managers find that the improvement will be conducive to public health and promote the general welfare, and is in compliance with the overall plan and the provisions of chapter 112, *and is in compliance with the plan of the regional development commission where one exists or the metropolitan council*, they shall make findings accordingly and authorize the project.

Sec. 11. Minnesota Statutes 1971, Section 394.25, is amended by adding a subdivision to read:

Subd. 9. A water and related land resources plan, adopted pursuant to the requirements of section 8, subdivision 3 of this act.

Sec. 12. *There is appropriated from the general fund in the state treasury to the department of natural resources the sum of \$75,000 to defray expenses of preparing and publishing the state water and related land resources plan pursuant to section 8 of this act."*

Strike the title and insert in lieu thereof:

"A bill for an act relating to water and related land resources planning; imposing certain duties in relation thereto on the governor, the Minnesota resources commission, the commissioner of natural resources, counties, municipalities, regional development commissions, the metropolitan council, the state planning agency, sanitary districts, watershed districts, lake conservation districts and soil and water conservation districts; setting the terms for state participation in state-federal river basin commissions; providing for the development of state, regional, and local water and related land resources plans; appropriating money; amending Minnesota Statutes 1971, Sections 105.485, Subdivision 3, and by adding a subdivision; 112.48, Subdivisions 1 and 3; 394.25, by adding a subdivision."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 2069, A bill for an act relating to the establishment of a power plant site and transmission line route selection authority in the environmental quality council; appropriating money.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. [DEFINITIONS.] Subdivision 1. As used in sections 1 to 18, the terms defined in this section have the meanings given them, unless otherwise provided or indicated by the context.

Subd. 2. "Council" shall mean the Minnesota environmental quality council.

Subd. 3. "High voltage transmission line" shall mean a conductor of electric energy and associated facilities designed for and capable of operation at a nominal voltage of 200 kilovolts or more, except that the council, by regulation, may exempt lines under one mile in length.

Subd. 4. "Large electric power generating plant" shall mean electric power generating equipment and associated facilities designed for or capable of operation at a capacity of 50,000 kilowatts or more.

Subd. 5. "Person" shall mean an individual, partnership, joint venture, private or public corporation, association, firm, public service company, cooperative, political subdivision, municipal corporation, government agency, public utility district, or any other entity, public or private, however organized.

Subd. 6. "Utility" shall mean any entity engaged in this state in the generation, transmission or distribution of electric energy including, but not limited to, a private investor owned utility, cooperatively owned utility, and a public or municipally owned utility.

Subd. 7. Construction shall be deemed to have started or commenced as a result of significant physical alteration of a site or route but not including activities incident to preliminary engineering or environmental studies.

Sec. 2. [SITING AUTHORITY.] Subdivision 1. [ESTABLISHMENT.] The Minnesota environmental quality council is hereby given the authority to provide for power plant site and transmission line corridor and route selection.

Sec. 3. [ADVANCE FORECASTING.] Every utility which owns or operates, or plans within the next 15 years to own or operate large electric power generating plants or high voltage transmission lines shall develop forecasts as specified in this section. On or before July 1 of each even-numbered year, every such utility shall submit a report of its forecast to the council. Such report may be appropriate portions of a single regional forecast or may be jointly prepared and submitted by two or more utilities and shall contain the following information:

(1) Description of the tentative regional location and general size and type of all large electric power generating plants and high voltage transmission lines to be owned or operated by such utility during the ensuing 15 years or such longer period as the council deems necessary;

(2) Identification of all existing generating plants and transmission lines projected to be removed from service during such 15 year period or upon completion of construction of such large electric power generating plants and high voltage transmission lines;

(3) Statement of the projected demand for electric energy for the ensuing 15 years and the underlying assumptions for this forecast, such information to be as geographically specific as possible where this demand will occur;

(4) Description of the capacity of the electric power system to meet such demands during the ensuing 15 years;

(5) Description of the utility's relationship to other utilities and regional associations, power pools or networks; and

(6) Other relevant information as may be requested by the council.

Sec. 4. [DEVELOPMENT OF POWER PLANT SITING AND TRANSMISSION LINE ROUTING CRITERIA; PUBLIC HEARINGS; INVENTORY.] Subdivision 1. [POLICY.] The legislature hereby declares it to be the policy of the state to site large electric power facilities in an orderly manner compatible with environmental preservation and the efficient use of resources. In accordance with this policy, the environmental quality council shall choose sites that minimize adverse human and environmental impact while insuring continuing electric power system reliability and integrity and insuring that electric energy needs are met and fulfilled in an orderly and timely fashion.

Subd. 2. [INVENTORY CRITERIA; PUBLIC HEARINGS.] The council shall promptly initiate a public planning process where all interested persons can participate in developing the criteria and standards to be used by the council in preparing an inventory of potential large electric power generating plan sites and high voltage transmission line corridors and to guide the site suitability evaluation and selection process. The participatory process shall include, but should not be limited to

public hearings. Before substantial modifications of the initial criteria and standards are adopted, additional public hearings shall be held. Such criteria and standards shall be promulgated on or before July 1, 1974.

Subd. 3. [INVENTORY OF POTENTIAL LARGE ELECTRIC POWER GENERATING PLANT SITES AND HIGH VOLTAGE TRANSMISSION LINE CORRIDORS.] On or before July 1, 1975, the council shall assemble and publish an inventory of potential large electric power generating plant sites and high voltage transmission line corridors. The inventory report of potential large electric power generating plant sites and high voltage transmission line corridors shall set forth the criteria and standards used in developing the potential site and corridor inventory. After completion of its initial inventory of potential sites and corridors, the council shall have a continuing responsibility to evaluate, update and publish its inventory and if, due to changed circumstances or information, a site or corridor is inconsistent with prescribed criteria or does not meet prescribed standards, such site or corridor shall be removed from the inventory of potential sites and corridors.

Sec. 5. [FACILITY DEVELOPMENT PLANS.] After publication by the council of its initial inventory of potential sites and corridors, and the criteria by which such sites and corridors were selected, every utility which owns or operates or plans within the next five years to start construction, own or operate large electric power generating plants or high voltage transmission lines shall develop and annually submit to the council its plans for facilities to meet and fulfill the expected future demands for electric energy during the period covered by such report. Such plans may be appropriate portions of a single regional plan or may be jointly prepared and submitted by two or more utilities, and shall contain the following information:

(1) Description of the general size and type of all large electric power generating plants and high voltage transmission lines to be owned and operated by such utility;

(2) Identification of all existing generating plants and transmission lines intended to be removed from service upon completion of construction of such large electric power generating plants and high voltage transmission lines;

(3) Identification of the location of the tentative preferred site and at least one alternative site for all large electric power generating plants, and the tentative preferred corridors and at least one alternative corridor for all high voltage transmission lines on which construction is intended to be commenced, and preliminary indication of the potential impact of the planned plants and lines on existing environmental values, and how potential adverse effects on such values will be avoided or minimized at least detriment to the public and to the total environment. Such site and corridor identification shall be made from the inventory published by the council pursuant to section 4 or from sites or corridors offered by the utility. In the event a util-

ity identifies a plant site or transmission line corridor not contained in the council's inventory of potential sites and corridors, the utility shall set forth the reasons for such identification and shall make an evaluation of such identified sites and corridors using the council's plant siting and routing criteria.

Sec. 6. [DESIGNATION OF SITES AND CORRIDORS; APPROVAL OF TRANSMISSION LINE ROUTES AND FACILITY CONSTRUCTION; EMERGENCY CERTIFICATION; RESPONSIBILITIES.] Subdivision 1. [DESIGNATION OF SITES AND CORRIDORS SUITABLE FOR SPECIFIC FACILITIES: REPORTS.] Following publication of the inventory of potential sites for large electric power generating plants or corridors for high voltage transmission lines and the submission of the five year development plans of the utilities, a utility must apply to the council in a form and manner prescribed by the council for designation of a specific site or corridor for a specific size and type of facility. No large electric power generating plant or high voltage transmission line shall be constructed except on a site or route designated by the council pursuant to this act. Following the study, evaluation and hearings, as provided in this section and sections 7, 8 and 9, on any site or corridor proposed by the utilities and such other sites and corridors as the council deems necessary from the inventory the council shall designate a suitable site or corridor for a specific size and type of facility. This designation by the council shall be made in accordance with the site selection criteria and standards established in section 4 and shall be made in a timely manner in a finding with reasons for such choice, and published no later than one year after the request for designation of a site by the utility or not later than 180 days after the request for designation of a corridor by the utility. The time for designation of a site may be extended for six months by the council for just cause. No site or corridor designation shall be made in violation of the site selection standards established in section 4. The council shall indicate the reasons for any refusal and indicate changes in size or type of facility necessary to allow siting in compliance with the standards. Upon designation of the site or corridor, the council shall issue to the utility a certificate of site compatibility.

Subd. 2. [APPROVAL OF SPECIFIC HIGH VOLTAGE TRANSMISSION LINE FACILITIES, DESIGNS AND ROUTES WITHIN A DESIGNATED CORRIDOR.] No later than two years after the issuance of a certificate of site compatibility the utility shall apply to the council for a permit for the construction of a high voltage transmission line within the approved corridor. Following study, evaluation and hearings on the type, design, routing, right-of-way preparation and facility construction as identified in the utility's application and alternatives to the utility's corridor development proposal as provided in subdivision 4, the council shall issue a permit for the construction of high voltage transmission lines within the designated corridor. This permit issuance by the council shall be made in a timely manner and published no later than 180 days after the application for a permit by the utility.

Subd. 3. [EMERGENCY CERTIFICATION.] Any utility whose electric power system requires the immediate construction of a large electric power generating plant or high voltage transmission line may make application to the council for an emergency certificate of site compatibility or permit for the construction of high voltage transmission lines, which certificate or permit shall be issued in a timely manner and published no later than 180 days of the application and upon a finding by the council that a demonstrable emergency exists which requires such immediate construction, and that adherence to the procedures and time schedules set forth in sections 3, 4, 5 and 6 hereof would jeopardize such utility's electric power system. A public hearing shall be held within 90 days of the application. The council shall, after notice and hearing, promulgate regulations setting forth the criteria for emergency certification.

Subd. 4. [RESPONSIBILITIES, PROCEDURES, CONSIDERATIONS IN DESIGNATING SITES AND CORRIDORS; APPROVAL OF TRANSMISSION LINE FACILITY CONSTRUCTION.] To facilitate the study, research, evaluation and designation of sites and corridors for large electric power generating plants and high voltage transmission lines and the approval of specific transmission line facilities and their routes the council shall be guided by, but not limited to, the following responsibilities, procedures, and considerations:

(1) Evaluation of research and investigations relating to the effects on land, water and air resources of large electric power generating plants and high voltage transmission line corridors and routes and the effects of water and air discharges from such plants on public health and welfare, vegetation, animals, materials and aesthetic values, including base line studies, predictive modeling, and monitoring of the water and air mass at proposed sites and sites of operating large electric power generating plants, evaluation of new or improved methods for minimizing adverse impacts of water and air discharges and other matters pertaining to the effects of power plants on the water and air environment;

(2) Environmental evaluation of large electric power generating plant sites and high voltage transmission line corridors and routes proposed for future development and expansion and their relationship to the land, water, air and human resources of the state;

(3) Evaluation of the effects of new electric power generation and transmission technologies and systems related to power plants designed to minimize adverse environmental effects;

(4) Evaluation of the potential for beneficial uses of waste energy from proposed large electric power generating plants;

(5) Analysis of the direct and indirect economic impact of proposed large electric power generating plants and high voltage transmission lines;

(6) Evaluation of adverse direct and indirect environmental effects which cannot be avoided should the proposed site and transmission line corridor or route be accepted;

(7) Evaluation of alternatives to the proposed site and transmission line corridors and routes;

(8) Evaluation of irreversible and irretrievable commitments of resources should the proposed site and transmission line corridor or route be approved;

(9) Where appropriate, consideration of problems raised by other state and federal agencies and local entities.

(10) Where rules and regulations of the council as set forth in this act are substantially similar to existing rules and regulations of a federal agency to which the utility in the state is subject, the federal rules and regulations shall be applied by the council.

Sec. 7. [PUBLIC HEARINGS; NOTICE.] The council shall hold an annual public hearing at a time and place prescribed by regulation in order to afford interested persons an opportunity to be heard regarding its inventory of potential sites and corridors and any other aspects of the council's activities and duties or the policies set forth in this act. The council shall hold at least one public hearing in each county where a site or route is being considered for designation pursuant to section 6 as suitable for construction of a large electric power generating plant or a high voltage transmission line. Notice of public hearings shall be given by the council at least ten days in advance but no earlier than 45 days prior to such hearings. Notice shall be by publication in a legal newspaper of general circulation in the county in which the public hearing is to be held and by mailed notice to chief executives of the regional councils, county and the incorporated municipalities therein.

Sec. 8. Subdivision 1. [ADVISORY COMMITTEE.] The council shall appoint one or more advisory committees to assist it in carrying out its duties. Committees appointed to evaluate plant sites or transmission line corridors considered for designation shall be comprised of as many persons as may be designated by the council, but shall include a majority of public representatives; at least one representative from each of the following: A public or municipally owned utility, a private investor owned utility and a cooperatively owned utility; one representative from the regional council and one from each county and municipal corporation in which a large electric power generating plant site and high voltage transmission line corridor are proposed to be located. Reimbursement for expenses incurred shall be made pursuant to the rules governing state employees.

Subd. 2. [OTHER PUBLIC PARTICIPATION.] The council shall adopt broad spectrum citizen participation as a principal of operation. The form of public participation shall not be limited to public hearings and advisory committees and shall

be consistent with the council's rules, regulations and guidelines as provided for in section 15 of this act.

Sec. 9. [PUBLIC MEETINGS; TRANSCRIPT OF PROCEEDINGS; WRITTEN RECORDS.] Meetings of the council, including hearings, shall be open to the public. Minutes shall be kept of council meetings and a complete record of public hearings shall be kept. All books, records, files, and correspondence of the council shall be available for public inspection at any reasonable time.

Sec. 10. Subdivision 1. [REGIONAL, COUNTY AND LOCAL ORDINANCES, RULES, REGULATIONS; PRIMARY RESPONSIBILITY AND REGULATION OF SITE DESIGNATION, IMPROVEMENT AND USE.] To assure the paramount and controlling effect of the provisions herein over other state agencies, regional, county and local governments, and special purpose government districts, the issuance of a certificate of site compatibility or transmission line construction permit and subsequent purchase and use of such site or route locations for large electric power generating plant and high voltage transmission line purposes shall be the sole site approval required to be obtained by the utility. Such certificate or permit shall supersede and preempt all zoning, building, or land use rules, regulations, or ordinances promulgated by regional, county, local and special purpose government.

Subd. 2. [FACILITY LICENSING.] Notwithstanding anything herein to the contrary, utilities shall obtain state permits that may be required to construct and operate large electric power generating plants and high voltage transmission lines. A state agency in processing a utility's facility permit application shall be bound to the decisions of the council, with respect to the site designation for the large electric power generating plant or the corridor or route designation for the high voltage transmission line, and with respect to other matters for which authority has been granted to the council by this act.

Subd. 3. [STATE AGENCY PARTICIPATION.] State agencies authorized to issue permits required for construction or operation of large electric power generating plants or high voltage transmission lines shall participate in and present the position of the agency at public hearings and all other activities of the council on specific site, corridor or route designations of the council, which position shall clearly state whether the site, corridor, or route being considered for designation or permit approval for a certain size and type of facility will be in compliance with state agency standards, regulations or policies. No site or route shall be designated which violates state agency regulations.

Sec. 11. [IMPROVEMENT OF ACQUIRED LARGE ELECTRIC POWER GENERATING PLANT SITES AND HIGH VOLTAGE TRANSMISSION LINE ROUTE LOCATIONS.] Utilities which have acquired a power plant site or transmission line route in accordance with this act may proceed to construct or improve such site or route for the intended purposes at any

time, subject to section 10, subdivision 2, provided that if such construction and improvement commences more than four years after a certificate or permit for the site or route has been issued then the utility must certify to the council that such site or route continues to meet the conditions upon which the certificate of site compatibility or transmission line construction permit was issued.

Sec. 12. [EMINENT DOMAIN POWERS; RIGHT OF CONDEMNATION.] Nothing herein shall abrogate or invalidate the right of eminent domain vested in utilities by statute or common law existing as of the effective date of this act. Such right of eminent domain shall continue to exist for utilities and may be used according to law to accomplish any of the purposes and objectives of this act.

Sec. 13. [FAILURE TO ACT.] In the event the council fails to designate in a timely manner large electric power generating plant sites and high voltage transmission line corridors or routes as provided for herein, any affected utility may seek an order of the district court requiring the council to designate a site, corridor, or route.

Sec. 14. [JUDICIAL REVIEW.] Any utility, party or person aggrieved by the issuance of a certificate or emergency certificate of site compatibility or transmission line construction permit from the council or a certification of continuing suitability filed by a utility with the council or by a final order in accordance with any rules and regulations promulgated by the council, may appeal therefrom to any district court where such large electric power generating plant or high voltage transmission line is to be located. Such appeal shall be made and perfected within 60 days after the issuance of the certificate or permit by the council or certification filed with the council or the filing of any final order by the council. The notice of appeal to the district court shall be filed with the clerk of the district court and a copy thereof mailed to the council and affected utility. Any utility, party or person aggrieved by a final order or judgment rendered on appeal to the district court may appeal therefrom to the supreme court in the manner provided in civil action.

Sec. 15. [RULES AND REGULATIONS.] The council, in order to give effect to the purposes of this act, shall adopt rules and regulations consistent with this act, including promulgation of plant siting and transmission line routing criteria, the description of the information to be furnished by the utilities, establishment of minimum guidelines for public participation in the development, revision, and enforcement of any regulation, plan or program established by the council. Minnesota Statutes, Chapter 15, shall apply to the appeal of rules and regulations adopted by the council to the same extent as it applies to review of rules and regulations adopted by any other agency of state government.

Sec. 16. [SAVINGS CLAUSE.] The provisions of this act shall not apply to the site for the large electric power generating

plant evaluated and recommended by the governor's environmental quality council, prior to the date of enactment, and also to high voltage transmission lines, the construction of which will commence prior to July 1, 1974; provided, however, that within 90 days following the date of enactment, the affected utility shall file with the council a written statement identifying such transmission lines, their planned location, and the estimated date for commencement of construction.

Sec. 17. [ENFORCEMENT, PENALTIES.] Subdivision 1. Any person who violates this act or any rule or regulation promulgated hereunder, or knowingly submits false information in any report required by this act shall be guilty of a misdemeanor for the first offense and a gross misdemeanor for the second and each subsequent offense. Each day of violation shall constitute a separate offense.

Subd. 2. The provisions of this act or any rules or regulations promulgated hereunder may be enforced by injunction, action to compel performance or other appropriate action in the district court of the county wherein the violation takes place. The attorney general shall bring any action under this subdivision upon the request of the council.

Subd. 3. When the court finds that any person has violated this act, any rule or regulation hereunder, knowingly submitted false information in any report required by this act or has violated any court order issued under this chapter, the court may impose a civil penalty of not more than \$10,000 for each violation. These penalties shall be paid to the general fund in the state treasury.

Sec. 18. [BIENNIAL REPORT; BUDGET; APPROPRIATION; FUNDING.] Subdivision 1. The council shall prepare and submit to the legislature biennially a report of its power plant and transmission siting operations, activities, findings, recommendations, and undertakings. The report shall also contain information on the council's biennial expenditures, its proposed budget for the following biennium, and the amounts paid in certificate and permit application fees pursuant to subdivision 2 and in assessments pursuant to subdivision 3. The proposed budget for the following biennium shall be subject to legislative review.

Subd. 2. Every applicant for a site certificate or transmission line construction permit shall pay to the council a fee in an amount equal to \$500 for each \$1,000,000 of production or transmission plant investment in the proposed installation as defined in the Federal Power Commission Uniform System of Accounts. However, the fee shall not be less than \$5,000 for each application. The council shall specify the time and manner of payment of the fee. If any single payment requested by the council is in excess of 25 percent of the total estimated fee, the council shall show that such excess is reasonably necessary. The applicant shall pay within 30 days of notification such additional fees as are reasonably necessary for completion of the plant site, trans-

mission line corridor or route evaluation and selection process by the council. In no event shall the total fees required of the applicant under this subdivision exceed an amount equal to 0.001 of said production or transmission plant investment (\$1,000 for each \$1,000,000). All money received pursuant to this subdivision shall be deposited in the general fund. So much money as is necessary is annually appropriated from the general fund to pay expenses incurred in processing applications for certificates or permits in accordance with the provisions of this act and in the event such expenses are less than the fee paid, to refund the excess to the applicant.

Subd. 3. The council shall finance its base line studies, general environmental studies, development of criteria, inventory preparation and all other work, other than specific site, corridor, and route selection, from an assessment made annually by the council against all utilities. Each share shall be determined as follows: (1) the ratio that the annual retail kilowatt-hour sales in the state of each utility bears to the annual total retail kilowatt-hour sales in the state of all such utilities, multiplied by 0.667, plus (2) the ratio that the annual gross revenue from retail kilowatt-hour sales in the state of each utility bears to the annual total gross revenues from retail kilowatt-hour sales in the state of all such utilities, multiplied by 0.333, as determined by the council. Such assessment shall be credited to the general fund and shall be paid to the state treasury within 30 days after receipt of the bill, which shall constitute notice of said assessment and demand of payment thereof. The total amount which may be assessed to the several utilities under authority of this subdivision shall not exceed the annual budget of the council for carrying out the purposes of this subdivision.

Subd. 4. There is hereby appropriated to the environmental quality council from the general fund in the state treasury \$500,000 for the biennium ending June 30, 1975, as the budget for carrying out the provisions of subdivision 3 of this section.

Sec. 19. This act shall be known as the Minnesota power plant siting act.

Sec. 20. This act shall become effective the day after enactment."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 1825, A bill for an act relating to insurance; the merger and consolidation of insurance companies; permitting the issuance of securities of a corporation which is not a merging or consolidating corporation or the payment of cash; amending Minnesota Statutes 1971, Section 60A.16, Subdivision 2.

Reported the same back with the following amendments:

Page 1, line 23, after "*corporations*" and before the comma, insert "*or stock and mutual insurance corporations*".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 1939, A bill for an act relating to the uniform commercial code; the holding and transferring of investment securities; amending Minnesota Statutes 1971, Sections 336.8-102; 336.8-320; and Chapter 520, by adding a section.

Reported the same back with the following amendments:

Page 5, strike lines 6 through 16 and insert the following:

"(6) Under this section a clearing corporation shall upon written request, furnish to any issuer within a reasonable time a list disclosing the names of all persons who have securities of the issuer in their account with the depository and including a statement of the principal amount or number of units of each such security of the issuer on deposit. The clearing corporation may charge the issuer a fee for such written list provided, however, that the fee shall bear a reasonable relation to the cost of furnishing such list."

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

H. F. No. 1395, A bill for an act relating to elections; providing for the registration of voters; providing penalties; amending Minnesota Statutes 1971, Sections 200.02, Subdivisions 22 and 25, and by adding subdivisions; 201.11; 201.13; 201.14; 201.15; 201.18; 201.26; 201.27; and 204.07, by adding a subdivision; and Chapter 201, by adding sections; repealing Minnesota Statutes 1971, Sections 201.02; 201.03; 201.04; 201.05; 201.06; 201.07; 201.08; 201.09; 201.10; 201.12; 201.16; 201.17; 201.19; 201.20; 201.21; 201.22; 201.23; 201.24; 201.25; 201.28; 201.29; 201.30; 201.31; 201.32; 201.33; 204.07, Subdivisions 2 and 4; 204.075; 204.076; and 204.077.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1971, Section 200.02, Subdivision 22, is amended to read:

Subd. 22. [COMMISSIONER.] The word "commissioner" means (ANY PERSON ACTING AS A COMMISSIONER OF REGISTRATION PURSUANT TO THE PROVISIONS OF CHAPTER 201) *the secretary of state of the state of Minnesota.*

Sec. 2. Minnesota Statutes 1971, Section 200.02, Subdivision 25, is amended to read:

Subd. 25. [ELIGIBLE VOTER.] (EVERY PERSON OF THE AGE OF 21 YEARS OR MORE WHO HAS BEEN A CITIZEN OF THE UNITED STATES FOR A PERIOD OF THREE MONTHS NEXT PRECEDING ANY ELECTION, AND WHO HAS RESIDED IN THIS STATE SIX MONTHS NEXT PRECEDING THE ELECTION, SHALL BE ENTITLED TO VOTE, PROVIDED THAT THE PERSON HAS RESIDED IN THE ELECTION PRECINCT IN WHICH THE ELECTION IS HELD FOR AT LEAST 30 DAYS NEXT PRECEDING THE ELECTION, OR THE PERSON WHO HAS CHANGED HIS RESIDENCE WITHIN SUCH 30 DAYS QUALIFIES TO VOTE UNDER SECTION 204.075, EXCEPT THAT THE FOLLOWING PERSONS ARE NOT ENTITLED TO VOTE:)

(a) "*Eligible voter*" means a person who at the time of any election;

(1) *is 18 or more years of age,*

(2) *is a citizen of the United States, and*

(3) *has resided in Minnesota for 20 days.*

(b) *The following persons are not eligible voters:*

((A)) (1) Any person who has been convicted of treason or any felony, (UNLESS RESTORED TO CIVIL RIGHTS;) *who has not had his civil rights restored;*

((B)) (2) Any person who is under guardianship over his person;

((C)) (3) Any person who (MAY) *is adjudicated to be non-compos mentis or insane;*

((D)) (4) Any person who is not properly registered (WHERE REGISTRATION IS REQUIRED, EXCEPT AS PROVIDED IN SECTION 204.075.)

Sec. 3. Minnesota Statutes 1971, Chapter 201, is amended by adding a section to read:

[201.021] [PERMANENT REGISTRATION SYSTEM.] *A permanent system of voter registration by county is established. The county auditor shall be chief registrar of voters and the chief custodian of the official registration records in each county.*

Sec. 4. Minnesota Statutes 1971, Chapter 201, is amended by adding a section to read:

[201.061] [REGISTRATION.] *Subdivision 1. An eligible voter or any person who upon registration will have the qualifications of an eligible voter at the next election may register as a voter in the precinct in which he resides, at any time prior to the 20th day preceding any election by completing a registration card and submitting it to the county auditor of the county where he resides. Registration cards may be submitted to the county auditor in person or by U.S. Mail addressed and postage paid. A registration card that is postmarked no later than 11:59 p.m. on the 20th day preceding any election or received on the next working day shall be deemed timely. Improperly addressed or delivered registration cards shall be forwarded within two working days from receipt by an official receiving one to the auditor of the county where the voter resides if the county can be determined.*

Subd. 2. The provisions of subdivision 1 shall not apply to any political subdivision which does not on the effective date of this act have a permanent system of voter registration provided that the governing body of any political subdivision may by ordinance or resolution elect to come under the provisions of subdivision 1. Once having so elected, the action may not be rescinded.

Subd. 3. A person who on election day presents himself at the polling place for the precinct in which he resides and who is not registered but is otherwise eligible to vote may nevertheless vote upon registering. A person may register at this time by completing a registration card, making an oath in the form prescribed by the commissioner and providing proof of his residence. An individual may prove his residence by (1) the showing of his drivers license or nonqualification certificate issued pursuant to section 171.07, or (2) providing any document approved by the commissioner as proper identification, or (3) having an individual who is registered to vote in the precinct sign an oath in the presence of the election judge that he personally knows that the applicant is a resident of the precinct. Forms for the card and oath shall be available at each polling place. Forms used pursuant to this section shall be forwarded to the auditor who shall, unless the information forwarded is substantially deficient, add the name of the voter to the registration system. If the auditor finds a registration pursuant to this subdivision substantially deficient he shall give written notice to the person whose registration is found deficient.

Subd. 4. Registration at the polls on election day shall be conducted by the election judges. The election judge who registers a person at the polls on election day shall not be the same judge who shall have charge of and hand to and receive from the voter his ballots.

Subd. 5. In case a voter is unable to write his name, he shall be required to make a cross, which shall be certified by signing the name of the applicant by the registration clerk taking the application. If the registration card is submitted by mail the cross shall be certified by having a voter registered in the pre-

inct of the applicant sign the name of the applicant and sign his own name and give his own address.

Subd. 6. Each eligible voter is entitled to vote in the precinct in which he resides. The judges of election in any election precinct may not receive the vote at any election of any person whose name is not registered in accordance with the provision of this act.

Subd. 7. Voters registered under Minnesota Statutes 1971 shall not be required to reregister under this act.

Sec. 5. Minnesota Statutes 1971, Chapter 201, is amended by adding a section to read :

[201.071] [REGISTRATION CARDS.] Subdivision 1. Registration cards shall be manila or cardboard cards of size and weight suitable for mailing, and shall be substantially in the following form:

VOTER REGISTRATION CARD
(Please print or type)

Date:

1. Name:
Last First Middle Initial

2. Address
(Street or Route No.) (Do not use P.O. Box)

City (or Township) County Zip

3. Male Female 4. Birth Date:

5. Social Security Number, if available:

6. Telephone Number, if available:

7. Most Recent Prior Residence
Street or Route Number

City (or Township) Zip

8. Most Recent Prior Registration
Street or Route Number

City (or Township) Zip

9. I certify that upon registration I will be an eligible voter on the day of next election and I understand that giving false information to procure a registration is a felony punishable by not more than 5 years imprisonment and a fine of not more than \$5,000, or both.

.....
Signature of Voter

Subd. 2. When made available for potential registrants the registration card shall be accompanied by instructions specifying

the manner and method of registration and stating the qualifications for an eligible voter and specifying penalties for false registration.

Subd. 3. No registration is faulty or defective if the registration card contains the voter's name, address and signature; as in items 1, 2 and 8 of the registration card above. The absence of a zip code number does not cause the registration to be faulty or defective. The judges of election may request a voter to complete a registration card that is incomplete or illegible. No voter may be prevented from voting unless his registration is faulty or defective or he is duly and successfully challenged in accordance with provisions of chapter 201.

Subd. 4. Upon receipt of a registration card indicating that a voter has changed residence since voting last in Minnesota, a county auditor shall notify the county auditor of the voter's last residence. Notification shall be made upon a form prescribed by the commissioner. A county auditor receiving a notification shall delete the voter's name from the registration lists and retain the notification.

Sec. 6. Minnesota Statutes 1971, Chapter 201, is amended by adding a section to read:

[201.081] [REGISTRATION FILES.] *Subdivision 1. Within 90 days after the effective date of regulations of the commissioner implementing this act, the municipal official for each municipality who has custody of the original record of voters pursuant to Minnesota Statutes 1971, Chapter 201, shall deliver to the county auditor of the county where the municipality is located:*

(1) The original registration file of voters registered under any law prior to this act; and

(2) The duplicate registration file of the voters.

Subd. 2. The original registration file and the duplicate registration file shall be the record of voters. The original registration file shall be maintained in the office of the county auditor and shall not be removed except on order of a court of competent jurisdiction. The duplicate registration file shall be kept in the office of the county auditor or in the office of a person to whom the county auditor has delegated the responsibility of keeping the duplicate file and shall not be removed except when delivered to the duly authorized judges of election for use on election day.

Subd. 3. The original registration file shall be maintained alphabetically by name of voter. The duplicate registration file shall be maintained by precinct.

Sec. 7. Minnesota Statutes 1971, Chapter 201, is amended by adding a section to read:

[201.091] [PRECINCT LISTS; ACCOUNTS; REGISTRATION PLACES.] *Subdivision 1. Each county auditor shall prepare and maintain a current list of the duplicate registration file. This list shall be known as the precinct list and shall show*

the names and residence address of all voters registered within the precinct. The telephone number shall be included on the list when provided by the person registering.

Subd. 2. On the 80th day before an election, the county auditor shall deliver to the council of each municipality within the county current copies of the precinct lists for that municipality.

Subd. 3. Paper copies of precinct lists, current to within seven days of the request, shall be available within 10 days of a request to any voter registered within the county, upon written request therefor to the county auditor accompanied by payment of the cost of reproduction. No person to whom a precinct list is made available under this subdivision and no person who acquires a precinct list may use any information contained therein for the purposes which are not related to elections, political activities, or law enforcement.

Subd. 4. Each person to whom the county auditor has delegated responsibility for the administration of the provisions of this chapter shall maintain records and accounts for his office and submit annually to the county auditor a report on the conduct and costs of registration and voting borne by his office.

Subd. 5. Each county auditor shall maintain records and accounts for his office and submit annually a report on the conduct and costs of registration and voting in the county to the commissioner.

Subd. 6. Each county auditor shall determine a number of public buildings located within the county, and not less than one location per 30,000 residents, where eligible voters may register by completing a registration card and leaving it with an official within the building whose duty it shall be to transmit the cards to the appropriate county auditor. An adequate supply of registration cards shall be maintained at the locations determined.

Sec. 8. Minnesota Statutes 1971, Section 201.11, is amended to read:

201.11 [PRECINCT BOUNDARIES CHANGED, CHANGE OF FILES.] When the boundaries of an election precinct in any such municipality shall be changed, the (COMMISSIONER) *county auditor* shall immediately change (HIS) *the* registration files to correctly show the names of the voters who are residents therein.

Sec. 9. Minnesota Statutes 1971, Section 201.12, is amended to read:

201.12 [PROPER REGISTRATION, VERIFICATION BY MAIL, CHALLENGES.] For the purpose of preventing fraudulent voting and eliminating excess names, the (COMMISSIONER) *county auditor*, at any time he deems it necessary, may send by mail to any voter whose name appears in the original registration file a notice that his name and address appear therein as indicated; and, if there is any mistake in the name or the

address, the voter shall (PRESENT THE NOTICE IN PERSON AT) so notify the office of the (COMMISSIONER) county auditor and have the same corrected. Failure to do so or the return of the notice by the post-office to the (COMMISSIONER) county auditor shall be sufficient evidence to justify a challenge of his vote at an election, which challenge shall be signed by the (COMMISSIONER) county auditor. Upon the return by the post-office of any such notice, the (COMMISSIONER) county auditor shall direct a deputy or clerk in his office to personally ascertain the name and address of any such voter; and, if such voter is found to have removed from the address recorded in the original registration file, the (COMMISSIONER) county auditor shall cause to be affixed to the duplicate registration file card of the voter the word "challenged." No person so challenged shall be permitted to vote except by complying with all provisions of law applicable to the proving of challenges.

Sec. 10. Minnesota Statutes 1971, Chapter 201, is amended by adding a section to read:

[201.121] [ENTRY OF NAMES; MAILED NOTICE.]
Subdivision 1. Upon receiving a registration card properly completed and submitted in accordance with sections 7 and 8, the county auditor shall enter the registration card or the information contained on the card in the appropriate registration files.

Subd. 2. The county auditor shall mail to the voter a notice indicating the voter's name, address, precinct and polling place. The card shall require that it be returned if not deliverable. For any card returned because not deliverable to the voter at the named address, the county auditor shall cause to be affixed to the duplicate registration card of the voter the word "challenged." No person so challenged shall be permitted to vote except by complying with all provisions of law applicable to the proving of challenges.

Sec. 11. Minnesota Statutes 1971, Section 201.13, is amended to read:

201.13 [LOCAL REGISTRAR OF VITAL STATISTICS, REPORT DEATHS TO COMMISSIONER.] The local registrar of vital statistics in each county or municipality, as the case may be, shall report monthly to the (COMMISSIONER) county auditor the name and address of each (ADULT) person 18 years of age or older who has died while a resident in the registration jurisdiction since the last previous report (OF SUCH REGISTRAR CONCERNING SUCH DEATHS MADE TO THE COMMISSIONER). Upon receipt of such report, the (COMMISSIONER) auditor shall examine the original and duplicate registration files and remove therefrom and destroy the registration cards of registered persons so reported by the local registrar as deceased.

Sec. 12. Minnesota Statutes 1971, Section 201.14, is amended to read:

201.14 [CLERK OF DISTRICT COURT, REPORT CHANGE OF NAMES.] The clerk of district court in each county in the state shall report monthly to the (COMMISSIONER OF EACH MUNICIPALITY BY THE) county *auditor* the name and address of each person, (21) 18 years of age or over, residing in such municipality whose name shall have been changed during the month preceding the date of the report, by marriage, divorce or any order or decree of such court. Upon receipt of such report, the (COMMISSIONER) *auditor* shall notify such voter by mail that it is necessary for him to re-register under such changed name in order to vote at an election.

Sec. 13. Minnesota Statutes 1971, Section 201.15, is amended to read:

201.15 [PROBATE JUDGE, REPORT GUARDIANSHIPS AND COMMITMENTS.] The judge of probate in each county in the state shall report monthly to (EACH COMMISSIONER IN HIS COUNTY) *the county auditor* the name, age and address of each person (21) 18 years of age, or over, residing in such municipality, who has, during the month preceding the date of the report, been placed under a guardianship of the person, and each such person under guardianship of the person transferred to the jurisdiction of the probate court, or restored to capacity, and each person, (21) 18 years of age, or over, adjudged legally incompetent by reason of mental illness, mental deficiency, or inebriation, or as a psychopathic personality, and each such person restored to capacity by the court. Upon receipt of such report, the (COMMISSIONER) *auditor* shall examine the original and duplicate registration files; and, if such examination discloses that any of the persons named in such report as being under guardianship of the person, or as adjudged incompetent or a psychopathic personality, is registered, the (COMMISSIONER) *auditor* shall remove the registration cards of such persons from the active files; and upon notice from the judge of probate of a restoration to capacity, the (COMMISSIONER) *auditor* shall then process the person's registration card in the same manner as if no guardianship or adjudication had occurred.

Sec. 14. Minnesota Statutes 1971, Chapter 201, is amended by adding a section to read:

[201.171] [FAILURE TO VOTE: REGISTRATION REMOVED.] *After the close of each calendar year, the county auditor shall examine the original and duplicate registration files and shall delete therefrom the name of any voter who has not voted in any election including a school election during the four preceding calendar years. Although not counted in any race, a late absentee ballot shall be considered a vote for the purpose of continuing registration.*

Sec. 15. Minnesota Statutes 1971, Section 201.18, is amended to read:

201.18 [ARMED FORCES MEMBERS, REGISTRATION SAVED.] In the event that the applicant was registered but

is not entitled to vote because he has failed to vote at an election at least once in any four successive calendar years wherein elections are held, if the applicant, or someone in his behalf, shall file an affidavit with the (COMMISSIONER OF REGISTRATION) county auditor, stating that on the date of any one election during such four-year period the applicant was a member of the armed forces of the United States, such affidavit shall operate as a re-registration, and entitle the applicant to vote.

Sec. 16. Minnesota Statutes 1971, Chapter 201, is amended by adding a section to read:

[201.211] [COSTS.] *The costs of administering chapter 201 shall be borne by the office required by this act to perform the functions and duties herein required but if delegated to another office they shall be borne by that office.*

Sec. 17. Minnesota Statutes 1971, Chapter 201, is amended by adding a section to read:

[201.221] [RULES AND REGULATIONS.] *Subdivision 1. The commissioner shall adopt rules and regulations to implement the provisions of chapter 201 by October 1, 1973.*

Subd. 2. He shall make rules consistent with the federal and state election laws to facilitate the execution of their provisions in an orderly manner and to that end shall assist local election officers by devising uniform forms and procedures. He shall provide uniform regulations governing the maintenance of voter registration records on electronic or automatic data processing systems so that the records of counties using the systems are compatible with a uniform system of electronic data maintenance. He shall supervise the development and use of the system to insure that it conforms to applicable provisions of law and regulations.

Subd. 3. He shall prescribe the method and manner of transporting and delivering the original and duplicate registration files from the office where now located to the location required by this act.

Subd. 4. He shall prescribe the form of the duplicate registration file so that a duplicate card will contain the voter's name, address, and telephone number, space to indicate whether the voter has voted in any given election and the voter's signature. He shall prescribe procedures for transporting the duplicate registration files to the election judges for use on election day so the signatures of voters may be compared with the signatures on the duplicate registration file.

Subd. 5. The county auditor may adopt rules and regulations which provide for the delegation of duties assigned to him by this act to municipal officials. Provided however the county auditor may not delegate the responsibility to maintain custody of the original registration file of voters and the preparation and distribution of precinct lists. Provided further that the county

auditor may delegate the power and responsibility to accept registrations but a delegation of this power does not relieve him of the power and duty to accept these registrations. When any municipality shall have delegated to it responsibilities given to the county auditor by this act, the council shall immediately provide the necessary funds, equipment and facilities and shall proceed to establish a place of registration and put the registration plan into operation without delay.

Sec. 18. Minnesota Statutes 1971, Chapter 201, is amended by adding a section to read:

[201.231] [CHALLENGES.] *Subdivision 1. Any voter registered within a county may upon petition filed with the county auditor challenge the eligibility of residence of any voter registered within the county. The petition shall state the grounds for challenge and be accompanied by an affidavit of the challenger on personal knowledge. A copy of the petition shall be served as in a civil action on the challenged voter. Upon receipt of a challenging petition, the county auditor shall set a date within five days for hearing on the challenge. The hearing shall be held on the day set before the county auditor or his delegate who shall then make findings and affirm or set aside the challenge.*

Subd. 2. Any voter whose registration has been denied or challenged as above may appeal the challenge or denial to the commissioner. The appeal shall be heard within five days and before election day. Upon hearing the commissioner shall affirm or reverse the challenge or denial and shall give appropriate instructions to the county auditor.

Subd. 3. Hearings before the commissioner shall be considered a contested case and determined in accordance with the administrative procedure act.

Sec. 19. Minnesota Statutes 1971, Section 201.26, is amended to read:

201.26 [RESIDENCE, DETERMINATION.] (THE COMMISSIONER IN DETERMINING THE RESIDENCE OF ANY PERSON DESIRING TO REGISTER, SHALL BE GOVERNED BY THE FOLLOWING RULES, SO FAR AS THEY ARE APPLICABLE) *The following rules, so far as may be applicable, shall govern the determination of residency:*

(a) *The residence of any person shall be held to be in that place in which his habitation is fixed, without any present intention of removing therefrom, and to which, whenever he is absent, he intends to return;*

(b) *A person shall not be considered to have lost his residence who leaves his home to go into another state, or county in this state, for temporary purposes only;*

(c) *A person shall not be considered to have gained a residence in any county into which he has come for temporary purposes only, without the intention of making such county his home;*

(d) If a person goes into another state with the intention of making it his residence, he shall be considered to have lost his residence in this state;

(e) If a person removes to another state with the intention of remaining there for an indefinite time as a place of residence, he shall be considered to have lost his residence in this state, notwithstanding he intends to return at some future time;

(f) The place where a (MAN'S) *person's* family resides shall be considered his residence, but if it is a temporary establishment for his family, or for transient purposes, it shall not be so considered;

(g) If a (MAN) *person* has his family living in one place and he does business in another, the former shall be considered his residence, but when a (MAN) *person* has taken up his abode at any place with the intention of remaining there, and his family refuses to reside with him, then such place shall be considered his residence;

(h) The residence of a single (MAN) *person* shall be considered to be where he usually sleeps;

(i) The mere intention to acquire a new residence, without the fact of removal, shall avail nothing, neither shall the fact of removal without the intention;

(j) No person employed temporarily for the purpose of cutting timber, or in the construction or repair of any railroad, canal, municipal, or other work of public nature, shall acquire a residence in any precinct into which he came for such purpose, but this provision shall not be held to extend to station agents or sectionmen who permanently reside in such precinct, and in determining the right of any person employed by railroad company or upon any public work to register, the commissioner shall be satisfied that he is a bona fide resident of the precinct and not there for temporary purposes only, and his unsupported affidavit shall not be held conclusive as to any fact necessary to entitle him to register;

(k) Any permanent inmate of a soldiers' home shall be considered a resident of the precinct in which the same is located.

Sec. 20. Minnesota Statutes 1971, Section 201.27, is amended to read:

201.27 [VIOLATIONS, PENALTIES.] Any officer, deputy, clerk, or other employee who shall wilfully fail to perform or enforce any of the provisions of (SECTIONS 201.01 TO 201.27) *chapter 201*, or who shall unlawfully or fraudulently remove any registration card or record from its proper compartment in the registration files, or who shall wilfully destroy any record provided by (SECTIONS 201.01 TO 201.27) *chapter 201* to be kept, or any person who shall wilfully or fraudulently register more than once, or register under any but his true name, or attempt to vote by impersonating another who is registered, or who wilfully registers in any precinct where he is not a resident

at any time of registering, or who adds a name or names to the registration files, records or cards, or who violates any of the provisions of (SECTIONS 201.01 TO 201.27) *chapter 201* is guilty of a felony.

Sec. 21. Minnesota Statutes 1971, Section 201.33, is amended to read:

201.33 [USE IN SCHOOL ELECTIONS.] Upon the request of the board of education of any independent or special school district the (COMMISSIONER OF REGISTRATION OF ANY MUNICIPALITY) *county auditor* shall make the registration system covering any precincts all or a portion of which are a part of the school district available for use in school district elections whenever its use by the school district will not prevent the use of the system in other elections. The (COMMISSIONER) *county auditor* may impose reasonable requirements to preserve the security and integrity of the system. The (COMMISSIONER) *county auditor* and the school district shall provide by agreement for the details of the use of the system by the school district. The school district may designate a member of its board or a subordinate employee as registration officer. *The provisions of this act shall apply to school district elections for which the board of education has requested the use of the registration system. (THE PROVISION OF SECTION 201.16, SHALL APPLY TO SCHOOL DISTRICT ELECTIONS IN WHICH THE PROVISIONS OF THIS SECTION ARE APPLIED. THE JUDGES OF ELECTION IN SCHOOL DISTRICT ELECTIONS IN WHICH THE PROVISIONS OF THIS SECTION ARE APPLIED, MAY NOT RECEIVE THE VOTE OF ANY PERSON WHOSE NAME IS NOT REGISTERED, EXCEPT AS IS PROVIDED IN SECTION 204.075.)*

Sec. 22. Minnesota Statutes 1971, Chapter 201, is amended by adding a section to read:

[201.34] [REIMBURSEMENT.] *The state shall reimburse local government units for costs incurred for election judges required for election day registration and counties for assuming the establishment and maintenance of registration systems. Not more than \$25 reimbursement shall be allowed for each election judge required for election day registration.*

Sec. 23. Minnesota Statutes 1971, Section 203.27, Subdivision 2, is amended to read:

Subd. 2. [NUMBER.] At least 100 ballots of each kind to be voted at the ensuing election shall be provided by the clerk for each precinct for every 85 votes cast and counted therein at the last election for the same offices or on similar questions (, EXCEPT THAT WHERE VOTERS ARE REGISTERED UNDER A PERMANENT REGISTRATION SYSTEM THE CLERK IS NOT REQUIRED TO PREPARE BALLOTS IN EXCESS OF THE NUMBER OF REGISTERED VOTERS IN EACH PRECINCT.)

Sec. 24. Minnesota Statutes 1971, Chapter 204, is amended by adding a section to read:

[204.073] [MARKING AND RECEPTION OF BALLOTS.] *Satisfied with the voter's qualifications, the election judge shall mark the duplicate registration card accordingly, and other judges shall have charge of and receive from each voter the ballots.*

Sec. 25. Minnesota Statutes 1971, Section 204.076, is amended to read:

204.076 [TOWN MEETINGS OR ELECTIONS ON CANDIDATES; LOCAL ISSUES; RESIDENCE OF VOTERS.] The voters at a town meeting or the voters at an election on candidates who will serve, or on issues which will relate to only one precinct may be limited to voters who have resided within the precinct for 30 days (REGARDLESS OF THE PROVISIONS OF SECTION 204.075, OR OTHER PROVISIONS RELATING TO THE ISSUANCE OF A CERTIFICATE OF ELIGIBILITY TO PERSONS WHO MOVE FROM ONE PRECINCT IN THE STATE TO ANOTHER WITHIN 30 DAYS OF AN ELECTION.)

Sec. 26. Minnesota Statutes 1971, Section 204.08, Subdivision 1, is amended to read:

204.08 [REGISTRATION, VOTER'S CERTIFICATE.] Subdivision 1. Form of certificate. Wherever voters are registered under a permanent registration system before any person desiring to vote receives the ballots from the judges, a certificate containing the following information shall be signed by the applicant:

I hereby certify that I am a qualified voter, permanently registered in accordance with the Minnesota Election Law.

(Signature of Voter)
(Address)
(Approved)
Judge of Election

(UPON HONORING A CERTIFICATE OF ELIGIBILITY ISSUED UNDER SECTION 204.075, THE JUDGES OF ELECTION SHALL STRIKE THE WORDS "PERMANENTLY REGISTERED" ON THE FORM OF VOTER'S CERTIFICATE, AND ALLOW THE PERSON WITH OR UPON HIS THEN EXECUTING A VOTER'S CERTIFICATE SO ALTERED TO VOTE UPON HIS DELIVERING IT TO THEM.)

Sec. 27. Minnesota Statutes 1971, Section 204.17, Subdivision 3, is amended to read:

Subd. 3. [DETERMINATION OF RESIDENCE.] The judges, in determining the legal residence of any challenged person, shall be governed by the rules provided (FOR THE

COMMISSIONER OF REGISTRATION) in the Minnesota election law; and if the challenged person by his answers to the questions put to him reveals that he is not a qualified voter, he may not be allowed to vote. If, after all questions have been answered, the challenge is not withdrawn, the judge shall administer the following oath:

“Do you swear that you are a citizen of the United States; that you are 18 years of age; that you (HAVE BEEN) *are* an actual resident of this precinct (FOR 30 DAYS IMMEDIATELY PRECEDING THIS ELECTION;) that you are a qualified voter in this precinct and that you have not voted at this election?” (WHEN THIS OATH IS ADMINISTERED TO A PERSON WHO QUALIFIED TO VOTE UNDER SECTION 204.075, THE JUDGE SHALL STRIKE THE WORDS “AND AN ACTUAL RESIDENT OF THIS PRECINCT FOR 30 DAYS IMMEDIATELY PRECEDING THIS ELECTION”.) After taking this oath, the challenged person is entitled to vote.

Sec. 28. Minnesota Statutes 1971, Section 207.02, is amended to read:

207.02 [VOTING BY MAIL.] Any person entitled to vote at any general election, any primary election, any city election, or any village or town election in villages or towns operating under the “Australian Ballot System,” who is absent on the day such election is held from the precinct in which he is entitled to vote, or who by reason of illness or physical disability or because of religious discipline or observation of a religious holiday is unable to go to the polling place of such precinct, may vote therein by having his ballot delivered to the election board of such precinct on the day of such election, either by mail or by the clerk of the municipality in which such precinct is situated as provided for in sections 207.08 and 207.101, and by complying with the provisions of this chapter. No person residing in a municipality now or hereafter having permanent registration of voters, as provided by chapter 201, shall be permitted to so vote unless he has registered as a voter in accordance with such provisions *or registers on election day by enclosing a completed registration card with his ballot.*

Sec. 29. Minnesota Statutes 1971, Section 207.03, is amended to read:

207.03 [APPLICATION FOR BALLOTS.] At any time not more than 45 days or less than one day before the day of holding any election, any person may make application in writing subscribed by him to the auditor of the county in which he is a resident for ballots and envelopes, by mailing to or filing with such auditor an application substantially in the following form:

“APPLICATION FOR BALLOTS

The undersigned, a duly qualified voter in the County of State of Minnesota, residing at (here insert street and number) in said city, vil-

lage or town, because of (absence from home), (illness)
, (physical disability), (because of religious
 discipline or observance of a religious holiday) hereby makes
 application for the ballots to be voted upon in said precinct at
 the next election. Please mail said ballots and accompanying en-
 velope to me at (insert post office ad-
 dress to which to be sent)

Dated, 19

(Signature of Applicant)"

Any person who shall wilfully make or sign any false certifi-
 cates specified herein: any person who shall wilfully make any
 false or untrue statement in any "Application for Ballots"; any
 person who shall wilfully exhibit to another person any ballot
 marked by him; any person who shall in any way wilfully do any
 act contrary to the terms and provisions of this chapter with in-
 tent to cast an illegal vote in any precinct or to aid another in
 so doing shall be guilty of a felony. *If the person applying for
 a ballot resides in a political subdivision which does not accept
 registration other than on election day and the individual is not
 registered in that political subdivision, the county auditor shall
 send a registration card and instructions for completing the regis-
 tration card along with the ballots and envelopes.*

Sec. 30. Minnesota Statutes 1971, Section 207.08, is amended
 to read:

207.08 ["RETURN" AND "BALLOT" ENVELOPES, "DI-
 RECTIONS TO VOTERS."] The auditor of each of the several
 counties shall mail or deliver to the applicant with the ballots
 two envelopes and "Directions to Voters." One envelope shall be
 known as the "Return Envelope" herein described, to conve-
 niently enclose and contain the "Ballot Envelope" herein de-
 scribed. There shall be printed or written across the left hand
 end of this envelope, by the auditor, before delivery thereof to
 the applicant, the words:

"Return Envelope

Postmaster to deliver on Election Day."

The auditor shall also cause this "Return Envelope" to be ad-
 dressed to the "Judges of Election" in the precinct in which the
 applicant is entitled to vote, if he knows or can ascertain such
 precinct; such address shall be in substantial conformity to one
 of the illustrations herein set forth and as the facts may require:

"To the judges of Election,

Seventh Precinct, Third Ward,

City of Minneapolis,

Hennepin County,

Minnesota."

“To the Judges of Election, Rosedale Town,

(Here insert name of post-office nearest voting place)

Hennepin County, Minnesota.”

“To the Judges of Election, Village of Excelsior,

Excelsior, Hennepin County, Minnesota.”

If the auditor does not know or cannot ascertain the precinct in which the applicant is entitled to vote he shall cause the Return Envelope to be addressed to the clerk of the municipality in which the applicant is entitled to vote. Such address shall be in substantial conformity to one of the illustrations herein set forth and as the facts may require:

“To the city clerk of the city of Minneapolis

For the Judges of Election of the Precinct

in which 3217 Elm Street is situated.

Courthouse, City of Minneapolis

Hennepin County, Minnesota.”

“To the Town Clerk of the Town of Fisher

For the Judges of Election of the Precinct

in which Box 32, Route 3, Fisher, Minnesota is situated.

Town Hall, Town of Fisher,

Blue Earth County, Minnesota.”

“To the Town Clerk of the Town of White

For the Judges of Election of the Precinct

in which Route 3, Aurora, Minnesota is situated.

Village of Aurora

St. Louis County, Minnesota.”

“To the Village Clerk of the Village of Roseville

For the Judges of Election of the Precinct

in which 1787 North Victoria is situated.

City of St. Paul,

Ramsey County, Minnesota.”

The auditor may vary any such form for addressing “Return Envelope” as the facts may require, but shall adopt such form of address as will best insure the prompt delivery of such envelope and contents to the judges on election day. If the Return Envelope is addressed to the clerk of a municipality it shall contain a notation in bold face type reading substantially as follows:

“Clerk of :
(Here insert name of municipality)

Deliver this envelope to the correct Election Precinct immediately upon receipt thereof."

The county auditor shall also affix to this "Return Envelope" United States postage stamps sufficient in amount to pay the required United States postage on the "Return Envelope," after the ballot envelope and voter's certificate herein prescribed have been enclosed therein. If necessary to assure delivery to the judges of election in the polling place by the postmaster, the county auditor shall affix to this "Return Envelope" United States postage stamps necessary for special delivery.

There shall be printed on the back of this "Return Envelope" a certificate which shall be substantially in the following form:

"VOTER'S CERTIFICATE

County of)
State of)ss

I do swear that I am a citizen of the United States; that I am an eligible voter; that I am an actual resident of the election precinct indicated by my address in my application; (THAT ON THE DATE OF THE BALLOTS CONTAINED HEREIN I WILL HAVE LEGALLY RESIDED THEREIN FOR MORE THAN 30 DAYS;) that I do not intend to abandon my residence in said precinct prior to such date; that at said time I will be a qualified voter in said precinct.

(Signed)

(Voter)

Subscribed and sworn to before me this day of ... A.D., and I hereby certify that the affiant exhibited the enclosed ballots to me unmarked; that he then in my presence and in the presence of no other person, and in such manner that I could not see his vote, marked such ballots and enclosed and sealed the same in the ballot envelope; or that he was physically incapacitated from marking his ballot and that at his request I mark the ballots for him; that the affiant was not solicited or advised by me for or against any candidate or measure.

(Attesting Witness)

(Official Title)

(Here write name of office or official character of attesting witness, such as notary public, postmaster, etc.)"

The Return Envelope shall be so made as to open on the left hand end and the certificate above set forth shall be printed on the right hand three-fourths of the back of the envelope.

The following "Directions to Voters" shall be printed and furnished to each voter at the time such ballots are mailed or delivered in person.

"DIRECTIONS TO VOTERS"

(1) Locate a Notary Public, United States Postmaster, Assistant United States postmaster, postal supervisor, clerk in charge of contract postal station, or any officer having authority to administer an oath or take an acknowledgment.

(2) Exhibit the ballots to be voted on to such person unmarked.

(3) In his presence mark the ballots in such a manner that he cannot see your vote. If you are physically incapacitated, you may ask him to mark your ballot for you.

(4) Fold each ballot separately so that your cross marks cannot be seen without unfolding, but so that facsimile signature of officer (Secretary of State, County Auditor, or Municipal Clerk) on back of ballot can be seen without unfolding ballot. Do not put your name, initials, or any other identifying mark on the ballots.

(5) Enclose all the ballots in the "Ballot Envelope." and seal the envelope.

(6) Sign your name on back of the "Return Envelope." The person taking your acknowledgment must sign his name as attesting witness, indicate his official title, insert proper date, and affix his official seal, or, in the case of postal authorities previously mentioned, the cancellation stamp of their respective post offices. Insert the "Ballot Envelope" in the "Return Envelope" and seal the "Return Envelope".

(7) Deposit the "Return Envelope" in the mail in the presence of the attesting witness or have him do it for you.

(8) The ballots may be marked and mailed at any time after you receive them from the county auditor. However, they must be marked and mailed so that they can be delivered by the post office to the judges of election at your polling place before the polls close on election day."

Sec. 31. Minnesota Statutes 1971, Section 207.19, Subdivision 1, is amended to read:

207.19 [REGISTRATION; REQUEST; BALLOT.] Subdivision 1. Registration for the primary and general elections may be made by or for any member of the armed forces who is an eligible voter or who will be an eligible voter on or before the date of the next primary or general election occurring after such registration by the member of the armed forces himself or by a parent, spouse, or a brother, sister, or child over the age of eighteen years, by filing in the office of the county auditor of the county in which his place of residence is located, a request for ballot in substantially the following form, whether said re-

quest for ballot is upon a form prepared and distributed by the war and navy department is upon a form prepared and distributed by the war and navy departments or otherwise:

REQUEST FOR BALLOTS

To the County Auditor of County, Minnesota
United States of America:

The name of the person for whom ballots are requested is ..

He expects to be absent from his place of residence in Minnesota on the primary or general election date. Request is therefore made that ballots be furnished to him to be used by him in voting at such elections and be sent to him at the address herein stated. He is a citizen of the United States. He is a resident of the State of Minnesota and has been such resident for (MORE THAN SIX MONTHS) 20 days last past. He was born on the day of in the year His home and place of residence is and on said election day will be at in the of (Town, City or Village)

County of State of Minnesota. His voting precinct according to the best information of the undersigned is (Give precinct and ward number or name of precinct if you know it.) Ballots are to be sent to said member of the armed forces at the following address:

.....
.....
.....

(If this request is signed by the spouse, parent, or a brother, sister, or child over the age of 18 years, of the member of the armed forces, fill in the following paragraph.) The relative who signs this request is the of said voter above-named, and is of the age of 18 years or over (signature of members of armed forces or relative)

Subscribed and sworn to before me this day of 19..... (State title of office. If officer of armed forces, must be a commissioned, noncommissioned, or petty officer not below rank of sergeant or its equivalent. Affix seal, if any.)

Sec. 32. [APPROPRIATION.] The sum of \$200,000 is appropriated to the secretary of state from the general fund to reimburse real costs incurred by counties and other local units of government for the purposes of this act. The appropriation shall expire June 30, 1975, notwithstanding Minnesota Statutes, section 16.17 or other law.

Sec. 33. Minnesota Statutes 1971, Sections 201.02; 201.03; 201.04; 201.05; 201.06; 201.07; 201.08; 201.09; 201.10; 201.16; 201.17; 201.19; 201.20; 201.21; 201.22; 201.23; 201.24; 201.25;

201.261; 201.28; 201.29; 201.30; 201.31; 201.32; 204.07; 204.075; 204.077; and 204.08, subdivision 3, are repealed."

Further amend the title as follows:

Line 4, after the semicolon, insert "appropriating money;"

Line 6, strike ", and by adding subdivisions".

Line 7, after "201.11;" insert "201.12;"

Strike lines 8 through 17 and insert in lieu thereof "201.26; 201.27; 201.33; 203.27, Subdivision 2; 204.076; 204.08, Subdivision 1; 204.17, Subdivision 3; 207.02; 207.03; 207.08; and 207.19, Subdivision 1; Chapter 201, by adding sections; and Chapter 204, by adding a section; repealing Minnesota Statutes 1971, Sections 201.02 to 201.10; 201.16; 201.17; 201.19; 201.20; 201.21; 201.22; 201.23; 201.24; 201.25; 201.261; 201.28; 201.29; 201.30; 201.31; 201.32; 204.07; 204.075; 204.077; and 204.08, Subdivision 3."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 890, A bill for an act relating to the police department, the policemen's relief association, and policemen's pension fund in the city of Minneapolis.

Reported the same back with the following amendments:

Page 1, line 15, strike "the member" and insert in lieu thereof "a member with 10 or more years of service in the police department and the policeman's relief association".

Page 2, line 9, strike "mayor" and insert in lieu thereof "member".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1000, A bill for an act creating a commission on Minnesota's future; describing its duties and functions; and appropriating funds for its operation.

Reported the same back with the following amendments:

Page 1, line 15, strike ". Except" and insert in lieu thereof "except".

Page 1, line 18, strike "All" and insert in lieu thereof "The".

Page 1, line 21, after "pleasure." insert "The governor shall fill vacancies by appointing members similarly qualified to the members being replaced."

Page 1, line 28, strike "a per diem of".

Page 1, line 29, strike "per day".

Page 1, line 30, strike "is" and insert in lieu thereof "shall be".

Page 1, line 30, after "actual" insert "and necessary".

Page 2, line 1, strike "including travel expenses" and insert in lieu thereof "in the manner and amount of state employees".

Page 2, line 8, after "junior colleges" insert ",".

Page 2, line 14, after "30" strike ",".

Page 2, line 17, after "so." insert "Recommendations and proposals shall be, to the fullest extent possible, in the form of alternatives from which the governor and the legislature can select a preferred course of action, policy, plan, strategy or legislative program."

Page 2, line 28, strike "will" and insert in lieu thereof "shall".

Page 3, line 3, after "control." insert "The joint legislative committee shall have equal access to all the resources mentioned above. A common data base shall be employed by the commission and the joint committee."

Page 3, before line 11, add a section:

"Sec. 7. [JOINT LEGISLATIVE REVIEW.] A joint legislative committee shall be established by the legislature to review the commission reports, evaluate the alternatives, identify legislative priorities and develop a planning capability consistent with the task of this commission. The legislative representatives shall consist of three senators appointed by the majority leader; three senators appointed by the minority leader; three representatives appointed by the speaker of the house; and three by the house minority leader. All shall serve at the will and pleasure of the appointing authority as long as they are members of the legislature and vacancies shall be filled within 60 days. All shall be ex-office members of the commission."

Renumber the sections accordingly.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 2159, A bill for an act relating to the credentialing of allied health manpower under the state board of health; appropriating money.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.971] [DEFINITIONS.] *Subdivision 1. For the purposes of this act, unless the context clearly indicates otherwise, the terms defined in this section have the meanings given them.*

Subd. 2. "Board" means the state board of health.

Subd. 3. "Advisory committee" means the advisory committee on health personnel credentialing to the state board of health.

Subd. 4. "Licensure" denotes statutory recognition of a profession defining the scope of practice of that profession. Such statutory definition may set forth standards for entrance into and continuation in that profession including ethical, educational, and experimental requirements.

Subd. 5. "Certification" denotes the process whereby an agency of state government is vested with authority by the legislature to define scope of practice, specify standards, and issue certificates to various professions. The agency carries out this function through promulgation of rules, regulations and procedures.

Subd. 6. "Registration" is the process whereby the legislature vests an agency of state government with authority to keep records on individuals practicing a given profession but does not have authority to define scope or standards of practice for that profession.

Sec. 2. [CREDENTIALING: REGULATIONS AND PROCEDURES.] *The board, pursuant to Minnesota Statutes, Chapter 15, may promulgate rules and regulations establishing procedures for the credentialing of new categories of allied health manpower which do not duplicate categories authorized by statute including, but not limited to, the following: credentialing requirement; scope of practice authorized; supervision required; continuing education; and disciplinary procedures. The board also may establish such procedures as are necessary to the administration of this act including, but not limited to, the development, administration, and grading of examinations to verify the qualifications of applicants for credentialing in allied health manpower categories authorized by the board. Such rules and regulations may provide for the credentialing by the board or by such existing licensing board as the board may designate. Before promulgating any such rule or regulation, the board shall first consult with the licensing board involved in the concerned health area as to the scope and range of the activities and tasks to be authorized and the extent of supervision to be required.*

Sec. 3. [ADVISORY COMMITTEE.] *Subdivision 1. The board shall establish an advisory committee to assist in formu-*

lating policies pursuant to this act. The board shall determine the duties of the committee, shall establish procedures for the proper functioning of the committee including, but not limited to the following: the method of selection of membership, the terms of membership, the selection of a committee chairman and methods of communicating recommendations and advice to the board for its consideration. Each of the existing state health licensing boards, the consumer services section of the department of commerce and the higher education coordinating commission shall have a representative on the committee selected by such boards, section, or commission. The remaining appointees shall not exceed eleven and shall include six persons broadly representative of providers of health care services and five public members unrelated to any health care delivery profession.

Sec. 4. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.974] [TERMS OF THE COMMITTEE AND COMPENSATION.] *Subdivision 1. [TERMS.] Initial appointment shall be staggered with one-third of the committee members appointed for one-year terms, one-third for two-year terms, one-third for three-year terms. Thereafter, the committee members shall be appointed for three-year terms. Terms shall be limited to two consecutive full terms.*

Subd. 2. [EXPENSES.] Members of the committee shall serve without compensation but shall be reimbursed for travel, subsistence and reasonable expenses incurred in the performance of their duties in the same manner and amount as other state officers and employees.

Sec. 5. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.476] [CERTIFICATION OF HEALTH PERSONNEL.] *Subdivision 1. The state board of health may designate the advisory committee shall initiate, receive and review proposals to establish health personnel categories not presently licensed, certified or registered under applicable Minnesota law. Upon consultation with existing licensing boards and the state board of health regarding the disposition of such proposals, the advisory committee may: (a) Refer the proposed category to an existing licensing board when that category is clearly within the sole jurisdiction of such licensing boards; (b) Where the proposed category involves health care functions under the jurisdiction of more than one licensing board, the proposal shall be submitted to each such board for their joint or separate recommendation; (c) Recommend to the state board of health that it provide for the registration or certification of health personnel categories which cannot appropriately be provided for through existing boards.*

Subd. 2. [CERTIFICATION RULES AND REGULATIONS.] The state board of health, in consultation with the advisory committee on health personnel credentialing, shall pro-

mulgate regulations for certification of health personnel categories which cannot appropriately be provided for through existing licensing boards in accordance with category of health personnel.

(f) The educational program proposed for an existing or new category of health personnel.

(g) Plans for utilization of the personnel in the experimental project.

(h) Criteria for selection of personnel.

(i) Detailed and specific provision for supervision of personnel.

(j) A plan for obtaining informed consent of patients or other persons to whom health care services are extended under a health personnel development project.

(k) A plan for evaluating the effectiveness, safety, and quality of care in the performance of personnel and the cost of services.

(l) A time schedule for operation of the project.

(m) Plans for maintenance of records and for reporting on the results of the project.

Subd. 3. [APPROVAL; PROTOCOLS.] The state board may approve experimental health personnel development projects, and shall provide for inspection and shall determine compliance with the protocols. Upon a finding that any approved project constitutes a hazard to health, the board may suspend such project prior to its stipulated termination date, or require modification of the project.

Sec. 6. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.979] [HEALTH PERSONNEL UNIT.] Subdivision 1. There is hereby created a health personnel unit in the state department of health to provide staff to assist the state board of health and the advisory committee on health personnel credentialing in carrying out the duties and responsibilities assigned by this act.

Sec. 7. There is appropriated to the state board of health from the general fund in the state treasury \$ for carrying out the purposes of this act."

Further amend the title by striking the title in its entirety and insert in lieu thereof:

"A bill for an act relating to public health; creating an advisory committee on health personnel credentialing to the state board of health and the creation of a unit for health personnel within the Minnesota department of health; appropriating money; amending Minnesota Statutes 1971, Chapter 144, by adding sections.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Governmental Operations.

The report was adopted.

Mr. Parish from the Committee on Judiciary to which was referred:

H. F. No. 1065, A bill for an act relating to probate; regulating the availability of summary proceedings; amending Minnesota Statutes 1971, Section 525.51, Subdivision 5.

Reported the same back with the following amendments:

Page 1, lines 15 and 16, restore stricken language.

Page 1, line 16, strike new language.

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Parish from the Committee on Judiciary to which was referred:

H. F. No. 1517, A bill for an act relating to courts; establishing salary and cost of living increases for court reporters in fourth judicial district; amending Laws 1969, Chapter 568, Section 1, Subdivision 1, as amended; and by adding a subdivision.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Parish from the Committee on Judiciary to which was referred:

H. F. No. 1845, A bill for an act relating to courts; authorizing county court judges not learned in the law to hear, try and dispose of certain actions; amending Minnesota Statutes 1971, Sections 487.01, Subdivision 9; and 487.04.

Reported the same back with the following amendments:

Page 2, line 13, after "only" and before "*proceedings*" insert "*uncontested*".

Further amend title as follows:

Line 4, strike "hear, try and" and after "certain" add "uncontested".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Parish from the Committee on Judiciary to which was referred:

H. F. No. 2127, A bill for an act relating to courts; setting the salary of the judge of municipal court in North St. Paul; amending Minnesota Statutes 1971, Section 488.21, Subdivision 2.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 1071, A bill for an act relating to Houston county; providing for a county licensing bureau.

Reported the same back with the following amendments:

Page 1, line 15, strike "The county auditor shall appoint, with the".

Page 1, line 16, strike "approval of".

Page 1, line 16, strike ", the deputy registrar of motor" and insert in lieu thereof "may appoint".

Page 1, line 17, strike "vehicles in the county serve as".

Page 1, line 17, after "agent" insert "to be".

Page 1, line 19, strike "auditor" and insert in lieu thereof "board".

Page 1, line 20, strike "he" and insert in lieu thereof "it".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 1354, A bill for an act relating to intoxicating liquor; the issuance of on-sale liquor licenses in certain municipalities; amending Minnesota Statutes 1971, Section 340.11, Subdivision 7.

Reported the same back with the following amendments:

Page 1, line 14, after the word "*village*" insert "*of under 10,000 population,*".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 2164, A bill for an act relating to the town of White, St. Louis county; authorizing an increase in the salaries of clerk and treasurer.

Reported the same back with the following amendments:

Page 1, line 9, after the word "month" insert ", the salary of the assessor at a sum not to exceed \$150 per month".

Further, amend the title as follows:

Line 4, after "clerk" insert ", assessor".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 2208, A bill for an act relating to the county of Waseca; authorizing the expenditure of money for hospital purposes.

Reported the same back with the following amendments:

Page 1, line 6, after the word "of" strike "any law" and insert in lieu "Minnesota Statutes, Sections 376.08 and 376.09".

Page 1, line 13, after the period strike "The".

Page 1, strike lines 14 through 17.

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 2297, A bill for an act relating to the county of Hennepin; granting authority to acquire, construct, operate and maintain a correctional facility, work farm, or detention facilities.

Reported the same back with the following amendments:

Line 14, strike the period after "law" and insert ", provided, however, that this authority shall not authorize the county board to acquire such facilities if they duplicate the services now provided by the City of Minneapolis, and provided, further, that if such facilities supersede the facilities now operated by the City of Minneapolis, the county board shall make adequate provision for the employees of the superseded Minneapolis facilities."

With the recommendation that when so amended the bill do pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 2365, 1825, 1939, 890, 1065, 1517, 1845, 2127, 1071, 1354, 2164, 2208, and 2297 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 1332 and 1147 were read for the second time.

INTRODUCTION OF BILLS

Stanton introduced:

H. F. No. 2398, A bill for an act relating to the claim of Lyon county; arising from inadequate appropriations to reimburse Lyon county for probation services rendered to the youth conservation commission; appropriating money for the payment thereof.

The bill was read for the first time and referred to the Committee on Appropriations.

Anderson, I.; Haugerud; Sabo; Pavlak, R.; and Johnson, C., introduced:

H. F. No. 2399, A bill for an act relating to the legislature; establishing the Minnesota job and business climate interim study commission; appropriating money.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

DeGroat, by request, introduced:

H. F. No. 2400, A bill for an act relating to crimes and criminals; prohibiting the discharge of any firearm, bow and arrow or other weapon on any public highway or street; and prescribing penalties.

The bill was read for the first time and referred to the Committee on Crime Prevention and Corrections.

Sherwood; Belisle; Johnson, J.; LaVoy; and Johnson, D., introduced:

H. F. No. 2401, A bill for an act relating to environmental control; management and preservation of wetlands; prescribing the powers and duties of the commissioner of natural resources and local governmental units in relation thereto; amending Minnesota Statutes 1971, Section 462.357, Subdivision 1; and Chapter 105, by adding a section.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

DeGroat, by request, introduced:

H. F. No. 2402, A bill for an act relating to game and fish; carrying of firearms in motor vehicles, airplanes or snowmobiles; amending Minnesota Statutes 1971, Section 100.29, Subdivision 5.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Casserly and Brinkman introduced:

H. F. No. 2403, A bill for an act relating to financial institutions and mortgagees; amending Minnesota Statutes 1971, Sections 47.20; and 47.21.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Wolcott, McCauley, Pieper, Hanson, and Prahl introduced:

H. F. No. 2404, A bill for an act relating to insurance; teachers; regulating the provisions of certain group medical policies.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Belisle, McArthur, Casserly, Wenzel, and Ferderer introduced:

H. F. No. 2405, A bill for an act relating to elections; requiring precinct boundaries to be filed with the secretary of state; amending Minnesota Statutes 1971, Section 203.06, Subdivision 1.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

Esau, Kempe, Faricy, Forsythe, and Johnson, C., introduced:

H. F. No. 2406, A bill for an act establishing a state advisory council for home and family; prescribing its membership, powers, and duties; appropriating money.

The bill was read for the first time and referred to the Committee on Health and Welfare.

Stanton introduced:

H. F. No. 2407, A bill for an act authorizing conveyance of certain state lands in Lyon county to the Southwest Minnesota College Foundation.

The bill was read for the first time and referred to the Committee on Higher Education.

Miller, M.; St. Onge; Fugina; Adams, J.; and Faricy introduced:

H. F. No. 2408, A bill for an act relating to veterans, Vietnam era; providing for the tuition-free attendance of dependents at the university of Minnesota; amending Minnesota Statutes 1971, Section 197.09.

The bill was read for the first time and referred to the Committee on Higher Education.

Faricy, Ryan, Ferderer, Dieterich, and Tomlinson introduced:

H. F. No. 2409, A bill for an act relating to domestic relations; child support payments and the validity of certain marriages; amending Minnesota Statutes 1971, Sections 393.07, Subdivision 9; and Chapter 517, by adding a section.

The bill was read for the first time and referred to the Committee on Judiciary.

Hagedorn, Mann, and Erdahl introduced:

H. F. No. 2410, A bill for an act relating to waters, drainage; increasing per diem compensation for members of county boards engaged in drainage proceedings and inspections; amending Minnesota Statutes 1971, Section 106.431, Subdivision 1.

The bill was read for the first time and referred to the Committee on Local Government.

Ohnstad introduced:

H. F. No. 2411, A bill for an act authorizing the village council of St. Francis in Anoka county to enter into a contract for provision of fire protection services.

The bill was read for the first time and referred to the Committee on Local Government.

Andersen, R.; and Pavlak, R. L., introduced:

H. F. No. 2412, A bill for an act relating to the metropolitan council; providing that the adjustments of Minnesota Statutes 1971, Sections 272.64; 273.13, Subdivision 7a; and 275.49 shall not be used in connection with the levy authorized by section 473B.08; amending Minnesota Statutes 1971, Section 473B.08, Subdivision 1.

The bill was read for the first time and referred to the Committee on Taxes.

DeGroat and Pieper introduced:

H. F. No. 2413, A bill for an act relating to taxation; imposing an excise tax on admission tickets to certain motion pictures.

The bill was read for the first time and referred to the Committee on Taxes.

Vento; Sherwood; Ryan; Adams, J.; and Jacobs introduced:

H. F. No. 2414, A bill for an act relating to taxation; defining homesteads established after assessment date; amending Minnesota Statutes 1971, Section 273.13, Subdivision 16.

The bill was read for the first time and referred to the Committee on Taxes.

CONSENT CALENDAR

S. F. No. 1056 was reported to the House.

Adams, J., moved to amend S. F. No. 1056, the printed bill, as follows:

Page 2, line 21, strike "*only after its*" and insert in lieu thereof "*on August 1, 1973 upon*".

Page 2, line 23, delete "*and the board of education of Special School*".

Page 2, line 24, delete "*District No. 1*".

The motion prevailed and the amendment was adopted.

S. F. No. 1056, A bill for an act relating to membership on certain boards of the city of Minneapolis; providing for representation of the Minneapolis library board on the city's board of estimate and taxation and eliminating representation of special school district No. 1 of the city of Minneapolis on the city's board of estimate and taxation and library board; amending Laws 1959, Chapter 462, Sections 2, as amended; and 3, Subdivision 2, as amended.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jopp	Mueller	Sarna
Adams, S.	Dieterich	Jude	Munger	Savelkoul
Andersen, R.	Dirlam	Kahn	Myrah	Schreiber
Anderson, D.	Eckstein	Kelly	Nelson	Schulz
Anderson, G.	Eken	Kempe	Newcome	Sherwood
Anderson, I.	Enebo	Klaus	Niehaus	Sieben, H.
Becklin	Erdahl	Knickerbocker	Norton	Sieben, M.
Belisle	Erickson	Kvam	Ohnstad	Skaar
Bennett	Esau	Laidig	Ojala	Smith
Berg	Faricy	Larson	Parish	Stangeland
Berglin	Ferderer	LaVoy	Patton	Stanton
Biersdorf	Flakne	Lemke	Pavlak, R.	Swanson
Boland	Forsythe	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Braun	Fudro	Lindstrom, J.	Pehler	Ulland
Brinkman	Fugina	Lombardi	Peterson	Vanasek
Carlson, A.	Graba	McArthur	Pieper	Vento
Carlson, B.	Growe	McCarron	Pleasant	Voss
Carlson, D.	Hagedorn	McCauley	Prahl	Weaver
Carlson, L.	Hanson	McEachern	Quirin	Wenzel
Casserly	Hook	McFarlin	Resner	Wohlwend
Cleary	Jacobs	Menke	Ryan	Wolcott
Clifford	Johnson, C.	Miller, D.	St. Onge	Mr. Speaker
Connors	Johnson, D.	Miller, M.	Salchert	
Cummiskey	Johnson, R.	Moe	Samuelson	

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

S. F. No. 912, A bill for an act relating to the Minnesota state retirement system; amending Minnesota Statutes 1971, Sections 352.01, Subdivisions 11 and 16; 352.021, Subdivision 3; 352.115, Subdivision 1; 352.12, Subdivisions 1, 2 and 6; 352.22, Subdivision 3; and 352.72, Subdivisions 2 and 4; repealing Minnesota Statutes 1971, Section 352.04, Subdivision 7.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 122, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, L.	Fjoslien	Jude	Menke
Adams, S.	Casserly	Flakne	Kahn	Miller, D.
Andersen, R.	Cleary	Forsythe	Kelly	Miller, M.
Anderson, D.	Clifford	Fudro	Kempe	Mueller
Anderson, G.	Connors	Fugina	Klaus	Munger
Anderson, I.	Culhane	Graba	Knickerbocker	Myrah
Becklin	Cummiskey	Graw	Kvam	Nelson
Belisle	Dahl	Growe	Laidig	Newcome
Bennett	Dieterich	Hagedorn	Larson	Niehaus
Berg	Dirlam	Hanson	LaVoy	Norton
Berglin	Eckstein	Heinitz	Lemke	Ohnstad
Biersdorf	Eken	Hook	Lindstrom, E.	Ojala
Boland	Enebo	Jacobs	Lindstrom, J.	Parish
Braun	Erdahl	Jaros	Lombardi	Patton
Brinkman	Erickson	Johnson, C.	McArthur	Pavlak, R.
Carlson, A.	Esau	Johnson, D.	McCauley	Pavlak, R. L.
Carlson, B.	Faricy	Johnson, R.	McEachern	Pehler
Carlson, D.	Ferderer	Jopp	McFarlin	Peterson

Pieper	St. Onge	Sherwood	Swanson	Wenzel
Pleasant	Salchert	Sieben, H.	Tomlinson	Wohlwend
Prahl	Samuelson	Sieben, M.	Ulland	Wolcott
Quirin	Sarna	Skaar	Vanasek	Mr. Speaker
Resner	Savelkoul	Smith	Vento	
Rice	Schreiber	Stangeland	Voss	
Ryan	Schulz	Stanton	Weaver	

The bill was passed and its title agreed to.

H. F. No. 1042, A bill for an act relating to waters; southern Minnesota river basin commission; appropriating money; amending Laws 1971, Chapter 705, Section 3, Subdivision 1; and Section 5; repealing Laws 1971, Chapter 705, Section 11.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Miller, M.	Salchert
Adams, S.	DeGroat	Johnson, D.	Moe	Samuelson
Andersen, R.	Dieterich	Johnson, R.	Mueller	Sarna
Anderson, D.	Dirlam	Jopp	Munger	Savelkoul
Anderson, G.	Eckstein	Jude	Myrah	Schreiber
Anderson, I.	Eken	Kahn	Nelson	Schulz
Becklin	Enebo	Kelly	Newcome	Sherwood
Belisle	Erdahl	Kempe	Niehaus	Sieben, H.
Bennett	Erickson	Klaus	Norton	Sieben, M.
Berg	Faricy	Knickerbocker	Ohnstad	Skaar
Berglin	Ferderer	Kvam	Ojala	Smith
Biersdorf	Fjoslien	Laidig	Parish	Stangeland
Boland	Flakne	Larson	Patton	Stanton
Braun	Forsythe	LaVoy	Pavlak, R.	Swanson
Brinkman	Fudro	Lemke	Pavlak, R. L.	Tomlinson
Carlson, A.	Fugina	Lindstrom, E.	Pehler	Ulland
Carlson, B.	Graba	Lindstrom, J.	Peterson	Vanasek
Carlson, D.	Graw	Lombardi	Pieper	Vento
Carlson, L.	Grove	McArthur	Pleasant	Voss
Cassery	Hagedorn	McCarron	Prahl	Weaver
Cleary	Hanson	McCauley	Quirin	Wenzel
Clifford	Heinitz	McEachern	Resner	Wohlwend
Connors	Hook	McFarlin	Rice	Wolcott
Culhane	Jacobs	Menke	Ryan	Mr. Speaker
Cummiskey	Jaros	Miller, D.	St. Onge	

The bill was passed and its title agreed to.

H. F. No. 1978, A bill for an act relating to the Minnesota Historical Society; appropriating money for the acquisition, maintenance, and security of a historic site.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	Miller, D.	St. Onge
Adams, S.	DeGroat	Johnson, C.	Miller, M.	Salchert
Andersen, R.	Dieterich	Johnson, D.	Moe	Samuelson
Anderson, D.	Dirlam	Johnson, R.	Mueller	Sarna
Anderson, G.	Eckstein	Jopp	Munger	Savelkoul
Anderson, I.	Eken	Jude	Myrah	Schreiber
Becklin	Enebo	Kahn	Nelson	Schulz
Belisle	Erdahl	Kelly	Newcome	Sherwood
Bennett	Erickson	Kempe	Niehaus	Sieben, H.
Berg	Esau	Klaus	Norton	Sieben, M.
Berglin	Farcy	Knickerbocker	Ohnstad	Skaar
Biersdorf	Ferderer	Kvam	Ojala	Smith
Boland	Fjoslien	Laidig	Parish	Stangeland
Braun	Flakne	Larson	Patton	Swanson
Brinkman	Forsythe	LaVoy	Pavlak, R.	Tomlinson
Carlson, A.	Fudro	Lemke	Pavlak, R. L.	Ulland
Carlson, B.	Fugina	Lindstrom, E.	Pehler	Vanasek
Carlson, D.	Graba	Lindstrom, J.	Peterson	Vento
Carlson, L.	Graw	Lombardi	Pieper	Voss
Casserly	Grove	McArthur	Pleasant	Weaver
Cleary	Hagedorn	McCarron	Prahl	Wenzel
Clifford	Hanson	McCauley	Quirin	Wohlwend
Connors	Heinitz	McEachern	Resner	Wolcott
Culhane	Hook	McFarlin	Rice	Mr. Speaker
Cummiskey	Jacobs	Menke	Ryan	

The bill was passed and its title agreed to.

H. F. No. 659, A bill for an act relating to the city of Willmar; authorizing land acquisition and development to promote industry and alleviate unemployment.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	Miller, D.	St. Onge
Adams, S.	DeGroat	Johnson, C.	Miller, M.	Salchert
Andersen, R.	Dieterich	Johnson, D.	Moe	Samuelson
Anderson, D.	Dirlam	Johnson, R.	Mueller	Savelkoul
Anderson, G.	Eckstein	Jopp	Munger	Schreiber
Anderson, I.	Eken	Jude	Myrah	Schulz
Becklin	Enebo	Kahn	Nelson	Sherwood
Belisle	Erdahl	Kelly	Newcome	Sieben, H.
Bennett	Erickson	Kempe	Niehaus	Sieben, M.
Berg	Esau	Klaus	Norton	Skaar
Berglin	Farcy	Knickerbocker	Ohnstad	Smith
Biersdorf	Ferderer	Kvam	Ojala	Stangeland
Boland	Fjoslien	Laidig	Parish	Stanton
Braun	Flakne	Larson	Patton	Swanson
Brinkman	Forsythe	LaVoy	Pavlak, R.	Tomlinson
Carlson, A.	Fudro	Lemke	Pavlak, R. L.	Ulland
Carlson, B.	Fugina	Lindstrom, E.	Pehler	Vanasek
Carlson, D.	Graba	Lindstrom, J.	Peterson	Vento
Carlson, L.	Graw	Lombardi	Pieper	Voss
Casserly	Grove	McArthur	Pleasant	Weaver
Cleary	Hagedorn	McCarron	Prahl	Wenzel
Clifford	Hanson	McCauley	Quirin	Wohlwend
Connors	Heinitz	McEachern	Resner	Wolcott
Culhane	Hook	McFarlin	Rice	Mr. Speaker
Cummiskey	Jacobs	Menke	Ryan	

The bill was passed and its title agreed to.

H. F. No. 1870, A bill for an act relating to cities of the first class and authorizing condemnation of real property in certain instances pursuant to procedures set forth in their home rule charter or Minnesota Statutes 1971, Chapter 430.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 122, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Moe	Samuelson
Adams, S.	Dieterich	Johnson, R.	Mueller	Sarna
Andersen, R.	Dirlam	Jopp	Munger	Savelkoul
Anderson, D.	Eckstein	Jude	Myrah	Schreiber
Anderson, G.	Eken	Kahn	Nelson	Schulz
Anderson, I.	Enebo	Kelly	Newcome	Sherwood
Becklin	Erdahl	Kempe	Niehaus	Sieben, H.
Belisle	Erickson	Klaus	Norton	Sieben, M.
Bennett	Essau	Knickerbocker	Ohnstad	Skaar
Berg	Faricy	Kvam	Ojala	Smith
Biersdorf	Ferderer	Laidig	Parish	Stangeland
Boland	Fjoslien	Larson	Patton	Stanton
Braun	Flakne	LaVoy	Pavlak, R.	Swanson
Brinkman	Forsythe	Lemke	Pavlak, R. L.	Tomlinson
Carlson, A.	Fudro	Lindstrom, E.	Pehler	Ulland
Carlson, B.	Fugina	Lindstrom, J.	Peterson	Vanasek
Carlson, D.	Graba	Lombardi	Pieper	Vento
Carlson, L.	Growe	McArthur	Pleasant	Voss
Casserly	Hagedorn	McCarron	Prahl	Weaver
Cleary	Hanson	McCauley	Quirin	Wenzel
Clifford	Heinitz	McEachern	Resner	Wohlwend
Connors	Hook	McFarlin	Rice	Mr. Speaker
Culhane	Jacobs	Menke	Ryan	
Cummiskey	Jaros	Miller, D.	St. Onge	
Dahl	Johnson, C.	Miller, M.	Salchert	

The bill was passed and its title agreed to.

H. F. No. 1932, A bill for an act relating to electricity; regulating certain terms for the purchase of electricity by certain cities; amending Minnesota Statutes 1971, Section 455.13.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Berg	Carlson, L.	Dieterich	Ferderer
Adams, S.	Berglin	Casserly	Dirlam	Fjoslien
Andersen, R.	Biersdorf	Cleary	Eckstein	Flakne
Anderson, D.	Boland	Clifford	Eken	Forsythe
Anderson, G.	Braun	Connors	Enebo	Fudro
Anderson, I.	Brinkman	Culhane	Erdahl	Fugina
Becklin	Carlson, A.	Cummiskey	Erickson	Graba
Belisle	Carlson, B.	Dahl	Essau	Graw
Bennett	Carlson, D.	DeGroat	Faricy	Growe

Hagedorn	Laidig	Mueller	Pleasant	Skaar
Hanson	Larson	Munger	Prahl	Smith
Heinitz	LaVoy	Myrah	Quirin	Stangeland
Hook	Lemke	Nelson	Resner	Stanton
Jacobs	Lindstrom, E.	Newcome	Rice	Swanson
Jaros	Lindstrom, J.	Niehaus	Ryan	Tomlinson
Johnson, C.	Lombardi	Norton	St. Onge	Ulland
Johnson, D.	McArthur	Ohnstad	Salchert	Vanasek
Johnson, R.	McCarron	Ojala	Samuelson	Vento
Jopp	McCauley	Parish	Sarna	Voss
Jude	McEachern	Patton	Savelkoul	Weaver
Kahn	McFarlin	Pavlak, R.	Schreiber	Wenzel
Kempe	Menke	Pavlak, R. L.	Schulz	Wohlwend
Klaus	Miller, D.	Pehler	Sherwood	Wolcott
Knickerbocker	Miller, M.	Peterson	Sieben, H.	Mr. Speaker
Kvam	Moe	Pieper	Sieben, M.	

The bill was passed and its title agreed to.

H. F. No. 1959, A bill for an act relating to the city of Duluth; Duluth airport authority; amending Laws 1969, Chapter 577, Section 14.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 107, and nays 15, as follows:

Those who voted in the affirmative:

Adams, S.	Dieterich	Jopp	Mueller	Savelkoul
Andersen, R.	Dirlam	Jude	Munger	Schreiber
Andersen, G.	Eckstein	Kahn	Myrah	Schulz
Anderson, I.	Eken	Kelly	Nelson	Sieben, H.
Belisle	Erdahl	Klaus	Newcome	Sieben, M.
Bennett	Ferderer	Knickerbocker	Norton	Smith
Berg	Flakne	Laidig	Ojala	Stangeland
Berglin	Forsythe	Larson	Patton	Stanton
Biersdorf	Fudro	LaVoy	Pavlak, R.	Swanson
Boland	Fugina	Lemke	Pavlak, R. L.	Tomlinson
Braun	Graba	Lindstrom, E.	Pehler	Ulland
Brinkman	Graw	Lindstrom, J.	Peterson	Vanasek
Carlson, A.	Grove	Lombardi	Pleasant	Vento
Carlson, B.	Hagedorn	McArthur	Prahl	Voss
Carlson, L.	Hanson	McCarron	Quirin	Weaver
Casserly	Heinitz	McCauley	Resner	Wenzel
Cleary	Hook	McEachern	Rice	Wohlwend
Clifford	Jacobs	McFarlin	Ryan	Wolcott
Connors	Jaros	Menke	St. Onge	Mr. Speaker
Culhane	Johnson, C.	Miller, D.	Salchert	
Cummiskey	Johnson, D.	Miller, M.	Samuelson	
Dahl	Johnson, R.	Moe	Sarna	

Those who voted in the negative were:

Adams, J.	Carlson, D.	Erickson	Kempe	Pieper
Anderson, D.	DeGroat	Esau	Kvam	Sherwood
Becklin	Enebo	Faricy	Niehaus	Skaar

The bill was passed and its title agreed to.

H. F. No. 1968 was reported to the House.

Moe moved that H. F. No. 1968 be laid over for one day. The motion prevailed.

H. F. No. 2244, A bill for an act relating to the city of Winona; authorizing the issuance of two additional on-sale liquor licenses.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 108, and nays 13, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jopp	Munger	Sarna
Adams, S.	Dieterich	Jude	Myrah	Savelkoul
Andersen, R.	Dirlam	Kahn	Nelson	Schreiber
Anderson, G.	Eckstein	Kelly	Newcome	Schulz
Anderson, I.	Eken	Knickerbocker	Niehaus	Sieben, H.
Belisle	Enebo	Kvam	Norton	Sieben, M.
Bennett	Faricy	Laidig	Ojala	Smith
Berg	Ferderer	LaVoy	Patton	Stangeland
Berglin	Flakne	Lemke	Paviak, R.	Stanton
Biersdorf	Forsythe	Lindstrom, E.	Paviak, R. L.	Swanson
Boland	Fudro	Lindstrom, J.	Pehler	Tomlinson
Braun	Fugina	Lombardi	Peterson	Ulland
Carlson, A.	Graw	McArthur	Pieper	Vanasek
Carlson, B.	Grove	McCarron	Pleasant	Vento
Carlson, D.	Hagedorn	McCauley	Prahl	Voss
Carlson, L.	Hanson	McEachern	Quirin	Weaver
Casserly	Heinitz	McFarlin	Resner	Wenzel
Cleary	Jacobs	Menke	Rice	Wohlwend
Clifford	Jaros	Miller, D.	Ryan	Wolcott
Connors	Johnson, C.	Miller, M.	St. Onge	Mr. Speaker
Culhane	Johnson, D.	Moe	Salchert	
Cummiskey	Johnson, R.	Mueller	Samuelson	

Those who voted in the negative were:

Anderson, D.	DeGroat	Esau	Klaus	Skaar
Becklin	Erdahl	Graba	Ohnstad	
Brinkman	Erickson	Hook	Sherwood	

The bill was passed and its title agreed to.

H. F. No. 1720, A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of Sibley state park.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Boland	Cummiskey	Ferderer	Hook
Adams, S.	Braun	Dahl	Fjoslien	Jacobs
Andersen, R.	Brinkman	DeGroat	Flakne	Jaros
Anderson, D.	Carlson, A.	Dieterich	Forsythe	Johnson, C.
Anderson, G.	Carlson, B.	Dirlam	Fudro	Johnson, D.
Anderson, I.	Carlson, D.	Eckstein	Fugina	Johnson, R.
Becklin	Carlson, L.	Eken	Graba	Jopp
Belisle	Casserly	Enebo	Graw	Jude
Bennett	Cleary	Erdahl	Grove	Kahn
Berg	Clifford	Erickson	Hagedorn	Kelly
Berglin	Connors	Esau	Hanson	Klaus
Biersdorf	Culhane	Faricy	Heinitz	Knickerbocker

Kvam	Menke	Parish	St. Onge	Stanton
Laidig	Miller, D.	Patton	Salchert	Swanson
Larson	Miller, M.	Pavlak, R.	Samuelson	Tomlinson
LaVoy	Moe	Pavlak, R. L.	Sarna	Ulland
Lemke	Mueller	Pehler	Savelkoul	Vanasek
Lindstrom, E.	Munger	Peterson	Schreiber	Vento
Lindstrom, J.	Myrah	Pieper	Schulz	Voss
Lombardi	Nelson	Pleasant	Sherwood	Weaver
McArthur	Newcome	Prahl	Sieben, H.	Wenzel
McCarron	Niehaus	Quirin	Sieben, M.	Wohlwend
McCauley	Norton	Resner	Skaar	Wolcott
McEachern	Ohnstad	Rice	Smith	Mr. Speaker
McFarlin	Ojala	Ryan	Stangeland	

The bill was passed and its title agreed to.

H. F. No. 1767, A bill for an act relating to natural resources; establishing the volunteers in parks program and specifying the powers and duties of the commissioner of natural resources in relation thereto; amending Minnesota Statutes 1971, Chapter 85, by adding a section; and Section 176.011, Subdivision 9.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	Miller, M.	Salchert
Adams, S.	DeGroat	Johnson, C.	Moe	Samuelson
Andersen, R.	Dieterich	Johnson, D.	Mueller	Sarna
Anderson, D.	Dirlam	Johnson, R.	Munger	Savelkoul
Anderson, G.	Eckstein	Jopp	Myrah	Schreiber
Anderson, I.	Eken	Jude	Nelson	Schulz
Becklin	Enebo	Kahn	Newcome	Sherwood
Belisle	Erdahl	Kelly	Niehaus	Sieben, H.
Bennett	Erickson	Klaus	Norton	Sieben, M.
Berg	Esau	Knickerbocker	Ohnstad	Skaar
Berglin	Faricy	Kvam	Ojala	Smith
Biersdorf	Ferderer	Laidig	Parish	Stangeland
Boland	Fjoslien	Larson	Patton	Stanton
Braun	Flakne	LaVoy	Pavlak, R.	Swanson
Brinkman	Forsythe	Lemke	Pavlak, R. L.	Tomlinson
Carlson, A.	Fudro	Lindstrom, E.	Pehler	Ulland
Carlson, B.	Fugina	Lindstrom, J.	Peterson	Vanasek
Carlson, D.	Graba	Lombardi	Pieper	Vento
Carlson, L.	Graw	McArthur	Pleasant	Voss
Cassery	Grove	McCarron	Prahl	Wenzel
Cleary	Hagedorn	McCauley	Quirin	Wohlwend
Clifford	Hanson	McEachern	Resner	Wolcott
Connors	Heinitz	McFarlin	Rice	Mr. Speaker
Culhane	Hook	Menke	Ryan	
Cumiskey	Jacobs	Miller, D.	St. Onge	

The bill was passed and its title agreed to.

Eken was excused for the remainder of today's session.

H. F. No. 2093, A bill for an act relating to charitable organizations; solicitation; limitations and prohibitions; licensing and

bonding of professional fund raisers; disclosures required; amending Minnesota Statutes 1971, Sections 309.50, Subdivisions 2, 3, 5, and by adding subdivisions; 309.52, Subdivision 1; 309.53, Subdivision 1; 309.54, Subdivision 1; 309.55, by adding subdivisions; 309.555; 309.56; 309.58; 309.60; and Chapter 309, by adding sections; repealing Minnesota Statutes 1971, Section 309.51.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Moe	Savelkoul
Adams, S.	DeGroat	Johnson, D.	Mueller	Schreiber
Andersen, R.	Dieterich	Johnson, R.	Munger	Schulz
Anderson, D.	Dirlam	Jopp	Myrah	Sherwood
Anderson, G.	Eckstein	Jude	Newcome	Sieben, H.
Anderson, I.	Enebo	Kahn	Niehaus	Sieben, M.
Becklin	Erdahl	Kelly	Norton	Skaar
Belisle	Erickson	Klaus	Ohnstad	Smith
Bennett	Esau	Knickerbocker	Ojala	Stangeland
Berg	Faricy	Kvam	Parish	Stanton
Berglin	Ferderer	Laidig	Patton	Swanson
Biersdorf	Fjoslien	Larson	Pavlak, R.	Tomlinson
Boland	Flakne	LaVoy	Pavlak, R. L.	Ulland
Braun	Forsythe	Lemke	Pehler	Vanasek
Brinkman	Fudro	Lindstrom, E.	Pieper	Vento
Carlson, A.	Fugina	Lindstrom, J.	Pleasant	Voss
Carlson, B.	Graba	Lombardi	Prahl	Weaver
Carlson, D.	Graw	McArthur	Quirin	Wenzel
Carlson, L.	Growe	McCarron	Resner	Wohlwend
Casserly	Hagedorn	McCauley	Rice	Wolcott
Cleary	Hanson	McEachern	Ryan	Mr. Speaker
Clifford	Heinitz	McFarlin	St. Onge	
Connors	Hook	Menke	Salchert	
Culhane	Jacobs	Miller, D.	Samuelson	
Cummiskey	Jaros	Miller, M.	Sarna	

The bill was passed and its title agreed to.

H. F. No. 1626, A bill for an act relating to retirement; the Minnesota unclassified employees retirement program; amending Minnesota Statutes 1971, Chapter 352D, by adding sections; Sections 352D.01, 352D.02, 352D.03, 352D.04, 352D.05, 352D.06, and 352D.09; repealing Minnesota Statutes 1971, Sections 352D.07, and 352D.08.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Anderson, I.	Berglin	Carlson, A.	Cleary
Adams, S.	Becklin	Biersdorf	Carlson, B.	Clifford
Andersen, R.	Belisle	Boland	Carlson, D.	Connors
Anderson, D.	Bennett	Braun	Carlson, L.	Culhane
Anderson, G.	Berg	Brinkman	Casserly	Cummiskey

Dahl	Hanson	Lindstrom, J.	Patton	Sieben, H.
DeGroat	Heinitz	Lombardi	Pavlak, R.	Sieben, M.
Dieterich	Hook	McArthur	Pavlak, R. L.	Skaar
Dirlam	Jacobs	McCarron	Pehler	Smith
Eckstein	Jaros	McCauley	Peterson	Stangeland
Enebo	Johnson, C.	McEachern	Pieper	Stanton
Erdahl	Johnson, D.	McFarlin	Pleasant	Swanson
Erickson	Johnson, R.	Menke	Prahl	Tomlinson
Esau	Jopp	Miller, D.	Quirin	Ulland
Faricy	Jude	Miller, M.	Resner	Vanasek
Ferderer	Kahn	Mueller	Rice	Vento
Fjoslien	Kelly	Munger	Ryan	Voss
Flakne	Klaus	Myrah	St. Onge	Wenzel
Forsythe	Knickerbocker	Nelson	Salchert	Wohlwend
Fudro	Kvam	Newcome	Samuelson	Wolcott
Fugina	Laidig	Niehaus	Sarna	Mr. Speaker
Graba	Larson	Norton	Savelkoul	
Graw	LaVoy	Ohnstad	Schreiber	
Growe	Lemke	Ojala	Schulz	
Hagedorn	Lindstrom, E.	Parish	Sherwood	

The bill was passed and its title agreed to.

H. F. No. 2234, A bill for an act relating to education; clarify responsibilities of the higher education advisory council; amending Minnesota Statutes 1971, Section 136A.02, Subdivision 6.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Moe	Samuelson
Adams, S.	DeGroat	Johnson, D.	Mueller	Sarna
Anderson, R.	Dieterich	Johnson, R.	Munger	Savelkoul
Anderson, D.	Dirlam	Jopp	Myrah	Schreiber
Anderson, G.	Eckstein	Jude	Nelson	Schulz
Anderson, I.	Enebo	Kahn	Newcome	Sherwood
Becklin	Erdahl	Kelly	Niehaus	Sieben, H.
Belisle	Erickson	Klaus	Norton	Sieben, M.
Bennett	Esau	Knickerbocker	Ohnstad	Skaar
Berg	Faricy	Kvam	Ojala	Smith
Berglin	Ferderer	Laidig	Parish	Stangeland
Biersdorf	Fjoslien	Larson	Patton	Stanton
Boland	Flakne	LaVoy	Pavlak, R.	Swanson
Braun	Forsythe	Lemke	Pavlak, R. L.	Tomlinson
Brinkman	Fudro	Lindstrom, E.	Pehler	Ulland
Carlson, A.	Fugina	Lindstrom, J.	Peterson	Vanasek
Carlson, B.	Graba	Lombardi	Pieper	Vento
Carlson, D.	Graw	McArthur	Pleasant	Voss
Carlson, L.	Growe	McCarron	Prahl	Weaver
Cassery	Hagedorn	McCauley	Quirin	Wenzel
Cleary	Hanson	McEachern	Resner	Wohlwend
Clifford	Heinitz	McFarlin	Rice	Wolcott
Connors	Hook	Menke	Ryan	Mr. Speaker
Culhane	Jacobs	Miller, D.	St. Onge	
Cummiskey	Jaros	Miller, M.	Salchert	

The bill was passed and its title agreed to.

H. F. No. 1689, A bill for an act relating to plumbers; fees for examination and licensing; amending Minnesota Statutes 1971, Section 326.42.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 113, and nays 7, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Jude	Munger	Savelkoul
Adams, S.	Dieterich	Kahn	Myrah	Schreiber
Andersen, R.	Dirlam	Kelly	Neison	Schulz
Anderson, G.	Eckstein	Klaus	Newcome	Sherwood
Anderson, I.	Enebo	Knickerbocker	Norton	Sieben, H.
Belisle	Erdahl	Kvam	Ojala	Sieben, M.
Bennett	Erickson	Laidig	Parish	Skaar
Berg	Faricy	Larson	Patton	Smith
Berglin	Ferderer	LaVoy	Pavlak, R.	Stangeland
Biersdorf	Flakne	Lemke	Pavlak, R. L.	Stanton
Boland	Forsythe	Lindstrom, E.	Pehler	Swanson
Braun	Fugina	Lindstrom, J.	Peterson	Tomlinson
Brinkman	Graba	Lombardi	Pieper	Ulland
Carlson, A.	Graw	McArthur	Pleasant	Vanasek
Carlson, B.	Growe	McCarron	Prahl	Vento
Carlson, D.	Hanson	McCauley	Quirin	Voss
Carlson, L.	Heinitz	McEachern	Resner	Weaver
Casserly	Hook	McFarlin	Rice	Wenzel
Cleary	Jacobs	Menke	Ryan	Wohlwend
Clifford	Jaros	Miller, D.	St. Onge	Wolcott
Connors	Johnson, C.	Miller, M.	Salchert	Mr. Speaker
Cummiskey	Johnson, D.	Moe	Samuelson	
Dahl	Johnson, R.	Mueller	Sarna	

Those who voted in the negative were:

Anderson, D.	Fudro	Jopp	Niehaus	Ohnstad
Becklin	Hagedorn			

The bill was passed and its title agreed to.

H. F. No. 1691, A bill for an act relating to steamfitters, licensing thereof; fees; amending Minnesota Statutes 1971, Section 326.50.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 110, and nays 6, as follows:

Those who voted in the affirmative were:

Adams, J.	Biersdorf	Connors	Esau	Hanson
Adams, S.	Boland	Cummiskey	Faricy	Heinitz
Andersen, R.	Braun	Dahl	Ferderer	Hook
Anderson, D.	Brinkman	DeGroat	Flakne	Jacobs
Anderson, G.	Carlson, A.	Dieterich	Forsythe	Jaros
Anderson, I.	Carlson, B.	Dirlam	Fudro	Johnson, C.
Belisle	Carlson, D.	Eckstein	Fugina	Johnson, D.
Bennett	Carlson, L.	Enebo	Graba	Johnson, R.
Berg	Casserly	Erdahl	Graw	Jopp
Berglin	Clifford	Erickson	Growe	Kelly

Klaus	McFarlin	Patton	St. Onge	Stanton
Knickerbocker	Menke	Pavlak, R.	Salchert	Swanson
Kvam	Miller, D.	Pavlak, R. L.	Samuelson	Tomlinson
Laidig	Moe	Pehler	Sarna	Ulland
LaVoy	Mueller	Peterson	Schreiber	Vanasek
Lindstrom, E.	Myrah	Pieper	Schulz	Vento
Lindstrom, J.	Nelson	Pleasant	Sherwood	Voss
Lombardi	Newcome	Prahl	Sieben, H.	Weaver
McArthur	Niehaus	Quirin	Sieben, M.	Wenzel
McCarron	Norton	Resner	Skaar	Wohlwend
McCauley	Ojala	Rice	Smith	Wolcott
McEachern	Parish	Ryan	Stangeland	Mr. Speaker

Those who voted in the negative were:

Becklin	Hagedorn	Jude	Ohnstad	Savelkoul
Culhane				

The bill was passed and its title agreed to.

H. F. No. 1692, A bill for an act relating to labor and industry; boiler and pressure vessel fees to be paid to the state of Minnesota; amending Minnesota Statutes 1971, Sections 183.545, Subdivisions 3 and 4; and 183.57, Subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 103, and nays 17, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Jude	Myrah	Sarna
Adams, S.	Dieterich	Kahn	Nelson	Schreiber
Andersen, R.	Dirlam	Kelly	Newcome	Sherwood
Anderson, G.	Eckstein	Klaus	Norton	Sieben, H.
Anderson, I.	Enebo	Knickerbocker	Ojala	Sieben, M.
Belisle	Faricy	Laidig	Parish	Skaar
Bennett	Ferderer	LaVoy	Patton	Smith
Berg	Flakne	Lemke	Pavlak, R.	Stanton
Berglin	Forsythe	Lindstrom, E.	Pavlak, R. L.	Swanson
Biersdorf	Fudro	Lindstrom, J.	Pehler	Tomlinson
Boland	Fugina	Lombardi	Peterson	Ulland
Brinkman	Graba	McArthur	Pieper	Vanasek
Carlson, A.	Graw	McCarron	Pleasant	Vento
Carlson, B.	Growe	McCauley	Prahl	Voss
Carlson, L.	Hanson	McEachern	Quirin	Weaver
Casserly	Heinitz	McFarlin	Resner	Wenzel
Clary	Jacobs	Menke	Rice	Wohlwend
Clifford	Jaros	Miller, D.	Ryan	Wolcott
Connors	Johnson, C.	Moe	St. Onge	Mr. Speaker
Cummiskey	Johnson, D.	Mueller	Salchert	
Dahl	Johnson, R.	Munger	Samuelson	

Those who voted in the negative were:

Anderson, D.	Culhane	Fjoslien	Kvam	Stangeland
Becklin	Erdahl	Hagedorn	Niehaus	
Braun	Erickson	Hook	Ohnstad	
Carlson, D.	Esau	Jopp	Savelkoul	

The bill was passed and its title agreed to.

S. F. No. 1092, A bill for an act relating to municipalities; contracts; method of letting; amending Minnesota Statutes 1971, Section 471.345, Subdivisions 4 and 5.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Mueller	Sarna
Adams, S.	DeGroat	Johnson, R.	Munger	Savelkoul
Andersen, R.	Dieterich	Jopp	Myrah	Schreiber
Anderson, D.	Dirlam	Jude	Nelson	Schulz
Anderson, G.	Eckstein	Kahn	Newcome	Sieben, H.
Anderson, I.	Enebo	Kelly	Niehaus	Sieben, M.
Becklin	Erdahl	Klaus	Norton	Skaar
Belisle	Erickson	Knickerbocker	Ohnstad	Smith
Bennett	Esau	Kvam	Ojala	Stangeland
Berg	Faricy	Laidig	Parish	Stanton
Berglin	Ferderer	Larson	Patton	Swanson
Biersdorf	Fjoslien	LaVoy	Pavlak, R.	Tomlinson
Boland	Flakne	Lemke	Pavlak, R. L.	Ulland
Braun	Forsythe	Lindstrom, E.	Pehler	Vanasek
Brinkman	Fudro	Lindstrom, J.	Peterson	Vento
Carlson, A.	Fugina	Lombardi	Pieper	Voss
Carlson, B.	Graba	McArthur	Pleasant	Weaver
Carlson, D.	Graw	McCarron	Prahl	Wenzel
Carlson, L.	Growe	McCauley	Quirin	Wohlwend
Cassery	Hagedorn	McEachern	Resner	Wolcott
Cleary	Hanson	McFarlin	Rice	Mr. Speaker
Clifford	Heinitz	Menke	Ryan	
Connors	Jacobs	Miller, D.	St. Onge	
Culhane	Jaros	Miller, M.	Salchert	
Cummiskey	Johnson, C.	Moe	Samuelson	

Those who voted in the negative were:

Hook

The bill was passed and its title agreed to.

S. F. No. 1287 was reported to the House.

Sherwood moved that S. F. No. 1287 be laid over for one day. The motion prevailed.

S. F. No. 1124, A bill for an act relating to public welfare; adopting the interstate compact on the placement of children; amending Minnesota Statutes 1971, Chapter 257, by adding sections.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Anderson, D.	Becklin	Berg	Boland
Adams, S.	Anderson, G.	Belisle	Berglin	Braun
Andersen, R.	Anderson, I.	Bennett	Biersdorf	Brinkman

Carlson, A.	Flakne	Kvam	Niehaus	Schreiber
Carlson, B.	Forsythe	Laidig	Norton	Schulz
Carlson, D.	Fudro	Larson	Ohnstad	Sherwood
Carlson, L.	Fugina	LaVoy	Ojala	Sieben, H.
Cassery	Graba	Lemke	Parish	Sieben, M.
Cleary	Graw	Lindstrom, E.	Patton	Skaar
Clifford	Growe	Lindstrom, J.	Pavlak, R.	Smith
Connors	Hagedorn	Lombardi	Pavlak, R. L.	Stangeland
Culhane	Hanson	McArthur	Pehler	Stanton
Cummiskey	Heinitz	McCarron	Peterson	Swanson
Dahl	Hook	McCauley	Pieper	Tomlinson
DeGroat	Jacobs	McEachern	Pleasant	Ulland
Dieterich	Jaros	McFarlin	Prahl	Vanasek
Dirlam	Johnson, C.	Menke	Quirin	Vento
Eckstein	Johnson, D.	Miller, D.	Resner	Voss
Enebo	Johnson, R.	Miller, M.	Rice	Weaver
Erdahl	Jopp	Moe	Ryan	Wenzel
Erickson	Jude	Mueller	St. Onge	Wohlwend
Esau	Kahn	Munger	Salchert	Wolecott
Faricy	Kelly	Myrah	Samuelson	Mr. Speaker
Ferderer	Klaus	Nelson	Sarna	
Fjoslien	Knickerbocker	Newcome	Savelkoul	

The bill was passed and its title agreed to.

NOTICE OF INTENTION TO MOVE FOR RECONSIDERATION

Pursuant to Rule 47, Faricy gave notice of his intention to move for reconsideration of the vote whereby H. F. No. 1870 was passed on the Consent Calendar today.

SPECIAL ORDERS

H. F. No. 358 was reported to the House.

Dirlam moved to amend H. F. No. 358, the printed bill as follows:

Page 7, line 33, strike "1975" and insert in lieu thereof "1973".

Page 7, line 34, strike "1975" and insert in lieu thereof "1973".

Page 8, line 4, strike "1975" and insert in lieu thereof "1973".

Page 8, line 6, strike "1975" and insert in lieu thereof "1973".

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 49, and nays 70, as follows:

Those who voted in the affirmative were:

Adams, S.	Clifford	Hagedorn	Lombardi	Pieper
Andersen, R.	DeGroat	Heinitz	McArthur	Pleasant
Anderson, D.	Dirlam	Hook	McCauley	Savelkoul
Becklin	Erdahl	Johnson, R.	McFarlin	Schreiber
Belisle	Erickson	Jopp	Mueller	Schulz
Bennett	Esau	Klaus	Myrah	Skaar
Biersdorf	Ferderer	Knickerbocker	Newcome	Stangeland
Carlson, A.	Flakne	Kvam	Niehaus	Ulland
Carlson, D.	Forsythe	Laidig	Ohnstad	Weaver
Cleary	Graw	Lindstrom, E.	Pavlak, R. L.	

Those who voted in the negative were:

Adams, J.	Anderson, G.	Anderson, I.	Berg	Boland
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Braun	Fugina	Lindstrom, J.	Pavlak, R.	Sieben, H.
Brinkman	Graba	McCarron	Pehler	Sieben, M.
Carlson, B.	Grove	McEachern	Peterson	Smith
Carlson, L.	Hanson	Menke	Prahl	Stanton
Casserly	Jacobs	Miller, D.	Quirin	Swanson
Connors	Jaros	Miller, M.	Resner	Tomlinson
Cummiskey	Johnson, D.	Moe	Rice	Vanasek
Dahl	Jude	Munger	Ryan	Vento
Dieterich	Kahn	Nelson	St. Onge	Voss
Eckstein	Kelly	Norton	Salchert	Wenzel
Enebo	Larson	Ojala	Samuelson	Wohlwend
Faricy	LaVoy	Parish	Sarna	Wolcott
Fudro	Lemke	Patton	Sherwood	Mr. Speaker

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

Dahl was excused for the remainder of today's session.

H. F. No. 358, A bill for an act relating to teachers retirement association; amending Minnesota Statutes 1971, Sections 136.80, Subdivision 1; 136.82, Subdivision 2; 354.05, Subdivision 25; 354.07, Subdivision 1; 354.09, Subdivision 3; 354.145; 354.31; 354.32; 354.33, Subdivisions 1, 5, 7, 8 and 9; 354.39; 354.41, Subdivision 3; 354.42, Subdivisions 2, 3 and 5; 354.44, Subdivisions 2, 6 and 7; 354.45, Subdivision 2; 354.48, Subdivision 3; 354.50, by adding a subdivision; 354.55, Subdivisions 3 and 8, and by adding subdivisions; 354.62, Subdivisions 2 and 5; and 354.63, Subdivision 2; and 11.25, by adding a subdivision; repealing Minnesota Statutes 1971, Section 354.09, Subdivision 5.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 122, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Mueller	Sarna
Adams, S.	Dieterich	Johnson, R.	Munger	Savelkoul
Andersen, R.	Dirlam	Jopp	Myrah	Schreiber
Anderson, D.	Eckstein	Jude	Nelson	Schulz
Anderson, G.	Enebo	Kahn	Newcome	Sherwood
Anderson, I.	Erdahl	Kelly	Niehaus	Sieben, H.
Becklin	Erickson	Klaus	Norton	Sieben, M.
Belisle	Esau	Knickerbocker	Ohnstad	Skaar
Bennett	Faricy	Kvam	Ojala	Smith
Berg	Ferderer	Laidig	Parish	Stangeland
Berglin	Fjoslien	Larson	Patton	Stanton
Biersdorf	Flakne	LaVoy	Pavlak, R.	Swanson
Boland	Forsythe	Lemke	Pavlak, R. L.	Tomlinson
Braun	Fudro	Lindstrom, E.	Pehler	Ulland
Brinkman	Fugina	Lindstrom, J.	Peterson	Vanasek
Carlson, A.	Graba	Lombardi	Pieper	Vento
Carlson, B.	Graw	McArthur	Pleasant	Voss
Carlson, D.	Grove	McCarron	Prahl	Weaver
Carlson, L.	Hagedorn	McCauley	Quirin	Wenzel
Casserly	Hanson	McEachern	Resner	Wohlwend
Cleary	Heinitz	McFarlin	Rice	Wolcott
Clifford	Hook	Menke	Ryan	Mr. Speaker
Connors	Jacobs	Miller, D.	St. Onge	
Culhane	Jaros	Miller, M.	Salchert	
Cummiskey	Johnson, C.	Moe	Samuelson	

The bill was passed and its title agreed to.

Enebo was excused for the remainder of today's session.

H. F. No. 1550 was reported to the House.

Menke moved that H. F. No. 1550, on Special Orders for today, be continued to Monday, April 30, 1973. The motion prevailed.

H. F. No. 1673 was reported to the House.

H. F. No. 1673, A bill for an act relating to the public employees retirement association; appointment of assistant attorney general to serve three funds; clarification of language, elimination of unnecessary language; increased contributions, actuarial interest assumption, and benefits on high five years final average salary; providing penalties; amending Minnesota Statutes 1971, Chapter 8, by adding a section; Sections 353.01, Subdivisions 2, 4, 6, 7, 10, 11, 12, 15, 16, 20, 23, 25, 27, 29, and 31, and by adding subdivisions; 353.03, Subdivision 1, and by adding a subdivision; 353.06; 353.08; 353.14; 353.15; 353.18; 353.19; 353.27, Subdivisions 1, 2, 3, 4, and 7, and by adding subdivisions; 353.271, Subdivisions 1 and 2; 353.28, Subdivisions 1, 6, and 8; 353.29, Subdivisions 1, 2, and 3, and by adding subdivisions; 353.30, Subdivisions 3 and 4, and by adding a subdivision; 353.31, Subdivisions 1 and 8; 353.32, Subdivisions 1, 2, 4, and 5, and by adding a subdivision; 353.33, Subdivisions 1, 2, 3, and 11; 353.34, Subdivisions 2, 3, and 6; 353.35; 353.36, Subdivision 2, and by adding subdivisions; 353.37, Subdivision 1; 353.40; 353.46, Subdivisions 1, 2, 3, and 4; 353.65, Subdivisions 2 and 3, and by adding a subdivision; 353.656, Subdivisions 1, 3 and 6; 353.657, Subdivisions 1, 2, and 3; 353.68, Subdivision 4; 353.69; 353.71, Subdivisions 1, 2, 3, and 4; 490.12, Subdivision 5; and Chapter 353, by adding sections; repealing Minnesota Statutes 1971, Sections 353.015; 353.07; 353.13; 353.26; 353.27, Subdivision 5; 353.28, Subdivisions 2, 3, 4, 7, 9, and 10; 353.31, Subdivisions 3, 4, 5, 6, 7, and 10; 353.33, Subdivision 10; 353.36, Subdivisions 5, 6, 7, 8, 9, and 10; 353.37, Subdivisions 2 and 3; 353.39; 353.44; 353.45; 353.46, Subdivision 5; 353.51; 353.52; 353.53; 353.54; 353.55; 353.56; 353.57; 353.58; 353.59; 353.591; 353.60; 353.61; 353.65, Subdivision 5; 353.654; 353.655; 353.66; 353.68, Subdivisions 2, 3, 5, 6, 7, 8, and 9.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 119, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Belisle	Brinkman	Clifford	Erdahl
Adams, S.	Bennett	Carlson, A.	Connors	Erickson
Andersen, R.	Berg	Carlson, B.	Culhane	Esau
Anderson, D.	Berglin	Carlson, D.	Cummiskey	Fariety
Anderson, G.	Biersdorf	Carlson, L.	Dieterich	Ferderer
Anderson, I.	Boland	Casserly	Dirlam	Fjoslien
Becklin	Braun	Cleary	Eckstein	Flakne

Forsythe	Kelly	Menke	Peterson	Sieben, M.
Fudro	Kempe	Miller, D.	Pieper	Skaar
Fugina	Klaus	Miller, M.	Pleasant	Smith
Graba	Knickerbocker	Moe	Prahl	Stangeland
Graw	Kvam	Munger	Quirin	Stanton
Grove	Laidig	Myrah	Resner	Swanson
Hanson	Larson	Nelson	Rice	Tomlinson
Heinitz	LaVoy	Newcome	Ryan	Ulland
Hook	Lemke	Niehaus	St. Onge	Vanasek
Jacobs	Lindstrom, E.	Norton	Salchert	Vento
Jaros	Lindstrom, J.	Ohnstad	Samuelson	Voss
Johnson, C.	Lombardi	Ojala	Sarna	Weaver
Johnson, D.	McArthur	Parish	Savelkoul	Wenzel
Johnson, R.	McCarron	Patton	Schreiber	Wohlwend
Jopp	McCauley	Pavlak, R.	Schulz	Wolcott
Jude	McEachern	Pavlak, R. L.	Sherwood	Mr. Speaker
Kahn	McFarlin	Pehler	Sieben, H.	

The bill was passed and its title agreed to.

MOTION FOR RECONSIDERATION

Pursuant to notice given on April 26, 1973, Anderson, I., moved that the vote whereby H. F. No. 1253 was not passed on the Calendar on April 26, 1973, be now reconsidered. The motion prevailed.

Dieterich moved that H. F. No. 1253 be returned to General Orders. The motion prevailed.

POINT OF ORDER

Norton raised a point of order pursuant to Rule 5 that H. F. Nos. 1770, 1297, 1498, 827, 1234, and 1996, now on General Orders, be re-referred to the Committee on Appropriations. The Speaker ruled the point of order well taken and H. F. Nos. 1770, 1297, 1498, 827, 1234, and 1996 were re-referred to the Committee on Appropriations.

Wenzel was excused at 12:30 p.m. Johnson, D.; Kahn; and Ojala were excused at 1:45 p.m.

GENERAL ORDERS

Pursuant to Rules of the House, the House resolved itself into the Committee of the Whole, with Mr. Sabo in the Chair, for the consideration of bills pending on General Orders of the day.

Pursuant to Rule 12, a roll call was taken on the motion of Faricy to recommend that H. F. No. 1471 be re-referred to the Committee on Judiciary.

There were yeas 36, and nays 60.

Those who voted in the affirmative were:

Adams, J.	Casserly	Flakne	Hook	Laidig
Belisle	Connors	Forsythe	Kahn	Lindstrom, E.
Berg	Dieterich	Grove	Kelly	Lindstrom, J.
Carlson, L.	Faricy	Hanson	Kempe	Lombardi

McArthur	Norton	Ryan	Sieben, M.	Vento
McCauley	Pavlak, R.	Salchert	Tomlinson	Wohlwend
Menke	Pleasant	Savelkoul		
Moe	Resner	Sieben, H.		

Those who voted in the negative were:

Adams, S.	Carlson, D.	Graba	Lemke	Prahl
Andersen, R.	Cleary	Graw	McCarron	Quirin
Anderson, D.	Clifford	Heinitz	McEachern	St. Onge
Anderson, G.	Culhane	Jacobs	McFarlin	Samuelson
Anderson, I.	Cummiskey	Johnson, C.	Miller, D.	Sarna
Becklin	DeGroat	Johnson, D.	Miller, M.	Schreiber
Bennett	Eckstein	Johnson, R.	Newcome	Schulz
Biersdorf	Erickson	Jopp	Niehaus	Skaar
Boland	Esau	Jude	Patton	Stanton
Braun	Fjoslien	Klaus	Pavlak, R. L.	Ulland
Brinkman	Fudro	Knickerbocker	Pehler	Vanasek
Carlson, B.	Fugina	LaVoy	Pieper	Voss

The motion did not prevail.

The Speaker resumed the Chair, whereupon the following proceedings of the Committee were reported to the House:

H. F. Nos. 1190, 977, 149, and 662 which it recommended to pass.

S. F. Nos. 531 and 454 which it recommended to pass.

H. F. No. 1612 upon which it recommended progress.

H. F. No. 1253 upon which it recommended progress until Wednesday, May 2, 1973.

H. F. No. 1896 upon which it recommended progress until Thursday, May 3, 1973.

H. F. No. 577 upon which it recommended progress until Friday, May 4, 1973.

H. F. No. 1425 upon which it recommended to pass with the following amendment offered by Pavlak, R. L.:

The printed bill, as follows:

Page 2, line 4, after "judiciary" strike the comma and insert in lieu thereof "and".

Page 2, lines 4 and 5, strike "and law enforcement agencies".

Page 2, line 5, after the period, insert "The commissioner shall make 500 copies available, without cost, to the superintendent of the bureau of criminal apprehension for distribution by him to local law enforcement agencies of the state."

H. F. No. 1471 upon which it recommended progress with the following amendment offered by Quirin:

The printed bill, as follows:

Page 1, line 7 after "fully" and before the comma strike "injuring them" and insert in lieu thereof "taking action to cause injury".

H. F. No. 1110 upon which it recommended to pass with the following amendment offered by Dieterich:

The printed bill, as follows:

Page 2, line 3, after the word "market" insert the words "motor vehicles or".

Page 2, strike lines 4 through 10.

Page 4, line 12, after the word "Has" insert the words "during the ten year period immediately preceding the date of the public offering statement".

Page 5, line 5, change the semicolon to a comma at the end of line five and add "and may waive the requirement of audited financial statements;".

Page 5, line 32, change the comma after the word "based" to a period and strike the remainder of paragraph (p).

Page 10, line 28, strike the entire Sec. 14 and substitute the following: "No person, whether by means of a term or condition of a franchise or otherwise, shall engage in any unfair or inequitable practice in contravention of such rules as the Commissioner may adopt defining as to franchises the words "unfair and inequitable". Any violation of this section is enjoined by a court of competent jurisdiction.".

Page 11, line 35, insert the word "wilfully" before the word "violates".

Page 12, line 9, strike the words "Sections 1 to 22" and substitute the words "Sections 1 to 13 and 15 to 22".

Page 12, line 20, change the comma after the word "fees" to a period and strike lines 21 and 22.

On the motion of Mr. Anderson, I., the report of the Committee of the Whole was adopted.

ADJOURNMENT

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Monday, April 30, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

FORTY-EIGHTH DAY

SAINT PAUL, MINNESOTA, MONDAY, APRIL 30, 1973

The House convened at 2:00 p.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J.	DeGroat	Johnson, C.	McMillan	Salchert
Adams, S.	Dieterich	Johnson, D.	Menke	Samuelson
Andersen, R.	Dirlam	Johnson, J.	Miller, D.	Sarna
Anderson, D.	Eckstein	Johnson, R.	Miller, M.	Savelkoul
Anderson, G.	Eken	Jopp	Moe	Schreiber
Anderson, I.	Enebo	Jude	Mueller	Schulz
Becklin	Erdahl	Kahn	Munger	Searle
Belisle	Erickson	Kelly	Nelson	Sherwood
Bell	Esau	Kempe	Niehaus	Sieben, H.
Bennett	Faricy	Klaus	Norton	Sieben, M.
Berg	Ferderer	Knickerbocker	Ohnstad	Skaar
Berglin	Fjoslien	Kvam	Ojala	Smith
Biersdorf	Flakne	Laidig	Parish	Spanish
Boland	Forsythe	Larson	Patton	Stangeland
Braun	Fudro	LaVoy	Pavlak, R.	Stanton
Brinkman	Fugina	Lemke	Pavlak, R. L.	Swanson
Carlson, A.	Graba	Lindstrom, E.	Pehler	Tomlinson
Carlson, B.	Graw	Lindstrom, J.	Peterson	Ulland
Carlson, L.	Grove	Lombardi	Pieper	Vanasek
Casserly	Hagedorn	Long	Pleasant	Vento
Cleary	Hanson	Mann	Prahl	Voss
Clifford	Haugerud	McArthur	Quirin	Weaver
Connors	Heinitz	McCarron	Resner	Wenzel
Culhane	Hook	McCauley	Rice	Wohlwend
Cummiskey	Jacobs	McEachern	Ryan	Wolcott
Dahl	Jaros	McFarlin	St. Onge	Mr. Speaker

A quorum was present.

Myrah, Newcome, and Wigley were excused. Carlson, D., was excused until 3.15 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. Johnson, C., the further reading was dispensed with and the Journal was approved as corrected.

ELECTION OF OFFICER

Mann placed the name of Reverend Richard L. Krenzke in nomination for Chaplain.

There being no further nominations, the Speaker declared the nominations closed.

The question being called on the election of the above named officer, the following voted for the nominee:

Adams, S.	Dahl	Johnson, J.	Miller, M.	Savelkoul
Andersen, R.	Dieterich	Johnson, R.	Moe	Schreiber
Anderson, D.	Eckstein	Jude	Mueller	Schulz
Anderson, G.	Eken	Kelly	Munger	Searle
Anderson, I.	Enebo	Kempe	Nelson	Sherwood
Becklin	Erdahl	Klaus	Niehaus	Sieben, H.
Belisle	Erickson	Knickerbocker	Norton	Sieben, M.
Bell	Esau	Kvam	Ohnstad	Skaar
Bennett	Faricy	Laidig	Ojala	Spanish
Berg	Ferderer	Larson	Parish	Stangeland
Berglin	Fjoslien	LaVoy	Patton	Stanton
Biersdorf	Forsythe	Lemke	Pavlak, R. L.	Swanson
Boland	Fudro	Lindstrom, E.	Pehler	Tomlinson
Braun	Graba	Lindstrom, J.	Peterson	Ulland
Brinkman	Graw	Lombardi	Pieper	Vento
Carlson, A.	Growe	Long	Pleasant	Voss
Carlson, B.	Hagedorn	Mann	Prahl	Weaver
Carlson, L.	Hanson	McArthur	Quirin	Wenzel
Casserly	Haugerud	McCarron	Resner	Wohlwend
Cleary	Heinitz	McCauley	Ryan	Wolcott
Clifford	Hook	McFarlin	St. Onge	Mr. Speaker
Connors	Jacobs	McMillan	Salchert	
Culhane	Johnson, C.	Menke	Samuelson	
Cummiskey	Johnson, D.	Miller, D.	Sarna	

Having received the majority vote of all members voting, the nominee was declared duly elected Chaplain of the House of Representatives.

OATH OF OFFICE

The oath of office was administered to the Chaplain-elect by the Speaker.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 677, 1865, 2246, 1569, 2144, 1620, 1940, 2072, 1355, 1681, 1737, 1909, 1342, 1593, 1752, 1853, 1918, 2002, 2052, 2053, 2096, 2097, 2162, 2205, 2206, 2238, 2239, 2240, 1949, 2241, 873, 1118, 1252, 1403, 1531, 1570, 1702, 1716, 1772, 53, 938, 950, 1198, 1426, 1675, 1960, 2007, 2029, 2105, 2129, 2160, 2173, 1550, 2127, 2365, 1517, 1425, 1110, 1471, 890, 1065, 1845, 1354, 2297, 1825, 1939, 1071, 2164, and 2208 have been placed in the members' files.

S. F. No. 1080 and H. F. No. 1378, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that in H. F. No. 1378, page 1, lines 11 through 15, contain in part the following language:

"In accordance with the terms and provisions of this section, the Minnesota historical society shall administer and control this historic site in Hennepin county which is described as follows:"

whereas, S. F. No. 1080 does not contain this language.

SUSPENSION OF RULES

Swanson moved that the rules be so far suspended that S. F. No. 1080 be substituted for H. F. No. 1378 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 910 and H. F. No. 1043, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 1043, page 1, lines 14 and 15, contain the language "*unless permitted by resolution of the local governing authority*" whereas, S. F. No. 910, does not contain this language.

SUSPENSION OF RULES

Hanson moved that the rules be so far suspended that S. F. No. 910 be substituted for H. F. No. 1043 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1627 and H. F. No. 1865, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 1865, page 1, lines 7 through 18, reads as follows:

"Section 1. Minnesota Statutes 1971, Section 17.54, Subdivision 1, is amended to read:

17.54 [ADVISORY BOARDS; MEMBERSHIP; ELECTION; TERM.] Subdivision 1. [CREATION.] An advisory board is hereby created for the producers of each agricultural commodity who file with the commissioner a petition requesting that the producers of such commodity be subjected to the provisions of sections 17.51 to 17.69, which petition is signed by (1,500) 500 or 15 percent, whichever is less, of the producers of such commodity. Such petition shall be certified by at least two producers to have been signed only by producers of the commodity involved.";

whereas, S. F. No. 1627 does not contain this language.

In H. F. No. 1865, Sec. 2 is identical to Section 1 of S. F. No. 1627.

In H. F. No. 1865, Sec. 3 is identical to Sec. 2 of S. F. No. 1627.

In H. F. No. 1865, page 1, lines 4 and 5 of the title read: "1971, Sections 17.54, Subdivisions 1 and 5; and 17.56, Subdivision 3."; whereas, in S. F. No. 1627, page 1, lines 4 and 5 of the title read: "1971, Sections 17.54, Subdivision 5; and 17.56, Subdivision 3.".

SUSPENSION OF RULES

Johnson, C., moved that the rules be so far suspended that S. F. No. 1627 be substituted for H. F. No. 1865 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following reports were received, filed in the Chief Clerk's Office, and distributed to each member: Biennial Report of the Department of Iron Range Resources and Rehabilitation.

The following communication was received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

April 27, 1973

The Honorable Martin O. Sabo
Speaker of the House

Sir:

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

H. F. No. 127, An act relating to Itasca county; authorizing the issuance of an on-sale license for the sale of intoxicating liquor.

H. F. No. 420, An act relating to savings banks; authorizing and regulating the making of consumer installment loans.

H. F. No. 492, An act relating to the Village of Prior Lake, authorizing the village to conduct public or private sales of its surplus park lands, proceeds to be dedicated to park capital fund.

H. F. No. 527, An act relating to education, teachers; termination of a teaching contract after probationary period; amending Minnesota Statutes 1971, Section 125.12, Subdivision 4.

H. F. No. 540, An act relating to investments; investment of state and firemen's relief association funds; amending Minnesota Statutes 1971, Sections 11.16, Subdivision 13; 11.18, Subdivision 2; 11.19, Subdivision 2; 11.26, Subdivisions 5 and 6; 69.77, Subdivision 2; and 69.775.

H. F. No. 946, An act relating to game and fish; fishing by certain institutional inmates or patients; amending Minnesota Statutes 1971, Section 98.47, Subdivision 12.

H. F. No. 1185, An act relating to the employment by the city of Minneapolis of certain persons pursuant to a training program, amending Laws 1969, Chapter 1093, Section 1.

H. F. No. 1187, An act relating to certain persons in the unclassified service of the city of Minneapolis; amending Laws 1969, Chapter 937, Section 1, Subdivision 1.

H. F. No. 1218, An act relating to retirement; establishing a retirement program for officials and employees of the city of Minneapolis as a continuation of the program contained in Minnesota Statutes, Chapter 422; repealing Minnesota Statutes 1971, Chapter 422.

H. F. No. 1258, An act relating to taxation; providing for a minimum penalty for failure to file a cigarette use tax return;

amending Minnesota Statutes 1971, Section 297.23, by adding a subdivision.

Sincerely,

WENDELL R. ANDERSON
Governor

REPORTS OF STANDING COMMITTEES

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 1104, A bill for an act relating to St. Louis Park; permitting city council to direct or serve on housing and redevelopment authority or to contract with other governmental units for services provided by such authority.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [ST. LOUIS PARK, WINONA; HOUSING AND REDEVELOPMENT AUTHORITY.] Subdivision 1. Notwithstanding the provisions of Minnesota Statutes, Section 462.425, or any other law or charter provision to the contrary, the city council of St. Louis Park, or the city council of Winona, by ordinance, may permit members of the respective city councils to serve on said authority.

Subd. 2. The purpose, scope and authority of the housing and redevelopment authority of each of the cities shall be the same as that provided for under Minnesota Statutes, Sections 462.415 to 462.716.

Sec. 2. [CONTRACT FOR SERVICES.] The city councils of each of the cities may enter into contracts with other governmental units pursuant to Minnesota Statutes, Section 471.59, whereby the services, functions and powers of housing and redevelopment authority under Minnesota Statutes, Sections 462.415 to 462.716, may be provided and exercised in any manner permitted by section 471.59.

Sec. 3. This act shall become effective with regard to each of the cities upon its approval by the governing body of each city and upon compliance with Minnesota Statutes, Section 645.021."

Further amend the title in the following manner:

Page 1, line 2, strike "city of St. Louis Park" and insert in lieu thereof: "cities of St. Louis Park and Winona".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 1709, A bill for an act relating to city, village, or borough programs of public recreation and playgrounds, the acquisition and betterment of land, buildings, and other facilities therefor, including cultural facilities, and the leasing and sale of such facilities to nonprofit corporations engaged in such programs; amending Minnesota Statutes 1971, Section 471.191, Subdivision 1.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 1811, A bill for an act relating to villages; authorizing village contributions to village chamber of commerce.

Reported the same back with the following amendments:

Strike everything after the enacting clause, and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Section 465.56, is amended to read:

465.56 [CITIES, VILLAGES, AND BOROUGHES MAY LEVY TAXES FOR ADVERTISING PURPOSES.] The governing body of any village, borough, or city of the fourth class may, (WHEN AUTHORIZED BY THE ELECTORS THEREOF,) as hereinafter provided, annually levy a tax of not to exceed one mill on all the taxable property within such village, borough, or city, but in no event shall more than \$2,000 be raised in any one year for the purpose of advertising the village, borough, or city and its resources and advantages. Such tax shall be levied in the same manner and at the same time as taxes for other municipal purposes are levied, and shall be collected in the same manner. The proceeds of such tax shall be used only for the purpose of advertising such village, borough, or city or for cooperative programs of promotion for the area by more than one such village, borough, or city and its resources and advantages; provided, that the annual expenditure for such purposes by any such village, borough, or city is hereby limited to the sum of \$2,000, provided, nothing in sections 465.56 and 465.57 shall permit the levy of any tax in excess of the amount authorized by sections 275.11 to 275.16."

Further amend the title in the following manner:

Page 1, line 2, strike "villages;" and insert in lieu thereof: "villages, boroughs, and cities of the fourth class;"

Page 1, line 3, after the word "village", and before "contributions", insert ", borough, or city's" after the word "to" and before "chamber", insert ", borough or city's".

Page 1, line 4, after the word "commerce", insert ", amending Minnesota Statutes 1971, Section 465.56".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 1871, A bill for an act relating to the village of Roseville; authorizing the issuance of on-sale licenses for the sale of intoxicating liquor.

Reported the same back with the following amendments:

Page 1, line 7, after "Roseville" insert "and the city of Brooklyn Center".

Page 1, line 8, after "licenses" insert "each".

Page 1, line 13, after "effective" insert "as to the village of Roseville,".

Page 1, line 14, after "Roseville" insert "and as to the city of Brooklyn Center, upon approval by the city council of the city of Brooklyn Center,".

Further, amend the title in line 2, page 1, after "Roseville" insert the following: "and the city of Brooklyn Center".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 1872, A bill for an act relating to the city of Hutchinson; authorizing the city to acquire and develop an off-street parking area to serve the central business district, and to issue bonds therefor.

Reported the same back with the following amendments:

Page 1, line 11, after the comma insert "including existing off-street parking facilities,".

Page 1, line 27, before the period insert "and to recall and pay in full from the proceeds of any bond sale made pursuant to this act, all outstanding revenue bonds previously issued for off-street parking".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 1965, A bill for an act relating to the suspension of employees in the classified service of the city of Minneapolis.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 2178, A bill for an act relating to the city of Saint Paul; authorizing the condemnation of real property pursuant to the procedures set forth in its home rule charter.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 2179, A bill for an act relating to the city of Hopkins; authorizing the levy, cancellation, and relevy of special assessments for automobile parking facilities.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 2397, A bill for an act relating to zoning; authorizing board of appeals to permit variances for use of one family dwellings; amending Minnesota Statutes 1971, Section 462.357, Subdivision 6.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 279, A bill for an act relating to hearing aids; permitting sales only upon the recommendation of persons licensed to practice medicine; providing a penalty.

Reported the same back with the following amendments:

Page 1, line 8, strike "For purposes of this section,".

Page 1, strike lines 9 through 14 and insert in lieu thereof "“Hearing aid” means any instrument or device designed for or represented as aiding defective human hearing, and its parts, attachments, or accessories, including but not limited to ear molds. Batteries and cords shall not be considered parts, attachments, or accessories of a hearing aid.”.

Page 1, line 18, strike "medical".

Page 1, line 18, after "person" and before the period insert "who is neither employed by, or in a business relationship with, a seller of hearing aids".

Page 1, line 19, strike "medical".

Page 1, line 20, strike everything after "audiologist," and before the period and insert "otolaryngologist, otologist, or licensed medical doctor. "Audiologist" means an individual who holds a master's degree or doctor's degree in audiology from a college or university that is fully accredited by the North Central Association of Colleges and Secondary Schools or an equivalent accrediting association".

Page 1, at the end of line 25, insert "Nothing in this act shall apply to a sale solely limited to either repair services or replacement parts, or both, for a hearing aid already owned by a consumer or to the sale of a replacement hearing aid to an aid already owned by a consumer."

Add a new Section 2 as follows:

"Sec. 2. Adults who are legally competent may be exempted from the provisions of Section 1, Subdivisions 2 and 3, if they sign a waiver acknowledging that they have been provided a copy of this law printed in large typeface (at least 14-point) and that the law has been read aloud to them by the hearing aid vendor. A copy of the signed waiver will be kept on file for three years from the date of sale."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 413, A bill for an act relating to private detectives and protective agents; providing regulations therefor; prescribing penalties; amending Minnesota Statutes 1971, Sections 326.331; 326.332, Subdivision 1; 326.333; 326.336; 326.337; 326.338, by adding a subdivision; 326.339; and Chapter 326, by adding sections; repealing Minnesota Statutes 1971, Section 326.335.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Chapter 326, is amended by adding a section to read:

[326.32] [DEFINITIONS.] *Subdivision 1. As used in Minnesota Statutes, Sections 326.331 to 326.339, and this act, the terms defined in this section have the meanings given them.*

Subd. 2. "Board" means the private detective and protective agent licensing board.

Subd. 3. "Board member" means any person appointed as a member of the private detective and protective agent licensing board.

Subd. 4. "Chairman" means the board member designated by the board to act in the capacity of board chairman.

Subd. 5. "Board review" means the review, by the board, of a private detective or protective agent license application, in conjunction with other pertinent facts and information related to the application.

Subd. 6. "Board hearing" means a formal public hearing including the testimony of witnesses and board power of subpoena.

Subd. 7. "Board finding" means any determinations or findings of the board as a result of a board review or board hearing.

Subd. 8. "Applicant" means any individual, partnership or corporation who has made application for a private detective or protective agent license.

Subd. 9. "License" means a private detective license or a protective agent license.

Subd. 10. "Licensee" means any individual, partnership or corporation licensed to perform the duties of a private detective or a protective agent.

Subd. 11. "Public member" means a person who is not, or never was, a member of the profession or occupation being licensed or regulated, or the spouse of any such person or a person who has not, nor ever has had, a material financial interest in either the providing of the professional service being licensed or regulated or an activity directly related to the profession or occupation being licensed or regulated.

Sec. 2. Minnesota Statutes 1971, Section 326.331, is amended to read:

326.331 [LICENSES.] No person shall engage in the business of private detective, investigator, or protective agent for hire, fee or reward (UNLESS PREVIOUSLY LICENSED), or advertise or indicate in any letter, document or verbally that he is so engaged or available to supply such services without having first obtained a license as herein provided. Any person desiring to engage in such business may for each office or agency to be maintained by such person apply to the commissioner of public safety for a license. Upon application by any person qualified under section 326.331 to 326.339 to engage in such business, the (COMMISSIONER) private detective and protective agent licensing board shall issue such a license for a period of two years upon the conditions herein set forth, such license to continue for said period so long as such licensee remains a qualified person and complies with the provisions of sections 326.331 to 326.339

and with the laws of Minnesota. No person shall be deemed qualified to hold such a license who is not a citizen of the United States or who has been convicted of felony by the courts of this or any other state or of the United States, or who has been convicted anywhere of acts which if done in Minnesota would be assault, theft, larceny, unlawful entry, extortion, defamation, buying or receiving stolen property, using, possessing, or carrying weapons or burglar tools or escape, or who has been convicted in any other country of acts which if done in Minnesota would be a felony or would be any of the other offenses specified above, nor shall any person who shall make any false statement in any application for license hereunder be deemed a qualified person to hold any such license. No other license shall be required by any other political unit or subdivision.

Sec. 3. Minnesota Statutes 1971, Section 326.332, Subdivision 1, is amended to read:

326.332 [APPLICATION FOR LICENSE.] Subdivision 1. The application for such license shall be in duplicate and shall state:

(1) The full name, age, sex, residence for the past five years, present and previous occupations and employers, of all persons signing the application;

(2) That each person signing the application is a citizen of the United States *and has attained the age of majority*;

(3) That the person, firm, or corporation applying for the license is a residence of the state of Minnesota, or that the applicant holds an equivalent license in another state, which state shall be set forth;

(4) The municipality, stating the street and number or such apt description as will reasonably indicate the location in said municipality, where the licensed office of the applicant is to be located;

(5) Such further facts as may be required by the commissioner of public safety to show the good character, competency and integrity of each person signing the application;

(6) If applicant is a corporation, the name of the corporation, the date and place of its incorporation, the location of its principal place of business or registered office, in its state of incorporation;

(7) *That the applicant has been a bona fide resident of the state of Minnesota for a period of six months immediately preceding the filing of the application or is presently a license holder in another state;*

(8) *That the license holder, one member of a partnership or one corporate member of a corporation shall be an active participant in said licensee's business, and that the branch manager or director of a licensee's Minnesota based office shall have the same qualifications as a license holder and shall comply with all provisions of sections 326.331 to 326.339.*

Sec. 4. Minnesota Statutes 1971, Section 326.333, is amended to read:

326.333 [INFORMATION AND MATERIAL ACCOMPANYING APPLICATION.] Each such application shall be accompanied by:

(1) A surety bond executed by a company authorized to do business in the state of Minnesota wherein the applicant shall be principal, with sureties to be approved by the commissioner of public safety, to the state of Minnesota, in the penal sum of \$5,000, upon the condition that applicant and each of applicant's employees shall faithfully observe all the laws of Minnesota and of the United States, including sections 326.331 to 326.339, and shall pay all damages suffered by any person by reason of the violation of any such law by applicant or by the commission of any wilful and malicious wrong by any such applicant in the course of the conduct of such business. Action upon such bond may be brought by any person so aggrieved not later than within two years of the act complained of;

(2) For each person signing the application the verified certificates of at least five citizens not related to the signer who have known the signer for more than five years, certifying that the signer is of good moral character;

(3) Two photographs and a full set of fingerprints for each person signing the application;

(4) A duly acknowledged certificate evidencing the fact that at least one of the persons signing the application *for private detective* has been regularly employed as a detective *by a licensed detective agency* or has been a member of the United States government investigative service, a sheriff or member of a city police department of a rank or grade *of sergeant or higher (THAN THAT OF PATROLMAN)*, or equivalent occupation, for a period of not less than three years;

(5) An acknowledged certificate evidencing the fact that at least one of the persons signing the application for protective agent has been regularly employed as a detective or has been a member of the United States government investigative service, a sheriff or member of a city police department *or has completed a course prescribed by the state police officers training board.* (OF A RANK OR GRADE HIGHER THAN THAT OF PATROLMAN, OR EQUIVALENT PART TIME OCCUPATION OR SPECIAL TRAINING, FOR A PERIOD OF NOT LESS THAN THREE YEARS.)

Sec. 5. Minnesota Statutes 1971, Chapter 326, is amended by adding a section to read:

[326.33] [PRIVATE DETECTIVE AND PROTECTIVE LICENSING BOARD; CREATION; DUTIES; APPEAL.]
Subdivision 1. There is hereby created a private detective and protective agent licensing board, consisting of the attorney general or a departmental employee designated by him; the superintendent of the bureau of criminal apprehension or a depart-

mental employee designated by him; a licensed private detective; and two public members appointed by the governor to a term of three years.

The board members shall meet on a regular basis and conduct such business ascribed to the board by the provisions of sections 326.331 to 326.339. The board shall designate one of the board members to fulfill the capacity of board chairman who will remain in the capacity of chairman for a term of one year. The board shall have the option of retaining or replacing a board member as chairman.

Subd. 2. It shall be the duty of the board to receive and review all applications for private detective and protective agent licenses and render approval or denial of the issuance of such licenses within the intent of sections 326.331 to 326.339.

(1) Upon conducting a board review of the application the board may approve the application for licensing and shall subsequently issue a license.

(2) Upon conducting a board review of the application the board may deny the application for licensing on the grounds that the applicant does not conform to the provisions of sections 326.331 to 326.339.

(3) Upon denial of a license the board chairman shall notify the applicant of the board finding and the facts and circumstances that constitute the board finding. The board chairman shall advise the applicant of the right of the applicant to a hearing pursuant to Minnesota Statutes, Sections 15.0418 to 15.0424.

Subd. 3. It shall be the duty of the board to receive objections to the continued possession of a license by a licensee on the ground that such licensee has not observed the provisions of sections 326.331 to 326.339, or any other law of Minnesota, or has ceased to be a qualified person, providing such objection is in the form of a written complaint.

(1) Upon receipt of an objection the board shall notify the licensee of such objection and the contents of the complaint and shall appoint a time and place for a board hearing.

(2) The board shall conduct a hearing relative to the objection and the contents of the written complaint and determine whether the allegations of such objection or complaint are true. The board hearing shall be public and be had upon the testimony of witnesses under oath, and the board shall have the power to compel the attendance of witnesses and the production of evidence by application to any district court for subpoena to require testimony or a subpoena duces tecum, and to receive testimony by deposition taken by stipulation or pursuant to a commission which may be issued by any district court as in civil actions. If the averments of the objection or of the complaint be supported by a preponderance of the credible evidence presented at such board hearing, the board shall make findings of fact and, as the case may be, revoke the license or suspend it for a period of not

more than one year. If the objection or complaint is not supported by a preponderance of credible evidence, the board may dismiss the objection or complaint.

(3) If a licensee or any employee of a licensee while acting in the capacity of a private detective or protective agent violates any provision of sections 326.331 to 326.339, such licensee may be subject to a board hearing and the suspension of the holder's license.

(4) If any licensee is convicted of a felony, such licensee shall be the subject of a board hearing and shall be subject to the revocation of the holder's license.

Subd. 4. Whoever shall fail to appear before a board hearing after receiving proper and timely notice shall forfeit by default any interest in the proceedings.

Subd. 5. Members of the private detective and protective agent licensing board shall receive, in addition to necessary traveling and lodging expenses, \$35 per day for each day actually engaged in board activities, provided, however, members of the board who are state employees will be governed by state rules and regulations regarding travel expense and per diem payments.

Sec. 6. Minnesota Statutes 1971, Section 326.334, is amended to read:

326.334 [FEES; LICENSING PROCEDURE.] Subdivision 1. Each such applicant for private detective license shall pay to the (COMMISSIONER OF PUBLIC SAFETY) board a fee, if an individual, of \$125 or if a partnership or corporation of \$250, which fee shall be returned to the applicant if the application for license be denied. Each applicant for protective agent shall pay to the (COMMISSIONER) board a fee, if an individual, of \$62.50, or if a partnership or corporation of \$125, which fee shall be returned to the applicant if the application for license be denied. Upon the receipt of any such application, the (COMMISSIONER) board forthwith shall:

(1) Post notice in (HIS) *their* office and notify persons who specifically request notification thereof;

(2) Transmit to the bureau of criminal apprehension the duplicate copy of the application and the fingerprints of the signers;

(3) Conduct such further investigation as (HE) *they* shall deem necessary to determine the competence and fitness of the applicant.

Subd. 2. It shall be the duty of the bureau of criminal apprehension to compare such fingerprints with state criminal identification records, to conduct a sufficient investigation of the persons signing such application so as to determine their competence, character and fitness for such a license, and to report his

findings to the (COMMISSIONER) *board*. (IF WITHIN 20 DAYS OF SUCH POSTING NO PERSON HAS OBJECTED IN WRITING TO THE COMMISSIONER TO THE ISSUANCE OF SUCH LICENSE, IF IT SHALL APPEAR THAT THE STATEMENTS IN THE APPLICATION ARE TRUE, AND IF IT SHALL APPEAR FROM THE INVESTIGATIONS OF THE BUREAU OF CRIMINAL APPREHENSION AND THE COMMISSIONER THAT THE APPLICANT IS QUALIFIED FOR SUCH LICENSE; THEN THE COMMISSIONER SHALL ISSUE A LICENSE TO SUCH APPLICANT.)

(SUBD. 3. ANY SUCH LICENSE SO ISSUED SHALL BE IN A FORM TO BE PRESCRIBED BY THE COMMISSIONER, SHALL SPECIFY THE FULL NAME OF THE APPLICANT, THE REGISTERED ADDRESS OF THE OFFICE OR AGENCY FOR WHICH ISSUED, THE DATE ON WHICH IT IS ISSUED, THE DATE ON WHICH IT WILL EXPIRE, AND SHALL BE KEPT CONSPICUOUSLY POSTED IN THE OFFICE OR PLACE OF BUSINESS OF THE LICENSEE FOR WHOM ISSUED.)

Subd. (4) 3. The license granted (PURSUANT TO THIS SECTION) shall expire after a period of two years, and may be renewed by the (COMMISSIONER) *board* so long as the applicant remains qualified. Application for renewal shall be made by the licensee on a form prescribed by the (COMMISSIONER) *board*, shall be accompanied by (A) *the fee (OF \$25 FOR PRIVATE DETECTIVE OR \$12.50 FOR PROTECTIVE AGENT) hereinafter prescribed*, and a surety bond equivalent to that required by section 326.333, and shall be filed with the (COMMISSIONER) *board* before the date of expiration of the previously issued license. *The fee for renewal of a private detective or protective agent license shall be based on an applicant's average estimated daily employment of private detective and protective agents in the state of Minnesota as follows: 500 or more such employees, \$1,000; 100 or more such employees, \$500; 50 or more such employees, \$100; 10 or more such employees, \$75; less than 10 such employees, \$50.*

Subd. (5) 4. If a licensee moves his office or agency to an address other than that described in the license certificate, he shall, within 24 hours immediately following such move, send his license certificate, together with written notice to the (COMMISSIONER) *board*, which notice shall describe the premises to which such move is made and the date on which it was made. Upon receipt of such certificate and notice the (COMMISSIONER) *board* shall endorse on the face thereof the date of such change and the new registered address of such office or agency, and shall return the certificate to the licensee.

Subd. (6) 5. In the case of a corporate licensee, due notice of the death, resignation or removal of any person who has signed the application shall forthwith be given to the (COMMISSIONER) *board*, together with a copy of the minutes of any meeting of the board of directors indicating the death, resignation or

removal of such person, and the election or designation of the successor thereof.

Subd. (7) 6. Every license certificate shall be surrendered to the (COMMISSIONER) *board* within 72 hours after its term shall have expired or after notice in writing to the holder that such license has been revoked.

Subd. (8) 7. (EVERY LICENSE ISSUED PRIOR TO THE PASSAGE OF LAWS 1957, CHAPTER 774, SHALL EXPIRE ON DECEMBER 31, 1958, BUT MAY BE RENEWED IN ACCORDANCE WITH THE PROVISIONS OF THIS SECTION; PROVIDED, THAT THE HOLDER OF SUCH A LICENSE SHALL HAVE WITHIN SIX MONTHS AFTER THE PASSAGE OF LAWS 1957, CHAPTER 774, FURNISHED THE COMMISSIONER WITH THE INFORMATION AND MATERIAL REQUIRED BY SECTIONS 326.332 AND 326.333.) *All fees accruing to the board shall be paid into the general fund in the state treasury. The cost of administering this act shall be paid from appropriations made to the board.*

Sec. 7. Minnesota Statutes 1971, Section 326.336, is amended to read:

326.336 [EMPLOYEES OF LICENSES.] *Subdivision 1. A licensee may employ, in connection with the business of private detective or protective agent, as many unlicensed persons as may be necessary; provided however, that every licensee is at all times accountable for the good conduct of every person employed by him in connection with the business of private detective or protective agent.*

Subd. 2. (NO LICENSEE SHALL KNOWINGLY EMPLOY ANY PERSON NOT QUALIFIED TO HOLD A LICENSE. NO PERSON SHALL BE EMPLOYED BY ANY LICENSEE UNTIL HE SHALL HAVE EXECUTED UNDER OATH AND FURNISHED SUCH LICENSEE A STATEMENT SETTING FORTH HIS FULL NAME, AGE AND RESIDENCE, THE BUSINESS OR OCCUPATION IN WHICH HE HAS BEEN ENGAGED FOR THE THREE YEARS IMMEDIATELY PRECEDING, DISCLOSING THE PLACE OR PLACES OF SUCH BUSINESS OR OCCUPATION AND THE NAME OR NAMES OF HIS EMPLOYERS AND SHOWING THAT HE HAS NEVER BEEN CONVICTED OF A FELONY OR OF ANY OFFENSE, DISQUALIFYING HIM FROM HOLDING A LICENSE UNDER SECTIONS 326.331 TO 326.339, AND SETTING FORTH SUCH FURTHER INFORMATION AS THE COMMISSIONER MAY BY RULE REQUIRE TO SHOW THE GOOD CHARACTER, COMPETENCY AND INTEGRITY OF THE PERSON EXECUTING THE STATEMENT. NO EMPLOYEE OF ANY LICENSEE SHALL DIVULGE TO ANYONE OTHER THAN HIS EMPLOYER, OR AS HIS EMPLOYER SHALL DIRECT, EXCEPT AS HE MAY BE REQUIRED BY LAW, ANY INFORMATION ACQUIRED BY HIM DURING SUCH EMPLOYMENT IN RESPECT OF ANY MATTER OR INVESTIGATION UNDERTAKEN OR DONE BY SUCH

EMPLOYER. ANY SUCH EMPLOYEE WHO SHALL MAKE ANY FALSE STATEMENT IN HIS EMPLOYMENT STATEMENT OR WHO SHALL VIOLATE THE PROVISIONS OF THIS SECTION, OR WHO SHALL WILFULLY MAKE A FALSE REPORT TO HIS EMPLOYER IN RESPECT OF ANY MATTER IN THE COURSE OF HIS EMPLOYER'S BUSINESS SHALL BE GUILTY OF A GROSS MISDEMEANOR. EACH EMPLOYEE OF A LICENSE HOLDER SHALL HAVE IN HIS POSSESSION AN IDENTIFICATION CARD BEARING HIS NAME, PICTURE, EMPLOYER, SIGNATURE, AND SUCH OTHER INFORMATION AS THE LICENSE HOLDER ISSUING THE IDENTIFICATION CARD CARES TO INCLUDE.) *An identification card shall be issued to each employee of a private detective agency or protective agency and shall be in his possession at all times. Such identification card shall be issued by the license holder and contain the license holder's logo, corporate or company name, duly signed by the license holder or branch manager, the office address of the license holder or Minnesota branch of said license holder, the employee's photograph, and physical description, and shall bear the employee's signature. No identification card shall (CONTAIN) bear the word "police" or any other marking indicating the holder is a member of a police department or peace officer. The issuing agency shall have its name printed in full on said card and no initials that would correspond with municipal, state or federal law enforcement agencies shall be printed thereon.*

Subd. 3. Any person who shall be issued an identification card, badge, holster, weapon, shield or any other equipment bearing the name, trademark or trade name, or any combination thereof, of any licensed agency, or indicating that such person is a private detective, private protective agent, or employee of same, who does not return such badge, weapon, holster, identification card, uniform emblem, or other equipment to the owner thereof within ten days of the termination of his employment, or the receipt by him of a written request to return same, made by registered mail to his last known address, whichever shall last occur, shall be guilty of a misdemeanor.

Subd. 4. No employee of any licensee shall divulge to anyone other than his employer, or as his employer shall direct, except as he may be required by law, any information acquired by him during such employment in respect of any matter or investigation undertaken or done by such employer. Any employee who shall make any false statement in his employment statement or who wilfully makes a false report to his employer in respect to any matter in the course of his employer's business, or who shall otherwise violate the provisions of this subdivision is guilty of a misdemeanor.

Sec. 8. Minnesota Statutes 1971, Section 326.337, is amended to read:

326.337 [VIOLATIONS.] *Subdivision 1. It is unlawful for the holder of a license knowingly to commit any of the follow-*

ing acts within or without the state of Minnesota: To incite, encourage, or aid in the incitement or encouragement of any person who has become a party to any strike to do unlawful acts or to incite, stir up, create, or aid in the inciting of discontent or dissatisfaction among the employees of any person, firm, or corporation with the intention of having them strike; to interfere with or prevent lawful and peaceful picketing during strikes; to interfere with, restrain or coerce employees in the exercise of their right to form, join, or assist any labor organization of their own choosing; to interfere with or hinder the lawful or peaceful collective bargaining between employees and employers; to pay, offer or give any money, gratuity, favor, consideration, or other thing of value, directly or indirectly, to any person for any verbal or written report of the lawful activities of employees in the exercise of their right of self-organization and their right to form, join, or assist labor organizations and to bargain collectively through representatives of their own choosing; to advertise for, recruit, furnish or replace, or offer to furnish or replace, for hire or reward, within or without Minnesota, any help or labor, skilled or unskilled, or to furnish or offer to furnish armed guards, other than armed guards regularly employed for the protection of payrolls, property, or premises, for service upon property which is being operated in anticipation of or during the course or existence of a strike, or furnish armed guards upon the highways, for persons involved in labor disputes, or to furnish or offer to furnish to employers or their agents any arms, munitions, tear gas implements, or any other weapons; to use in any manner the word "police" on any vehicle, badge, emblem, stationery, advertising of any private detective or protective agent as defined in section 326.338 and no vehicle, emblem, or badge shall be designed or worn as imitative of any such vehicle, emblem, or badge used by a police department, highway patrol, or peace officer, or to send letters or literature to employers offering to eliminate labor unions, or distribute or circulate any list of members of a labor organization, or to advise any person of the membership of an individual in a labor organization for the express purpose of preventing those so listed or named from obtaining or retaining employment. (THE VIOLATION OF ANY OF THE PROVISIONS OF THIS SECTION SHALL CONSTITUTE A MISDEMEANOR AND SHALL BE PUNISHABLE BY A FINE OF NOT LESS THAN \$500 OR ONE YEAR'S IMPRISONMENT OR BOTH.) *Any person who violates the provisions of this subdivision is guilty of a gross misdemeanor.*

Subd. 2. It is unlawful for the holder of a license to collect or offer or attempt to collect or directly or indirectly to engage in a business of collecting of debts or claims of any kind, excepting recovery for the payee of money described in a dishonored check given for goods, money, or services furnished by the payee, and excepting, that the repossession of property in the temporary possession of defaulting purchasers of conditional sale agreements or under other circumstances by which title to said property has not been transferred to the temporary possessor shall not be considered a violation of this section.

Subd. 3. It is unlawful for any agent or employee of a license holder to display, wear any badge or emblem, or to purport himself as being a private detective or protective agent, except as may be directed by the license holder.

Subd. 4. A private detective or protective agent licensed under the provisions of sections 326.331 to 326.339 and this act, may, in the course and conduct of his business, carry a firearm in any municipality of the state if he has met the registration and licensing requirements regarding firearms of a municipality wherein registration and licensing is a requirement.

Subd. 5. Any person violating the provisions of subdivisions 2 to 4 is guilty of a misdemeanor.

Sec. 9. Minnesota Statutes 1971, Section 326.338, is amended by adding a subdivision to read:

Subd. 3. Any person or company that responds to any alarm signal device, burglar alarm, television camera, still camera, or any other mechanical or electronic device installed or used to prevent or detect burglary, theft, shoplifting, pilferage, and other losses is deemed to be in the business of protective agent and is subject to the provisions of sections 326.331 to 326.339.

Sec. 10. Minnesota Statutes 1971, Section 326.339, is amended to read:

326.339 [VIOLATIONS.] Unless otherwise specifically provided any violation of any provision or requirement of sections 326.331 to 326.339 (NOT OTHERWISE PUNISHABLE SHALL BE DEEMED) is a gross misdemeanor.

Sec. 11. [APPROPRIATIONS.] *There is appropriated to the private detective and protective agent licensing board from the general fund in the state treasury \$20,000 for carrying out the provisions of sections 326.331 to 326.339. Notwithstanding Minnesota Statutes 1971, Section 16.17, or any other law relating to the lapse of an appropriation, the appropriation made by this section shall not lapse prior to June 30, 1975.*

Sec. 12. *Minnesota Statutes 1971, Section 326.335, is repealed."*

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 523, A bill for an act regulating mobile home lot rentals; prescribing penalties.

Reported the same back with the following amendments:

Page 1, line 18, after the first comma and before the word "gas" insert the words "natural or propane".

Page 1, line 27, after the word "the" and before the word "location", strike the word "exact".

Page 2, strike lines 9, 10 and 11, and insert in lieu thereof the following:

"No lessor shall deny any mobile home park tenant the right to sell said tenant's mobile home within the park or require the tenant to remove the mobile home from the park solely on the basis of the sale thereof. The lessor may reserve the right to approve the purchaser of said mobile home as a tenant, but such permission may not be unreasonably withheld, and the lessor shall not exact a commission or fee with respect to the price realized by the seller unless the lessor has acted as agent for the seller in the sale pursuant to a written contract."

Page 2, line 27, after the word "exceed" and before the word "month's" strike the word "one" and insert in lieu thereof the word "two".

Page 3, line 14, after the word "other" and before the word "source", insert the word "comparable".

Page 3, line 17, after the word "area" and before the period, insert the words "with comparable service".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 932, A bill for an act relating to intoxicating liquor and non-intoxicating malt liquor; days and hours of sale; amending Minnesota Statutes 1971; Sections 340.034, Subdivision 1; and 340.14, Subdivisions 1 and 5.

Reported the same back with the following amendments:

Page 4, at the end of line 7, add a new section to read as follows:

"Sec. 4. *This act shall be effective the day following final enactment.*"

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 937, A bill for an act relating to volunteer fire departments; rates for telephone service.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 1288, A bill for an act relating to motor vehicles; manufacturers and dealers; the sale of mobile homes; exempting certain persons from licensing requirements; amending Minnesota Statutes 1971, Section 168.27.

Reported the same back with the following amendments:

Page 2, after line 6, add a new section to read as follows:

"Sec. 2. This act shall be effective July 1, 1973."

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 1290, A bill for an act relating to motor vehicles; prohibiting tampering with odometers and the altering of mileage measurements thereof; prescribing penalties.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [DEFINITIONS.] Subdivision 1. For the purposes of this act, the terms defined in this section have the meanings given them.

Subd. 2. "Owner" means a person, other than a secured party, having the property in or title to a vehicle. The term includes a person entitled to the use and possession of a vehicle subject to a security interest in another person, but excludes a lessee under a lease not intended as security.

Subd. 3. "Motor vehicle" means any self-propelled vehicle not operated exclusively upon railroad tracks, except snowmobiles and other devices designed and used primarily for the transportation of persons over natural terrain, snow, or ice propelled by wheels, skis, tracks, runners, or whatever other means.

Subd. 4. "Person" means an individual, firm, partnership, incorporated and unincorporated association, or any other legal or commercial entity.

Sec. 2. [PROHIBITED ACTS.] Subdivision 1. No person shall knowingly, tamper with, adjust, alter, change, set back, disconnect or, with intent to defraud, fail to connect the odom-

eter of any motor vehicle, or cause any of the foregoing to occur to an odometer of a motor vehicle, so as to reflect a lower mileage than has actually been driven by the motor vehicle.

Subd. 2. No person shall with intent to defraud, operate a motor vehicle on any street or highway knowing that the odometer of the motor vehicle is disconnected or nonfunctional.

Subd. 3. No person shall advertise for sale, sell, use or install on any part of a motor vehicle or on any odometer in a motor vehicle any device which causes the odometer to register any mileage other than the true mileage.

Subd. 4. No person shall sell or offer for sale any motor vehicle with knowledge that the mileage registered on the odometer has been altered so as to reflect a lower mileage than has actually been driven by the motor vehicle without disclosing such fact to prospective purchasers.

Subd. 5. No person shall conspire with any other person to violate sections 2 or 3.

Subd. 6. Nothing in this section shall prevent the service, repair, or replacement of an odometer, provided the mileage indicated thereon remains the same as before the service, repair, or replacement. Where the odometer is incapable of registering the same mileage as before such service, repair, or replacement, the odometer shall be adjusted to read zero and a written notice shall be attached to the left door frame of the vehicle by the owner or his agent specifying the mileage prior to repair or replacement of the odometer and the date on which it was repaired or replaced. No person shall remove or alter such a notice so affixed.

Sec. 3. [TRANSFER OF MOTOR VEHICLE; MILEAGE DISCLOSURE.] No person shall transfer a motor vehicle without disclosing in writing to the transferee the true mileage registered on the odometer reading or that the actual mileage is unknown if the odometer reading is known by the transferor to be different from the true mileage. The registrar of motor vehicles shall adopt, pursuant to the administrative procedure act, rules not inconsistent with this act or Title IV of the Federal Motor Vehicle Information and Cost Savings Act or any rules promulgated thereunder prescribing the manner in which such written disclosure shall be made. No transferor shall violate any rules adopted under this section or knowingly give a false statement to a transferee in making any disclosure required by such rules.

Sec. 4. [PENALTIES; REMEDIES.] Subdivision 1. Any person who is found to have violated sections 1 to 4 shall be guilty of a gross misdemeanor.

Subd. 2. In addition to the penalties provided in subdivision 1, any person who is found to have violated sections 1 to 4 shall be subject to the penalties provided in section 325.907.

Subd. 3. Any person injured by a violation of sections 1 to 4 shall recover the actual damages sustained together with costs and disbursements, including a reasonable attorney's fee, provided that the court in its discretion may increase the award of damages to an amount not to exceed three times the actual damages sustained or \$1,500, whichever is greater."

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 1558, A bill for an act relating to commerce; clarifying rule making power of the consumer services section, department of commerce; amending Minnesota Statutes 1971, Section 45.16, Subdivision 2.

Reported the same back with the following amendments:

Page 1, strike all of line 29.

Page 1, line 30, strike the words "*administrative procedures act*," and prior to the word "rules" insert the word "*Adopt*".

Page 2, strike all of lines 1 and 2, and insert therein, "*implement the provisions of this section*."

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 2107, A bill for an act relating to intoxicating liquor; regulation of the on-sale thereof; amending Minnesota Statutes 1971, Section 340.07, Subdivision 5.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 2180, A bill for an act relating to corporations; take-overs; regulating corporate take-overs; providing a penalty.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

S. F. No. 658, A bill for an act relating to architects, engineers and surveyors; exempting certain contractors from certain state registration requirements; amending Minnesota Statutes 1971, Section 326.02, Subdivision 5.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Moe from the Committee on Crime Prevention and Corrections to which was referred:

H. F. No. 876, A bill for an act relating to search warrants; definitions; defining peace officer; amending Minnesota Statutes 1971, Section 626.05, Subdivision 2.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Moe from the Committee on Crime Prevention and Corrections to which was referred:

H. F. No. 1292, A bill for an act authorizing the Minnesota peace officer training board to set minimum standards of physical, mental, educational, and moral fitness which shall govern the recruitment of nonelective peace officers within the state; amending Minnesota Statutes 1971, Section 626.843, Subdivision 1.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Moe from the Committee on Crime Prevention and Corrections to which was referred:

S. F. No. 681, A bill for an act relating to sheriffs; providing for qualifications; amending Minnesota Statutes 1971, Section 387.01.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 680, A bill for an act relating to pollution; providing for the reimbursement to a successful plaintiff or intervenor of his costs in an action; amending Minnesota Statutes 1971, Chapter 116B, by adding a section.

Reported the same back with the following amendments:

Page 1, line 13, strike "*shall,*" and insert in lieu thereof "*may, at the discretion of the court,*".

Page 1, line 14, after "*be*" strike "*reimbursed by the state for*" and insert in lieu thereof "*awarded*".

Page 1, line 16, after the first comma strike "*except*" and insert in lieu thereof "*including*".

Page 1, line 17, after the period insert "*The court, in making such an award, shall consider the financial condition of the defendant.*".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 1379, A bill for an act relating to watershed districts; prescribing additional powers and duties of managers thereof; authorizing the managers to institute works by resolution; providing procedures for consolidation of districts; amending Minnesota Statutes 1971, Sections 112.35, Subdivision 19; 112.38; 112.42, Subdivision 3; 112.44; 112.47; 112.48, Subdivisions 1 and 3 and by adding a subdivision; 112.52; 112.53, Subdivision 1; 112.54; 112.55; 112.64, Subdivision 4; 112.69, Subdivision 1; and Chapter 112, by adding a section; repealing Minnesota Statutes 1971, Section 112.75; and Laws 1965, Chapter 873, Section 2.

Reported the same back with the following amendments:

Page 5, line 11, after "*for*" insert "*actual*".

Page 5, line 11, after "*and*" insert "*other*".

Page 5, line 12, after "*duties*" insert "*as provided for state employees*".

Page 6, line 15, strike the word "*affected*".

Page 6, lines 16 to 20 restore the stricken language.

Page 6, line 20, strike the word "*district*".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 1895, A bill for an act relating to waters, watercraft safety; authorizing the commissioner of natural resources to

regulate the size of motors; amending Minnesota Statutes 1971, Section 361.26, Subdivision 2.

Reported the same back with the following amendments:

Page 1, line 23, restore the stricken language.

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 2145, A bill for an act relating to the city of Alexandria, the townships of Alexandria, Carlos, Hudson and LaGrand and the sanitary sewer board of the Alexandria lake area sanitary district in the county of Douglas; amending Laws 1971, Chapter 869, Sections 1, Subdivision 2; 4, Subdivision 5; 12, Subdivisions 1 and 2; 13, Subdivision 4; 17, Subdivision 7; and 18, Subdivision 6.

Reported the same back with the following amendments:

Page 1, at the end of line 13, strike "Section 1" and insert in lieu thereof "Section 2".

Page 7, line 13, strike "all" and insert in lieu thereof "*only those*".

Amend the title, line 8, by striking "1" and inserting in lieu thereof "2".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 2186, A bill for an act relating to the city of Alexandria; and the townships of Alexandria, Carlos, Hudson, and LaGrand in the county of Douglas; sanitary sewer board membership and operation in Alexandria Lake area sanitary district; amending Laws 1971, Chapter 869, Sections 3, Subdivision 2; and 4, Subdivision 1.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources, to which was referred:

H. F. No. 2223, A bill for an act relating to tax-forfeited lands; imposing limitations on the sale of tax-forfeited land which

borders on or is adjacent to certain waters, and on the timber growing on such land; amending Minnesota Statutes 1971, Chapter 282, by adding a section.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

S. F. No. 507, A bill for an act relating to water pollution; pollution control agency; providing financial assistance to municipalities for the construction of waste disposal systems; amending Minnesota Statutes 1971, Sections 116.16, Subdivisions 2, 3, 4, 6, 7 and 9; 116.17, Subdivision 5; 116.18, Subdivisions 1 and 2; repealing Minnesota Statutes 1971, Sections 116.15; 116.18, Subdivision 3, and cancelling an appropriation.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 1120, A bill for an act relating to insurance; requiring employers and insurers to continue group accident and health policy benefits to disabled employees.

Reported the same back with the following amendments:

Page 1, line 12, after "disability" and before the comma, insert "or became totally disabled by reason of illness".

Page 1, line 14, strike "any" and insert "an", and after "providing" and before "or", insert ", offering".

Page 1, line 15, after "employee" and before the period, insert "who was so enrolled for the coverage".

Page 1, line 17, after "injured" and before "employee" insert "or ill".

Page 1, strike lines 19 and 20 and insert in lieu thereof: "years of such disability and (b) after the first two years of such disability, the inability of the employee".

Page 1, line 23, after "be" and before "qualified", insert "or reasonably become".

Page 2, line 17, strike "a situation" and insert in lieu thereof "absence".

Page 2, line 18, strike "created" and insert in lieu thereof "caused".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 1310, A bill for an act relating to insurance; providing for assignment of interests of certificate holders under group life insurance policies; amending Minnesota Statutes 1971, Section 61A.09.

Reported the same back with the following amendments:

Page 3, line 7, strike "*Such assignment shall be limited*" and further strike lines 8 and 9.

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 2034, A bill for an act relating to insurance; requiring the provision of certain health insurance benefits for the treatment of alcoholism and drug and chemical dependencies.

Reported the same back with the following amendments:

Page 1, line 7, strike "[60A.065]".

Page 1, line 10, after "insurance" and before "shall" insert "regulated under Minnesota Statutes, Chapter 62A, or nonprofit health service plan corporation regulated under Minnesota Statutes, Chapter 62C".

Page 1, line 15, after "thereunder" and before "for" insert " , on the same basis as other benefits,".

Page 1, strike lines 19 through 27 and insert "(2) Confinement in a residential primary treatment program as licensed by the state of Minnesota pursuant to diagnosis or recommendation by a doctor of medicine."

Page 1, line 30, strike "of health insurance".

Further amend the title as follows:

Line 2, after "to" and before "insurance" insert "health benefits provided through nonprofit health service plans and".

Line 3, strike "insurance".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 2148, A bill for an act relating to financial corporations; amending Minnesota Statutes 1971, Section 47.52.

Reported the same back with the following amendments:

Page 1, after line 22, insert a new paragraph to read:

"Approval to establish and operate one detached facility shall be given by the commissioner upon application of a bank if it shall appear that the public convenience and advantage will be promoted thereby and that the applicant has complied with all other provisions of this section."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 2189, A bill for an act relating to insurance; providing for the establishment and operation of a Minnesota life and health insurance guaranty association to protect policyowners, insureds, beneficiaries, and others against the failure of an insurer doing business in Minnesota to perform its contractual obligations; amending Minnesota Statutes 1971, Sections 60B.17, by adding a subdivision; 60B.25; 60B.30, by adding a subdivision; and 60B.46, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 23, after "*transact*" and before "*insurance*" insert "*life*".

Page 1, line 23 to line 26, strike "*, including all fraternal beneficiary associations operating under Minnesota Statutes, Chapter 64A, except those associations enumerated in Minnesota Statutes, Section 64A.45*".

Page 2, line 2, after "*Chapter 63*" and before the semicolon, insert "*, or a fraternal beneficiary association operating under Minnesota Statutes, Chapter 64A*".

Page 2, line 6, after "*policyowners,*" strike "*death benefit certificate holders,*".

Page 3, line 1, strike "*or 64A*".

Page 3, line 15, strike "*or 64A*".

Page 3, lines 16 and 17, strike "*, and death benefit certificates under Minnesota Statutes, Chapter 64A*".

Page 3, line 22, strike "*an*" and insert in lieu thereof "*a life*".

Page 3, line 26, strike "*an*" and insert in lieu thereof "*a life*".

Page 4, strike lines 3 and 4 and insert in lieu thereof "*to transact life insurance in this state.*".

Page 9, line 13, strike "*300,000*" and insert in lieu thereof "*200,000*".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 2225, A bill for an act relating to insurance; providing for legal expense insurance; amending Minnesota Statutes 1971, Sections 60A.06, Subdivision 1; 60A.07, Subdivisions 5a, 5b, and 5c; and 60A.08, by adding a subdivision.

Reported the same back with the following amendments:

Page 6, line 19, insert the following:

<i>Clause (15),</i>	<i>\$200,000</i>	<i>\$200,000</i>
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With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

H. F. No. 791, A bill for an act relating to crime and criminals; regulating the transfer, possession, and use of pistols; requiring licenses to sell pistols; requiring registration of pistols; requiring permits to acquire and carry pistols; prohibiting the sale or transfer to or carrying by certain persons of pistols; prescribing penalties; amending Minnesota Statutes 1971, Section 609.66.

Reported the same back with the recommendation that the bill be indefinitely postponed.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1541, A bill for an act relating to housing and redevelopment; relocation assistance; authorizing relocation assistance and payment of relocation allowances in connection with certain federally funded programs by municipalities and other state public bodies.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1677, A bill for an act relating to workmen's compensation, medical treatment; specifically including doctors of osteopathy and their services within certain definitions; amending Minnesota Statutes 1971, Section 176.135, by adding a subdivision.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1729, A bill for an act relating to the executive council; providing that the lieutenant governor be a member thereof; amending Minnesota Statutes 1971, Section 9.011, Subdivision 1.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1732, A bill for an act relating to the department of public safety; organization of the department; fixing the term of the commissioner; limiting the number of personnel in the unclassified service and providing for their salaries; amending Minnesota Statutes 1971, Section 299A.01, Subdivisions 1 and 3, and by adding a subdivision.

Reported the same back with the following amendments:

Page 2, line 24, after "*department*" insert "*as division heads*".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1738, A bill for an act relating to relocation assistance, authorizing payment of relocation expense in connection with housing code enforcement by municipalities and other public bodies.

Reported the same back with the following amendments:

Page 1, line 14, after "*body*" insert "*which materially and substantially endanger the health and safety of the tenant*".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1839, A bill for an act relating to workmens compensation; adjusting certain schedules of and provisions for compensation benefits; relating to injuries occurring out of state and occupation diseases; amending Minnesota Statutes 1971, Sections 176.021, Subdivision 3; 176.041, Subdivision 3; 176.101, Subdivisions 2, 3, and 7; 176.662; Chapter 176, by adding a section; repealing Minnesota Statutes 1971, Section 176.041, Subdivision 5.

Reported the same back with the following amendments:

Page 4, strike lines 11 through 28.

Page 5, strike lines 1 through 28.

Page 6, strike lines 1 through 28.

Page 7, strike lines 1 through 28.

Page 8, strike lines 1 through 28.

Page 9, strike lines 1 through 28.

Page 10, strike lines 1 through 28.

Page 11, strike lines 1 through 9.

Renumber subsequent paragraphs accordingly.

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1898, A bill for an act relating to the commissioner of public safety, term of office; amending Minnesota Statutes 1971, Section 299A.01, Subdivision 1.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1907, A bill for an act relating to licensing and registration of architects, professional engineers and land surveyors; amending Minnesota Statutes 1971, Sections 326.09; 326.10, Subdivisions 1, 2, 4, 5, and 7; 326.11, Subdivisions 2 and 4; and 326.13.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1989, A bill for an act relating to workmen's compensation; providing judicial relief for employees who have been thwarted in, or discriminated against for, the exercise of their lawful rights; providing penalties.

Reported the same back with the following amendments:

Page 1, line 11, strike "The legislature finds".

Page 1, line 12, strike "that" and insert in lieu thereof "Whereby".

Page 1, line 12, after "employees" insert "may".

Page 1, line 14, strike "The legislature further finds".

Page 1, line 15, strike "that certain" and insert in lieu thereof "Certain".

Page 1, line 15, after "who" insert "may".

Page 1, line 16, after "law" insert "and".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1991, A bill for an act relating to county hospitals and county hospital districts; permitting the use of certified public accountants to audit and examine their books in lieu of the public examiner.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Notwithstanding the provisions of any law to the contrary, the public examiner may permit any county hospital board to employ a certified public accountant to annually audit and examine the books of said hospital. The report of such examination or audit by such certified public accountant shall be submitted to the public examiner who shall review such audit report and may accept such audit or make such additional examinations as he deems to be in the public interest."

Further, amend the title of said bill by striking lines 2 through 6 and inserting in lieu thereof the following: "relating to county

hospitals; permitting the use of certified public accountants to audit and examine their books in lieu of the public examiner.”.

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2044, A bill for an act relating to state government; establishing salaries for certain unclassified employees in the executive and judicial branch of government; amending Minnesota Statutes 1971, Sections 15A.081; 15A.083; 15A.084; and 15A.085.

Reported the same back with the following amendments:

Page 1, after line 21, and before line 22, add a line:

“deputy commissioner 31,300 37,500”.

Page 2, line 2, strike *“30,600”* and insert in lieu thereof *“30,600-36,700”*.

Page 2, line 2, strike *“36,700”*.

Page 2, line 4, strike *“22,600”* and insert in lieu thereof *“22,600-31,600”*.

Page 2, line 4, strike *“31,600”*.

Page 2, line 5, strike *“22,600”* and insert in lieu thereof *“22,600-31,600”*.

Page 2, line 5, strike *“31,600”*.

Page 2, line 8, strike *“12,600-30,600”* and insert in lieu thereof *“15,400-28,600”*.

Page 2, line 11, strike *“30,600”* and insert in lieu thereof *“22,600”*.

Page 2, after line 16, insert *“(This salary is authorized only until the effective date of any law authorizing the creation of a department of personnel.)”*.

Page 3, after line 10, and before line 11, insert *“finance, department of*

commissioner 39,000 46,800

deputy commissioner 31,200 37,400”.

Page 3, line 32, strike *“27,500”* and insert in lieu thereof *“35,000”*.

Page 3, line 32, strike *“33,300”*.

Page 3, strike lines 33 and 34.

Page 4, line 5, strike "22,400" and insert in lieu thereof "27,500".

Page 4, line 5, strike "26,800" and insert in lieu thereof "33,000".

Page 4, after line 5 and before line 6 insert:

<i>"deputy commissioner</i>	22,000	26,400".
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Page 4, line 10, after "20,700" add "24,800".

Page 5, before line 6, and after line 5, insert: "*personnel, department of*

<i>commissioner</i>	32,000	38,400
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<i>deputy commissioner</i>	25,600	30,700
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(*These salaries are authorized only upon the effective date of any law authorizing the creation of a department of personnel.*)".

Page 5, strike lines 10 and 11.

Page 6, after line 1 and before line 2, add:

<i>"deputy commissioner</i>	28,500	34,200".
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Page 6, line 9, strike "31,500" and insert in lieu thereof "32,500".

Page 6, strike lines 10 through 21.

Page 6, strike lines 24 through 29.

Page 7, strike lines 1 through 10.

Page 7, line 31, strike "Appointment to fill vacancies shall not be made".

Page 8, strike lines 1 through 6.

Page 10, line 6, strike "26,000" and insert in lieu thereof "18,000-27,000".

Page 10, line 8, strike "12,500-24,000" and insert in lieu thereof "15,000-26,000".

Page 10, line 13, strike "on" and insert in lieu thereof "at".

Page 10, line 14, strike "June 26, 1973," and insert in lieu thereof "*the beginning of the first pay period in fiscal year 1973/74*".

Page 10, line 16, strike "July 1, 1973" and insert in lieu thereof "*the beginning of the first pay period in fiscal year 1973/74*".

Page 11, line 26, after "apply" insert "for".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2197, A bill for an act relating to the department of public service; authorizing the public service commission to investigate inadequate telephone service; providing for hearings thereon; authorizing the commission to make reasonable orders in connection therewith; amending Minnesota Statutes 1971, Chapter 237, by adding a section.

Reported the same back with the following amendments:

Page 1, line 18, after "*telephone*" insert "*service*".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2227, A bill for an act relating to the land exchange review board; extending the duration of the board; amending Laws 1967, Chapter 909, Section 2, as amended.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2228, A bill for an act authorizing the conveyance of certain state lands in Cass county to the village of Walker, Minnesota.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

S. F. No. 122, A bill for an act relating to public records; accessibility for research; amending Minnesota Statutes 1971, Section 15.17, Subdivision 4.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

S. F. No. 1028, A bill for an act relating to employees of the fire department of the city of Cloquet; transferring the active

employees to the public employees police and fire fund and establishing trust for retired employees.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 114, A bill for an act relating to psychologists; providing for the licensure and regulation of the private practice of psychology; establishing a board of examiners and prescribing the powers and duties thereof; providing penalties; appropriating money; amending Minnesota Statutes 1971, Section 595.02; and repealing Minnesota Statutes 1971, Sections 148.79 to 148.86.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. [CITATION.] *Sections 1 to 12 may be cited as the Minnesota licensing law for psychologists.*

Sec. 2. [PRIVATE PRACTICE OF PSYCHOLOGY.] *For the purpose of this act the term "private practice of psychology" means the application for a fee, monetary or otherwise, to the public of the principles of the science of psychology to the description, prediction and modification of human behavior and emotional adjustment, including but not restricted to such practices as:*

- (1) Psychological assessment, including such functions as intelligence, personality, aptitude, and attitude appraisal;*
- (2) Psychological treatment of persons who have adjustment problems;*
- (3) Psychological counseling and guidance;*
- (4) Conducting behavioral research; and*
- (5) Teaching of psychology.*

Sec. 3. [BOARD OF EXAMINERS]. *Subdivision 1. The state board of examiners of psychologists created pursuant to Laws 1951, Chapter 672, is abolished, the terms of office of its members are terminated, and a new state board of examiners of psychologists is hereby created with powers and duties as hereinafter prescribed. The new board shall consist of nine members. In its initial composition, membership shall consist of (1) three psychologists whose qualifications shall be not less than those specified in section 4, subdivision 4, (2) three psychologists whose qualifications shall be those specified in section 4, subdivision 5, (3) two doctoral level psychologists, not neces-*

sarily licensed under this act, whose specialities broadly represent the fields of interest in psychology, and (4) one lay member. After the initial appointments, members specified in clause (1) shall be licensed consulting psychologists and members specified in clause (2) shall be licensed psychologists. The initial appointments to the new board of examiners shall include within the nine members the three individuals most recently appointed to the state board of examiners of psychologists herein abolished.

Subd. 2. The members of the board shall:

(1) Be appointed by the governor;

(2) Be residents of the state;

(3) Subject to subdivision 3, serve for terms of four years, each term of office to expire on June 30, and no member of the board shall serve for more than two consecutive terms;

(4) Designate its officers, fix the compensation of its members and employees, employ such personnel as it deems necessary, and pursuant to Minnesota Statutes, Chapter 15, prescribe such rules and regulations as may be necessary to enable it to carry into effect the provisions of this act; and

(5) Administer oaths pertaining to the business of the board.

Subd. 3. At the initial meeting of the board, the three appointees at the psychologist level shall draw lots for their initial term of office so as to give one a one year term, one a two year term, and one a three year term; the three appointees at the consulting psychologist level shall draw lots so as to give one a one year term, one a two year term, and one a four year term; the remaining two psychologists appointed shall draw lots so as to give one a three year term and one a four year term. The initial lay appointee shall serve a full four year term of office. Thereafter, all appointees shall serve full four year terms of office. Each member shall hold office until a successor is appointed and qualifies. If a vacancy occurs, it shall be filled by appointment by the governor for the unexpired portion of the term.

Subd. 4. The board shall annually report in writing to the governor. Such reports shall include the names of all psychologists to whom licenses have been granted as provided in sections 4 and 5, and as well as any cases heard and decisions rendered; recommendations as to future policies, rules, and regulations; the names, remuneration, and duties of its employees; and an account of all moneys received and expended by it.

Sec. 4. [REQUIREMENTS OF LICENSES.] Subdivision 1. The board of examiners may grant licenses for two levels of psychological practice. The persons so licensed are to be known and are hereafter referred to as (a) licensed consulting psychologist and (b) licensed psychologist, or if both levels are referred to, as licensee.

Subd. 2. Before granting any such license the board shall require every applicant therefor to pass an examination in psy-

chology. This examination shall be given at least once each year, at such time and place and under such supervision as the board prescribes.

Subd. 3. Each applicant shall pay a nonrefundable application fee set by the board. The licenses granted hereunder shall be valid for a period of two years from date of issuance, but may be renewed biennially. The fee for such renewal, which shall not exceed \$50, shall be set by the board.

Subd. 4. To become a licensed consulting psychologist a person must fulfill and comply with the requirements of subdivision 2 and satisfy the board that he:

(1) Is at least 21 years of age;

(2) Is of good moral character and is not found to be engaging in unethical practices as defined within the code of ethics adopted pursuant to section 11;

(3) Has received a doctorate degree with a major in psychology, which may include educational and child psychology, from an educational institution recognized by a regional accrediting organization; and

(4) Has had at least two full years or their equivalent of post doctoral employment as a psychologist.

Subd. 5. To become a licensed psychologist, a person must have:

(1) Received a doctorate or master's degree or has received the equivalent of a master's degree in a doctoral program with a major in psychology, which may include educational and child psychology, from an educational institution recognized by a regional accrediting organization;

(2) At least two full years of experience or its equivalent of employment as a psychologist after receiving the training upon which application for this license is made;

(3) Otherwise fulfilled and complied with subdivisions 2 and 4, clauses (1) and (2).

Sec. 5. [WAIVERS.] Subdivision 1. For a period of two years from the effective date of this act the board shall waive the requirements of section 4, subdivision 2, and grant the appropriate license to any person who meets or has met the requirements of section 4, subdivisions 3, and 4, or 5, who is qualified by experience to practice at the appropriate level of psychology, and who has engaged in such practice of a nature satisfactory to the board for at least two years or its equivalent, within five years prior to the effective date of this act.

Subd. 2. The board may grant a license without an examination to any person who at the time of application is licensed or certified by a similar board of another state whose standards, in the judgment of the board, are not lower than those required by this act at the time he was licensed or certified in said state; or who is a diplomate of the American board of professional psychology.

Subd. 3. The board may grant a license as a consulting psychologist without an examination to any person residing in the state who has applied for said license on or before a date two years after the effective date of this act and who fulfills and complies with section 4, subdivisions 3, 4, clauses (1) and (2), and 5, clause (1), and who has had at least ten years experience of a type satisfactory to the board.

Sec. 6. [LIMITATION.] A licensed psychologist may engage in private practice only in collaboration with a licensed consulting psychologist in his field of practice or with a licensed physician especially qualified in the diagnosis and treatment of mental illness. It shall be unlawful for any licensed psychologist or licensed consulting psychologist to divide fees with, or to pay a commission to, or to pay a referral fee to any other person who calls him in consultation or sends clients to him for psychological services as defined in this act, provided that payment of a fee for collaborative services performed is not prohibited by this section.

Sec. 7. [REVIEW.] Any action of, or ruling, or order made or entered by the board declining to issue a license or recommending suspension or revocation of a license shall be subject to review under the procedures of the Minnesota administrative procedures act and subject to the same powers and conditions as now provided by law in regard to rulings, orders and findings of other quasijudicial bodies in Minnesota, where not otherwise specifically provided.

Sec. 8. [SUSPENSION AND REVOCATION.] Subdivision 1. The license of any consulting psychologist or psychologist may be suspended or revoked by the board upon proof that he has been guilty of unprofessional conduct as defined by the rules established by the board or has violated the code of ethics adopted by the board.

Subd. 2. No license shall be suspended or revoked or reprimand issued until after a hearing before the board. A notice of at least 30 days shall be served upon the licensee charged, either personally or by registered mail, stating the time and place of the hearing and setting forth the ground or grounds constituting the charges against him. The licensee is entitled to be heard in his defense and by counsel and may produce testimony and may testify in his own behalf. A record of the hearing shall be taken and presented. The hearing may be adjourned as necessary. If the licensee fails or refuses to appear, the board may proceed to hear and determine the charges in his absence. If he pleads guilty, or if upon hearing the charges, five members of the board find them to be true, the board may enter an order suspending or revoking the license or reprimanding him, as the case may be. The board shall record its findings and orders in writing.

(2) The board, through its chairman or vice chairman, may compel the attendance of witnesses and the production of physical evidence before it from witnesses upon whom process is served anywhere within the state as in civil cases in the district

court by subpoena issued over the signature of the chairman or vice chairman and the seal of the board. Upon request by an accused licensee and statement under oath that the testimony or evidence is reasonably necessary to his defense, the subpoena shall be served out of the district courts in this state and returned as a return in such case is made. If a person refuses to attend in obedience to such subpoena, or refuses to be sworn or examined or answer any legally proper questions propounded by any member of said board of any attorney or licensee upon permission from said board, such person shall be guilty of a misdemeanor.

(3) Any person who feels aggrieved by reason of the suspension or revocation of his license or of the reprimand may file suit in the district court within 30 days after receiving notice of the boards' order to annul or vacate that order. The suit shall be filed against the board as defendant, and shall be tried by the court without a jury and shall be a trial de novo. The judgment of the district court may be appealed to the supreme court in the same manner as other civil cases.

(4) For reasons it deems sufficient and upon a vote of five of its members, the board may restore a license which has been revoked, reduce a period of suspension or withdraw a reprimand.

Sec. 9. [PRESENTATION TO PUBLIC.] No individual shall present himself or be presented to the public by any title incorporating the word "psychological," "psychologist," or "psychology" other than those so licensed by this act; except that:

(1) Any psychologically trained individual employed by educational institutions recognized by a regional accrediting organization, federal, state, county, or local governmental institutions, agencies, or research facilities may represent himself by the academic or research title designated by that organization;

(2) Any individual from such recognized institutions, as given in clause (1), may offer lecture services and be exempt from the provisions of this section; and

(3) Persons preparing for the profession of psychologist under qualified supervision in recognized training institutions or facilities may be designated by such titles as "psychological intern," "psychological trainee," or others clearly indicating such training status.

Sec. 10. [PENALTIES.] Subdivision 1. Any person who willfully holds himself out to the public as being engaged in the practice of psychology, such as clinical, industrial, school, personnel, social, or counseling psychology and is not licensed under the provisions of this act, is guilty of a misdemeanor.

Subd. 2. The unlawful practice of psychology as defined in this act may be enjoined by district court of the state of Minnesota on petition by the board. In any such proceeding it shall not be necessary to show that any person is individually injured by the actions complained of. If the respondent is found guilty of

the unlawful practice of psychology, the court shall enjoin him from so practicing unless and until he has been duly licensed. Procedure in such cases shall be the same as in any other injunction suit. The remedy by injunction hereby given is in addition to criminal prosecution and punishment.

Subd. 3. (1) Nothing in this act shall be construed to limit the professional pursuits consistent with their training and code of ethics of professions such as teachers in recognized public and private schools, clergymen, physicians, social workers, or optometrists or attorneys. However, in such performance any title used must be in accord with section 9.

(2) Persons preparing for the profession of psychology may perform as a part of their training any functions specified in section 2, but only under qualified supervision.

(3) Use of psychological techniques by business and industrial organizations for their own personnel purposes or by employment agencies or state vocational rehabilitation agencies for the evaluation of their own clients prior to recommendation for employment is also specifically allowed. However, no representative of an industrial or business firm or corporation may sell or offer for sale any psychological services as specified in section 2 unless such services are performed or supervised by individuals licensed under this act.

Subd. 4. Nothing in this act is to be construed as restricting a sociologist who holds a doctoral degree in sociology or social psychology awarded by an accredited institution, and who elects to represent himself to the public by the title "social psychologist" and who has notified the board of his intention to represent himself as such.

Subd. 5. A psychological consultant who is not a resident of the state of Minnesota, but is licensed or certified by a similar board of another state whose standards, in the judgment of the board, are not lower than those required by this act at the time he was licensed or certified in said state or who meets the requirements of section 4, subdivision 4, and resides in a state which does not grant certification or licenses to psychologists may offer professional services in this state for no more than 60 days in any calendar year without holding a license under this act, provided that such persons shall report to the board the nature and extent of their practice in this state if it exceeds 12 days in any calendar year.

Subd. 6. Nothing in this act shall be construed to authorize a person licensed under this act to engage in the practice of any other profession licensed under Minnesota law unless he is duly licensed in that profession.

Sec. 11 [CODE OF ETHICS.] *The board of examiners shall adopt a code of ethics to govern appropriate practices or behavior, as referred to in section 2. The board of examiners*

shall file such code with the secretary of state at least 30 days prior to the effective date of such code. This code of ethics shall include, but not be limited to, the following principles:

(1) The psychologist recognizes the boundaries of his competence and the limitation of his techniques and does not offer services or use techniques that fail to meet professional standards established in particular fields.

(2) The psychologist who engages in practice assists his client in obtaining professional help for all important aspects of his problem that fall outside the boundaries of the psychologist's competence.

(3) A psychologist does not claim either directly or by implication professional qualifications that differ from actual qualifications, nor does he misrepresent his affiliation with any institution, organization, or individual, nor lead others to assume he has affiliations that he does not have.

Sec. 12. [FEES APPROPRIATED TO USE OF BOARD.]
Subdivision 1. All fees charged and collected by the board shall be deposited by it in the state treasury to the credit of the board. All such moneys are hereby appropriated to be used by the board in carrying out the provisions of this act, including the payment of salaries of the members of the board and its secretary, clerks, and assistants and the money credited to the board shall remain therein. The state auditor shall draw his warrant on such moneys from time to time in favor of the board for amounts expended or lawfully incurred by the board or its duly authorized agents, and the state treasurer shall pay the same. The expenditures of the board may be paid only from such moneys. Semiannually the secretary of the board shall certify to the state treasurer, the total amounts of the receipts and the expenditures of the board for the six months preceding.

Subd. 2. All moneys credited and appropriated to the state board of examiners of psychologists created pursuant to Laws 1971, Chapter 672, shall be transferred, on the effective date of this act, to the credit of and appropriated for the use of the board of examiners created under this act.

Sec. 13. Minnesota Statutes 1971, Section 595.02, is amended to read:

595.02 [COMPETENCY OF WITNESSES.] Every person of sufficient understanding, including a party, may testify in any action or proceeding, civil or criminal, in court or before any person who has authority to receive evidence, except as follows:

(1) A husband cannot be examined for or against his wife without her consent, nor a wife for or against her husband without his consent, nor can either, during the marriage or afterwards, without the consent of the other, be examined as to any communication made by one to the other during the marriage. This exception does not apply to a civil action or proceeding by one against the other, nor to a criminal action or proceeding for

a crime committed by one against the other or against a child of either, nor to a criminal action or proceeding in which one is charged with homicide or an attempt to commit homicide and the date of the marriage of the defendant is subsequent to the date of the offense, nor to an action or proceeding for non-support, neglect, dependency, or termination of parental rights;

(2) An attorney cannot, without the consent of his client, be examined as to any communication made by the client to him or his advice given thereon in the course of professional duty; nor can any employee of such attorney be examined as to such communication or advice, without the client's consent;

(3) A clergyman or other minister of any religion shall not, without the consent of the party making the confession, be allowed to disclose a confession made to him in his professional character, in the course of discipline enjoined by the rules or practice of the religious body to which he belongs; nor shall a clergyman or other minister of any religion be examined as to any communication made to him by any person seeking religious or spiritual advice, aid, or comfort or his advice given thereon in the course of his professional character, without the consent of such person;

(4) A licensed physician or surgeon, or dentist shall not, without the consent of his patient, be allowed to disclose any information or any opinion based thereon which he acquired in attending the patient in a professional capacity, and which was necessary to enable him to act in that capacity; after the decease of such patient, in an action to recover insurance benefits, where the insurance has been in existence two years or more, the beneficiaries shall be deemed to be the personal representatives of such deceased person for the purpose of waiving the privilege hereinbefore created, and no oral or written waiver of the privilege hereinbefore created shall have any binding force or effect except that the same be made upon the trial or examination where the evidence is offered or received;

(5) A public officer shall not be allowed to disclose communications made to him in official confidence when the public interest would suffer by the disclosure;

(6) Persons of unsound mind; persons intoxicated at the time of their production for examination, and children under ten years of age, who appear incapable of receiving just impressions of the facts respecting which they are examined, or of relating them truly, are not competent witnesses (.);

(7) *A psychologist or consulting psychologist shall not, without the consent of his client, be allowed to disclose any information or opinion based thereon which he acquired in attending the client in a professional capacity, and which was necessary to enable him to act in that capacity; after the decease of such client, the beneficiaries shall be deemed to be the personal representatives of such deceased person for the purpose of waiving the privilege hereinbefore created, and no oral or written waiver*

of the privilege hereinbefore created shall have any binding force or effect except that the same be made upon the trial or examination where the evidence is offered or received.

Sec. 14. *Minnesota Statutes 1971, Sections 148.79; 148.80; 148.81; 148.82; 148.83; 148.84; 148.85; and 148.86, are repealed.*

Sec. 15. [EFFECTIVE DATE.] *This act is effective July 1, 1973."*

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 286, A bill for an act relating to nursing homes; providing for the regulation thereof; imposing certain duties on the state board of health and the commissioner of public welfare; establishing rights of patients and residents of nursing homes; establishing certain boards and prescribing their powers and duties; requiring reports of maltreatment of nursing home patients; prescribing penalties; and appropriating money; amending Minnesota Statutes 1971, Sections 144.53; and 609.23; Chapters 144, by adding sections; 154, by adding a section; 256B, by adding sections; and 626, by adding a section.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. [PUBLIC POLICY.] *It is the intent of the legislature and the purpose of this act to promote the interests and well being of the patients and residents of health care facilities. It is declared to be the public policy of this state that the interests of the patient be protected by a declaration of a patients bill of rights which shall include but not be limited to the following:*

(1) *Every patient and resident shall have the right to considerate and respectful care;*

(2) *Every patient can reasonably expect to obtain from his physician or the resident physician of the facility complete and current information concerning his diagnosis, treatment and prognosis in terms and language the patient can reasonably be expected to understand. In such cases that it is not medically advisable to give such information to the patient the information may be made available to the appropriate person in his behalf;*

(3) *Every patient and resident shall have the right to know by name and specialty, if any, the physician responsible for coordination of his care;*

(4) *Every patient and resident shall have the right to every consideration of his privacy and individuality as it relates to his social, religious, and psychological well being;*

(5) *Every patient and resident shall have the right to respectfulness and privacy as it relates to his medical care program. Case discussion, consultation, examination, and treatment are confidential and should be conducted discreetly;*

(6) *Every patient and resident shall have the right to expect the facility to make a reasonable response to the requests of the patient;*

(7) *Every patient and resident shall have the right to obtain information as to any relationship of the facility to other health care and related institutions insofar as his care is concerned, and*

(8) *The patient and resident has the right to expect reasonable continuity of care which shall include but not be limited to what appointment times and physicians are available.*

Sec. 2. [NOTICE TO PATIENT.] *The policy statement contained in section 1 of this act shall be posted conspicuously in a public place in all facilities licensed under the provisions of Minnesota Statutes, Sections 144.50 to 144.58. Copies of the policy statement shall be furnished the patient and resident upon admittance to the facility.*

Sec. 3. *Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:*

[144.541] [HEALTH CARE FACILITIES; REGULATIONS; INSPECTIONS.] *Subdivision 1. [RULES AND REGULATIONS.] The state board of health is the exclusive state agency charged with the responsibility and duty of inspecting all facilities required to be licensed under the provisions of Minnesota Statutes 1971, Section 144.50 to Section 144.58. The state board of health shall enforce such rules, regulations and standards subject only to the authority of the department of public safety respecting the enforcement of fire and safety standards in nursing homes and other licensed health care facilities and the responsibility of the commissioner of public welfare pursuant to Minnesota Statutes 1971, Section 252.28, Section 245.78 and Section 257.081 to 257.123.*

Subd. 2. [PERIODIC INSPECTION.] *All facilities required to be licensed under the provisions of sections 144.50 to 144.58 shall be periodically inspected by the state board of health to insure compliance with its rules, regulations and standards. The state board of health may enter into agreements with political subdivisions providing for the inspection of such facilities by locally employed inspectors.*

Subd. 3. [ENFORCEMENT.] *With the exception of the department of public safety which has the exclusive jurisdiction to enforce state fire and safety standards, the state board of*

health is the exclusive state agency charged with the responsibility and duty of inspecting facilities required to be licensed under the provisions of sections 144.50 to 144.58 and enforcing the rules, regulations and standards prescribed by it.

Subd. 4. [WITHOUT NOTICE.] One or more unannounced inspections of each facility required to be licensed under the provisions of sections 144.50 to 144.58 shall be made annually.

Subd. 5. [CORRECTION ORDERS.] Whenever a duly authorized representative of the state board of health finds upon inspection of a facility required to be licensed under the provisions of sections 144.50 to 144.58 that the licensee of such facility is not in compliance with an applicable regulation promulgated under the administrative procedures act by the state board of health pursuant to section 144.56, a correction order shall be issued to the licensee. The correction order shall state the deficiency, cite the specific regulation violated, and specify the time allowed for correction.

Subd. 6. [REINSPECTIONS; FINES.] If upon reinspection it is found that the licensee of a facility required to be licensed under the provisions of sections 144.50 to 144.58 has not corrected the deficiency or deficiencies specified in the correction order, the licensee shall forfeit to the state within 15 days a sum of up to \$250 for each such deficiency not corrected. For each subsequent reinspection, the licensee may be fined an additional amount for each deficiency which has not been corrected. All forfeitures shall be paid into the state treasury and credited to the general fund.

Subd. 7. [RECOVERY.] Any unpaid forfeitures may be recovered by the attorney general.

Subd. 8. [HEARINGS.] A licensee of a facility required to be licensed under the provisions of sections 144.50 to 144.58 is entitled to a hearing on any correction order issued to him, provided that he makes a written request therefor within 15 days of receipt by him of the correction order. Such request shall operate as a stay during the hearing and review process of the payment of any forfeiture provided for in this section. Upon receipt of the request for a hearing, a hearing officer, who shall not be an employee of the state board of health shall be appointed by the state board of health, and the hearing officer shall promptly schedule a hearing on the matter, giving at least ten days notice of the date, time, and place of such hearing to the licensee. The hearing and review thereof shall be in accordance with the relevant provisions of the administrative procedures act.

Subd. 9. [NONLIMITING.] Nothing in this section shall be construed to limit the powers granted to the state board of health in section 144.55.

Sec. 4. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.542] [EXPERTS MAY BE EMPLOYED.] *The state board of health may employ experts in the field of health care to assist the staffs of facilities required to be licensed under the provisions of sections 144.50 to 144.58 in programming and providing adequate care of the patients and residents of the facility. Alternate methods of care for patients and residents of such facilities shall be researched by the state board of health using the knowledge and experience of experts employed therefor.*

Sec. 5. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.543] [PROGRAM FOR VOLUNTARY MEDICAL AID.] *Licensed physicians may visit a facility required to be licensed under the provisions of sections 144.50 to 144.58 and examine patients and residents thereof under a program which shall be established by the state board of health and regulated and governed by rules and regulations promulgated by the state board of health pursuant to the administrative procedures act. Such rules and regulations shall protect the privacy of patients and residents of facilities. No patient or resident of any facility shall be required to submit to an examination under such program. The state board of health shall consult with medical schools and other experts for the purpose of establishing the program. The state board of health shall encourage the active participation of all licensed physicians on a voluntary basis in such program.*

Patients or residents without guardians must be provided legal guardians by the commissioner of public welfare.

Sec. 6. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.555] [EMPLOYEES TO BE COMPENSATED.] *All employees of facilities required to be licensed under the provisions of sections 144.50 to 144.58 participating in orientation programs or in inservice training provided by the facility shall be compensated therefor at their regular rate of pay, provided, however, that this section will be effective only to the extent that facilities are reimbursed for such compensation by the commissioner of public welfare in the proportion of welfare to total residents and patients in the facility.*

Sec. 7. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.556] [VOLUNTEER EFFORTS ENCOURAGED.] *The state board of health, through the dissemination of information to appropriate organizations, shall encourage citizens to promote improved care in facilities required to be licensed under the provisions of sections 144.50 to 144.58 throughout the state.*

Sec. 8. Minnesota Statutes 1971, Chapter 256B, is amended by adding a section to read:

[256B.30] [HEALTH CARE FACILITY REPORT.] *Every facility required to be licensed under the provisions of sections*

144.50 to 144.58 shall provide annually to the commissioner of public welfare such reports as may be required under law and under regulations adopted by the commissioner of public welfare under the administrative procedures act. Such regulations shall provide for the submission of a full and complete financial report of a facility's operations including:

(1) An annual statement of income and expenditures;

(2) A complete statement of fees and charges;

(3) The names of all persons other than mortgage companies owning any interest in the facility including stockholders with an ownership interest of ten percent or more of the facility.

The financial reports and supporting data of the facility shall be available for inspection and audit by the commissioner of public welfare.

Sec. 9. Minnesota Statutes 1971, Chapter 256B, is amended by adding a section to read:

[256B.31] [HEALTH CARE FACILITIES; REIMBURSEMENT FOR WELFARE PATIENTS AND RESIDENTS; INCENTIVE PROGRAM.] *Subdivision 1.* [PAYMENT FOR RESIDENTS AND PATIENTS.] *The commissioner of public welfare is required to pay facilities required to be licensed under the provisions of sections 144.50 to 144.58 for the care of welfare residents and patients in an amount sufficient to cover at least the actual cost of resident and patient care insofar as permitted by federal law. In addition, the commissioner of public welfare shall pay to each facility an additional amount equal to at least ten percent of actual cost of resident and patient care insofar as permitted by federal law. To the extent that federal and county funds are insufficient to cover the payments made under this subdivision, the state through the commissioner of public welfare shall be required to cover and pay such insufficient amounts.*

Subd. 2. [REIMBURSEMENT PRINCIPLES.] *In the event, the commissioner of public welfare makes payments based on costs, the following principles shall be applied in determining costs of facilities:*

1. *Except as provided in number 2, as to facilities purchased prior to December 31, 1972, allowance for depreciation and earnings allowance shall be calculated on the basis of allocation of the full purchase price for land, building and equipment; and*
2. *As to facilities purchased after December 31, 1972, or, at the owner's option, as to facilities purchased before December 31, 1972, the value for determining costs of a facility shall be the actual market value as determined by appraisal or by comparable sales. Any amounts in excess of said market value shall be deemed goodwill and not reimbursable to the provider; and*

3. For reimbursement purposes depreciation shall be calculated as beginning on January 1, 1973; and
4. Rents and other charges and costs of leases entered in an arms-length transaction shall be allowed.

Subd. 3 [ALTERNATE REIMBURSEMENT PRINCIPLES.] The commissioner of public welfare is encouraged to investigate and use alternative methods of reimbursement consistent with providing reimbursement in an amount at least as much as in subdivision 1. Alternative methods should be directed toward reducing administrative expense and paying for quality care. Such alternative method should include a negotiated rate system, unit of service purchases, and similar methods.

Subd. 4 [INCENTIVE PROGRAM.] The commissioner of public welfare in consultation with the state board of health shall promulgate regulations under the administrative procedures act providing for financial incentives for quality care offered by facilities required to be licensed under the provisions of sections 144.50 to 144.58 to welfare residents and patients in excess of minimal care requirements required by law.

Sec. 10. Minnesota Statutes 1971, Chapter 609, is amended by adding a section to read:

[609.23] [MISTREATMENT OF RESIDENTS OR PATIENTS.] *Whoever, being in charge of or employed in any facility required to be licensed under the provisions of Minnesota Statutes, Sections 144.50 to 144.58 intentionally abuses, ill-treats, or neglects any patient or resident therein to his physical detriment may be sentenced to imprisonment for not more than one year or to payment of a fine of not more than \$1,000, or both.*

Sec. 11. Minnesota Statutes 1971, Chapter 626, is amended by adding a section to read:

[626.555] [REPORTING OF MALTREATMENT OF PATIENTS AND RESIDENTS.] *Subdivision 1. [DECLARATION OF PURPOSE.] The purpose of this section is to provide for the protection of persons being cared for in facilities licensed pursuant to Minnesota Statutes, Sections 144.50 to 144.58, who have had physical injury inflicted upon them, by other than accidental means, when the injury appears to have been caused as a result of physical abuse or neglect.*

Subd. 2. [WHO MAKES REPORT AND TO WHOM MADE.] Any physician, surgeon, person authorized to engage in the practice of healing, superintendent or administrator of a facility required to be licensed under the provisions of sections 144.50 to 144.58, nurse or pharmacist, shall immediately report all cases of physical injury to persons being cared for in a facility, when the injury appears to have been caused as a result of physical abuse or neglect. The cases shall be reported to the appropriate police authority as defined in section 626.53, the county welfare agency and the state department of health. The appropriate police authority upon receiving a report, shall im-

mediately notify the county welfare agency and the state department of health.

Subd. 3. [NATURE AND CONTENT OF REPORT.] An oral report shall be made immediately by telephone or otherwise and followed as soon thereafter as possible by a report in writing, to the appropriate police authority, the county welfare agency and the state department of health. The report shall contain the names and addresses of the person and a person responsible for his care, if known, the person's age, the nature and extent of the injuries, including any evidence of previous injuries, and any other information helpful in establishing the cause of the injuries and the identity of the perpetrator.

Subd. 4. [RESPONSIBILITY OF COUNTY WELFARE AGENCY.] The county welfare agency and the state department of health shall investigate complaints of neglect and abuse.

Subd. 5. [IMMUNITY FROM LIABILITY.] Anyone participating in good faith in the making of a report pursuant to this section shall have immunity from any liability, civil or criminal, that might otherwise be incurred or imposed. A participant shall have the same immunity with respect to participation in any judicial proceeding resulting from the report.

Subd. 6. [RETALIATION PROHIBITED.] No person who directs or exercises any authority in a facility required to be licensed under the provisions of sections 144.50 to 144.58 shall evict, harass, dismiss or retaliate against a patient, resident or employee because he or any member of his family has reported in good faith any violation or suspected violation of laws, ordinances or regulations applying to the facility.

Subd. 7. [PENALTY.] Any person knowingly and willingly violating this section is guilty of a misdemeanor.

Sec. 12. [REPEAL.] Minnesota Statutes 1971, Section 144.583, is repealed."

Further, amend the title in line 13, by deleting "and 609.23;". In line 15, after "sections;" insert "609, by adding a section;" and in line 16, before the period, insert "repealing Minnesota Statutes 1971, Section 144.583".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 970, A bill for an act relating to crimes and criminals; prohibiting experimentation and research on a living human conceptus or the sale of such living human conceptus; providing penalties.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. [DEFINITIONS.] Subdivision 1. As used in sections 1 and 2, the terms defined in this section shall have the meanings given them.

Subd. 2. [HUMAN CONCEPTUS.] "Human conceptus" means any human organism, conceived either in the human body or produced in an artificial environment other than the human body, from fertilization through the first 265 days thereafter.

Subd. 3. [LIVING.] "Living", as defined for the sole purpose of this act, means the presence of evidence of life, such as movement, heart or respiratory activity, the presence of electroencephalographic or electrocardiographic activity.

Sec. 2. [EXPERIMENTATION OR SALE.] Subdivision 1. Whoever uses or permits the use of a living human conceptus for any type of scientific, laboratory research or other experimentation except to protect the life or health of the conceptus, or except as herein provided, shall be guilty of a gross misdemeanor.

Subd. 2. The use of a living human conceptus for research or experimentation which verifiable scientific evidence has shown to be harmless to the conceptus shall be permitted.

Subd. 3. Whoever shall buy or sell a living human conceptus shall be guilty of a gross misdemeanor, provided that nothing herein shall prohibit the buying and selling of a cell culture line or lines taken from a non-living human conceptus.

Sec. 3. This act is in effect the day following its final enactment."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 1144, A bill for an act relating to health; establishing a health maintenance commission and prescribing its powers and duties; authorizing the establishment of health maintenance organizations and prescribing powers and duties; and providing penalties.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. [SHORT TITLE AND PURPOSE.] Subdivision 1. Sections 1 to 31 may be cited as the "health maintenance act of 1973".

Subd. 2. (a) Faced with the continuation of mounting costs of health care coupled with its inaccessibility to large segments of the population, the legislature has determined that there is a need to explore alternative methods for the delivery of health care services, with a view toward achieving greater efficiency and economy in providing these services.

(b) It is, therefore, the policy of the state to eliminate the barriers to the organization, promotion, and expansion of health maintenance organizations; to provide for their regulation by the state board of health; and to exempt them from the operation of the insurance and nonprofit health service plan corporation laws of the state except as hereinafter provided.

(c) It is further the intention of the legislature to closely monitor the development of health maintenance organizations in order to assess their impact on the costs of health care to consumers, the accessibility of health care to consumers, and the quality of health care provided to consumers.

Sec. 2. [DEFINITIONS.] Subdivision 1. For the purposes of this act, unless the context clearly indicates otherwise, the terms defined in this section shall have the meaning here given them.

Subd. 2. "Commissioner" means the commissioner of insurance or his designee.

Subd. 3. "Board" means the state board of health or its designee.

Subd. 4. "Health maintenance organization" means a non-profit corporation organized under Minnesota Statutes, Chapter 317, controlled and operated as provided in this act, which provides, either directly or through arrangements with providers or other persons, comprehensive health maintenance services, or arranges for the provision of such services, to enrollees on the basis of a fixed prepaid sum without regard to the frequency or extent of services furnished to any particular enrollee.

Subd. 5. "Evidence of coverage" means any certificate, agreement or contract issued to an enrollee which sets out the coverage to which he is entitled under the health maintenance contract which covers him.

Subd. 6. "Enrollee" means any person who has entered into a health maintenance contract, or on whose behalf such a contract has been entered into, with a health maintenance organization authorized under this act, or its representative, to provide an agreed upon set of comprehensive health maintenance services, or any dependent of such person, if such contract so provides.

Subd. 7. "Comprehensive health maintenance services" means a set of comprehensive health services which the enrollees might reasonably require to be maintained in good health including as

a minimum, but not limited to, emergency care, inpatient hospital and physician care, outpatient medical services and preventive medical services.

Subd. 8. "Health maintenance contract" means any contract whereby a health maintenance organization, or its representative, agrees to provide comprehensive health maintenance services to enrollees, provided that the contract may contain reasonable enrollee copayment provisions. Any contract may provide for health care services in addition to those set forth in subdivision 7.

Subd. 9. "Provider" means any person who furnishes health services and is licensed or otherwise authorized to render such services in the state.

Subd. 10. "Consumer" means any person other than a person (a) whose occupation involves, or before his retirement involved, the administration of health activities or the providing of health services; (b) who is, or ever was, employed by a health care facility, as a licensed professional; or (c) who has, or ever had, a financial interest in the rendering of health service other than the payment of reasonable expense reimbursement or compensation as a member of the board of a health maintenance organization.

Sec. 3. [ESTABLISHMENT OF HEALTH MAINTENANCE ORGANIZATIONS.] Subdivision 1. Notwithstanding any law of this state to the contrary, any nonprofit corporation organized to do so may apply to the board for a certificate of authority to establish and operate a health maintenance organization in compliance with this act. No person shall establish or operate a health maintenance organization in this state, nor sell or offer to sell, or solicit offers to purchase or receive advance or periodic consideration in conjunction with a health maintenance organization or health maintenance contract unless such organization has a certificate of authority under this act.

Subd. 2. Every group operating a health maintenance organization on the effective date of this act shall submit an application for a certificate of authority, as provided in subdivision 4, within 90 days of the effective date of this act. Each such applicant may continue to operate until the board acts upon the application. In the event that an application is denied, the applicant shall henceforth be treated as a health maintenance organization whose certificate of authority has been revoked.

Subd. 3. The board may require any person providing physician and hospital services with payments made in the manner set forth in section 2, subdivision 4, to apply for a certificate of authority under this act. Any person directed to apply for a certificate of authority shall be subject to the provisions of subdivision 2.

Subd. 4. Each application for a certificate of authority shall be verified by an officer or authorized representative of the applicant, and shall be in a form prescribed by the board. Each application shall include the following:

(a) A copy of the basic organizational document, if any, of the applicant; such as the articles of incorporation, or other applicable documents, and all amendments thereto;

(b) A copy of the bylaws, rules and regulations, or similar document, if any, and all amendments thereto which regulate the conduct of the affairs of the applicant;

(c) A list of the names, addresses, and official positions of the following persons:

All members of the board of directors, and the principal officers of the organization; which shall contain a full disclosure in the application of the extent and nature of any contract or financial arrangements between them and the health maintenance organization;

(d) A statement generally describing the health maintenance organization, its health care plan or plans, facilities, and personnel, including a statement describing the manner in which the applicant proposes to provide enrollees with comprehensive health maintenance services;

(e) A copy of the form of each evidence of coverage to be issued to the enrollees;

(f) A copy of the form of each individual or group health maintenance contract which is to be issued to enrollees or their representatives;

(g) Financial statements showing the applicant's assets, liabilities, and sources of financial support. If the applicant's financial affairs are audited by independent certified public accountants, a copy of the applicant's most recent certified financial statement may be deemed to satisfy this requirement;

(h) (1) A description of the proposed method of marketing the plan, (2) a schedule of proposed charges, and (3) a financial plan which includes a three year projection of the expenses and income and other sources of future capital;

(i) A statement reasonably describing the geographic area or areas to be served and the type or types of enrollees to be served;

(j) A description of the complaint procedures to be utilized as required under section 11;

(k) A description of the procedures and programs to be implemented to meet the requirements of section 4, subdivision

1, clauses (b) and (c) and to monitor the quality of health care provided to enrollees;

(l) A description of the mechanism by which enrollees will be afforded an opportunity to participate in matters of policy and operation under section 6;

(m) Such other information as the board may reasonably require to be provided.

Sec. 4. [ISSUANCE OF CERTIFICATE AUTHORITY.]
Subdivision 1. Upon receipt of an application for a certificate of authority, the board shall determine whether the applicant for a certificate of authority has:

(a) Demonstrated the willingness and potential ability to assure that health care services will be provided in such a manner as to enhance and assure both the availability and accessibility of adequate personnel and facilities;

(b) Arrangements for an ongoing evaluation of the quality of health care;

(c) A procedure to develop, compile, evaluate, and report statistics relating to the cost of its operations, the pattern of utilization of its services, the quality, availability and accessibility of its services, and such other matters as may be reasonably required by regulation of the board;

(d) Reasonable provisions for emergency and out of area health care services;

(e) Demonstrated that it is financially responsible and may reasonably be expected to meet its obligations to enrollees and prospective enrollees. In making this determination, the board may consider:

(1) The financial soundness of its arrangements for health care services and the proposed schedule of charges used in connection therewith;

(2) The adequacy of its working capital;

(3) Arrangements which will guarantee for a reasonable period of time the continued availability or payment of the cost of health care services in the event of discontinuance of the health maintenance organization; and

(4) Agreements with providers for the provision of health care services.

(f) Demonstrated that it will assume full financial risk on a prospective basis for the provision of comprehensive health maintenance services, including hospital care; provided, however, that the requirement in this subparagraph (f) shall not prohibit a health maintenance organization from obtaining insurance or making other arrangements (i) for the cost of providing to any enrollee comprehensive health maintenance services, the aggregate value of which exceeds \$5,000 in any

year, (ii) for the cost of providing comprehensive health care services to its members while they are outside the area served by the organization, or (iii) for not more than 95 percent of the amount by which the health maintenance organization's costs for any of its fiscal years exceed 105 percent of its income for such fiscal years.

(g) Otherwise met the requirements of this act.

Subd. 2. Within 90 days after the receipt of the application for a certificate of authority, the board shall determine whether or not the applicant meets the requirements of this section. If the board determines that the applicant meets the requirements of this act, it shall issue a certificate of authority to the applicant. If the board determines that the applicant is not qualified, it shall so notify the applicant and shall specify the reason or reasons for such disqualification.

Subd. 3. Except as provided in section 3, subdivision 2, no person who has not been issued a certificate of authority shall use the words "health maintenance organization" or the initials "HMO" in its name, contracts or literature. Provided, however, that persons who are operating under a contract with, operating in association with, enrolling enrollees for, or otherwise authorized by a health maintenance organization licensed under this act to issue health maintenance contracts or evidences of coverage may use the terms "health maintenance organization" or "HMO" for the limited purpose of denoting their association or relationship with the authorized health maintenance organization. No health maintenance organization which has a minority of consumers as members of its board of directors shall use the words "consumer controlled" in its name or in any way represent to the public that it is controlled by consumers.

Sec. 5. [POWERS OF HEALTH MAINTENANCE ORGANIZATIONS.] Subdivision 1. Any nonprofit corporation may, upon obtaining a certificate of authority as required in this act, operate as a health maintenance organization.

Subd. 2. A health maintenance organization may enter into health maintenance contracts in this state and engage in any other activities consistent with this act which are necessary to the performance of its obligations under such contracts or authorize its representatives to do so.

Subd. 3. A health maintenance organization may contract with providers of health care services to render the services the health maintenance organization has promised to provide under the terms of its health maintenance contracts, and may contract with insurance companies and nonprofit health service plan corporations for insurance, indemnity or reimbursement against the cost of health care services provided for enrollees or against the risks incurred by the health maintenance organization.

Subd. 4. A health maintenance organization may contract with other persons for the provision of services, including, but not limited to, managerial and administration, marketing and enrolling, data processing, actuarial analysis, and billing ser-

vices. If contracts are made with insurance companies or non-profit health service plan corporations, such companies or corporations must be authorized to transact business in this state.

Subd. 5. Each health maintenance organization authorized to operate under this act, or its representative, may accept from governmental agencies, private agencies, corporations, associations, groups, individuals, or other persons payments covering all or part of the cost of health care services provided to enrollees. Any recipient of medical assistance, pursuant to Minnesota Statutes, Chapter 256B, may join a health maintenance organization which has been approved for medical assistance by the commissioner of public welfare.

Sec. 6. [GOVERNING BODY.] Subdivision 1. The governing body of any health maintenance organization may include enrollees, providers, or other individuals; provided, however, that after a health maintenance organization has been authorized under this act for one year at least 40 percent of the governing body shall be composed of consumers elected from among the enrollees.

Subd. 2. The governing body shall establish a mechanism to afford the enrollees an opportunity to express their opinions in matters of policy and operation through the establishment of advisory panels, by the use of advisory referenda on major policy decisions, or through the use of other mechanisms as may be prescribed or permitted by the board.

Sec. 7. [EVIDENCE OF COVERAGE.] Subdivision 1. Every enrollee residing in this state is entitled to evidence of coverage under a health care plan. The health maintenance organization or its designated representative shall issue the evidence of coverage.

Subd. 2. No evidence of coverage or amendment thereto shall be issued or delivered to any person in this state until a copy of the form of the evidence of coverage or amendment thereto has been filed with the board pursuant to sections 3 or 8.

Subd. 3. An evidence of coverage shall contain:

(a) No provisions or statements which are unjust, unfair, inequitable, misleading, deceptive, or which are untrue, misleading or deceptive as defined in section 12, subdivision 1; and

(b) A clear, concise and complete statement of:

(1) The health care services and the insurance or other benefits, if any, to which the enrollee is entitled under the health care plan;

(2) Any exclusions or limitations on the services, kind of services, benefits, or kind of benefits, to be provided, including any deductible or copayment feature;

(3) Where and in what manner information is available as to how services, including emergency and out of area services, may be obtained;

(4) The total amount of payment and copayment, if any, for health care services and the indemnity or service benefits, if any, which the enrollee is obligated to pay with respect to individual contracts, or an indication whether the plan is contributory or noncontributory with respect to group certificates; and

(5) A description of the health maintenance organization's method for resolving enrollee complaints.

Subd. 4. Any subsequent approved change in an evidence of coverage shall be issued to each enrollee.

Sec. 8. [ANNUAL REPORT.] Subdivision 1. A health maintenance organization shall, unless otherwise provided for by regulations adopted by the board, file notice with the board prior to any modification of the operations or documents described in the information submitted under clauses (a), (b), (e), (f), (i), (j), (k), (l), and (m) of section 3, subdivision 4. If the board does not disapprove of the filing within 30 days, it shall be deemed approved and may be implemented by the health maintenance organization.

Subd. 2. Every health maintenance organization shall annually, on or before March 1, file a verified report with the board covering the preceding calendar year.

Subd. 3. Such report shall be on forms prescribed by the board, and shall include:

(a) A financial statement of the organization, including its balance sheet and receipts and disbursements for the preceding year certified by an independent certified public accountant, reflecting at least (1) all prepayment and other payments received for health care services rendered, (2) expenditures to all providers, by group, other persons, and insurance companies or non-profit health service plan corporations engaged to fulfill obligations arising out of the health maintenance contract, and (3) expenditures for capital improvements, or additions thereto, including but not limited to construction, renovation or purchase of facilities and capital equipment;

(b) The number of new enrollees enrolled during the year, the number of enrollees as of the end of the year and the number of enrollees terminated during the year;

(c) A summary of information compiled pursuant to section 4, subdivision 1, clause (c) in such form as may be required by the board;

(d) A report of the names and residence addresses of all persons set forth in section 3, subdivision 4, clause (c) who were associated with the health maintenance organization during the preceding year, and the amount of wages, expense reimbursements, or other payments to such individuals, including a full disclosure of all financial arrangements during the preceding year required to be disclosed pursuant to section 3, subdivision 4, clause (c); and

(e) Such other information relating to the performance of the health maintenance organization as is reasonably necessary to enable the board to carry out its duties under this act.

Sec. 9. [INFORMATION TO ENROLLEES.] Every health maintenance organization or its representative shall annually, before April 1, provide to its enrollees a summary of: Its most recent annual financial statement including a balance sheet and statement of receipts and disbursements; a description of the health maintenance organization, its health care plan or plans, its facilities and personnel, any material changes therein since the last report, and the current evidence of coverage.

Sec. 10. [PROVISIONS APPLICABLE TO ALL HEALTH PLANS.] Subdivision 1. The provisions of this section shall be applicable to nonprofit health service plan corporations regulated under Minnesota Statutes, Chapter 62C, nonprofit prepaid health care plans regulated under Minnesota Statutes, Chapter 317, and health maintenance organizations regulated pursuant to this act, all of which for purposes of this section shall be known as "health plans".

Subd. 2. [OPEN ENROLLMENT.] Once a health plan has been in operation 24 months, it shall thereafter have an annual open enrollment period of at least one month during which it shall accept enrollees up to a minimum of five percent of its current enrollment, exclusive of enrollees in group plans, in the order in which they apply for enrollment.

Subd. 3. A health plan providing health maintenance services or reimbursement for health care costs to a specified group or groups may limit the open enrollment in each group plan to members of such group or groups, but after it has been in operation 24 months shall have an annual open enrollment period of at least one month during which it accepts enrollees from the members of each group up to a minimum of five percent of its current enrollment in each group plan. "Specified groups" may include, but shall not be limited to:

- (a) Employees of one or more specified employers;
- (b) Members of one or more specified labor unions;
- (c) Members of one or more specified associations;

(d) Patients of physicians providing services through a health care plan who had previously provided services outside the health care plan; and

- (e) Members of an existing group insurance policy.

Subd. 4. A health plan may apply to the commissioner for a waiver of the requirements of this section or for authorization to impose such underwriting restrictions upon open enrollment as are necessary (a) to preserve its financial stability, (b) to prevent excessive adverse selection by prospective enrollees, or (c) to avoid unreasonably high or unmarketable charges for enrollee coverage for health care services. The commissioner upon a showing of good cause, shall approve or upon failure to show

good cause shall deny such application within 30 days of the receipt thereof from the health plan. The commissioner may, in accordance with Minnesota Statutes, Chapter 15, promulgate rules to implement this section.

Sec. 11. [COMPLAINT SYSTEM.] Subdivision 1. Every health maintenance organization shall establish and maintain a complaint system including an impartial arbitration provision, to provide reasonable procedures for the resolution of written complaints initiated by enrollees concerning the provision of health care services. Arbitration shall be subject to Minnesota Statutes, Chapter 572, except (a) in the event that an enrollee elects to litigate his complaint prior to submission to arbitration, and (b) no medical malpractice damage claim shall be subject to arbitration.

Subd. 2. The health maintenance organization shall maintain a record of each written complaint filed with it for three years and the board shall have access to the records.

Sec. 12. [PROHIBITED PRACTICES.] Subdivision 1. No health maintenance organization or representative thereof may cause or knowingly permit the use of advertising or solicitation which is untrue or misleading, or any form of evidence of coverage which is deceptive. Each health maintenance organization shall be subject to Minnesota Statutes, Sections 72A.17 to 72A.321, relating to the regulation of trade practices, except (a) to the extent that the nature of a health maintenance organization renders such sections clearly inappropriate and (b) that enforcement shall be by the board and not by the commissioner. Every health maintenance organization shall be subject to Minnesota Statutes, Sections 325.79 and 325.907.

Subd. 2. No health maintenance organization may cancel or fail to renew the coverage of an enrollee except for (a) failure to pay the charge for health care coverage; (b) termination of the health care plan; (c) termination of the group plan; (d) enrollee moving out of the area served; (e) enrollee moving out of an eligible group; (f) failure to make copayments required by the health care plan; or (g) other reasons established in regulations promulgated by the board. An enrollee shall be given 30 days notice of any cancellation or nonrenewal.

Subd. 3. No health maintenance organization may use in its name, contracts, or literature any of the words "insurance", "casualty", "surety", "mutual", or any other words which are descriptive of the insurance, casualty or surety business or deceptively similar to the name or description of any insurance or surety corporation doing business in this state; provided, however, that when a health maintenance organization has contracted with an insurance company for any coverage permitted by this act, it may so state.

Subd. 4. No health maintenance contract or evidence of coverage shall provide for the reimbursement of an enrollee other than through a policy of insurance, except to refund payments made upon termination of coverage.

Subd. 5. The providers under agreement with a health maintenance organization to provide health care services and the health maintenance organization shall not have recourse against enrollees for amounts above those specified in the evidence of coverage as the periodic prepayment, or copayment, for health care services.

Subd. 6. The rates charged by health maintenance organizations and their representatives shall not discriminate except in accordance with accepted actuarial principles.

Subd. 7. No health maintenance organization shall enroll more than 500,000 persons in the state of Minnesota. A violation of this subdivision shall be treated as a violation of the antitrust act, Minnesota Statutes, Sections 325.8011 to 325.8028.

Subd. 8. No health maintenance organization shall discriminate in enrollment policy against any person solely by virtue of status as a recipient of medical assistance or medicare.

Sec. 13. [POWERS OF INSURERS AND NONPROFIT HEALTH SERVICE PLANS.] Notwithstanding any law to the contrary, an insurer or a hospital or medical service plan corporation may contract with a health maintenance organization to provide insurance or similar protection against the cost of care provided through health maintenance organizations and to provide coverage in the event of the failure of the health maintenance organization to meet its obligations. The enrollees of a health maintenance organization constitute a permissible group for group coverage under the insurance laws and the non-profit health service plan corporation act. Under such contracts, the insurer or non-profit health service plan corporation may make benefit payments to health maintenance organizations for health care services rendered by providers pursuant to the health care plan.

Sec. 14. [EXAMINATIONS.] Subdivision 1. The board may make an examination of the financial affairs of any health maintenance organization and its contracts, agreements, or other arrangements with providers as often as the board deems necessary for the protection of the interests of the people of this state, but not less frequently than once every three years.

Subd. 2. The board may make an examination concerning the quality of health care services provided to enrollees by any health maintenance organization and providers with whom such organization has contracts, agreements, or other arrangements pursuant to its health care plan as often as the board deems necessary for the protection of the interests of the people of this state, but not less frequently than once every three years. Provided, that examinations of providers pursuant to this subdivision shall be limited to their dealings with the health maintenance organization and its enrollees.

Subd. 3. In order to accomplish its duties under this section, the board shall have the right to:

(a) Inspect or otherwise evaluate the quality, appropriateness, and timeliness of services performed under such contract; and

(b) Audit and inspect any books and records of a health maintenance organization which pertain to services performed and determinations of amounts payable under such contract.

Subd. 4. Any data or information pertaining to the diagnosis, treatment, or health of any enrollee, or any application obtained from any person, shall be confidential and shall not be disclosed to any person except (a) to the extent that it may be necessary to carry out the purposes of this act; (b) upon the express consent of the enrollee or applicant; (c) pursuant to statute or court order for the production of evidence or the discovery thereof; or (d) in the event of claim or litigation between such person and the provider or health maintenance organization wherein such data or information is pertinent. A health maintenance organization shall be entitled to claim any statutory privileges against such disclosure which the provider who furnished such information to the health maintenance organization is entitled to claim.

Subd. 5. The board shall have the power to administer oaths to and examine witnesses, and to issue subpoenas.

Subd. 6. Reasonable expenses of examinations under this section shall be assessed by the board against the organization being examined, and shall be remitted to the board for deposit in the general fund of the state treasury.

Sec. 15. [SUSPENSION OR REVOCATION OF CERTIFICATE OF AUTHORITY.] Subdivision 1. The board may suspend or revoke any certificate of authority issued to a health maintenance organization under this act if it finds that:

(a) The health maintenance organization is operating significantly in contravention of its basic organizational document, its health care plan, or in a manner contrary to that described in and reasonably inferred from any other information submitted under section 3, unless amendments to such submissions have been filed with and approved by the board;

(b) The health maintenance organization issues evidences of coverage which do not comply with the requirements of section 7;

(c) The health maintenance organization is unable to fulfill its obligations to furnish comprehensive health maintenance services as required under its health care plan;

(d) The health maintenance organization is no longer financially responsible and may reasonably be expected to be unable to meet its obligations to enrollees or prospective enrollees;

(e) The health maintenance organization has failed to implement a mechanism affording the enrollees an opportunity to participate in matters of policy and operation under section 6;

(f) The health maintenance organization has failed to implement the complaint system required by section 11 in a manner designed to reasonably resolve valid complaints;

(g) The health maintenance organization, or any person acting with its sanction, has advertised or merchandised its services in an untrue, misrepresentative, misleading, deceptive, or unfair manner;

(h) The continued operation of the health maintenance organization would be hazardous to its enrollees; or

(i) The health maintenance organization has otherwise failed to substantially comply with this act or has submitted false information in any report required hereunder.

Subd. 2. A certificate of authority shall be suspended or revoked only after compliance with the requirements of section 16.

Subd. 3. When the certificate of authority of a health maintenance organization is suspended, the health maintenance organization shall not, during the period of such suspension, enroll any additional enrollees except newborn children or other newly acquired dependents of existing enrollees, and shall not engage in any advertising or solicitation whatsoever.

Subd. 4. When the certificate of authority of a health maintenance organization is revoked, the organization shall proceed, immediately following the effective date of the order of revocation, to wind up its affairs, and shall conduct no further business except as may be essential to the orderly conclusion of the affairs of the organization. It shall engage in no further advertising or solicitation whatsoever. The board may, by written order, permit further operation of the organization as it may find to be in the best interest of enrollees, to the end that enrollees will be afforded the greatest practical opportunity to obtain continuing health care coverage.

Sec. 16. [DENIAL, SUSPENSION, AND REVOCATION; ADMINISTRATIVE PROCEDURES.] Subdivision 1. When the board has cause to believe that grounds for the denial, suspension or revocation of a certificate of authority exists, it shall notify the health maintenance organization in writing specifically stating the grounds for denial, suspension or revocation and fixing a time of at least 20 days thereafter for a hearing on the matter, except in summary proceedings as provided in section 18.

Subd. 2. After such hearing, or upon the failure of the health maintenance organization to appear at the hearing, the board shall take action as is deemed advisable and shall issue written findings which shall be mailed to the health maintenance organization. The action of the board shall be subject to judicial review pursuant to Minnesota Statutes, Chapter 15.

Sec. 17. [PENALTIES AND ENFORCEMENT.] Subdivision 1. The board may, in lieu of suspension or revocation of a certificate of authority under section 15, levy an adminis-

trative penalty in an amount not less than \$100 nor more than \$10,000. Reasonable notice in writing to the health maintenance organization shall be given of the intent to levy the penalty and the reasons therefor, and the health maintenance organization shall have a reasonable time within which to remedy the defect in its operations which gave rise to the penalty citation, or have an administrative hearing and review of the board's determination. Such administrative hearing shall be subject to judicial review pursuant to Minnesota Statutes, Chapter 15.

Subd. 2. Any person who violates this act or knowingly submits false information in any report required hereunder shall be guilty of a misdemeanor.

Subd. 3. (a) If the board shall, for any reason, have cause to believe that any violation of this act has occurred or is threatened, the board may, before commencing action under sections 15 and 16, and subdivision 1 of this section, give notice to the health maintenance organization and to the representatives, or other persons who appear to be involved in such suspected violation, to arrange a voluntary conference with the alleged violators or their authorized representatives for the purpose of attempting to ascertain the facts relating to such suspected violation and, in the event it appears that any violation has occurred or is threatened, to arrive at an adequate and effective means of correcting or preventing such violation.

(b) Proceedings under this subdivision shall not be governed by any formal procedural requirements, and may be conducted in such manner as the board may deem appropriate under the circumstances.

Subd. 4. (a) The board may issue an order directing a health maintenance organization or a representative of a health maintenance organization to cease and desist from engaging in any act or practice in violation of the provisions of this act.

(b) Within 20 days after service of the order to cease and desist, the respondent may request a hearing on the question of whether acts or practices in violation of this act have occurred. Such hearings shall be subject to judicial review as provided by Minnesota Statutes, Chapter 15.

Subd. 5. In the event of noncompliance with a cease and desist order issued pursuant to subdivision 4 the board may institute a proceeding to obtain injunctive relief or other appropriate relief in Ramsey county district court.

Sec. 18. [REHABILITATION, LIQUIDATION, OR CONSERVATION OF HEALTH MAINTENANCE ORGANIZATION.] The commissioner may independently, or shall at the request of the board, order the rehabilitation, liquidation or conservation of health maintenance organizations. The rehabilitation, liquidation or conservation of a health maintenance organization shall be deemed to be the rehabilitation, liquidation or conservation of an insurance company and shall be conducted under the supervision of the commissioner and pursuant to

Minnesota Statutes, Chapter 60D, except to the extent that the nature of health maintenance organizations render such law clearly inappropriate.

Sec. 19. [REGULATIONS.] The board may, pursuant to Minnesota Statutes, Chapter 15, promulgate such reasonable rules and regulations as are necessary or proper to carry out the provisions of the act. Included among such regulations shall be those which provide minimum requirements for the provision of comprehensive health maintenance services, as defined in section 2, subdivision 7, and reasonable exclusions therefrom.

Sec. 20. [FEES.] Subdivision 1. Every health maintenance organization subject to this act shall pay to the board the following fees:

- (a) For filing an application for a certificate of authority, \$250.
- (b) For filing an amendment to a certificate of authority, \$50.
- (c) For filing each annual report, \$50.
- (d) For other filings, \$25.

Subd. 2. Fees received pursuant to this section shall be deposited in the general fund of the state treasury.

Sec. 21. [STATUTORY CONSTRUCTION AND RELATIONSHIP TO OTHER LAWS.] Subdivision 1. Except as otherwise provided herein, this act does not apply to an insurer or nonprofit health service plan corporation licensed and regulated pursuant to the laws governing such corporations in this state.

Subd. 2. Solicitation of enrollees by a health maintenance organization granted a certificate of authority, or its representatives, shall not be construed to violate any provision of law relating to solicitation or advertising by health professionals.

Subd. 3. Any health maintenance organization authorized under this act shall not be deemed to be practicing a healing art.

Subd. 4. To the extent that it furthers the purposes of this act, the board shall attempt to coordinate the operations of this act relating to the quality of health care services with the operations of 42 U.S.C. Sections 1320c to 1320c-20.

Subd. 5. Except as otherwise provided in this act, provisions of the insurance laws and provisions of nonprofit health service plan corporation laws shall not be applicable to any health maintenance organization granted a certificate of authority under this act.

Subd. 6. Every health maintenance organization shall be subject to the certificate of need act, Minnesota Statutes, Sections 145.71 to 145.83.

Subd. 7. A health maintenance organization shall be deemed to be a prepaid group practice plan for the purposes of Minnesota Statutes, Chapter 43. Each employer in this state employing 50 or more employees, shall, in accordance with regulations which the commissioner shall prescribe, include in any health benefits plan offered to his employees, the option of membership in any health maintenance organization authorized under this act and which is serving the area in which his employees reside. No employer shall be required to pay more for health benefits as a result of the application of this section than would otherwise be required by any prevailing collective bargaining agreement or legally enforceable contract for the provision of health benefits between an employer and his employees.

Subd. 8. All agents, solicitors, and brokers engaged in soliciting or dealing with enrollees or prospective enrollees of a health maintenance organization, whether employees or under contract to the health maintenance organization, shall be subject to the provisions of Minnesota Statutes, Section 60A.17, and lawful regulations thereunder.

Subd. 9. Any review of the quality or cost of health care services pursuant to the provisions of this act shall be subject to the provisions of Minnesota Statutes, Sections 145.61 to 145.67. For the purposes of this subdivision, the term "review committee" shall be deemed to include, in addition to those functions set forth in Minnesota Statutes, Section 145.61, Subdivision 5, any person or committee conducting a review of the quality or cost of health care services pursuant to any provision of this act.

Sec. 22. [FILINGS AND REPORTS AS PUBLIC DOCUMENTS.] All applications, filings and reports required under this act shall be treated as public documents.

Sec. 23. [STATE BOARD OF HEALTH'S AUTHORITY TO CONTRACT.] The board, in carrying out its obligations under this act, may contract with the commissioner or other qualified persons to make recommendations concerning the determinations required to be made by it. Such recommendations may be accepted in full or in part by the board.

Sec. 24. [REPORT TO THE LEGISLATURE.] The board shall report to the legislature on or before April 1, 1975, as to the following:

- (1) The number of applications for certificates of authority which have been filed since the effective date of this act;
- (2) The number of certificates of authority granted pursuant to this act;
- (3) The number of current enrollees in health maintenance organizations in the state of Minnesota;
- (4) The average annual prepayment cost per enrollee in the state of Minnesota;

(5) The conclusions of the board as to the effect of health maintenance organizations on the quality of health care services provided to the people of this state;

(6) The conclusions of the board as to the effects of health maintenance organizations on health care costs and whether any cost savings are being passed on to enrollees in any form; and

(7) Its recommendations as to any changes in this act.

Sec. 25. [PURPOSE.] It is the purpose of sections 25 to 28 to provide financial and technical assistance through planning grants which will stimulate and enable the planning and development of health maintenance organizations designed to efficiently deliver and provide comprehensive health care to groups and areas with the greatest need for care.

Sec. 26. [PLANNING GRANTS AND TECHNICAL ASSISTANCE.] Subdivision 1. The board may make planning grants and provide technical assistance to organizations to carry out the purposes of sections 25 to 28. The board may specify the terms and conditions for the issuance of planning grants except that no organization may receive more than \$50,000 per year for more than two years. A planning grant may be used by the recipient organization as a matching share for any other public or private assistance in planning or implementing a community health maintenance organization.

Subd. 2. Grants made under sections 25 to 28 shall be equally distributed between the area consisting of the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington, and the area consisting of the remainder of the state so that no more than 55 percent of the total sum granted pursuant to sections 25 to 28 goes to either such area.

Sec. 27. [ELIGIBILITY FOR ASSISTANCE.] Subdivision 1. In order to qualify for assistance under this act an organization must satisfy the criteria established by this section.

Subd. 2. The area for planning and the proposed service area of the health maintenance organization must have insufficient availability of primary health care resources or a substantial population of medically unserved or underserved individuals, as determined by the board. An areawide comprehensive health planning agency, as defined in Minnesota Statutes, Section 145.72, shall provide technical assistance to the board in identifying areas with demographic and geographic health needs.

Subd. 3. The planning organization seeking financial assistance must be a Minnesota nonprofit corporation having a board of directors with a majority composed of health care consumers from the proposed service area, but with additional representation of existing health interests in the area including health providers.

The organization shall assume responsibility for:

(a) Determining and assessing the ongoing health needs of the community, formulating a program to meet such needs, in-

cluding, but not limited to, an identification of private and public funds which may be available for this purpose;

(b) Coordinating existing health activities where appropriate, and establishing better utilization of existing health facilities, programs, and services, with particular emphasis on health manpower training projects in the area including those for local community residents;

(c) Laying the foundation for a community health maintenance organization; and

(d) Promoting development and expansion of preventive and ambulatory, outpatient services with the objective of replacing crisis medicine with an integrated, comprehensive system of health care.

Sec. 28. [REPORTS.] Planning organizations receiving assistance under sections 25 to 28 shall furnish to the board such timely information and reports as the board deems necessary. The organization shall maintain such records and provide access thereto as the board deems necessary to verify such information and reports.

Sec. 29. [PLANNING GRANTS, ASSISTANCE; APPROPRIATION.] The sum of \$500,000 or so much thereof as may be required is appropriated from the general fund to the state board of health for the purpose of providing grants, under sections 25 to 28, for the planning of health maintenance organizations.

Sec. 30. [GENERAL APPROPRIATION.] The sum of \$..... is appropriated from the general fund to the board of health, for the purposes of sections 1 to 24, for the biennium beginning July 1, 1973, and ending June 30, 1975."

Further, amend the title on page 1, as follows:

Line 2, strike "establishing a".

Strike lines 3 and 4.

Line 7, after the semicolon and before "and" insert "providing for financial assistance to certain health maintenance organizations; providing for open enrollment in certain health plans; appropriating money;"

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 1145, A bill for an act relating to occupations and professions; providing for the licensure of speech pathologists and audiologists; creating a state board of speech pathology and audiology and prescribing its powers and duties; providing penalties; appropriating money.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. [DEFINITIONS.] Subdivision 1. As used in this act, unless the context otherwise requires, the following terms have the meanings given them.

Subd. 2. "Board" means the state board of health.

Subd. 3. "Commission" means the advisory commission on speech pathology and audiology.

Subd. 4. "Speech pathologist" means any person who represents himself to the public by any title or description of services incorporating the term speech pathology, speech therapy, speech correction, speech clinic, language pathology, logopedics, communicology, aphasiologist, voice therapy, voice pathology, language therapist, phoniatrist, or other similar title.

Subd. 5. "Practice of speech pathology" means the application of principles, methods and procedures for measurements, testing, identification, predication, counseling or instruction related to disorders of speech, voice or language, whether of organic or nonorganic origin, which impede the normal process of vocal communication, for the purpose of identifying, preventing, treating and ameliorating these disorders.

Subd. 6. "Audiologist" means any person who represents himself to the public by any title or description of services incorporating the term audiology, hearing center, hearing clinic, hearing therapist, audiometry, otometry, or any similar title.

Subd. 7. "Practice of audiology" means the application of principles, methods and procedures for measurement, testing, appraisal, predication, counseling and instructing relating to hearing and disorders of hearing for the purpose of modifying communication disorders involving speech, language, auditory function or other aberrant behavior related to hearing loss.

Subd. 8. "Public member" means a person who is not, and never was, a speech pathologist or audiologist, or the spouse of a speech pathologist or audiologist; who does not have and never has had a material financial interest in the provision of the services of speech pathology or audiology, or in an activity directly related to speech pathology or audiology.

Sec. 2. [ADVISORY COMMISSION ON SPEECH PATHOLOGY AND AUDIOLOGY.] There is hereby created as an advisory commission to the board of health the advisory commission on speech pathology and audiology, consisting of seven members to be appointed by the governor for three year terms. Two members shall be speech pathologists who meet the requirements of this act; two members shall be audiologists who meet the requirements of this act; one shall be a physician licensed to practice in this state; and two shall be public members. One designee of the board of health shall serve as a non-voting mem-

ber of the commission. Each professional member shall have had five years of professional experience preceding his appointment. Two of the initial appointees shall serve a one year term, two shall serve a two year term, and three shall serve a three year term. No member may serve more than two terms. All subsequent appointees to the commission must be qualified in the manner of the members they succeed. Four members shall constitute a quorum for transaction of business.

Sec. 3. [POWERS AND DUTIES.] Subdivision 1. The board shall:

(a) designate the time and place for examination of applicants for licensure;

(b) administer examinations to applicants for licensure;

(c) issue or decline to issue licenses to applicants;

(d) deny, suspend, revoke or refuse to renew a license on the following grounds:

(1) fraud or deception in the securing of a license, or

(2) violation of any of the provisions of this act;

(e) upon the request of a person being denied a license, or of a licenseholder whose license is being suspended, revoked, or denied renewal, advise him in writing of the basis for the board's action, and when appropriate, of his right to appeal;

(f) report annually in writing to the governor, giving the names of all persons licensed or denied licensure during the preceding year, giving an account of all suspension, revocation, or renewal denial proceedings during that period, and accounting for all funds expended;

(g) taken into consideration such recommendations as the commission may submit, and, in its discretion, implement them pursuant to the provisions of Minnesota Statutes, 1971;

(h) employ such personnel as it deems necessary to carry out the provisions of this act;

(i) pursuant to Minnesota Statutes, Chapter 15, adopt rules and regulations necessary to enable it to carry out the provisions of this act; and

(j) provide by appropriate regulation for the continuing professional education of persons subject to this act.

Subd. 2. The commission may make recommendations to the board concerning:

(a) qualifications for licensure;

(b) regulation of speech pathologists and audiologists;

(c) enforcement of the provisions of this act; and

(d) continuing education of persons subject to this act.

Sec. 4. [QUALIFICATIONS FOR LICENSURE.] To be eligible for licensure as a speech pathologist or audiologist the applicant must:

(a) possess at least a master's degree or its equivalent in the study of speech pathology or audiology from a college or university recognized by the board;

(b) have completed a course of study, and acquired academic and professional clinical experience, in accordance with the standards set in the requirements for the certificates of clinical competence of the American speech and hearing association in effect on January 1, 1973; and

(c) pass the examination given by the board.

Sec. 5. [EXAMINATION.] Separate examinations shall be given for speech pathology and for audiology. Licensure shall be granted in either speech pathology or audiology independently. A person may be licensed in both areas if he meets the qualifications established for licensure in each area.

Sec. 6. [WAIVER OF EXAMINATION.] The board may waive the requirement of examination and grant licensure:

(a) to any person who presents proof of current licensure in another state which maintains professional standards considered by the board to be equivalent to those adopted pursuant to this act;

(b) to any person certified as clinically competent pursuant to the standards of the American speech and hearing association in effect on January 1, 1973;

(c) to any person who is actively engaged in the practice of speech pathology or audiology who makes application within one year after the effective date of this act; and

(d) to any person who has been principally engaged in the practice of speech pathology or audiology within any two of the five years immediately preceding the effective date of this act.

Sec. 7. [EXEMPTIONS.] Nothing in this act shall be construed to prevent or restrict:

(a) a person licensed in this state under any other law from engaging in the profession for which he is licensed, consistent with his training and code of ethics;

(b) hearing aid dealers or fitters or manufacturer from engaging in research counseling, instruction, testing, or fitting necessary to manufacture, fit or sell hearing aids, provided they do not undertake to diagnose hearing disorders; or advertise free hearing tests;

(c) any of the following persons from representing himself as a speech pathologist or audiologist:

(1) a person who holds a valid current credential as a speech pathologist issued by the state department of education, a person

employed as a speech pathologist or audiologist by the government of the United States or a Minnesota state government agency; however, none of these persons shall be exempt from the requirements of this act for the portion of his professional work spent as a private practitioner apart from his position with a local, state or federal governmental agency;

(2) any student, intern, or trainee in speech pathology or audiology pursuing a course of study at a university, college, or educational center recognized by the board under the direct supervision of a licensed or certified audiologist or speech pathologist who performs such services as a part of his supervised course of study, provided that the student, intern, or trainee receives no fee for his services and does not hold himself out to the public as being qualified to practice independently;

(3) any person not a resident of this state, who performs pathology or audiology services in this state and who is not licensed under this act, if the services are performed for no more than five days in any calendar year and the person meets the qualifications and requirements for licensure established by this act; or

(4) a person who is obtaining such professional clinical experience as the board may require, provided that the person is under the supervision of a licensed or certified speech pathologist or audiologist.

Sec. 8. [RENEWALS.] Licenses issued pursuant to this act are valid for a one year period, and may be renewed. No person whose license has expired shall be required to submit to an examination as a condition to renewal if he makes application for renewal within three years after the expiration of his license. A suspended license may be renewed, but the licensee may not engage in the licensed activity or in any other conduct or activity in violation of the order of judgment by which the license was suspended until the license is reinstated. Annual renewal of license of a speech pathologist or audiologist licensed pursuant to Section 4 of this act shall be conditioned upon evidence of participation in a workshop on a subject related to the practice of speech pathology or audiology and approved by the board.

Annual renewal of license of a speech pathologist or audiologist licensed pursuant to Section 6, clauses (c) and (d) shall be conditioned upon completion of at least six additional semester hours in speech pathology or audiology at a college or university recognized by the board until such time as the person can meet the requirements of Section 4, clauses (a), (b), and (c) of this act.

Sec. 9. [REVOCAION AND REINSTATEMENT.] The board may conduct proceedings for revocation or suspension of a license, or the denial of the renewal of a license, in accordance with the notice, hearing, and appeals provisions of Minnesota Statutes, Chapter 15. One year after the date of revocation, suspension, or a decision not to renew, application may be made to the board for reinstatement. The board shall have discretion to

accept or reject an application for reinstatement and may require an examination for such reinstatement.

Sec. 10. [PRESENTATION TO THE PUBLIC.] No person shall present himself to the public as a speech pathologist or audiologist, or engage in the practice of speech pathology or audiology, unless he is qualified or licensed pursuant to this act.

Sec. 11. [PENALTY.] Any person who violates any provision of this act shall be guilty of a misdemeanor.

Sec. 12. [COMPENSATION.] Each commission member shall receive the sum of \$35 for each day actually employed in the discharge of his official duties, and compensation for his necessary expenses incurred incidental thereto in the manner of state employees.

Sec. 13. [FEES.] The fees charged by the board shall be:

- (1) a non-refundable application fee for examination of \$25;
- (2) an initial license fee of \$5;
- (3) a fee for license renewal of \$5.

The fees established by this section shall be exclusive. No municipality shall have the power to require any person licensed under this act to furnish any bond, pass any examination, or pay any license fees or occupation tax. All fees collected pursuant to this act shall be deposited in the state treasury to the credit of the general revenue fund.

Sec. 14. [APPROPRIATION.] There is appropriated from the general fund in the state treasury to the state board of health the sum of \$8,000 to carry out the provisions of this act.

Sec. 15. [EFFECTIVE DATE.] This act is effective the day following its final enactment."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Governmental Operations.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 1306, A bill for an act relating to insurance; regulating the terms of certain insurance contracts; amending Minnesota Statutes 1971, Sections 62A.041; and 62C.14, by adding a section; repealing Minnesota Statutes 1971, Section 309.176; and Laws 1971, Chapter 680, Section 2.

Reported the same back with the following amendments:

Page 1, line 24, strike "may" and insert "shall".

Page 1, line 26, after "policy" strike "may" and insert "shall".

Page 2, following line 16, add a new section to read:

"Sec. 3. Minnesota Statutes 1971, Section 62C.14, is amended by adding a subdivision to read:

Subd. 5b. The provisions of subdivision 5a shall apply to all health maintenance organizations regulated under any health maintenance organization enabling act enacted in 1973."

Page 2, line 17, strike "3" and insert "4".

Further, amend the title in line 6 by striking "a section" and inserting "subdivisions".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 1792, A bill for an act relating to public welfare; authorizing state participation in the cost of investigating fraudulent welfare claims.

Reported the same back with the following amendments:

Page 1, line 10, after "costs" insert "for resources examiners".

Page 1, line 12, after "assistance." strike the remainder of the line.

Page 1, lines 13 and 14, strike all of the lines.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 2122, A bill for an act relating to human services; providing for the rendering of human services by a single board; permitting the joint exercise of powers by counties in the provision of human services; appropriating money.

Reported the same back with the following amendments:

Page 1, line 11, strike "75,000" and insert "50,000".

Page 1, line 13, after "462.396" and before the comma, insert "or Minnesota Statutes, Chapter 473B".

Page 1, line 15, after "462.396" and before the comma, insert "or Minnesota Statutes, Chapter 473B".

Page 1, line 21, after "471.59" and before the period insert "provided that a county board may withdraw from the agreement only after one year's notice to all other counties party to the agreement which notice shall be delivered on or before the last day of the current fiscal year".

Page 1, strike lines 24-31.

Page 2, strike lines 1 and 2.

Page 2, line 3, strike "the membership of the human services board." and insert in lieu thereof:

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

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

Page 3, line 3, strike "separate levies in" and insert in lieu thereof "payments by".

Page 3, line 4, after "of" and before "particular" insert "a".

Page 3, line 15, after "and" and before "represents" insert "which".

Page 4, line 15, strike "now".

Page 5, line 25, after "[EMPLOYEES.]" and before "All" insert "Subdivision 1."

Page 6, following line 1, insert:

"Subd. 2. Not later than 90 days after the designation of a human services board established pursuant to section 1 of this act any county board, committee or commission having authorities or duties in the areas designated in section 2, subdivision 2, clause (d) of this act shall cease its operation and no per diem or reimbursement of expenses shall be paid to any member of the board, committee or commission.

Subd. 3. Each member of the human services board may receive a per diem and be reimbursed expenses in the performance of official duties in the amount and within the limitations as are members of county welfare boards provided in Minnesota Statutes, Section 393.03."

Page 6, following line 11, insert:

"Sec. 7. [TERMINATION.] The county boards party to an agreement to designate a human services board may terminate the agreement and no longer manage the public resources devoted to human services in their counties but only on notice of an intention to terminate delivered to the commissioner of public welfare, state board of health, and commissioner of corrections not less than 90 days before the effective date of the termination. On the termination all public resources devoted to human services shall be managed in accordance with provisions of law in effect on June 30, 1973."

Renumber subsequent sections accordingly.

Page 7, line 3, after "grants" and before "pursuant" insert ", evaluation and coordination".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 2232, A bill for an act relating to welfare; implementing provisions of the social security amendments of 1972; repealing certain obsolete statutory provisions; providing for the centralized disbursement of medical assistance payments; appropriating money; amending Minnesota Statutes 1971, Sections 6.20; 98.47, Subdivision 8; 245.0313; 245.033; 253A.15, Subdivision 11; 256.01, Subdivision 2; 256.12, Subdivision 10; 256.462, Subdivision 3; 256.73, Subdivision 3; 256.935; 256.98; 256B.06; 256B.09; 256B.22; 260.38; 261.03; 261.063; 261.07, Subdivision 2; 275.50, Subdivision 5; 393.06; 393.07, Subdivisions 2 and 6; 462.485; 573.02, Subdivision 1; and Chapter 256B, by adding sections; repealing Minnesota Statutes 1971, Sections 256.11; 256.12, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 11, 12, 13, 16, and 17; 256.13 to 256.23; 256.26; 256.27 to 256.455; 256.457 to 256.461; 256.462, Subdivisions 1, 2, 4, 5, 6, and 7; 256.463 to 256.64; and 256.66 to 256.71.

Reported the same back with the following amendments:

Renumber section 1 as section 2 and insert a new section 1 as follows:

"Section 1. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

144.68 [SOCIAL SECURITY AMENDMENTS OF 1972.]
The state board of health shall implement by rule, pursuant to the administrative procedures act, those provisions of the social security amendments of 1972 (P.L. 92-603) required of state health agencies, including rules which:

(a) *establish a plan, consistent with regulations prescribed by the secretary of health, education, and welfare, for the review by appropriate professional health personnel, of the appropriateness and quality of care and services furnished to recipients of medical assistance; and*

(b) *provide for the determination as to whether institutions and agencies meet the requirements for participation in the medical assistance program, and the certification that those requirements, including utilization review, are being met."*

Renumber subsequent sections accordingly.

Page 3, line 23, after "authorized" and before "pursuant" strike the comma and insert "to promulgate rules."

Page 4, line 10, strike "; UTILIZATION" and insert "."].

Page 4, line 11, strike "REVIEW.] *Subdivision 1.*".

Page 4, strike lines 17 through 21.

Page 4, line 26, strike "purpose of assisting in" and insert "*financing of*".

Page 4, line 27, strike "paying old age benefits, or".

Page 4, line 27, after "children" insert ", or".

Page 4, strike line 28.

Page 5, strike lines 22 through 27.

Page 6, line 4, after "*and*" and before "disabled" strike "the".

Page 6, strike lines 7 through 24.

Page 7, line 10, after "shall" and before "receive" insert "*be helped to*".

Page 7, line 10, after "all" and before "benefits" insert "*public assistance*".

Page 7, line 10, after "benefits" strike "of".

Page 7, strike line 11.

Page 7, line 12, strike the new language.

Page 7, line 12, strike ", direct relief, or other benefits".

Page 7, line 13, after "state" and before "law" insert "*or federal*".

Page 7, line 23, strike "in the" and insert "*provided for by*".

Page 7, line 23, strike "including general relief," and insert "*law*".

Page 7, line 24, strike "aid to".

Page 7, line 25, strike "dependent children,".

Page 7, line 26, strike the new language.

Page 7, line 27, strike the new language.

Page 11, strike lines 4, 5, and 6 and insert "*medical assistance program.*".

Page 13, strike lines 4 through 19 and renumber subsequent sections accordingly.

Page 14, line 24, after "to" and before "dependent" insert "*families with*".

Page 15, line 12, after "of" and before "sections" insert "*Minnesota Statutes 1971,*".

Page 15, line 12, restore the stricken language.

Page 15, line 13, restore the stricken language.

Page 15, at the end of line 20, insert a new section as follows:

"Sec. 18. Minnesota Statutes 1971, Section 256B.02, Subdivision 3, is amended to read:

Subd. 3. "County of financial responsibility" means:

(a) For an applicant who resides in this state, the county in which he last resided for one year of unexcluded time. If he does not have one year of unexcluded time, the county in which he resided for the longest period of unexcluded time.

(b) For an applicant who has not resided in this state for a full year, the county in which he has resided the longest period of unexcluded time.

(c) For an applicant who has not resided in this state for any period of unexcluded time, the county in which he resides at the time of making application.

(d) The above provisions notwithstanding, the county of financial responsibility for medical assistance shall always be the same county as that from which a recipient is receiving a maintenance grant or money payment under the (OLD AGE ASSISTANCE, AID TO BLIND,) aid to families with dependent children (, AID TO DISABLED OR GENERAL RELIEF) program."

Renumber subsequent sections accordingly.

Page 15, line 23, after the headnote and before "Medical" insert "*Subdivision 1.*".

Page 15, line 27, strike "or".

Page 15, strike line 28.

Page 16, line 1, strike "*disabled programs*" and insert "*program*".

Page 16, line 4, strike "or".

Page 16, strike line 5.

Page 16, line 6, strike "disabled".

Page 17, after the end of line 21, insert the following:

"Subd. 2. Medical assistance shall also be paid for any person who is a recipient of supplemental security income for the aged, blind and disabled, who meets the criteria of subdivision 1."

Page 18, line 5, strike "*Notwithstanding any provision to the contrary,*".

Page 18, line 5, capitalize the "n" in "no".

Page 18, line 24, strike "*shall*" and insert "*may*".

Page 19, line 10, after "to" and before "dependent" insert "*families with*".

Page 22, strike lines 17 through 21 and insert "*any public assistance program authorized by law*";

Page 23, line 16, strike "*to the*" and insert "*or state aid to recipients of*".

Page 24, line 9, after "to" and before "dependent" insert "*families with*".

Page 26, line 23, after "*Sections*" and before "*256.11*;" insert "*245.033*";

Page 27, line 1, after "*256.455*;" and before "*256.457*;" insert "*256.456*";

Page 27, line 2, after "*Subdivisions 1*," strike "2,".

Page 27, line 8, after "*256.71*" and before the comma insert "*; and 256.73, Subdivision 3*".

Page 27, line 9, after "2," strike "5" and insert "3".

Page 27, line 9, after "6," insert "7,".

Further amend the title as follows: line 9, after "1971," and before "Sections" insert "Chapter 144, by adding a section;"; line 10, after "245.0313;" strike "245.033;"; lines 13 and 14, strike "256.73, Subdivision 3;"; line 14, after "256.98;" and before "256B.06;" insert "256B.02, Subdivision 3;"; line 21, after "Sections" and before "256.11;" insert "245.033;"; line 24, after "256.27 to" strike "256.455; 256.457 to"; line 25, after "Subdivisions 1," strike "2,"; line 26, after "256.64;" strike "and"; line 27, after "256.71" and before the period insert "*; and 256.73, Subdivision 3*".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

S. F. No. 721, A bill for an act relating to public welfare; clarifying the responsibility of relatives for poor relief expended; amending Minnesota Statutes 1971, Section 261.01, and repealing Minnesota Statutes 1971, Section 261.02.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Fugina from the Committee on Higher Education to which was referred:

H. F. No. 620, A bill for an act relating to the university of Minnesota; providing for equal pay, benefits and rights to faculty members on the main and branch campuses of the university; amending Minnesota Statutes 1971, Section 137.02, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 20, after the word "any" strike the word "branch" and insert "coordinate".

Page 1, line 21, after the word "university." add "*The provisions of equal wages and fringe benefits for equal work, responsibility and experience shall also apply to the civil service employees who work on the main Minneapolis campus or on any coordinate campus of the university.*".

Further amend the title, line 5, strike the word "branch" and insert "coordinate".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Fugina from the Committee on Higher Education to which was referred:

H. F. No. 1685, A bill for an act relating to physicians and surgeons; providing loans for medical students and students of osteopathy; forgiving the indebtedness if a student practices medicine or osteopathy in certain rural areas; amending Minnesota Statutes 1971, Sections 147.25 and 147.26, Subdivision 1.

Reported the same back with the following amendments:

Page 2, line 21, after the word "Association", insert "*or at any osteopathic college accredited by the American Osteopathic Association*".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Fugina from the Committee on Higher Education to which was referred:

H. F. No. 1850, A bill for an act relating to optometry; establishment of a state-supported school of optometry; providing for and fixing the membership of an advisory board for the school; providing for its assignment to the health sciences department of the University of Minnesota; and appropriating money.

Reported the same back with the following amendments:

Page 2, line 5, strike the headnote "FUNCTION OF BOARD" and insert in lieu thereof "BOARD OFFICERS".

Page 2, line 7, add an "s" to the word "meeting".

Page 3, strike lines 7 through 17, and insert the following in lieu thereof:

"Sec. 6. There is appropriated to the University of Minnesota or to the state college to which the School of Optometry is as-

signed the sum of \$ for the purpose of establishing the School of Optometry provided for in this act. If the school is assigned to the University of Minnesota, the appropriation shall be effective upon receipt by the State Auditor of written notification from the Board of Regents that it accepts the school and will comply with the provisions of this act.”.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Fugina from the Committee on Higher Education to which was referred :

H. F. No. 1914, A bill for an act relating to education; authorizing establishment of an experimental inter-institutional cooperative education center to improve the relationship of the Twin Cities metropolitan area disadvantaged population with post-secondary education; appropriating money.

Reported the same back with the following amendments :

Page 2, line 2, strike the word “and” and at the end of the line, add “and the working advisory committee as defined in section 4.”.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Fugina from the Committee on Higher Education to which was referred :

H. F. No. 1995, A bill for an act relating to state colleges; permitting the state college board to designate certain colleges as state universities.

Reported the same back with the following amendments :

Page 1, line 10, strike the words “provide one or more post-masters”.

Page 1, strike lines 11 through 14, and insert in lieu thereof “be accredited by the regional accrediting association to offer one or more graduate degrees.”.

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Fugina from the Committee on Higher Education to which was referred :

H. F. No. 2125, A bill for an act relating to education; providing for waiver of tuition for foreign students.

Reported the same back with the following amendments :

Strike everything following the enacting clause and insert:

"Section 1. Institutions of higher learning in Minnesota shall be authorized to grant resident status for the purpose of paying tuition fees in these institutions to bona fide foreign students after their first year in Minnesota, provided that the total number of these residencies shall not exceed one-half of one percent of total fall term enrollment of these institutions, provided further that these residencies shall be granted on the basis of demonstrated financial need.

Sec. 2. The State of Minnesota shall establish an emergency scholarship fund of \$160,000 to be awarded to institutions of higher learning in Minnesota for the purpose of supporting their foreign students. This scholarship shall be apportioned to these institutions on the basis of their foreign student enrollment, cost of education, and demonstrated financial need. The formula for apportioning this fund to the institutions shall be determined by the Higher Education Coordinating Commission.

Sec. 3. Institutions of higher learning in Minnesota shall be authorized to grant resident status to foreign students who are recipients of scholarship funds contributed by Minnesota individuals, organizations or corporations in sufficient amounts to cover such resident tuition fees in the institutions concerned.

Sec. 4. Institutions of higher learning in Minnesota shall be authorized to establish procedures which would require recipients of these awards to return to their countries upon conclusion of their education and training. Initially these awards shall be made as loans which will be converted to scholarships upon evidence that the students returned home. Should the students not return, these loans will be repaid in full."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Parish from the Committee on Judiciary to which was referred:

H. F. No. 1592, A bill for an act relating to divorce; custody and support of children on judgment; amending Minnesota Statutes 1971, Section 518.17.

Reported the same back with the following amendments:

Page 1, lines 19, 20 and 21, restore the stricken language.

Page 1, lines 21, 22 and 23, strike the new language.

Page 1, line 24, strike "that", capitalize the "o" in "one" and strike "must" and insert "need not".

Page 2, after the last line of the bill add:

"Sec. 2. *The effective date of this bill shall be effective on date of passage.*"

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Parish from the Committee on Judiciary to which was referred:

H. F. No. 2235, A bill for an act relating to courts; salaries of county court judges in certain counties; amending Minnesota Statutes 1971, Section 15A.083, Subdivision 2.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Parish from the Committee on Judiciary to which was referred:

H. F. No. 2236, A bill for an act relating to courts; salaries of county court judges; amending Minnesota Statutes 1971, Section 487.05.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 1339, A bill for an act relating to counties; authorizing expenditures for promotion of economic or industrial development.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 375.18, is amended by adding a subdivision to read:

Subd. 9a. [APPROPRIATIONS FOR ECONOMIC DEVELOPMENT.] The board of county commissioners of any county may appropriate annually out of the general revenue fund of the county, a sum of money not exceeding a sum equal to 20 cents per capita of the population of the county according to the latest census, either federal or state, of the county and not to exceed \$25,000 for any one county. The sum so appropriated may be paid to any development society or organization of this state which, must use the money for the best interests of the total county in promoting, advertising, improving, or developing the economic, industrial, or agricultural resources of the total county, or such other matter as may tend to a development of the total county.

Sec. 2. Minnesota Statutes 1971, Section 395.08 is repealed."

Amend the title of the bill in line 4 between "development" and " " insert "; amending Minnesota Statutes 1971, Section 375.18 by adding a subdivision; repealing Minnesota Statutes 1971, Section 395.08."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 1340, A bill for an act relating to towns; special assessments; culverts, bridges and other approaches; amending Minnesota Statutes 1971, Chapter 435, by adding a section.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 1430, A bill for an act conferring certain powers relating to improvements of roads and streets and assessments therefor on the town of Woodside, Polk county.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 1854, A bill for an act relating to Ramsey county; renewing authority of Ramsey county hospital and sanitarium commission and revising its membership; amending Laws 1969, Chapter 1104, Sections 2; 3; 4, Subdivisions 2, 3, 4 and 5; 6, Subdivisions 1 and 3; and 11.

Reported the same back with the following amendments:

Page 1, line 18, strike "*twelve*" and insert in lieu "*thirteen*".

Page 1, line 19, strike "*three*" and insert in lieu "*four*".

Page 2, line 23, strike "*three*" and insert in lieu "*four*"

Page 4, line 26, after the word "submitted" strike the rest of the line and insert in lieu "*and approved or revised after consultation with the commission and approved*".

Page 4, line 28, strike the comma.

Page 5, lines 3, 4, 6, 7, 9 and 10, restore the stricken language.

Page 6, lines 17 and 18, restore the stricken language.

Page 7, strike lines 11 through 25 and insert in lieu thereof the following:

"Subd. 5. The commission shall purchase goods and materials commonly used by governmental agencies such as fuels, stationery and office supplies through the purchasing agent in the city of Saint Paul pursuant to the joint purchasing agent agreement including the reimbursement provision between said city and said county and the laws applicable thereto. In addition to presently authorized methods the commission may purchase directly or utilize the services of the city of Saint Paul, the state, the university of Minnesota or any other political subdivision or agency of the state in the purchase of all medical or scientific goods, materials and services related to the care of patients and the conduct of educational and research activities. These purchases shall be made in compliance with the laws of the state."

Page 8, line 23, strike "amended to read" and insert "repealed".

Page 8, strike lines 24 through 27.

Page 9, strike lines 1 to 3; renumber Sec. 10 as Sec. 9.

Further amend the title as follows: page 1, strike line 8 and insert "repealing Laws 1969, Chapter 1104, Section 11."

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 1948, A bill for an act relating to the town of Ramsey in Anoka county; providing certain powers.

Reported the same back with the following amendments:

Page 1, line 9, after "members" strike the ";" and insert a period.

Page 1, line 9, strike "and".

Page 1, strike lines 10 through 12.

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 2004, A bill for an act relating to Cass county; authorizing issuance of additional on-sale intoxicating liquor licenses.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 2050, A bill for an act relating to Aitkin county; authorizing issuance of additional on-sale intoxicating liquor licenses.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 2098, A bill for an act relating to St. Louis county; authorizing the issuance of seasonal on-sale intoxicating liquor licenses.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 2132, A bill for an act relating to civil service in Ramsey county; inclusion of employees of Ramsey county welfare board.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 2207, A bill for an act relating to intoxicating liquor; authorizing one additional on-sale license within Todd county.

Reported the same back with the following amendments:

Page 1, line 10, strike "unorganized".

Page 1, line 11, strike "or".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 2270, A bill for an act relating to the village of North St. Paul; authorizing the construction and financing of certain awnings in the village pursuant to Minnesota Statutes, Chapter 429.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 2294, A bill for an act relating to the issuance of bonds by the village of Emmons.

Reported the same back with the following amendments:

Page 1, line 9, after "funding" insert "currently" and strike "and other indebtedness".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 2351, A bill for an act relating to Ramsey county; authorizing issuance of bonds for construction and equipping of certain recreational facilities; amending Laws 1969, Chapter 1055, as amended, by adding a section.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 2352, A bill for an act relating to the county of Ramsey; tax levy for educational, scientific and artistic purposes; amending Laws 1961, Chapter 583, Section 1, as amended.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 2353, A bill for an act relating to Ramsey county; appropriations by the county for the preliminary plans of a detention center or centers.

Reported the same back with the following amendments:

Page 1, strike lines 12 through 16.

Page 1, renumber Sec. 3 as Sec. 2.

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

H. F. No. 553, A bill for an act relating to income tax on corporations; providing for an income tax on railroad companies; amending Minnesota Statutes 1971, Section 290.02.

Reported the same back with the following amendments:

Page 1, lines 12 and 13, restore the stricken language.

Page 1, lines 16, 17, 18 and 19, restore the stricken language.

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

H. F. No. 805, A bill for an act relating to taxation; limiting the deductions attributable to farming allowed against Minnesota gross income; amending Minnesota Statutes 1971, Sections 290.09, Subdivision 1; and 290.972, by adding a subdivision.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. Minnesota Statutes 1971, Section 290.01, Subdivision 20 is amended to read:

Subd. 20. [GROSS INCOME.] Except as otherwise provided in this chapter, the term “gross income,” as applied to corporations includes every kind of compensation for labor or personal services of every kind from any private or public employment, office, position or services; income derived from the ownership or use of property; gains or profits derived from every kind of disposition of, or every kind of dealing in, property; income derived from the transaction of any trade or business; and income derived from any source.

For each of the taxable years beginning after December 31, 1960 and ending prior to January 1, 1971, the term “gross income” in its application to individuals, estates, and trusts, shall mean the adjusted gross income as computed for federal income tax purposes as defined in the Internal Revenue Code of 1954, as amended through December 31, 1970 for the applicable taxable year, with the modifications specified in this section.

(a) Modifications increasing federal adjusted gross income. There shall be added to federal adjusted gross income:

(1) Interest income on obligations of any state other than Minnesota or a political subdivision of any such other state exempt from federal income taxes under the Internal Revenue Code of 1954, as amended through December 31, 1970;

(2) Interest income on obligations of any authority, commission, or instrumentality of the United States, which the laws of the United States exempt from the federal income tax, but not from state income taxes;

(3) Income taxes imposed by this state or any other taxing jurisdiction, to the extent deductible in determining federal adjusted gross income and not credited against federal income tax;

(4) Interest on indebtedness incurred or continued to purchase or carry securities the income from which is exempt from tax under chapter 290, to the extent deductible in determining federal adjusted gross income;

(5) Amounts received as reimbursement for an expense of sickness or injury which was deducted in a prior taxable year to the extent that the deduction for such reimbursed expenditure resulted in a tax benefit;

(6) Losses which do not arise from events or transactions which are assignable to Minnesota under the provisions of sections 290.17 to 290.20, including any capital loss or net operating loss carryforwards or carrybacks resulting from such losses, and including any such nonassignable losses which occur prior to the time the individual becomes a resident of the state of Minnesota;

(7) The amount of any federal income tax overpayment for any previous taxable year, received as refund or credited to another taxable year's income tax liability, proportionate to the percentage of federal income tax that was claimed as a deduction in determining Minnesota income tax for such previous taxable year.

The overpayment refund or credit, determined with respect to a husband and wife on a joint federal income tax return for a previous taxable year, shall be reported on joint or separate Minnesota income tax returns. In the case of separate Minnesota returns, the overpayment shall be reported by each spouse proportionately according to the relative amounts of federal income tax claimed as a deduction on his or her separate Minnesota income tax return for such previous taxable year; and

(8) In the case of a move from Minnesota to another state or nation, the amount of moving expenses which exceed total reimbursements and which were therefore deducted in arriving at federal adjusted gross income.

(b) Modifications reducing federal adjusted gross income. There shall be subtracted from federal adjusted gross income:

(1) Interest income on obligations of any authority, commission or instrumentality of the United States to the extent includible in gross income for federal income tax purposes but exempt from state income tax under the laws of the United States;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis for Minnesota income tax purposes than for federal income tax purposes; that does not exceed such difference in basis; but if such gain is considered a long-term capital gain for federal income tax purposes, the modification shall be limited to fifty per centum of such portion of the gain;

(3) Interest or dividend income on securities to the extent exempt from income tax under the laws of this state authorizing the issuance of such securities but includible in gross income for federal income tax purposes;

(4) Income which does not arise from events or transactions which are assignable to Minnesota under the provisions of sections 290.17 to 290.20;

(5) Losses, not otherwise reducing federal adjusted gross income assignable to Minnesota, arising from events or transactions which are assignable to Minnesota under the provisions of sections 290.17 to 290.20, including any capital loss or net operating loss carryforwards or carrybacks resulting from such losses;

(6) If included in federal adjusted gross income, the amount of any overpayment of income tax to Minnesota, or any other state, for any previous taxable year, whether such amount is received as a refund or credited to another taxable year's income tax liability;

(7) The amount of any pension or benefit received from the United States or from the state of Minnesota, or any of its subdivisions, which is excluded from gross income under the provisions of section 290.08, subdivision 6; and

(8) The amount of compensation for personal services in the armed forces of the United States or the United Nations which is excluded from gross income under the provisions of section 290.65.

(c) Modifications affecting shareholders of electing small business corporations under section 1372 of the Internal Revenue Code of 1954, as amended through December 31, 1970 or section 290.972 of this chapter.

(1) Shareholders in a small business corporation, which has elected to be so taxed under the Internal Revenue Code of 1954, as amended through December 31, 1970 but has not made an election under section 290.972 of this chapter, shall deduct from federal adjusted gross income the amount of any imputed income from such corporation and shall add to federal adjusted gross income the amount of any loss claimed as a result of such stock ownership. Also there shall be added to federal adjusted gross income the amount of any distributions in cash or property made by said corporation to its shareholders during the taxable year.

(2) In cases where the small business corporation has made an election under section 1372 of the Internal Revenue Code of

1954, as amended through December 31, 1970 but has not elected under section 290.972 of this chapter and said corporation is liquidated or the individual shareholder disposes of his stock and there is no capital loss reflected in federal adjusted gross income because of the fact that corporate losses have exhausted the shareholders basis for federal purposes, such shareholders shall be entitled, nevertheless, to a capital loss commensurate to their Minnesota basis for the stock.

(3) In cases where the election under section 1372 of the Internal Revenue Code of 1954, as amended through December 31, 1970 antedates the election under section 290.972 of this chapter and at the close of the taxable year immediately preceding the effective election under section 290.972 the corporation has a reserve of undistributed taxable income previously taxed to shareholders under the provisions of the Internal Revenue Code of 1954, as amended through December 31, 1970, in the event and to the extent that such reserve is distributed to shareholders such distribution shall be taxed as a dividend for purposes of this act.

Items of gross income includible within these definitions shall be deemed such regardless of the form in which received. Items of gross income shall be included in gross income of the taxable year in which received by a taxpayer unless properly to be accounted for as of a different taxable year under methods of accounting permitted by section 290.07, except that (1) amounts transferred from a reserve or other account, if in effect transfers to surplus, shall, to the extent that such amounts were accumulated through deductions from gross income or entered into the computation of taxable net income during any taxable year, be treated as gross income for the year in which the transfer occurs, but only to the extent that such amounts resulted in a reduction of the tax imposed by this act, and (2) amounts received as refunds on account of taxes deducted from gross income during any taxable year shall be treated as gross income for the year in which actually received, but only to the extent that such amounts resulted in a reduction of the tax imposed by this act. If a husband and wife have filed a joint federal income tax return and separate Minnesota income tax returns for the same taxable period, amounts received as refunds on account of federal income taxes paid shall be included in gross income in the same ratio as the deductions for federal income taxes were claimed in the separate Minnesota tax returns.

(d) Modification in computing taxable income of the estate of a decedent. Amounts allowable under section 291.07, subdivision 1(2) in computing Minnesota inheritance tax liability shall not be allowed as a deduction in computing the taxable income of the estate unless there is filed within the time and in the manner and form prescribed by the commissioner a statement that the amounts have not been allowed as a deduction under section 291.07 and a waiver of the right to have such amounts allowed at any time as deductions under section 291.07. The provisions of this paragraph shall not apply with respect to deductions allowed under section 290.077 (relating to income in respect of

decedents). In the event that the election made for federal tax purposes under section 642(g) of the Internal Revenue Code of 1954, as amended through December 31, 1970 differs from the election made under this paragraph appropriate modification of the estate's federal taxable income shall be made to implement the election made under this paragraph in accordance with regulations prescribed by the commissioner.

(9) *Expenses and losses arising from a farm which are not allowable under section 2 of this act.*

Sec. 2. Minnesota Statutes 1971, Section 290.09, is amended by adding a subdivision to read:

Subd. 29. [DEDUCTIONS ATTRIBUTABLE TO FARMING. (a) [DEFINITION.] For purposes of this act, income and gains and expenses and losses shall be considered as "arising from a farm" if such items are received or incurred in connection with cultivating the soil, or in connection with raising or harvesting any agricultural or horticultural commodity, including the raising, shearing, feeding, caring for, training, and management of livestock, bees, poultry, and fur-bearing animals and wildlife, and all operations incident thereto.

(b) [DEDUCTIONS LIMITED.] Except as provided in this act, expenses and losses arising from a farm shall not be allowed as deductions in excess of income and gains arising from a farm.

(c) [FARM INCOME DETERMINED SEPARATELY. NO CAPITAL LOSSES OR NET OPERATING LOSSES.] Individuals, estates, and trusts shall determine their gross income on items arising from a farm separately from items from any other sources. The provisions of the Internal Revenue Code of 1954, as amended through December 31, 1972, sections 1211 and 1212 relating to capital losses and carryovers and section 172, relating to net operating losses, carrybacks and carryovers, shall not be applicable in respect to items arising from a farm.

Taxpayers other than individuals, estates, and trusts shall determine their taxable net income on items arising from a farm separately from items from any other sources. The provisions of sections 290.16 relating to capital losses, carrybacks and carryovers, and section 290.095 relating to net operating losses, carrybacks and carryovers, shall not be applicable in respect to items arising from a farm.

(d) [DEDUCTIONS ALLOWED—CARRYOVER DEDUCTIONS.] Expenses and losses arising from a farm or farms shall be allowed as deductions up to the amount of the income and gains arising from a farm or farms in any taxable year, plus the amount of non-farm gross income, or taxable net income in the case of a corporation, not to exceed the amount of \$10,000 reduced by the amount by which such non-farm income exceeds the amount of \$10,000. Any remaining balance of such deductions shall be carried forward five years, in chronological order.

Current expenses and losses shall be utilized as deductions in any taxable year, to the extent herein allowable, prior to the application of any carryover deductions. In any event, the combined amounts of such current expenses and losses and carryover deductions shall be allowed as deductions up to the amount of the income and gains arising from a farm or farms in any taxable year, plus the amount of non-farm gross income, or taxable net income in the case of a corporation, not to exceed the amount of \$10,000 reduced by the amount by which such non-farm income exceeds the amount of \$10,000.

Sec. 3. [EFFECTIVE DATE.] *The provisions of this act shall be applicable to taxable years beginning on or after January 1, 1974.*"

Further, amend the title of said bill by striking lines 2 through 7 and inserting in lieu thereof the following: "relating to taxes on and measured by net income; limiting the deductions attributable to farming; amending Minnesota Statutes 1971, Sections 290.01, Subdivision 20; and 290.09, by adding a subdivision.

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

H. F. No. 1755, A bill for an act relating to taxation; providing certain rebates for brewers; amending Minnesota Statutes 1971, Section 340.47, Subdivision 2.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 85, A bill for an act relating to highway traffic regulations; tire equipment on vehicles; directing the commissioner of highways to prescribe specifications for a study of certain tires to determine their effect on highways; authorizing the commissioner of highways to legalize the use of such tires under certain conditions; amending Minnesota Statutes 1971, Section 169.72.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Minnesota Statutes 1971, Section 169.72, Subdivision 1, is amended to read:

169.72 [SURFACE OF TIRES; TIRES WITH METAL STUDS.] Subdivision 1. Every solid rubber tire on a vehicle

shall have rubber on its entire traction surface at least one inch thick above the edge of the flange of the entire periphery.

No person shall operate or move on any highway any motor vehicle, trailer, or semitrailer, having any metal tire in contact with the roadway, except in case of emergency.

Except as provided in this section no tire on a vehicle moved on a highway shall have on its periphery any block, stud, flange, cleat, or spike or any other protuberances of any material other than rubber which projects beyond the tread of the traction surface of the tire. It shall be permissible to use any of the following on highways: Farm machinery with tires having protuberances which will not injure the highway (;) , and tire chains of reasonable proportions upon any vehicle when required for safety because of snow, ice, or other conditions tending to cause a vehicle to skid (; AND IN THE YEARS 1965 THROUGH 1971 BETWEEN THE DATES OF OCTOBER 15 OF ONE YEAR AND MAY 1 OF THE FOLLOWING YEAR, PNEUMATIC TIRES WITH METAL TYPE STUDS NOT EXCEEDING 5/16 OF AN INCH IN DIAMETER INCLUSIVE OF THE STUD CASING WITH AN AVERAGE PROTRUSION BEYOND THE TREAD SURFACE OF NOT MORE THAN 7/64 OF AN INCH, AND IN WHICH THE NUMBER OF STUDS IN A TIRE SHALL NOT EXCEED TWO PERCENT OF THE TOTAL NET CONTACT AREA).

The commissioner and local authorities in their respective jurisdictions may, in their discretion, issue special permits authorizing the operation upon a highway of traction engines or tractors having movable tracks with transverse corrugations upon the periphery of such movable tracks or farm tractors or other farm machinery, the operation of which upon a highway would otherwise be prohibited under this chapter.

Sec. 2. Minnesota Statutes 1971, Section 169.72, is amended by adding a subdivision to read:

Subd. 3. The commissioner of highways shall prescribe specifications and guidelines for an in-depth study or test of the damage, if any, that may be caused to the public roadways of this state from the use of pneumatic tires that have embedded in them wire or wire coils for improving traction on ice and snow. The cost of such study and test shall be paid for by others, and no part of the study shall be paid for out of state funds except as may be incidentally spent for preparing specifications and guidelines. The study or test, if it is to be effective for the purposes of this subdivision, shall be made in accordance with the specifications and guidelines of the commissioner of highways, and the tires so studied and tested shall be so constructed that the percent of wire or wire coils in contact with the roadway will not exceed, during the first 1,000 miles of use or operation, 20 percent of the total tire area in contact with the roadway, and after the first 1,000 miles of use or operation of such tires, the wire or wire coils in contact with the roadway will not exceed eight

percent of the total tire area contact with the roadway. The commissioner of highways shall promptly evaluate the results of the study, and if he determines that the use of pneumatic tires embedded with wire or wire coils meeting the above test specifications as to percentage of wire or wire coils in contact with the roadway will not damage the streets and highways or that the use of such tires will only cause slight and tolerable damage to the streets and highways, he shall, by order, authorize the use of such tires on the streets and highways of this state, specifying in such order the months during which the tires may be used. The metal wire or coils used in such tires shall be of a limited hardness so that the wire or coils shall wear at the same rate as the rubber in such tires. When the tire is at rest, the wire or coils shall not protrude beyond the rubber surface of the tire, or shall protrude only to such an insignificant amount as not to cause damage to the highway roadways beyond the tolerable limits set by the commissioner. A certified copy of the order shall be filed with the secretary of state prior to the date that such tires are authorized by the order to be used on the highways and streets. The use of such tires in accordance with, and during the times specified in, the commissioner's order shall be lawful notwithstanding the provisions of subdivision 1.

Sec. 3. [REPEALER.] *Minnesota Statutes 1971, Section 169.72, Subdivision 2, is repealed.*"

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

"A bill for an act relating to motor vehicles; regulating the type and use of tires on vehicles using the highways; providing for a study of the effect of the use of wire embedded tires on highways; empowering the commissioner of highways to authorize the use of such tires under certain conditions; amending Minnesota Statutes 1971, Section 169.72, Subdivision 1, and by adding a subdivision; repealing Minnesota Statutes 1971, Section 169.72, Subdivision 2."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 438, A bill for an act relating to highway traffic regulations; authorizing the use of tires with metal studs by authorized emergency vehicles; amending Minnesota Statutes 1971, Section 169.72, Subdivision 1.

Reported the same back with the following amendments:

Page 2, line 6, strike the period and insert "and on U.S. route mail carriers."

Further amend the title by inserting in line 4 "and U.S. route mail carriers" after the word "vehicles" and before the ";

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 778, A bill for an act creating a legislative commission to study the feasibility and advisability of a state aircraft pool; appropriating money therefor.

Reported the same back with the following amendments:

Page 1, line 23, strike “, and may subpoena witnesses,”.

Page 1, line 24, strike “and records”.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 1647, A bill for an act relating to highway traffic regulations; accident reports; amending Minnesota Statutes 1971, Section 169.09, Subdivision 7.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 1760, A bill for an act relating to motor carriers; permit carriers; providing that permits may be assigned or transferred under certain conditions; amending Minnesota Statutes 1971, Section 221.151, Subdivision 1; and repealing Minnesota Statutes 1971, Section 221.151, Subdivision 2.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 1764, A bill for an act relating to highways; designating and describing the route of the Voyageur Highway; amending Minnesota Statutes 1971, Section 161.14, by adding a subdivision.

Reported the same back with the following amendments:

On page 2, strike lines 19, 20, 21 and 22, and insert in lieu the following:

“(c) The commissioner of highways shall

(1) adopt a suitable marking design of signs or informational plaques;

(2) effect the installation of such signs or plaques in public waysides or other public areas as approved and designated by the commissioner.”.

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 2015, A bill for an act relating to aeronautics; increasing the number of intermediate system airports permitted; amending Minnesota Statutes 1971, Section 360.305, Subdivisions 2 and 3.

Reported the same back with the following amendments:

Page 2, after line 11, add a section to read:

“Sec. 3. Minnesota Statutes 1971, Section 360.305, Subdivision 4, is amended to read:

Subd. 4. (1) Except as otherwise provided in this subdivision, the commissioner of aeronautics shall require as a condition of such assistance by the state that the political subdivision, municipality, or public corporation itself make a substantial contribution to the cost of the construction, improvement, maintenance, or operation, such costs are hereinafter referred to as project costs, in connection with which the assistance of the state is sought.

(2) For any airport, whether key, secondary or landing strip, where only state and local funds are to be used, said contribution shall be not less than (ONE-THIRD) *one-fifth* of the sum of:

(a) the said project costs,

(b) acquisition costs of the land and clear zones, hereinafter “acquisition costs.”

Where federal, state and local funds are to be used, said contribution shall not be less than one tenth of said sum.

(3) The commissioner may pay the total cost of radio and navigational aids.

(4) However, notwithstanding subdivision 4, clause (2) above, the commissioner may pay all of the said project costs of a new landing strip, but not a secondary airport or key airport, or may pay an amount equal to the federal funds granted and used for a new landing strip plus all of the remaining project costs; but the total amount paid by the commissioner for the

project costs of a new landing strip, unless specifically authorized by an act appropriating moneys therefor, shall not exceed \$50,000.

(5) To receive aid hereunder for acquisition costs the municipality must enter into an agreement with the commissioner giving assurance that said airport will be operated and maintained in a safe, serviceable manner for aeronautical purposes only for the use and benefit of the public for a period of twenty years after the date that the state funds are received by the municipality. The agreement may contain such other conditions as the commissioner deems reasonable.

(6) The commissioner shall establish a hangar construction revolving account which shall be used for the purpose of financing the construction of hangar buildings to be constructed by municipalities owning airports. All municipalities owning airports are authorized to enter into contracts for the construction of hangars, and contracts with the commissioner for the financing of such hangar construction for such amount and period of time as may be determined by the commissioner and municipality. All receipts from the financing contracts shall be deposited in the hangar construction revolving account and are hereby reappropriated for the purpose of financing construction of hangar buildings. The commissioner may pay from the hangar construction revolving account 80 percent of the cost of financing construction of hangar buildings. For purposes of this clause, the "construction" of hangars shall include their design.

(7) The commissioner may pay a portion of the purchase price of any airport maintenance and safety equipment and of the actual airport snow removal costs incurred by any municipality. The portion to be paid by the state shall not exceed (ONE-HALF) *two-thirds* of the cost of such purchase price or snow removal. To receive such aid such municipality must enter into an agreement of the type referred to in clause (5) above.

(8) This subdivision shall apply only to project costs or acquisition costs of municipally owned airports which are incurred after June 1, 1971."

Further, amend the title on page 1, line 5, by inserting a comma after "2" and in line 6, by striking "and 3" and inserting in lieu thereof "3 and 4".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 2016, A bill for an act relating to aeronautics; regulating the power of the commissioner of aeronautics and autho-

rizing cease and desist orders under certain circumstances; amending Minnesota Statutes 1971, Sections 360.018, Subdivisions 1, 2 and 3; 360.075, Subdivision 6; 360.0751, Subdivisions 4, 5, 6, 7 and 8.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 2018, A bill for an act relating to transportation; motor vehicle carriers; defining exempt carrier; amending Minnesota Statutes 1971, Section 221.011, Subdivision 22.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 2215, A bill for an act relating to the county state-aid highway system; payment of contract price; amending Minnesota Statutes 1971, Section 162.04.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 2360, A bill for an act authorizing the issuance and sale of Minnesota trunk highway bonds under the provisions of Minnesota Constitution, Article IX, Section 6; and Article XVI, Section 12; and the expenditure of the proceeds thereof.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

S. F. No. 690, A bill for an act relating to highway traffic regulations; chemical tests for intoxication; manner of taking tests; amending Minnesota Statutes 1971, Section 169.123, Subdivision 3.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1104, 1709, 1811, 1871, 1872, 1965, 2178, 2179, 2397, 279, 523, 932, 937, 1288, 1290, 1558, 2107, 2180, 876, 1292, 680, 1379, 1895, 2145, 2186, 2223, 1120, 1310, 2034, 2148, 2189, 2225, 1541, 1677, 1729, 1732, 1738, 1839, 1898, 1907, 1989, 1991, 2197, 2227, 2228, 286, 970, 1306, 1995, 1592, 2235, 2236, 1339, 1340, 1430, 1854, 1948, 2004, 2050, 2098, 2132, 2207, 2270, 2294, 2351, 2352, 2353, 553, 805, 1755, 85, 438, 1647, 1760, 1764, 2015, 2016, 2018, 2215, and 2360 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 1080, 910, 1627, 658, 681, 122, 1028, 721, and 690 were read for the second time.

INTRODUCTION OF BILLS

Johnson, C.; Adams, S.; Swanson; Graba; and Heinitz introduced:

H. F. No. 2415, A bill for an act relating to education; establishing the project for developing school accountability; appropriating money; repealing Minnesota Statutes 1971, Sections 3.924 to 3.927.

The bill was read for the first time and referred to the Committee on Education.

Salchert, Voss, Bell, Boland, and Clifford introduced:

H. F. No. 2416, A bill for an act relating to metropolitan area cable communications; appropriating money; amending Minnesota Statutes 1971, Sections 161.45, Subdivision 1; and 222.37, Subdivision 1.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Fudro, by request, introduced:

H. F. No. 2417, A bill for an act relating to the policemen's relief association in the city of Columbia Heights; membership of certain police personnel in the public employees police and fire fund.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Ojala introduced:

H. F. No. 2418, A bill for an act relating to health; membership of the state board of health; amending Minnesota Statutes 1971, Section 144.01.

The bill was read for the first time and referred to the Committee on Health and Welfare.

Fudro introduced:

H. F. No. 2419, A bill for an act relating to crimes; public employees and officers; authorizing legal representation by the public defender in certain instances; amending Minnesota Statutes 1971, Section 611.14.

The bill was read for the first time and referred to the Committee on Judiciary.

Ojala and Fudro introduced:

H. F. No. 2420, A bill for an act relating to divorce and separation; grounds and procedure for; rights and obligations of the parties; custody and support of children; providing penalties; amending Minnesota Statutes 1971, Sections 256.12, Subdivision 14; 518.41; 518.42, Subdivisions 1, 7, 8, and 9; 518.44; 518.45; 518.46; 518.48, Subdivisions 3, 4, and 6, and by adding a subdivision; 518.51, Subdivision 1; 518.53; and 609.375; repealing Minnesota Statutes 1971, Sections 518.001 to 518.29; 518.51, Subdivision 4; and 518.54 to 518.67.

The bill was read for the first time and referred to the Committee on Judiciary.

McCauley; Pavlak, R. L.; Jude; and Culhane introduced:

H. F. No. 2421, A bill for an act relating to juveniles; juvenile court records; providing disclosures in certain circumstances; amending Minnesota Statutes 1971, Section 260.161, Subdivision 3.

The bill was read for the first time and referred to the Committee on Judiciary.

Ojala introduced:

H. F. No. 2422, A bill for an act relating to taxation; providing an income tax credit for the construction of certain facilities in areas of high unemployment; amending Minnesota Statutes 1971, Section 290.06, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Taxes.

Ojala introduced:

H. F. No. 2423, A bill for an act relating to taxation; providing an income tax credit for corporations that provide subcontract work to facilities in areas of high unemployment; amending Minnesota Statutes 1971, Section 290.06, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Taxes.

Ojala and Nelson introduced:

H. F. No. 2424, A bill for an act relating to taxation; corporations; financing Veterans bonus.

The bill was read for the first time and referred to the Committee on Taxes.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 1590, A bill for an act relating to courts; commission on judicial standards; amending Minnesota Statutes 1971, Section 490.15; repealing Minnesota Statutes 1971, Section 490.17.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 1433, A bill for an act relating to plats and surveys in Dakota county; providing for approval by the county surveyor and providing a fee therefor.

H. F. No. 1624, A bill for an act relating to voting machines; substituting secretary of state for the attorney general on the Minnesota voting machine commission; amending Minnesota Statutes 1971, Section 206.08.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 479, A resolution memorializing the Congress of the United States to propose a constitutional amendment affirming and protecting the value of human life.

H. F. No. 803, A resolution memorializing Congress to further restrict deductions for "tax loss farming."

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1201, A bill for an act relating to natural resources; authorizing the commissioner to charge fees for certain water

permits and underground gas or liquid storage permits; amending Minnesota Statutes 1971, Sections 84.58, by adding a subdivision; 105.41, Subdivision 5; and 105.44, by adding a subdivision.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Johnson, D., moved that the House concur in the Senate amendments to H. F. No. 1201 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1201, A bill for an act relating to natural resources; authorizing the commissioner to charge fees for certain water permits and underground gas or liquid storage permits; amending Minnesota Statutes 1971, Sections 84.58, by adding a subdivision; 105.41, Subdivision 5; and 105.44, by adding a subdivision.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, M.	Schreiber
Adams, S.	Dieterich	Johnson, J.	Moe	Schulz
Andersen, R.	Diriam	Johnson, R.	Mueller	Searle
Anderson, D.	Eckstein	Jude	Munger	Sherwood
Anderson, G.	Eken	Kelly	Nelson	Sieben, H.
Anderson, I.	Enebo	Kempe	Niehaus	Sieben, M.
Becklin	Erdahl	Klaus	Norton	Skaar
Belisle	Erickson	Knickerbocker	Ohnstad	Smith
Bell	Esau	Kvam	Ojala	Spanish
Bennett	Faricy	Laidig	Parish	Stangeland
Berg	Ferderer	Larson	Patton	Stanton
Berglin	Fjoslien	LaVoy	Pavlak, R.	Swanson
Biersdorf	Flakne	Lemke	Pavliak, R. L.	Tomlinson
Boland	Forsythe	Lindstrom, E.	Pehler	Ulland
Braun	Fudro	Lindstrom, J.	Peterson	Vanasek
Brinkman	Fugina	Lombardi	Pieper	Vento
Carlson, A.	Gaba	Long	Pleasant	Voss
Carlson, B.	Graw	Mann	Prahl	Weaver
Carlson, L.	Growe	McArthur	Quirin	Wenzel
Casserly	Hagedorn	McCarron	Resner	Wohlwend
Cleary	Hanson	McCauley	Rice	Wolcott
Clifford	Haugerud	McEachern	Ryan	Mr. Speaker
Connors	Heinitz	McFarlin	St. Onge	
Culhane	Hook	McMillan	Salchert	
Cummiskey	Jacobs	Menke	Sarna	
Dahl	Jaros	Miller, D.	Savelkoul	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in

which amendment the concurrence of the House is respectfully requested:

H. F. No. 678, A bill for an act relating to wild animals; eliminating second tags on beaver and otter trapped by licensed trappers; amending Minnesota Statutes 1971, Section 98.46, Subdivision 21.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Johnson, D., moved that the House concur in the Senate amendments to H. F. No. 678 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 678, A bill for an act relating to wild animals; eliminating second tags on beaver and otter trapped by licensed trappers; amending Minnesota Statutes 1971, Section 98.46, Subdivision 21.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, D.	Miller, D.	Savelkoul
Adams, S.	Dirlam	Johnson, J.	Miller, M.	Schreiber
Andersen, R.	Eckstein	Johnson, R.	Moe	Schulz
Anderson, D.	Eken	Jude	Mueller	Searle
Anderson, G.	Enebo	Kahn	Munger	Sherwood
Anderson, I.	Erdahl	Kelly	Nelson	Sieben, H.
Becklin	Erickson	Kempe	Niehaus	Sieben, M.
Belisle	Esau	Klaus	Norton	Skaar
Bell	Faricy	Knickerbocker	Ohnstad	Smith
Bennett	Ferderer	Kvam	Ojala	Spanish
Berg	Fjoslien	Laidig	Parish	Stangeland
Biersdorf	Flakne	Larson	Patton	Stanton
Boland	Forsythe	LaVoy	Pavlak, R.	Swanson
Braun	Fudro	Lemke	Pavlak, R. L.	Tomlinson
Brinkman	Fugina	Lindstrom, E.	Pehler	Ulland
Carlson, A.	Graba	Lindstrom, J.	Peterson	Vanasek
Carlson, B.	Graw	Lombardi	Pieper	Vento
Carlson, L.	Grove	Long	Pleasant	Voss
Cassery	Hagedorn	Mann	Prahl	Weaver
Cleary	Hanson	McArthur	Quirin	Wenzel
Clifford	Haugerud	McCarron	Resner	Wohlwend
Connors	Heinitz	McCauley	Rice	Wolcott
Culhane	Hook	McEachern	Ryan	Mr. Speaker
Cummiskey	Jacobs	McFarlin	St. Onge	
Dahl	Jaros	McMillan	Salchert	
DeGroat	Johnson, C.	Menke	Sarna	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 537, 752, 820, 1164, 1261, 1278, 1310, 1376, 1505, and 1540.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 753, 996, and 1182.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 662, 1560, 1593, 1594, 1666, 1670, and 1721.

PATRICK E. FLAHAVER, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 537, A bill for an act relating to agriculture; nurserymen's and dealer's certificates; providing penalties; amending Minnesota Statutes 1971, Sections 18.46, Subdivision 9; 18.51, Subdivision 2; and 18.52, Subdivision 5.

The bill was read for the first time and referred to the Committee on Agriculture.

S. F. No. 752, A bill for an act relating to taxation; qualification of homesteads under the agricultural property tax law; amending Minnesota Statutes 1971, Section 273.111, Subdivision 3.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 820, A bill for an act appropriating money to the department of military affairs for the St. Cloud national guard armory.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1164, A bill for an act relating to intoxicating liquor; county licenses in unorganized or unincorporated areas of certain counties.

The bill was read for the first time and referred to the Committee on Local Government.

S. F. No. 1261, A bill for an act relating to taxation; providing for certain restrictions with respect to the classification of homesteads owned by blind persons; amending Minnesota Statutes 1971, Section 273.13, Subdivision 7.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 1278, A bill for an act relating to the city of Red Wing; exempting the cost of principal and interest on bonded indebtedness of the city from certain levy limitations.

The bill was read for the first time.

Schulz moved that S. F. No. 1278 and H. F. No. 1447, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1310, A bill for an act relating to taxation; assessment of personal property of electric light and power companies; amending Minnesota Statutes 1971, Section 273.38.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 1376, A bill for an act relating to highway traffic regulations; axle weights and gross vehicle weights on pneumatic-tired vehicles or combination of vehicles used in the hauling of raw and unfinished forest products in the winter time; amending Minnesota Statutes 1971, Section 169.83, Subdivisions 1, 2 and 3.

The bill was read for the first time.

Carlson, B., moved that S. F. No. 1376 and H. F. No. 1455, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1505, A bill for an act relating to pollution, livestock, poultry and other animal lots; permitting counties to exercise certain permit processing powers; amending Minnesota Statutes 1971, Section 116.07, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

S. F. No. 1540, A bill for an act relating to St. Louis county, providing for a charter commission to recommend a form of county government and providing for its adoption.

The bill was read for the first time and referred to the Committee on Local Government.

S. F. No. 753, A bill for an act relating to agricultural lands; regulating the ownership of such lands by certain corporations; providing penalties; repealing Minnesota Statutes 1971, Sections 500.22, Subdivisions 3, 4 and 5; and 500.23.

The bill was read for the first time.

Mann moved that S. F. No. 753 and H. F. No. 800, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 996, A bill for an act relating to the village of St. Francis; making the provision of Minnesota Statutes, Section 365.18, applicable when the village council of St. Francis in Anoka county enters into a contract for provision of fire protection services.

The bill was read for the first time and referred to the Committee on Local Government.

S. F. No. 1182, A bill for an act relating to county government, providing for county license bureaus.

The bill was read for the first time.

Myrah moved that S. F. No. 1182 and H. F. No. 1071, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 662, A bill for an act relating to the department of manpower services; changing the name thereof to the department of employment services; amending Minnesota Statutes 1971, Sections 268.12, Subdivision 1a; and 268.24.

The bill was read for the first time and referred to the Committee on Governmental Operations.

S. F. No. 1560, A bill for an act relating to the village of Edina; authorizing issuance of Sunday on-sale intoxicating liquor licenses to two country clubs.

The bill was read for the first time.

Forsythe moved that S. F. No. 1560 and H. F. No. 1593, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1593, A bill for an act relating to game and fish; seasons for taking game birds; amending Minnesota Statutes 1971, Section 100.27, Subdivision 5.

The bill was read for the first time.

McCauley moved that S. F. No. 1593 and H. F. No. 1569, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1594, A bill for an act relating to game and fish; licensing of fishermen's helpers in the Minnesota-Wisconsin boundary waters; amending Minnesota Statutes 1971, Section 98.46, Subdivisions 6 and 7.

The bill was read for the first time.

McCauley moved that S. F. No. 1594 and H. F. No. 1570, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1666, A bill for an act authorizing the county of St. Louis to borrow money from agencies of the United States for certain purposes.

The bill was read for the first time.

Munger moved that S. F. No. 1666 and H. F. No. 2053, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1670, A bill for an act relating to wild animals; requiring identification tags on minnow traps; amending Minnesota Statutes 1971, Section 101.42, Subdivision 5.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

S. F. No. 1721, A bill for an act authorizing the commissioner of administration to sell certain real estate in Winona county.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

The following Conference Committee Reports were received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 672

April 27, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 672, report that we have agreed upon the items in dispute and recommend as follows: That the Senate recede from its amendments and that H. F. No. 672, the printed bill, be amended as follows:

Page 2, line 21, after "105.485" and before "," insert " , except that the distance limitations contained in section 105.485 do not apply to standards and criteria for wild, scenic, and recreational rivers".

Page 2, line 29, after "recreational," and before "historical" insert "natural,".

Page 2, line 32, strike "land" and insert "plan".

Page 2, line 33, after "any" and before "statewide" insert "such".

Page 2, line 36, after "criteria" and before "to" insert "adopted pursuant to section 4 of this act".

Page 3, line 8, after "river" and before "and" strike ",".

Page 3, line 28, after "means" strike ", and he may acquire also by eminent domain the scenic easements inter-".

Page 3, strike line 29.

Page 3, line 30, strike the first "scenic".

Page 4, line 16, after "system." strike "The commissioner is hereby empowered to".

Page 4, strike lines 17, 18, and 19.

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

House Conferees: HARRY A. SIEBEN, JR.; HENRY J. SAVELKOU; and JOSEPH P. GRABA.

Senate Conferees: WINSTON W. BORDEN, ROBERT G. DUNN, and ROGER D. MOE.

Sieben, H., moved that the report of the Conference Committee on H. F. No. 672 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 672, A bill for an act relating to natural resources; preservation and management of wild and scenic rivers; establishing a system of classifications of such rivers as wild, scenic, or recreational; providing policies and standards for administration thereof.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 109; and nays 13, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, B.	Ferderer	Johnson, D.	Lindstrom, J.
Andersen, R.	Carlson, L.	Flakne	Johnson, J.	Lombardi
Anderson, D.	Casserly	Forsythe	Johnson, R.	McArthur
Anderson, G.	Cleary	Fudro	Jopp	McCarron
Anderson, I.	Clifford	Graba	Jude	McCauley
Becklin	Connors	Grove	Kahn	McEachern
Belisle	Cummiskey	Hagedorn	Kelly	McFarlin
Bell	Dahl	Hanson	Kempe	McMillan
Bennett	Dieterich	Haugerud	Knickerbocker	Menke
Berg	Dirlam	Heinitz	Kvam	Miller, D.
Biersdorf	Eckstein	Hook	Laidig	Moe
Boland	Eken	Jacobs	LaVoy	Mueller
Brinkman	Enebo	Jaros	Lemke	Munger
Carlson, A.	Faricy	Johnson, C.	Lindstrom, E.	Nelson

Norton	Pleasant	Sarna	Smith	Vento
Parish	Prahl	Savelkoul	Spanish	Voss
Patton	Quirin	Schreiber	Stangeland	Weaver
Pavlak, R.	Resner	Schulz	Stanton	Wenzel
Pavlak, R. L.	Rice	Searle	Swanson	Wohlwend
Pehler	Ryan	Sherwood	Tomlinson	Wolcott
Peterson	Salchert	Sieben, H.	Ulland	Mr. Speaker
Pieper	Samuelson	Sieben, M.	Vanasek	

Those who voted in the negative were:

DeGroat	Esau	Larson	Niehaus	St. Onge
Erdahl	Fjoslien	Long	Ohnstad	
Erickson	Fugina	Mann	Ojala	

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 917

April 27, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 917, report that we have agreed upon the items in dispute and recommend as follows:

That the House accede to the Senate amendments to H. F. No. 917, the printed bill, and that the bill be further amended as follows:

Page 1, line 4, in the title of the typewritten bill, strike "annually levy".

Page 1, line 5, in the title of the typewritten bill, strike "money as" and insert in lieu thereof "establish".

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

House Conferees: DAVID R. CUMMISKEY and CARL M. JOHNSON.

Senate Conferees: ARNULF UELAND, JR.; JAMES F. LORD; and WAYNE OLHOFT.

Cummiskey moved that the report of the Conference Committee on H. F. No. 917 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 917, A bill for an act relating to the city of North Mankato; authorizing the common council of the city of North Mankato to annually levy money as a contingent fund for use by the common council for incidental and promotional expenses.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, D.	Miller, D.	Schreiber
Adams, S.	Diriam	Johnson, J.	Miller, M.	Schulz
Andersen, R.	Eckstein	Johnson, R.	Mueller	Searle
Anderson, D.	Eken	Jopp	Munger	Sherwood
Anderson, G.	Enebo	Jude	Nelson	Sieben, H.
Anderson, I.	Erdahl	Kelly	Niehaus	Sieben, M.
Becklin	Erickson	Kempe	Norton	Skaar
Belisle	Esau	Klaus	Ohnstad	Smith
Bell	Faricy	Knickerbocker	Ojala	Spanish
Bennett	Ferderer	Kvam	Parish	Stangeland
Berg	Fjoslien	Laidig	Patton	Stanton
Berglin	Flaknye	Larson	Pavlak, R.	Swanson
Biersdorf	Florsythe	LaVoy	Pavlak, R. L.	Tomlinson
Boland	Fudro	Lemke	Pehler	Ulland
Braun	Fugina	Lindstrom, E.	Peterson	Vanasek
Brinkman	Graba	Lindstrom, J.	Pieper	Vento
Carlson, A.	Graw	Lombardi	Pleasant	Voss
Carlson, L.	Grove	Long	Prahl	Weaver
Casserly	Hagedorn	Mann	Quirin	Wenzel
Cleary	Hanson	McArthur	Resner	Wohlwend
Clifford	Haugerud	McCarron	Rice	Wolcott
Connors	Heimitz	McCauley	Ryan	Mr. Speaker
Culhane	Hook	McEachern	St. Onge	
Cummiskey	Jacobs	McFarlin	Salchert	
Dahl	Jaros	McMillan	Samuelson	
DeGroat	Johnson, C.	Menke	Sarna	

The bill was repassed, as amended by Conference, and its title agreed to.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule No. 13, Faricy reported the progress of H. F. No. 399 now in Conference Committee.

Pursuant to Joint Rule No. 13, Stangeland reported the progress of S. F. No. 82 now in Conference Committee.

Pursuant to Joint Rule No. 13, Moe reported the progress of S. F. No. 34 now in Conference Committee.

Pursuant to Joint Rule No. 13, LaVoy reported the progress of S. F. No. 342 now in Conference Committee.

Pursuant to Joint Rule No. 13, St. Onge reported the progress of H. F. No. 347 now in Conference Committee.

CONSENT CALENDAR

H. F. No. 1968 was reported to the House.

Faricy moved to amend H. F. No. 1968, the printed bill, as follows:

Page 2, line 24, after the word "effective" strike the balance of the line and insert "only after its approval by a majority of the governing body of the city of Saint Paul and upon compliance with the provisions of Minnesota Statutes, Section 645.021."

The motion prevailed and the amendment was adopted.

H. F. No. 1968, A bill for an act relating to the city of Saint Paul, authorizing the issuance of bonds and the appropriation of revenues and taxes to finance the acquisition, betterment, and operation of swimming pools for the municipal program of public recreation and playgrounds.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 107, and nays 13, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, D.	Miller, D.	Searle
Adams, S.	Eckstein	Johnson, J.	Moe	Sherwood
Anderson, D.	Eken	Jopp	Mueller	Sieben, H.
Anderson, G.	Enebo	Jude	Munger	Sieben, M.
Anderson, I.	Erdahl	Kahn	Nelson	Smith
Becklin	Faricy	Kelly	Niehaus	Spanish
Bell	Ferderer	Kempe	Norton	Stangeland
Bennett	Fjoslien	Knickerbocker	Ojala	Stanton
Berg	Flakne	Laidig	Parish	Swanson
Berglin	Forsythe	Larson	Patton	Tomlinson
Boland	Fudro	LaVoy	Pavlak, R.	Ulland
Brinkman	Fugina	Lemke	Pehler	Vanasek
Carlson, A.	Graba	Lindstrom, J.	Peterson	Vento
Carlson, B.	Graw	Lombardi	Pieper	Voss
Carlson, L.	Growe	Mann	Prahl	Weaver
Casserly	Hagedorn	McArthur	Quirin	Wenzel
Cleary	Hanson	McCarron	Resner	Wohlwend
Clifford	Haugerud	McCauley	Ryan	Wolcott
Connors	Hook	McEachern	St. Onge	Mr. Speaker
Cummiskey	Jacobs	McFarlin	Salchert	
Dahl	Jaros	McMillan	Samuelson	
Dieterich	Johnson, C.	Menke	Sarna	

Those who voted in the negative were:

Andersen, R.	Erickson	Klaus	Ohnstad	Skaar
Belisle	Heinitz	Kvam	Pavlak, R. L.	
DeGroat	Johnson, R.	Long	Schreiber	

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

S. F. No. 1287, A bill for an act relating to county courts; providing for retirement of judges before age 70 who have served ten years or more; amending Minnesota Statutes 1971, Section 487.06, Subdivisions 2 and 4.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Anderson, G.	Bell	Biersdorf	Carlson, A.
Adams, S.	Anderson, I.	Bennett	Boland	Carlson, B.
Andersen, R.	Becklin	Berg	Braun	Carlson, L.
Anderson, D.	Belisle	Berglin	Brinkman	Casserly

Cleary	Graba	Larson	Ohnstad	Searle
Clifford	Graw	LaVoy	Ojala	Sherwood
Connors	Growe	Lemke	Parish	Sieben, H.
Culhane	Hagedorn	Lindstrom, E.	Patton	Sieben, M.
Cummiskey	Hanson	Lindstrom, J.	Pavlak, R.	Skaar
Dahl	Haugerud	Lombardi	Pavlak, R. L.	Smith
DeGroat	Heinitz	Long	Pehler	Spanish
Dieterich	Hook	Mann	Peterson	Stangeland
Dirlam	Jacobs	McArthur	Pieper	Stanton
Eckstein	Jaros	McCarron	Pleasant	Swanson
Eken	Johnson, C.	McCauley	Prahl	Tomlinson
Enebo	Johnson, D.	McEachern	Quirin	Ulland
Erdahl	Johnson, J.	McFarlin	Resner	Vanasek
Erickson	Johnson, R.	McMillan	Rice	Vento
Esau	Jopp	Menke	Ryan	Voss
Farcy	Jude	Miller, D.	St. Onge	Weaver
Ferderer	Kahn	Miller, M.	Salchert	Wenzel
Fjoslien	Kelly	Mueller	Samuelson	Wohlwend
Flakne	Kempe	Munger	Sarna	Wolcott
Forsythe	Knickerbocker	Nelson	Savelkoul	Mr. Speaker
Fudro	Kvam	Niehaus	Schreiber	
Fugina	Laidig	Norton	Schulz	

Those who voted in the negative were:

Klaus

The bill was passed and its title agreed to.

H. F. No. 2105, A resolution memorializing the President of the United States to provide for the establishment of protective cover crops on all lands diverted from agricultural production under federal land diversion programs.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Menke	Samuelson
Adams, S.	Dieterich	Johnson, J.	Miller, D.	Sarna
Andersen, R.	Dirlam	Johnson, R.	Miller, M.	Savelkoul
Anderson, D.	Eckstein	Jopp	Mueller	Schreiber
Anderson, G.	Eken	Jude	Munger	Schulz
Anderson, I.	Enebo	Kahn	Nelson	Searle
Becklin	Erdahl	Kelly	Niehaus	Sherwood
Belisle	Erickson	Kempe	Norton	Sieben, H.
Bell	Esau	Knickerbocker	Ohnstad	Sieben, M.
Bennett	Farcy	Kvam	Ojala	Skaar
Berg	Ferderer	Laidig	Parish	Smith
Berglin	Fjoslien	Larson	Patton	Spanish
Biersdorf	Flakne	LaVoy	Pavlak, R.	Stangeland
Boland	Fudro	Lemke	Pavlak, R. L.	Stanton
Braun	Fugina	Lindstrom, E.	Pehler	Swanson
Carlson, A.	Graba	Lindstrom, J.	Peterson	Tomlinson
Carlson, B.	Graw	Lombardi	Pieper	Ulland
Carlson, L.	Growe	Long	Pleasant	Vanasek
Casserly	Hanson	Mann	Prahl	Vento
Cleary	Haugerud	McArthur	Quirin	Voss
Clifford	Heinitz	McCarron	Resner	Weaver
Connors	Hook	McCauley	Rice	Wenzel
Culhane	Jacobs	McEachern	Ryan	Wohlwend
Cummiskey	Jaros	McFarlin	St. Onge	Wolcott
Dahl	Johnson, C.	McMillan	Salchert	Mr. Speaker

Those who voted in the negative were:

Brinkman Hagedorn Klaus

The bill was passed and its title agreed to.

H. F. No. 1772, A bill for an act relating to the Minnesota historical society; commissioning a painting concerning Indian life; appropriating money.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Menke	Savelkoul
Adams, S.	Dieterich	Johnson, D.	Miller, D.	Schreiber
Andersen, R.	Dirlam	Johnson, J.	Miller, M.	Schulz
Anderson, D.	Eckstein	Jopp	Mueller	Searle
Anderson, G.	Eken	Jude	Munger	Sherwood
Anderson, I.	Enebo	Kahn	Nelson	Sieben, H.
Becklin	Erdahl	Kelly	Niehaus	Sieben, M.
Belisle	Erickson	Kempe	Norton	Skaar
Bell	Esau	Klaus	Ohnstad	Smith
Bennett	Faricy	Knickerbocker	Ojala	Spanish
Berg	Ferderer	Kvam	Parish	Stangeland
Berglin	Fjoslien	Laidig	Patton	Stanton
Biersdorf	Flakne	Larson	Paviak, R.	Swanson
Boland	Forsythe	LaVoy	Pehler	Tomlinson
Braun	Fudro	Lemke	Peterson	Ulland
Brinkman	Fugina	Lindstrom, E.	Pieper	Vanasek
Carlson, A.	Graba	Lindstrom, J.	Pleasant	Vento
Carlson, B.	Graw	Lombardi	Prahl	Voss
Carlson, L.	Growe	Long	Quirin	Weaver
Cassery	Hagedorn	Mann	Resner	Wenzel
Cleary	Hanson	McArthur	Rice	Wohlwend
Clifford	Haugerud	McCarron	Ryan	Wolcott
Connors	Heinitz	McCauley	St. Onge	Mr. Speaker
Culhane	Hook	McEachern	Salchert	
Cummiskey	Jacobs	McFarlin	Samuelson	
Dahl	Jaros	McMillan	Sarna	

The bill was passed and its title agreed to.

H. F. No. 2246, A bill for an act relating to the city of Little Falls; authorizing the issuance of an additional on-sale license for the sale of intoxicating liquor.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 109, and nays 17, as follows:

Those who voted in the affirmative were:

Adams, J.	Bell	Brinkman	Clifford	Dirlam
Adams, S.	Bennett	Carlson, A.	Connors	Eckstein
Andersen, R.	Berg	Carlson, B.	Culhane	Eken
Anderson, G.	Berglin	Carlson, L.	Cummiskey	Enebo
Anderson, I.	Biersdorf	Cassery	Dahl	Faricy
Belisle	Boland	Cleary	Dieterich	Ferderer

Fjoslien	Johnson, R.	McCauley	Pieper	Smith
Flakne	Jopp	McFarlin	Pleasant	Spanish
Forsythe	Jude	McMillan	Prahl	Stangeland
Fudro	Kahn	Menke	Quirin	Stanton
Fugina	Kelly	Miller, D.	Resner	Swanson
Graba	Kempe	Munger	Rice	Tomlinson
Graw	Knickerbocker	Nelson	Ryan	Ulland
Growe	Laidig	Niehaus	St. Onge	Vanasek
Hagedorn	LaVoy	Norton	Salchert	Vento
Hanson	Lemke	Ojala	Samuelson	Voss
Haugerud	Lindstrom, E.	Parish	Sarna	Weaver
Heinitz	Lindstrom, J.	Patton	Savelkoul	Wenzel
Hook	Lombardi	Pavlak, R.	Schreiber	Wohlwend
Jacobs	Mann	Pavlak, R. L.	Schulz	Wolcott
Jaros	McArthur	Pehler	Sieben, H.	Mr. Speaker
Johnson, D.	McCarron	Peterson	Sieben, M.	

Those who voted in the negative were:

Anderson, D.	Erickson	Klaus	McEachern	Skaar
Becklin	Esau	Kvam	Ohnstad	
DeGroat	Johnson, C.	Larson	Searle	
Erdahl	Johnson, J.	Long	Sherwood	

The bill was passed and its title agreed to.

H. F. No. 938, A bill for an act relating to employment agencies; providing reimbursement to a referred job applicant where there is no job opening; providing a penalty; amending Minnesota Statutes 1971, Sections 184.21, by adding a subdivision; 184.38, Subdivisions 6 and 8, and by adding a subdivision, and Section 184.33.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, C.	McMillan	Salchert
Adams, S.	Dirlam	Johnson, D.	Menke	Samuelson
Andersen, R.	Eckstein	Johnson, J.	Miller, D.	Sarna
Anderson, D.	Eken	Johnson, R.	Miller, M.	Savelkoul
Anderson, G.	Enebo	Jopp	Mueller	Schreiber
Anderson, I.	Erdahl	Jude	Munger	Searle
Becklin	Erickson	Kahn	Nelson	Sherwood
Belisle	Esau	Kelly	Niehaus	Sieben, H.
Bell	Faricy	Kempe	Norton	Sieben, M.
Bennett	Ferderer	Knickerbocker	Ohnstad	Skaar
Berg	Fjoslien	Kvam	Ojala	Smith
Berglin	Flakne	Laidig	Parish	Spanish
Biersdorf	Forsythe	Larson	Patton	Stangeland
Boland	Fudro	LaVoy	Pavlak, R.	Stanton
Brinkman	Fugina	Lemke	Pavlak, R. L.	Swanson
Carlson, A.	Graba	Lindstrom, E.	Pehler	Tomlinson
Carlson, B.	Graw	Lindstrom, J.	Peterson	Ulland
Carlson, L.	Growe	Lombardi	Pieper	Vanasek
Cassery	Hagedorn	Long	Pleasant	Vento
Cleary	Hanson	Mann	Prahl	Voss
Clifford	Haugerud	McArthur	Quirin	Weaver
Connors	Heinitz	McCarron	Resner	Wenzel
Culhane	Hook	McCauley	Rice	Wohlwend
Cummiskey	Jacobs	McEachern	Ryan	Wolcott
Dahl	Jaros	McFarlin	St. Onge	Mr. Speaker

Those who voted in the negative were:

DeGroat Klaus

The bill was passed and its title agreed to.

H. F. No. 2029, A bill for an act relating to mining; strengthening certain provisions relating to mineland reclamation; providing penalties; amending Minnesota Statutes 1971, Sections 93.46, Subdivision 3; 93.47, Subdivisions 2, 3, and 5; 93.49; 93.51; and Chapter 93, by adding a section; repealing Minnesota Statutes 1971, Section 93.46, Subdivision 4.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Saveikoul
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Mueller	Schulz
Anderson, D.	Eckstein	Jopp	Munger	Searle
Anderson, G.	Eken	Jude	Nelson	Sherwood
Anderson, I.	Enebo	Kahn	Niehaus	Sieben, H.
Becklin	Erdahl	Kelly	Norton	Sieben, M.
Belisle	Erickson	Kempe	Ohnstad	Skaar
Bell	Esau	Klaus	Ojala	Smith
Bennett	Faricy	Knickerbocker	Parish	Spanish
Berg	Ferderer	Kvam	Patton	Stangeland
Berglin	Fjoslien	Laidig	Pavlak, R.	Stanton
Biersdorf	Flakne	Larson	Pavlak, R. L.	Swanson
Boland	Forsythe	LaVoy	Pehler	Tomlinson
Braun	Fudro	Lemke	Peterson	Ulland
Brinkman	Fugina	Lindstrom, E.	Pieper	Vanasek
Carlson, A.	Graba	Lindstrom, J.	Pleasant	Vento
Carlson, B.	Graw	Lombardi	Prahl	Voss
Carlson, L.	Grove	Long	Quirin	Weaver
Cassery	Hagedorn	Mann	Resner	Wenzel
Cleary	Hanson	McArthur	Rice	Wohlwend
Clifford	Haugerud	McCarron	Ryan	Wolcott
Connors	Heinitz	McCauley	St. Onge	Mr. Speaker
Culhane	Hook	McEachern	Salchert	
Cummiskey	Jacobs	McFarlin	Samuelson	
Dahl	Jaros	Menke	Sarna	

The bill was passed and its title agreed to.

H. F. No. 2144, A bill for an act relating to wild animals; affording protection to the wolverine; providing a penalty; amending Minnesota Statutes 1971, Section 97.55, Subdivision 8; and 100.27, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Miller, M.	Schreiber
Adams, S.	Dirlam	Johnson, R.	Moe	Schulz
Andersen, R.	Eckstein	Jopp	Mueller	Searle
Anderson, D.	Eken	Jude	Munger	Sherwood
Anderson, G.	Enebo	Kahn	Nelson	Sieben, H.
Anderson, I.	Erdahl	Kelly	Niehaus	Sieben, M.
Becklin	Erickson	Kempe	Norton	Skaar
Belisle	Esau	Klaus	Ohnstad	Smith
Bell	Faricy	Knickerbocker	Ojala	Spanish
Bennett	Ferderer	Kvam	Parish	Stangeland
Berg	Fjoslien	Laidig	Patton	Stanton
Berglin	Flakne	Larson	Pavlak, R.	Swanson
Biersdorf	Forsythe	LaVoy	Pavlak, R. L.	Tomlinson
Boland	Fudro	Lemke	Pehler	Ulland
Braun	Fugina	Lindstrom, E.	Peterson	Vanasek
Carlson, A.	Graba	Lindstrom, J.	Pieper	Vento
Carlson, B.	Graw	Lombardi	Pleasant	Voss
Carlson, L.	Grove	Long	Quirin	Weaver
Casserly	Hagedorn	Mann	Resner	Wenzel
Cleary	Hanson	McArthur	Rice	Wohlwend
Clifford	Heinitz	McCarron	Ryan	Wolcott
Connors	Hook	McCauley	St. Onge	Mr. Speaker
Culhane	Jacobs	McFarlin	Salchert	
Cummiskey	Jaros	McMillan	Samuelson	
Dahl	Johnson, C.	Menke	Sarna	
DeGroat	Johnson, D.	Miller, D.	Savelkoul	

Those who voted in the negative were:

Prahl

The bill was passed and its title agreed to.

H. F. No. 1620, A bill for an act relating to common trust funds; permitting participation therein by affiliated banks and trust companies; amending Minnesota Statutes 1971, Section 290.281, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, L.	Ferderer	Johnson, J.	Mann
Adams, S.	Casserly	Fjoslien	Johnson, R.	McArthur
Andersen, R.	Cleary	Flakne	Jopp	McCarron
Anderson, D.	Clifford	Forsythe	Jude	McCauley
Anderson, G.	Connors	Fudro	Kahn	McEachern
Anderson, I.	Culhane	Fugina	Kelly	McFarlin
Becklin	Cummiskey	Graba	Kempe	McMillan
Belisle	Dahl	Graw	Klaus	Menke
Bell	DeGroat	Grove	Knickerbocker	Miller, D.
Bennett	Dieterich	Hagedorn	Kvam	Miller, M.
Berg	Dirlam	Hanson	Laidig	Moe
Berglin	Eckstein	Haugerud	Larson	Mueller
Biersdorf	Eken	Heinitz	LaVoy	Munger
Boland	Enebo	Hook	Lemke	Nelson
Braun	Erdahl	Jacobs	Lindstrom, E.	Niehaus
Brinkman	Erickson	Jaros	Lindstrom, J.	Norton
Carlson, A.	Esau	Johnson, C.	Lombardi	Ohnstad
Carlson, B.	Faricy	Johnson, D.	Long	Ojala

Parish	Prahl	Sarna	Skaar	Vanasek
Patton	Quirin	Savelkoul	Smith	Vento
Paviak, R.	Resner	Schreiber	Spanish	Voss
Pavlak, R. L.	Rice	Schulz	Stangeland	Weaver
Pehler	Ryan	Searle	Stanton	Wenzel
Peterson	St. Onge	Sherwood	Swanson	Wohlwend
Pieper	Salchert	Sieben, H.	Tomlinson	Wolcott
Pleasant	Samuelson	Sieben, M.	Ulland	Mr. Speaker

The bill was passed and its title agreed to.

H. F. No. 1940 was reported to the House.

Brinkman moved that H. F. No. 1940 be laid over for one day. The motion prevailed.

H. F. No. 1681 was reported to the House.

Tomlinson moved that H. F. No. 1681 be laid over for one day. The motion prevailed.

H. F. No. 1909 was reported to the House.

Smith moved that H. F. No. 1909 be laid over for one day. The motion prevailed.

H. F. No. 2160 was reported to the House.

Cummiskey moved to amend H. F. No. 2160, the printed bill, as follows:

Page 1, line 1, after "Section" add "8.06 or".

The motion prevailed and the amendment was adopted.

McCauley moved to amend H. F. No. 2160, the printed bill, as amended, as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Notwithstanding the provisions of Minnesota Statutes 1971, Section 8.06 or 136.11 to the contrary, or any rules or regulations adopted pursuant thereto, the principal agency for student participation on each state college campus may expend money from the College Student Activity fund for the purpose of funding a program to provide legal counselling and services to the students of that college."

Further, amend the title as follows:

After "relating to" strike "Mankato state college", and insert in lieu thereof "state colleges;"

After "authorizing" strike "Mankato state student association" and insert in lieu thereof, "student governing associations".

After the words "assigned to" strike the word "it" and insert in lieu thereof, the word "them".

After the words "activity fund" strike the words "of Mankato state college".

The motion prevailed and the amendment was adopted.

H. F. No. 2160, A bill for an act relating to colleges; authorizing student governing associations to expend money assigned to them from the college student activity fund for funding a legal counseling and service program for students.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 96, and nays 23, as follows:

Those who voted in the affirmative were:

Adams, J.	Connors	Johnson, C.	Munger	Sherwood
Adams, S.	Cummiskey	Johnson, D.	Nelson	Sieben, H.
Andersen, R.	Dahl	Johnson, R.	Niehaus	Sieben, M.
Anderson, I.	Dieterich	Jude	Norton	Smith
Becklin	Eckstein	Kahn	Ojala	Spanish
Belisle	Enebo	Kelly	Parish	Stangeland
Bell	Erdahl	Kempe	Pavlak, R.	Stanton
Bennett	Erickson	Knickerbocker	Pavlak, R. L.	Swanson
Berg	Faricy	LaVoy	Pehler	Tomlinson
Berglin	Ferderer	Lemke	Peterson	Ulland
Biersdorf	Flakne	Lindstrom, J.	Pleasant	Vanasek
Boland	Forsythe	Lombardi	Quirin	Vento
Brinkman	Fudro	Mann	Resner	Voss
Carlson, A.	Fugina	McArthur	Rice	Wenzel
Carlson, B.	Graba	McCarron	Ryan	Wolcott
Carlson, D.	Graw	McCauley	Salchert	Mr. Speaker
Carlson, L.	Growe	McFarlin	Samuelson	
Casserly	Hanson	McMillan	Schreiber	
Cleary	Heinitz	Menke	Schulz	
Clifford	Jaros	Miller, D.	Searle	

Those who voted in the negative were:

Anderson, D.	Hagedorn	Kvam	Miller, M.	Skaar
Dirlam	Hook	Laidig	Ohnstad	Weaver
Eken	Johnson, J.	Larson	Pieper	Wohlwend
Esau	Jopp	Lindstrom, E.	Prahl	
Fjoslien	Klaus	Long	Savelkoul	

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

H. F. No. 1342 was reported to the House.

Hook moved that H. F. No. 1342 be laid over for one day. The motion prevailed.

H. F. No. 1752, A bill for an act relating to the town of Rice Lake in St. Louis county; conferring exclusive authority on said town to regulate speed limits on roads, streets and highways, other than trunk highways and state-aid roads, within the town.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 117, and nays 6, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Jopp	Miller, D.	Sarna
Adams, S.	Enebo	Jude	Miller, M.	Savelkoul
Anderson, G.	Erdahl	Kahn	Moe	Schulz
Anderson, I.	Erickson	Kelly	Mueller	Searle
Becklin	Esau	Kempe	Munger	Sherwood
Belisle	Faricy	Klaus	Nelson	Sieben, H.
Bell	Ferderer	Knickerbocker	Niehaus	Sieben, M.
Berg	Fjoslien	Kvam	Norton	Skaar
Berglin	Flakne	Laidig	Ohnstad	Smith
Biersdorf	Forsythe	Larson	Ojala	Stangeland
Boland	Fudro	LaVoy	Parish	Swanson
Brinkman	Fugina	Lemke	Patton	Tomlinson
Carlson, A.	Graba	Lindstrom, E.	Pavliak, R.	Ulland
Carlson, D.	Graw	Lindstrom, J.	Pehler	Vanasek
Carlson, L.	Grove	Lombardi	Peterson	Vento
Casserly	Hagedorn	Long	Pieper	Voss
Cleary	Hanson	Mann	Prahl	Weaver
Clifford	Heinitz	McArthur	Quirin	Wenzel
Connors	Hook	McCarron	Resner	Wohlwend
Cummiskey	Jacobs	McCauley	Rice	Wolcott
Dahl	Jaros	McEachern	Ryan	Mr. Speaker
DeGroat	Johnson, C.	McFarlin	St. Onge	
Dieterich	Johnson, D.	McMillan	Salchert	
Eckstein	Johnson, J.	Menke	Samuelson	

Those who voted in the negative were:

Andersen, R.	Carlson, B.	Dirlam	Pleasant	Schreiber
Anderson, D.				

The bill was passed and its title agreed to.

H. F. No. 1853 was reported to the House.

Wenzel moved to amend H. F. No. 1853, the printed bill, as follows:

Line 4, after the words "Morrison county" insert ", *except any members who are also county commissioners,*".

The motion prevailed and the amendment was adopted.

H. F. No. 1853, A bill for an act relating to Morrison county; providing for increased compensation for county welfare board; amending Laws 1967, Chapter 818, Section 1.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	Berglin	Clifford	Erdahl	Graba
Adams, S.	Biersdorf	Connors	Erickson	Graw
Andersen, R.	Boland	Cummiskey	Esau	Grove
Anderson, G.	Brinkman	Dahl	Faricy	Hagedorn
Anderson, I.	Carlson, A.	DeGroat	Ferderer	Hanson
Becklin	Carlson, B.	Dieterich	Fjoslien	Haugerud
Belisle	Carlson, D.	Dirlam	Flakne	Heinitz
Bell	Carlson, L.	Eckstein	Forsythe	Hook
Bennett	Casserly	Eken	Fudro	Jacobs
Berg	Cleary	Enebo	Fugina	Jaros

Johnson, C.	Lindstrom, J.	Nelson	Rice	Stangeland
Johnson, D.	Lombardi	Niehaus	Ryan	Stanton
Johnson, J.	Long	Norton	St. Onge	Swanson
Johnson, R.	Mann	Ojala	Salchert	Tomlinson
Jude	McArthur	Parish	Samuelson	Ulland
Kahn	McCarron	Patton	Sarna	Vanasek
Kelly	McCauley	Pavlak, R.	Savelkoul	Vento
Kempe	McEachern	Pavlak, R. L.	Schreiber	Voss
Klaus	McFarlin	Pehler	Schulz	Weaver
Knickerbocker	McMillan	Peterson	Searle	Wenzel
Laidig	Menke	Pieper	Sherwood	Wohlwend
Larson	Miller, D.	Pleasant	Sieben, H.	Wolcott
LaVoy	Miller, M.	Prahl	Sieben, M.	Mr. Speaker
Lemke	Moe	Quirin	Skaar	
Lindstrom, E.	Munger	Resner	Smith	

Those who voted in the negative were:

Anderson, D. Jopp Mueller Ohnstad

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

H. F. No. 1918 was reported to the House.

Long moved that H. F. No. 1918 be laid over for one day. The motion prevailed.

H. F. No. 2002, A bill for an act relating to bonds; public officers; requiring that bonds of public officers be filed in the office of the register of deeds; amending Minnesota Statutes 1971, Sections 375.03; 382.10; 382.12; 386.01; 386.18; 388.01; 389.011, Subdivision 3; 390.01; 485.01; 488.10, Subdivision 2; 508.31; 525.04; 525.09; 525.10; 574.20; and repealing Minnesota Statutes 1971, Sections 382.09 and 382.11.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Connors	Hanson	Lombardi	Pavlak, R. L.
Adams, S.	Cummiskey	Haugerud	Long	Pehler
Andersen, R.	Dahl	Heinitz	Mann	Peterson
Anderson, D.	DeGroat	Hook	McArthur	Pieper
Anderson, G.	Dieterich	Jacobs	Pleasant	Prahl
Anderson, I.	Dirlam	Jaros	McCauley	Quirin
Becklin	Eckstein	Johnson, C.	McEachern	Resner
Belisle	Eken	Johnson, D.	McFarlin	Rice
Bell	Enebo	Johnson, J.	McMillan	Ryan
Bennett	Erdahl	Johnson, R.	Menke	St. Onge
Berg	Erickson	Jopp	Miller, D.	Salchert
Berglin	Esau	Jude	Miller, M.	Samuelson
Biersdorf	Faricy	Kahn	Moe	Sarna
Boland	Ferderer	Kelly	Mueller	Savelkoul
Braun	Fjoslien	Kempe	Munger	Schreiber
Brinkman	Flakne	Klaus	Nelson	Searle
Carlson, A.	Forsythe	Knickerbocker	Niehaus	Sherwood
Carlson, B.	Fudro	Kvam	Norton	Sieben, H.
Carlson, D.	Fugina	Laidig	Ohnstad	Sieben, M.
Carlson, L.	Graba	Larson	Ojala	Skaar
Casserly	Graw	LaVoy	Parish	Smith
Cleary	Grove	Lemke	Patton	Stangeland
Clifford	Hagedorn	Lindstrom, E.	Pavlak, R.	

Stanton	Ulland	Voss	Wohlwend	Mr. Speaker
Swanson	Vanasek	Weaver	Wolcott	
Tomlinson	Vento	Wenzel		

The bill was passed and its title agreed to.

H. F. No. 2052, A bill for an act relating to St. Louis county; providing funds for the maintenance and support of county extension work in St. Louis county; amending Laws 1971, Chapter 370, Section 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Menke	Samuelson
Adams, S.	Dieterich	Johnson, J.	Miller, D.	Sarna
Andersen, R.	Eckstein	Johnson, R.	Miller, M.	Savelkoul
Anderson, D.	Eken	Jopp	Moe	Schreiber
Anderson, G.	Enebo	Jude	Mueller	Schulz
Anderson, I.	Erdahl	Kahn	Munger	Searle
Becklin	Erickson	Kelly	Nelson	Sherwood
Belisle	Esau	Kempe	Niehaus	Sieben, H.
Bell	Faricy	Klaus	Norton	Sieben, M.
Bennett	Ferderer	Knickerbocker	Ohnstad	Smith
Berg	Fjoslien	Kvam	Ojala	Stangeland
Berglin	Flakne	Laidig	Parish	Stanton
Biersdorf	Forsythe	Larson	Patton	Swanson
Boland	Fudro	LaVoy	Pavlak, R.	Tomlinson
Braun	Fugina	Lemke	Pavlak, R. L.	Ulland
Brinkman	Graba	Lindstrom, E.	Pehler	Vanasek
Carlson, A.	Graw	Lindstrom, J.	Peterson	Vento
Carlson, B.	Growe	Lombardi	Pieper	Voss
Carlson, D.	Hagedorn	Long	Pleasant	Weaver
Carlson, L.	Hanson	Mann	Prahl	Wenzel
Casserly	Haugerud	McArthur	Quirin	Wohlwend
Cleary	Heinitz	McCarron	Resner	Wolcott
Clifford	Hook	McCauley	Rice	Mr. Speaker
Cunnis	Jacobs	McEachern	Ryan	
Cummiskey	Jaros	McFarlin	St. Onge	
Dahl	Johnson, C.	McMillan	Salchert	

The bill was passed and its title agreed to.

H. F. No. 2097, A bill for an act relating to Ramsey county; tax equalization procedure; repealing Special Laws 1876, Chapter 212, as amended.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Anderson, G.	Bell	Biersdorf	Carlson, A.
Adams, S.	Anderson, I.	Bennett	Boland	Carlson, B.
Andersen, R.	Becklin	Berg	Braun	Carlson, D.
Anderson, D.	Belisle	Berglin	Brinkman	Carlson, L.

Casserly	Graw	Larson	Ohnstad	Searle
Cleary	Growe	LaVoy	Ojala	Sherwood
Clifford	Hagedorn	Lindstrom, E.	Parish	Sieben, H.
Connors	Hanson	Lindstrom, J.	Patton	Sieben, M.
Cummiskey	Haugerud	Lombardi	Pavlak, R.	Skaar
Dahl	Heinitz	Long	Pavlak, R. L.	Smith
DeGroat	Hook	Mann	Pehler	Stangeland
Dieterich	Jacobs	McArthur	Peterson	Stanton
Eckstein	Jaros	McCarron	Pieper	Swanson
Eken	Johnson, C.	McCauley	Pleasant	Tomlinson
Enebo	Johnson, D.	McEachern	Prahl	Ulland
Erdahl	Johnson, J.	McFarlin	Quirin	Vanasek
Erickson	Johnson, R.	McMillan	Resner	Vento
Esau	Jopp	Menke	Rice	Voss
Faricy	Jude	Miller, D.	Ryan	Weaver
Ferderer	Kahn	Miller, M.	St. Onge	Wenzel
Fjoslien	Kelly	Moe	Salchert	Wohlwend
Flakne	Kempe	Mueller	Samuelson	Wolcott
Forsythe	Klaus	Munger	Sarna	Mr. Speaker
Fudro	Knickerbocker	Nelson	Savelkoul	
Fugina	Kvam	Niehaus	Schreiber	
Graba	Laidig	Norton	Schulz	

The bill was passed and its title agreed to.

H. F. No. 2162 was reported to the House.

Anderson, I., moved that H. F. No. 2162 be laid over for one day. The motion prevailed.

H. F. No. 2205, A bill for an act relating to drainage; providing that certain surpluses in ditch funds may be transferred to the general revenue fund by the county board; amending Minnesota Statutes 1971, Section 106.451, by adding a subdivision.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Clifford	Growe	LaVoy	Ohnstad
Adams, S.	Connors	Hagedorn	Lemke	Ojala
Andersen, R.	Cummiskey	Hanson	Lindstrom, E.	Parish
Anderson, D.	Dahl	Haugerud	Lindstrom, J.	Patton
Anderson, G.	DeGroat	Heinitz	Lombardi	Pavlak, R.
Anderson, I.	Dieterich	Hook	Long	Pavlak, R. L.
Becklin	Dirlam	Jacobs	Mann	Pehler
Belisle	Eckstein	Jaros	McArthur	Peterson
Bell	Eken	Johnson, C.	McCarron	Pieper
Bennett	Enebo	Johnson, D.	McCauley	Pleasant
Berg	Erdahl	Johnson, J.	McEachern	Prahl
Berglin	Erickson	Johnson, R.	McFarlin	Quirin
Biersdorf	Esau	Jopp	McMillan	Resner
Boland	Faricy	Jude	Menke	Rice
Braun	Ferderer	Kahn	Miller, D.	Ryan
Brinkman	Fjoslien	Kelly	Miller, M.	St. Onge
Carlson, A.	Flakne	Kempe	Moe	Salchert
Carlson, B.	Forsythe	Klaus	Mueller	Samuelson
Carlson, D.	Fudro	Knickerbocker	Munger	Sarna
Carlson, L.	Fugina	Kvam	Nelson	Savelkoul
Casserly	Graba	Laidig	Niehaus	Schreiber
Cleary	Graw	Larson	Norton	Schulz

Searle	Skaar	Swanson	Vento	Wohlwend
Sherwood	Smith	Tomlinson	Voss	Wolcott
Sieben, H.	Stangeland	Ulland	Weaver	Mr. Speaker
Sieben, M.	Stanton	Vanasek	Wenzel	

The bill was passed and its title agreed to.

H. F. No. 2206, A bill for an act relating to Mille Lacs county; permitting the county attorney to also act as village, city and school attorney.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Menke	Salchert
Adams, S.	DeGroat	Johnson, D.	Miller, D.	Samuelson
Andersen, R.	Dieterich	Johnson, J.	Miller, M.	Sarna
Anderson, D.	Eckstein	Johnson, R.	Moe	Savelkoul
Anderson, G.	Eken	Jopp	Mueller	Schreiber
Anderson, I.	Enebo	Jude	Munger	Schulz
Becklin	Erdahl	Kahn	Nelson	Searle
Belisle	Erickson	Kelly	Niehaus	Sherwood
Bell	Esau	Kempe	Norton	Sieben, H.
Bennett	Faricy	Klaus	Ohnstad	Sieben, M.
Berg	Ferderer	Knickerbocker	Ojala	Skaar
Berglin	Fjoslien	Kvam	Parish	Smith
Biersdorf	Flakne	Laidig	Patton	Stangeland
Boland	Forsythe	Larson	Pavlak, R.	Stanton
Braun	Fudro	Lemke	Pavlak, R. L.	Swanson
Brinkman	Fugina	Lindstrom, E.	Pehler	Tomlinson
Carlson, A.	Graba	Lindstrom, J.	Peterson	Ulland
Carlson, B.	Graw	Lombardi	Pieper	Vanasek
Carlson, D.	Growe	Long	Pleasant	Vento
Carlson, L.	Hagedorn	Mann	Prahl	Voss
Cassery	Hanson	McArthur	Quirin	Wenzel
Cleary	Heinitz	McCarron	Resner	Wohlwend
Clifford	Hook	McCauley	Rice	Wolcott
Connors	Jacobs	McFarlin	Ryan	Mr. Speaker
Cummiskey	Jaros	McMillan	St. Onge	

Those who voted in the negative were:

McEachern Weaver

The bill was passed and its title agreed to.

H. F. No. 2238, A bill for an act relating to Dakota county; soil and water conservation; expenditures from general revenue fund.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	McMillan	Salchert
Adams, S.	Dieterich	Johnson, D.	Menke	Samuelson
Andersen, R.	Dirlam	Johnson, J.	Miller, D.	Sarna
Anderson, D.	Eckstein	Johnson, R.	Miller, M.	Savelkoul
Anderson, G.	Eken	Jopp	Moe	Schreiber
Anderson, I.	Enebo	Jude	Mueller	Schulz
Becklin	Erdahl	Kahn	Munger	Searle
Belisle	Erickson	Kelly	Nelson	Sherwood
Bell	Esau	Kempe	Niehaus	Sieben, H.
Bennett	Faricy	Klaus	Norton	Sieben, M.
Berg	Ferderer	Knickerbocker	Ohnstad	Skaar
Berglin	Fjoslien	Kvam	Ojala	Smith
Biersdorf	Flakne	Laidig	Parish	Stangeland
Boland	Forsythe	Larson	Patton	Stanton
Braun	Fudro	LaVoy	Pavlak, R.	Swanson
Brinkman	Fugina	Lemke	Pavlak, R. L.	Tomlinson
Carlson, A.	Graba	Lindstrom, E.	Pehler	Ulland
Carlson, B.	Graw	Lindstrom, J.	Peterson	Vanasek
Carlson, D.	Growe	Lombardi	Pieper	Vento
Carlson, L.	Hagedorn	Long	Pleasant	Voss
Casserly	Hanson	Mann	Prahl	Weaver
Cleary	Haugerud	McArthur	Quirin	Wenzel
Clifford	Heinitz	McCarron	Resner	Wohlwend
Connors	Hook	McCauley	Rice	Wolcott
Cummiskey	Jacobs	McEachern	Ryan	Mr. Speaker
Dahl	Jaros	McFarlin	St. Onge	

The bill was passed and its title agreed to.

H. F. No. 2239, A bill for an act relating to Dakota county; housing and redevelopment authority; jurisdiction; amending Laws 1971, Chapter 333, Section 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Clifford	Graw	Lemke	Ojala
Adams, S.	Connors	Growe	Lindstrom, E.	Parish
Andersen, R.	Culhane	Hagedorn	Lindstrom, J.	Patton
Anderson, D.	Cummiskey	Hanson	Lombardi	Pavlak, R. L.
Anderson, G.	Dahl	Haugerud	Long	Pehler
Anderson, I.	DeGroat	Heinitz	Mann	Peterson
Becklin	Dieterich	Hook	McArthur	Pieper
Belisle	Dirlam	Jacobs	McCarron	Pleasant
Bell	Eckstein	Jaros	McCauley	Prahl
Bennett	Eken	Johnson, C.	McEachern	Quirin
Berg	Enebo	Johnson, D.	McFarlin	Resner
Berglin	Erdahl	Johnson, J.	McMillan	Rice
Biersdorf	Erickson	Johnson, R.	Menke	Ryan
Boland	Esau	Jopp	Miller, D.	St. Onge
Braun	Faricy	Jude	Miller, M.	Salchert
Brinkman	Ferderer	Kahn	Moe	Samuelson
Carlson, A.	Fjoslien	Kelly	Mueller	Sarna
Carlson, B.	Flakne	Knickerbocker	Munger	Savelkoul
Carlson, D.	Forsythe	Kvam	Nelson	Schreiber
Carlson, L.	Fudro	Laidig	Niehaus	Schulz
Casserly	Fugina	Larson	Norton	Searle
Cleary	Graba	LaVoy	Ohnstad	Sherwood

Sieben, H.	Stangeland	Ulland	Weaver	Mr. Speaker
Sieben, M.	Stanton	Vanasek	Wenzel	
Skaar	Swanson	Vento	Wohlwend	
Smith	Tomlinson	Voss	Wolcott	

The bill was passed and its title agreed to.

H. F. No. 2240 was reported to the House.

Sieben, H., moved to amend H. F. No. 2240, the printed bill, as follows:

Page 1, line 3, after "any" insert "existing or proposed".

Page 1, line 4, delete "recording" and insert "building permits are issued by the municipalities in which the subdivision or land survey plat is located".

Further amend the title on page 1, after "any" and before "county" insert "existing or proposed".

The motion prevailed and the amendment was adopted.

H. F. No. 2240, A bill for an act relating to Dakota county; plats and surveys contiguous with any county road in Dakota county; providing for approval thereof by the Dakota county board of commissioners.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Menke	Samuelson
Adams, S.	Dieterich	Johnson, D.	Miller, D.	Sarna
Andersen, R.	Dirlam	Johnson, J.	Miller, M.	Savelkoul
Anderson, D.	Eckstein	Johnson, R.	Moe	Schreiber
Anderson, G.	Eken	Jopp	Mueller	Schulz
Anderson, I.	Enebo	Jude	Munger	Searle
Becklin	Erdahl	Kahn	Nelson	Sherwood
Belisle	Erickson	Kelly	Niehaus	Sieben, H.
Bell	Esau	Klaus	Norton	Sieben, M.
Bennett	Faricy	Knickerbocker	Ohnstad	Skaar
Berg	Ferderer	Kvam	Ojala	Stangeland
Berglin	Fjoslien	Laidig	Parish	Stanton
Boland	Flakne	Larson	Patton	Swanson
Braun	Forsythe	LaVoy	Pavlak, R.	Tomlinson
Brinkman	Fudro	Lemke	Pavlak, R. L.	Ulland
Carlson, A.	Fugina	Lindstrom, E.	Pehler	Vanasek
Carlson, B.	Graba	Lindstrom, J.	Peterson	Vento
Carlson, D.	Graw	Lombardi	Pieper	Voss
Carlson, L.	Growe	Long	Pleasant	Weaver
Casserly	Hagedorn	Mann	Prahl	Wenzel
Cleary	Hanson	McArthur	Quirin	Wohlwend
Clifford	Hangerud	McCarron	Resner	Wolcott
Connors	Heinitz	McCauley	Rice	Mr. Speaker
Culhane	Hook	McEachern	Ryan	
Cummiskey	Jacobs	McFarlin	St. Onge	
Dahl	Jaros	McMillan	Salchert	

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

H. F. No. 1949, A bill for an act relating to Ramsey county; authorization of the county to appropriate and expend moneys in the improvements of lakes and acquiring land in the vicinity of such lakes for recreational grounds; repealing annual expenditure limitation; amending Laws 1927, Chapter 209, Section 1, as amended.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	McFarlin	St. Onge
Adams, S.	DeGroat	Johnson, C.	McMillan	Salchert
Andersen, R.	Dieterich	Johnson, D.	Menke	Samuelson
Anderson, D.	Dirlam	Johnson, J.	Miller, D.	Sarna
Anderson, G.	Eckstein	Johnson, R.	Miller, M.	Savelkoul
Anderson, I.	Eken	Jopp	Moe	Schreiber
Becklin	Enebo	Jude	Mueller	Schulz
Belisle	Erdahl	Kahn	Munger	Searle
Bell	Erickson	Kelly	Nelson	Sherwood
Bennett	Esau	Kempe	Niehaus	Sieben, H.
Berg	Faricy	Klaus	Norton	Sieben, M.
Berglin	Ferderer	Knickerbocker	Ohnstad	Skaar
Biersdorf	Fjoslien	Kvam	Ojala	Stangeland
Boland	Flakne	Laidig	Parish	Stanton
Braun	Forsythe	Larson	Patton	Swanson
Brinkman	Fudro	LaVoy	Pavlak, R.	Tomlinson
Carlson, A.	Fugina	Lemke	Pavlak, R. L.	Ulland
Carlson, B.	Graba	Lindstrom, E.	Pehler	Vanasek
Carlson, D.	Graw	Lindstrom, J.	Peterson	Vento
Carlson, L.	Growe	Lombardi	Pieper	Voss
Casserly	Hagedorn	Long	Pleasant	Weaver
Cleary	Hanson	Mann	Prahl	Wenzel
Clifford	Haugerud	McArthur	Quirin	Wohlwend
Connors	Heinitz	McCarron	Resner	Wolcott
Culhane	Hook	McCauley	Rice	Mr. Speaker
Cummiskey	Jacobs	McEachern	Ryan	

The bill was passed and its title agreed to.

H. F. No. 2241 was reported to the House.

Salchert moved to amend H. F. No. 2241, the printed bill, as follows:

Line 3, after the word "exceeding" and before the word "to", strike "\$5,000,000" and insert in lieu thereof "\$2,000,000".

Line 5, after "Sec. 2." strike the balance of the line.

Strike all of lines 6 through 10 and insert in lieu thereof, the following:

"Such bonds shall be issued and sold in accordance with Minnesota Statutes, Chapter 475, without first obtaining the approval of the majority of the electors, and the terms of each series of such bonds shall be established so that the total amount of principal and interest to become due on all such bonds in any year shall not exceed an amount equal to one-third mill times the

assessed value of all taxable property in the county, as most recently determined before the issuance of that series, and shall be deducted from the amount which may be levied for other park purposes within the limitation provided in Minnesota Statutes, Sections 398.32 to 398.36.”

The motion prevailed and the amendment was adopted.

H. F. No. 2241, A bill for an act relating to Dakota county; authorizing the board of commissioners to issue bonds for the acquisition and betterment of parklands; authorizing a levy, within existing park levy limits, and limited to specific purposes, without a referendum.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 5, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Menke	Samuelson
Adams, S.	Dirlam	Johnson, R.	Miller, D.	Sarna
Andersen, R.	Eckstein	Jopp	Moe	Savelkoul
Anderson, G.	Eken	Jude	Mueller	Schreiber
Anderson, I.	Enebo	Kahn	Munger	Schulz
Belisle	Faricy	Kelly	Nelson	Searle
Bell	Ferderer	Kempe	Niehaus	Sherwood
Bennett	Fjoslien	Knickerbocker	Norton	Sieben, H.
Berg	Flakne	Kvam	Ohnstad	Sieben, M.
Berglin	Forsythe	Laidig	Ojala	Skaar
Biersdorf	Fudro	Larson	Parish	Smith
Boland	Fugina	LaVoy	Patton	Stanton
Brinkman	Graba	Lemke	Paviak, R.	Swanson
Carlson, A.	Graw	Lindstrom, E.	Paviak, R. L.	Tomlinson
Carlson, B.	Growe	Lindstrom, J.	Pehler	Ulland
Carlson, D.	Hagedorn	Lombardi	Peterson	Vanasek
Carlson, L.	Hanson	Long	Pieper	Vento
Casserly	Haugerud	Mann	Pleasant	Voss
Clifford	Heinitz	McArthur	Prahl	Weaver
Connors	Hook	McCarron	Quirin	Wenzel
Culhané	Jacobs	McCauley	Resner	Wolcott
Cummiskey	Jaros	McEachern	Rice	Mr. Speaker
Dahl	Johnson, C.	McFarlin	Ryan	
DeGroat	Johnson, D.	McMillan	Salchert	

Those who voted in the negative were:

Anderson, D.	Becklin	Erdahl	Erickson	Klaus
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The bill was passed, as amended, and its title agreed to.

S. F. No. 1027, A bill for an act relating to St. Louis county; providing for certain changes in the county civil service; amending Laws 1941, Chapter 423, Section 21, as amended.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jacobs	Menke	Salchert
Adams, S.	DeGroat	Jaros	Miller, D.	Samuelson
Andersen, R.	Dieterich	Johnson, C.	Miller, M.	Sarna
Anderson, D.	Dirlam	Johnson, D.	Moe	Savelkoul
Anderson, G.	Eckstein	Johnson, R.	Mueller	Schreiber
Anderson, I.	Eken	Jopp	Munger	Schulz
Becklin	Enebo	Jude	Nelson	Searle
Belisle	Erdahl	Kahn	Niehaus	Sherwood
Bell	Erickson	Kelly	Norton	Sieben, H.
Bennett	Esau	Kempe	Ohnstad	Sieben, M.
Berg	Faricy	Knickerbocker	Ojala	Skaar
Berglin	Ferderer	Kvam	Parish	Smith
Boland	Fjoslien	Laidig	Patton	Stangeland
Braun	Flakne	Larson	Pavlak, R.	Stanton
Brinkman	Forsythe	LaVoy	Pavlak, R. L.	Swanson
Carlson, A.	Fudro	Lemke	Pehler	Tomlinson
Carlson, B.	Fugina	Lindstrom, J.	Peterson	Ulland
Carlson, D.	Graba	Lombardi	Pieper	Vanasek
Carlson, L.	Graw	Long	Pleasant	Vento
Casserly	Growe	Mann	Prahl	Voss
Cleary	Hagedorn	McArthur	Quirin	Weaver
Clifford	Hanson	McCarron	Resner	Wenzel
Connors	Haugerud	McCauley	Rice	Wohlwend
Culhane	Heinitz	McEachern	Ryan	Wolcott
Cummiskey	Hook	McMillan	St. Onge	Mr. Speaker

Those who voted in the negative were:

Johnson, J. Klaus Lindstrom, E.

The bill was passed and its title agreed to.

S. F. No. 1354, A bill for an act relating to Hennepin county; establishing for county employees a year of 2,080 working hours for purposes of salary adjustment; amending Laws 1965, Chapter 466, Section 1, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, S.	Carlson, L.	Faricy	Johnson, C.	Lindstrom, J.
Andersen, R.	Casserly	Ferderer	Johnson, D.	Lombardi
Anderson, D.	Cleary	Fjoslien	Johnson, J.	Long
Anderson, G.	Clifford	Flakne	Johnson, R.	Mann
Anderson, I.	Connors	Forsythe	Jopp	McArthur
Becklin	Culhane	Fudro	Jude	McCarron
Belisle	Cummiskey	Fugina	Kahn	McCauley
Bell	Dahl	Graba	Kelly	McEachern
Bennett	DeGroat	Graw	Kempe	McFarlin
Berg	Dieterich	Growe	Klaus	McMillan
Berglin	Dirlam	Hagedorn	Knickerbocker	Menke
Biersdorf	Eckstein	Hanson	Kvam	Miller, D.
Boland	Eken	Haugerud	Laidig	Miller, M.
Brinkman	Enebo	Heinitz	Larson	Moe
Carlson, A.	Erdahl	Hook	LaVoy	Mueller
Carlson, B.	Erickson	Jacobs	Lemke	Munger
Carlson, D.	Esau	Jaros	Lindstrom, E.	Nelson

Niehaus	Peterson	Salchert	Sieben, M.	Vento
Norton	Pieper	Samuelson	Skaar	Voss
Ohnstad	Pleasant	Sarna	Smith	Weaver
Ojala	Prahl	Savelkoul	Stangeland	Wenzel
Parish	Quirin	Schreiber	Stanton	Wohlwend
Patton	Resner	Schulz	Swanson	Wolcott
Pavlak, R.	Rice	Searle	Tomlinson	Mr. Speaker
Pavlak, R. L.	Ryan	Sherwood	Ulland	
Pehler	St. Onge	Sieben, H.	Vanasek	

The bill was passed and its title agreed to.

S. F. No. 1695, A bill for an act relating to Hennepin county revising membership of county library board; amending Extra Session Laws 1967, Chapter 24, Section 5.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	McMillan	Salchert
Adams, S.	Dieterich	Johnson, D.	Menke	Samuelson
Andersen, R.	Dirlam	Johnson, J.	Miller, D.	Sarna
Anderson, D.	Eckstein	Johnson, R.	Miller, M.	Savelkoul
Anderson, G.	Eken	Jopp	Moe	Schreiber
Anderson, I.	Enebo	Jude	Mueller	Schulz
Becklin	Erdahl	Kahn	Munger	Searle
Belisle	Erickson	Kelly	Nelson	Sherwood
Bell	Esau	Kempe	Niehaus	Sieben, H.
Bennett	Faricy	Klaus	Norton	Sieben, M.
Berg	Ferderer	Knickerbocker	Ohnstad	Skaar
Berglin	Fjoslien	Kvam	Ojala	Smith
Biersdorf	Flakne	Laidig	Parish	Stangeland
Boland	Forsythe	Larson	Patton	Stanton
Braun	Fudro	LaVoy	Pavlak, R.	Swanson
Brinkman	Fugina	Lemke	Pavlak, R. L.	Tomlinson
Carlson, A.	Graba	Lindstrom, E.	Pehler	Ulland
Carlson, B.	Graw	Lindstrom, J.	Peterson	Vanasek
Carlson, D.	Grove	Lombardi	Pieper	Vento
Carlson, L.	Hagedorn	Long	Pleasant	Voss
Casserly	Hanson	Mann	Prahl	Weaver
Cleary	Haugerud	McArthur	Quirin	Wenzel
Connors	Heinitz	McCarron	Resner	Wohlwend
Culhane	Hook	McCauley	Rice	Wolcott
Cummiskey	Jacobs	McEachern	Ryan	Mr. Speaker
Dahl	Jaros	McFarlin	St. Onge	

The bill was passed and its title agreed to.

MOTION FOR RECONSIDERATION

Pursuant to notice given on April 28, 1973, Faricy moved that the vote whereby H. F. No. 1870 was passed on the Consent Calendar on April 28, 1973, be now reconsidered. The motion prevailed.

H. F. No. 1870 was reported to the House.

Faricy moved to amend H. F. No. 1870, the printed bill, as follows:

In lines 1 and 2 of the bill after "Chapter 117," and before the word "when" strike "any city of the first class" and insert in lieu thereof "the city of Minneapolis".

Further, strike the title and insert in lieu thereof the following:

"A bill for an act relating to the city of Minneapolis and authorizing condemnation of real property in certain instances pursuant to procedures set forth in its home rule charter or Minnesota Statutes 1971, Chapter 430."

The motion prevailed and the amendment was adopted.

H. F. No. 1870, A bill for an act relating to the city of Minneapolis and authorizing condemnation of real property in certain instances pursuant to procedures set forth in its home rule charter or Minnesota Statutes 1971, Chapter 430.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 122, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jacobs	Menke	Salchert
Adams, S.	DeGroat	Jaros	Miller, D.	Samuelson
Andersen, R.	Dieterich	Johnson, C.	Miller, M.	Savelkoul
Anderson, D.	Dirlam	Johnson, D.	Moe	Schreiber
Anderson, G.	Eckstein	Johnson, J.	Mueller	Schulz
Anderson, I.	Eken	Johnson, R.	Munger	Searle
Becklin	Enebo	Jopp	Nelson	Sherwood
Belisle	Erdahl	Jude	Niehaus	Sieben, H.
Bell	Erickson	Kahn	Norton	Sieben, M.
Bennett	Esau	Kelly	Ohnstad	Skaar
Berg	Faricy	Kempe	Ojala	Smith
Berglin	Ferderer	Knickerbocker	Parish	Stangeland
Biersdorf	Fjoslien	Laidig	Patton	Stanton
Boland	Flakne	Larson	Pavlak, R.	Swanson
Braun	Forsythe	LaVoy	Pavlak, R. L.	Tomlinson
Brinkman	Fudro	Lemke	Pehler	Ulland
Carlson, A.	Fugina	Lindstrom, E.	Peterson	Vanasek
Carlson, B.	Graba	Lombardi	Pieper	Vento
Carlson, D.	Graw	Long	Pleasant	Voss
Carlson, L.	Grove	Mann	Prahl	Weaver
Casserly	Hagedorn	McCarron	Quirin	Wenzel
Cleary	Hanson	McCauley	Resner	Mr. Speaker
Clifford	Haugerud	McEachern	Rice	
Connors	Heinitz	McFarlin	Ryan	
Cummiskey	Hook	McMillan	St. Onge	

Those who voted in the negative were:

Klaus

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

CALENDAR

H. F. No. 1190, A bill for an act relating to municipal industrial development; amending Minnesota Statutes 1971, Sections 474.02, Subdivision 1; 474.03; 474.04; 474.06; and 474.09.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill and the roll being called, there were yeas 126, and nays 1, as follows:

Those voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Moe	Schreiber
Adams, S.	Dirlam	Johnson, R.	Mueller	Schulz
Andersen, R.	Eckstein	Jopp	Munger	Searle
Anderson, D.	Eken	Jude	Nelson	Sherwood
Anderson, G.	Enebo	Kahn	Niehaus	Sieben, H.
Anderson, I.	Erdahl	Kelly	Norton	Sieben, M.
Becklin	Erickson	Kempe	Ohnstad	Skaar
Belisle	Esau	Klaus	Ojala	Smith
Bennett	Faricy	Knickerbocker	Parish	Spanish
Berg	Ferderer	Kvam	Patton	Stangeland
Berglin	Fjoslien	Laidig	Pavlak, R.	Stanton
Biersdorf	Flakne	Larson	Pavlak, R. L.	Swanson
Boland	Forsythe	LaVoy	Pehler	Tomlinson
Braun	Fudro	Lemke	Peterson	Ulland
Brinkman	Fugina	Lindstrom, E.	Pieper	Vanasek
Carlson, A.	Graba	Lindstrom, J.	Pleasant	Vento
Carlson, B.	Graw	Lombardi	Prahl	Voss
Carlson, D.	Growe	Long	Quirin	Weaver
Carlson, L.	Hagedorn	Mann	Resner	Wenzel
Casserly	Hanson	McCarron	Rice	Wohlwend
Cleary	Heimitz	McEachern	Ryan	Wolcott
Clifford	Hook	McFarlin	St. Onge	Mr. Speaker
Connors	Jacobs	McMillan	Salchert	
Culhane	Jaros	Menke	Samuelson	
Dahl	Johnson, C.	Miller, D.	Sarna	
DeGroat	Johnson, D.	Miller, M.	Savelkoul	

Those who voted in the negative were:

Bell

The bill was passed and its title agreed to.

H. F. No. 977, A bill for an act relating to the state junior college board; increasing membership of the state junior college board from five to seven members; amending Minnesota Statutes 1971, Section 136.61, Subdivisions 1 and 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 113, and nays 13, as follows:

Those who voted in the affirmative were:

Adams, J.	Biersdorf	Culhane	Flakne	Jaros
Adams, S.	Boland	Dahl	Forsythe	Johnson, C.
Andersen, R.	Braun	Dieterich	Fudro	Johnson, D.
Anderson, D.	Brinkman	Dirlam	Fugina	Johnson, J.
Anderson, G.	Carlson, B.	Eckstein	Graba	Johnson, R.
Anderson, I.	Carlson, D.	Eken	Graw	Jude
Becklin	Carlson, L.	Enebo	Growe	Kahn
Bell	Casserly	Erdahl	Hanson	Kelly
Bennett	Cleary	Erickson	Haugerud	Kempe
Berg	Clifford	Esau	Heimitz	Klaus
Berglin	Connors	Faricy	Jacobs	Knickerbocker

Kvam	McMillan	Patton	Salchert	Tomlinson
Laidig	Menke	Pavlak, R.	Samuelson	Ulland
LaVoy	Miller, D.	Pavlak, R. L.	Sarna	Vanasek
Lemke	Miller, M.	Pehler	Savelkoul	Vento
Lindstrom, J.	Mueller	Peterson	Schreiber	Voss
Lombardi	Munger	Pieper	Schulz	Weaver
Mann	Nelson	Prahl	Sherwood	Wenzel
McArthur	Niehaus	Quirin	Sieben, H.	Wohlwend
McCarron	Norton	Resner	Sieben, M.	Wolcott
McCauley	Ohnstad	Rice	Smith	Mr. Speaker
McEachern	Ojala	Ryan	Stanton	
McFarlin	Parish	St. Onge	Swanson	

Those who voted in the negative were:

Belisle	Ferderer	Larson	Pleasant	Stangeland
Carlson, A.	Hagedorn	Lindstrom, E.	Searle	
DeGroat	Hook	Long	Skaar	

The bill was passed and its title agreed to.

S. F. No. 531, A bill for an act relating to deceptive trade practices; making the law relating thereto uniform with that of certain other states.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Menke	Sarna
Adams, S.	DeGroat	Johnson, D.	Miller, D.	Savelkoul
Andersen, R.	Dieterich	Johnson, J.	Miller, M.	Schreiber
Anderson, D.	Dirlam	Jopp	Moe	Schulz
Anderson, G.	Eckstein	Jude	Mueller	Searle
Anderson, I.	Eken	Kahn	Munger	Sherwood
Becklin	Enebo	Kelly	Nelson	Sieben, H.
Belisle	Erdahl	Kempe	Niehaus	Sieben, M.
Bell	Erickson	Klaus	Norton	Skaar
Bennett	Esau	Knickerbocker	Ohnstad	Smith
Berg	Faricy	Kvam	Ojala	Spanish
Berglin	Ferderer	Laidig	Parish	Stangeland
Biersdorf	Fjoslien	Larson	Patton	Stanton
Boland	Flakne	LaVoy	Pavlak, R.	Swanson
Braun	Forsythe	Lemke	Pehler	Tomlinson
Brinkman	Fudro	Lindstrom, E.	Peterson	Ulland
Carlson, A.	Fugina	Lindstrom, J.	Pieper	Vanasek
Carlson, B.	Graba	Lombardi	Pleasant	Vento
Carlson, D.	Graw	Long	Prahl	Voss
Carlson, L.	Growe	Mann	Quirin	Weaver
Casserly	Hagedorn	McArthur	Resner	Wenzel
Cleary	Hanson	McCarron	Rice	Wohlwend
Clifford	Haugerud	McCauley	Ryan	Wolcott
Connors	Heinitz	McEachern	St. Onge	Mr. Speaker
Culhane	Hook	McFarlin	Salchert	
Cummiskey	Jacobs	McMillan	Samuelson	

The bill was passed and its title agreed to.

H. F. No. 149, A bill for an act relating to snowmobiles; authorizing the operation of snowmobiles on bridges under certain

conditions; amending Minnesota Statutes 1971, Section 84.87, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	McFarlin	St. Onge
Adams, S.	DeGroat	Johnson, C.	McMillan	Salchert
Andersen, R.	Dieterich	Johnson, D.	Menke	Samuelson
Anderson, D.	Dirlam	Johnson, J.	Miller, D.	Sarna
Anderson, G.	Eckstein	Johnson, R.	Miller, M.	Savelkoul
Anderson, I.	Eken	Jopp	Moe	Schreiber
Becklin	Enebo	Jude	Mueller	Schulz
Belisle	Erdahl	Kahn	Munger	Sherwood
Bell	Erickson	Kelly	Nelson	Sieben, H.
Bennett	Esau	Kempe	Niehaus	Sieben, M.
Berg	Faricy	Klaus	Norton	Skaar
Berglin	Ferderer	Knickerbocker	Ohnstad	Smith
Biersdorf	Fjoslien	Kvam	Ojala	Spanish
Boland	Flakne	Laidig	Parish	Stangeland
Braun	Forsythe	Larson	Patton	Stanton
Brinkman	Fudro	LaVoy	Pavlak, R.	Swanson
Carlson, A.	Fugina	Lemke	Pavlak, R. L.	Tomlinson
Carlson, B.	Graba	Lindstrom, E.	Pehler	Ulland
Carlson, D.	Graw	Lindstrom, J.	Peterson	Vanasek
Carlson, L.	Grove	Lombardi	Pieper	Vento
Casserly	Hagedorn	Long	Pleasant	Voss
Cleary	Hanson	Mann	Prahl	Weaver
Clifford	Haugerud	McArthur	Quirin	Wenzel
Connors	Heinitz	McCarron	Resner	Wohlwend
Culhane	Hook	McCauley	Rice	Wolcott
Cummiskey	Jacobs	McEachern	Ryan	Mr. Speaker

The bill was passed and its title agreed to.

H. F. No. 1425, A bill for an act relating to the supreme court; authorizing promulgation of rules of evidence by the supreme court; repealing Minnesota Statutes 1971, Section 480.059, Subdivision 7.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Boland	Dahl	Fjoslien	Hook
Adams, S.	Brinkman	DeGroat	Flakne	Jacobs
Andersen, R.	Carlson, A.	Dieterich	Forsythe	Jaros
Anderson, D.	Carlson, B.	Dirlam	Fudro	Johnson, C.
Anderson, G.	Carlson, D.	Eckstein	Fugina	Johnson, D.
Anderson, I.	Carlson, L.	Eken	Graba	Johnson, J.
Becklin	Casserly	Enebo	Graw	Johnson, R.
Belisle	Cleary	Erdahl	Grove	Jopp
Bell	Clifford	Erickson	Hagedorn	Jude
Berg	Connors	Esau	Hanson	Kahn
Berglin	Culhane	Faricy	Haugerud	Kelly
Biersdorf	Cummiskey	Ferderer	Heinitz	Kempe

Klaus	McCauley	Ojala	St. Onge	Stangeland
Knickerbocker	McEachern	Parish	Salchert	Stanton
Kvam	McFarlin	Patton	Samuelson	Swanson
Laidig	McMillan	Pavlak, R.	Sarna	Tomlinson
Larson	Menke	Pavlak, R. L.	Savelkoui	Ulland
LaVoy	Miller, D.	Pehler	Schreiber	Vanasek
Lemke	Miller, M.	Peterson	Schulz	Vento
Lindstrom, E.	Moe	Pieper	Searle	Voss
Lindstrom, J.	Mueller	Pleasant	Sherwood	Weaver
Lombardi	Munger	Prahl	Sieben, H.	Wenzel
Long	Nelson	Quirin	Sieben, M.	Wohlwend
Mann	Niehaus	Resner	Skaar	Wolcott
McArthur	Norton	Rice	Smith	Mr. Speaker
McCarron	Ohnstad	Ryan	Spanish	

The bill was passed and its title agreed to.

S. F. No. 454, A resolution memorializing the President and Congress to provide by law that industries may not move operations to escape environmental protection legislation.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 103, and nays 15, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Miller, M.	Savelkoul
Andersen, R.	Dieterich	Johnson, D.	Moe	Schulz
Anderson, G.	Dirlam	Johnson, J.	Mueller	Sherwood
Anderson, I.	Eckstein	Jude	Munger	Sieben, H.
Becklin	Eken	Kahn	Nelson	Sieben, M.
Belisle	Enebo	Kelly	Norton	Smith
Bell	Faricy	Kempe	Ojala	Spanish
Bennett	Ferderer	Knickerbocker	Parish	Stangeland
Berg	Fjoslien	Kvam	Patton	Stanton
Berglin	Flakne	Laidig	Pavlak, R.	Swanson
Boland	Fudro	LaVoy	Pehler	Tomlinson
Braun	Fugina	Lemke	Peterson	Ulland
Carlson, A.	Graba	Lindstrom, E.	Pieper	Vanasek
Carlson, B.	Growe	Lindstrom, J.	Prahl	Vento
Carlson, D.	Hagedorn	Mann	Quirin	Voss
Carlson, L.	Hanson	McArthur	Resner	Wenzel
Casserly	Haugerud	McCarron	Rice	Wohlwend
Cleary	Heinitz	McEachern	Ryan	Wolcott
Clifford	Hook	McMillan	St. Onge	Mr. Speaker
Connors	Jacobs	Menke	Samuelson	
Cummiskey	Jaros	Miller, D.	Sarna	

Those who voted in the negative were:

Anderson, D.	Erickson	Jopp	McFarlin	Pleasant
DeGroat	Esau	Klaus	Ohnstad	Skaar
Erdahl	Johnson, R.	Long	Pavlak, R. L.	Weaver

The bill was passed and its title agreed to.

H. F. No. 662, A bill for an act relating to food; providing for the regulation and licensing of food handlers; amending Minnesota Statutes 1971, Sections 28A.05; 28A.15, Subdivisions 6, 7, and 8; 28A.16; 32.59; and 34.05; repealing Minnesota Statutes 1971, Section 31.495, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	McMillan	Salchert
Adams, S.	DeGroat	Johnson, D.	Menke	Samuelson
Andersen, R.	Dieterich	Johnson, J.	Miller, D.	Sarna
Anderson, D.	Dirlam	Johnson, R.	Miller, M.	Savelkoul
Anderson, G.	Eckstein	Jopp	Moe	Schreiber
Anderson, I.	Eken	Jude	Mueller	Schulz
Becklin	Enebo	Kahn	Munger	Searle
Belisle	Erdahl	Kelly	Nelson	Sherwood
Bell	Erickson	Kempe	Niehaus	Sieben, H.
Bennett	Esau	Klaus	Norton	Sieben, M.
Berg	Faricy	Knickerbocker	Ohnstad	Skaar
Berglin	Ferderer	Kvam	Ojala	Smith
Biersdorf	Flakne	Laidig	Parish	Spanish
Boland	Forsythe	Larson	Patton	Stangeland
Braun	Fudro	LaVoy	Pavlak, R.	Stanton
Brinkman	Fugina	Lemke	Pavlak, R. L.	Swanson
Carlson, A.	Graba	Lindstrom, E.	Pehler	Tomlinson
Carlson, B.	Graw	Lindstrom, J.	Peterson	Ulland
Carlson, D.	Growe	Lombardi	Pieper	Vanasek
Carlson, L.	Hagedorn	Long	Pleasant	Vento
Casserly	Hanson	Mann	Prahl	Voss
Cleary	Haugerud	McArthur	Quirin	Weaver
Clifford	Heinitz	McCarron	Resner	Wenzel
Connors	Hook	McCaughey	Rice	Wohlwend
Culhane	Jacobs	McEachern	Ryan	Wolcott
Cummiskey	Jaros	McFarlin	St. Onge	Mr. Speaker

The bill was passed and its title agreed to.

H. F. No. 1110, A bill for an act relating to commerce; providing for the registration and regulation of franchises by the commissioner of securities; requiring certain disclosures; defining and prohibiting unfair practices; providing penalties.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Brinkman	Eckstein	Growe	Kelly
Adams, S.	Carlson, A.	Eken	Hagedorn	Kempe
Andersen, R.	Carlson, B.	Enebo	Hanson	Klaus
Anderson, D.	Carlson, D.	Erdahl	Haugerud	Knickerbocker
Anderson, G.	Carlson, L.	Erickson	Heinitz	Kvam
Anderson, I.	Casserly	Esau	Hook	Laidig
Becklin	Cleary	Faricy	Jacobs	Larson
Belisle	Clifford	Ferderer	Jaros	Lemke
Bell	Connors	Fjoslien	Johnson, C.	Lindstrom, E.
Bennett	Culhane	Flakne	Johnson, D.	Lindstrom, J.
Berg	Cummiskey	Forsythe	Johnson, J.	Lombardi
Berglin	Dahl	Fudro	Johnson, R.	Long
Biersdorf	DeGroat	Fugina	Jopp	Mann
Boland	Dieterich	Graba	Jude	McArthur
Braun	Dirlam	Graw	Kahn	McCarron

McCauley	Niehaus	Pleasant	Schulz	Tomlinson
McEachern	Norton	Prahl	Searle	Ulland
McFarlin	Ohnstad	Quirin	Sherwood	Vanasek
McMillan	Ojala	Resner	Sieben, H.	Vento
Menke	Parish	Rice	Sieben, M.	Voss
Miller, D.	Patton	Ryan	Skaar	Wenzel
Miller, M.	Pavlak, R.	St. Onge	Smith	Wohlwend
Moe	Pavlak, R. L.	Salchert	Spanish	Wolcott
Mueller	Pehler	Samuelson	Stangeland	Mr. Speaker
Munger	Peterson	Savelkoul	Stanton	
Nelson	Pieper	Schreiber	Swanson	

The bill was passed and its title agreed to.

SPECIAL ORDERS

H. F. No. 1550 was reported to the House.

Menke moved to amend H. F. No. 1550, the printed bill, as follows:

Page 12, line 16, after "*legislature*" add "*including temporary or permanent employees of legislative committees or commissions. Employees of the legislative audit commission, except for the legislative auditor, his deputy, and his confidential secretary, however, shall be employees in the classified civil service of the state;*".

Page 12, strike lines 28 through 30; renumber clauses accordingly.

The motion prevailed and the amendment was adopted.

Menke moved to amend H. F. No. 1550, the printed bill, as follows:

Page 6, line 14, strike "and judicial branches" and insert in lieu thereof "*branch*".

The motion prevailed and the amendment was adopted.

Menke moved to amend H. F. No. 1550, the printed bill, as follows:

Page 24, line 8, after "*duty*" insert "." and strike "*within ten years of ap*". Also strike lines 9 and 10.

Page 24, line 8, after "*duty.*" insert "*A disabled veteran, defined as a veteran who is certified by the federal veterans administration to have a service connected disability of at least ten percent, shall be entitled to claim a veterans preference for life. Any other veteran is entitled to claim a veterans preference within ten years of separation or discharge, except that time spent by such veteran as a student in a full time educational program after separation or discharge shall not be applied against the time limitation stated above. Any veterans preference may be claimed only for initial entry into the classified state civil service.*".

Page 24, line 12, strike "*, as defined by personnel rule*".

The motion prevailed and the amendment was adopted.

Menke moved to amend H. F. No. 1550, the printed bill, as follows:

Page 15, line 7, after "total of" strike "30" and insert in lieu thereof "20". Also in line 7 after "within" strike "three" and insert in lieu thereof "two".

The motion prevailed and the amendment was adopted.

Sieben, H., moved to amend H. F. No. 1550, the printed bill as follows:

Page 13, line 2, insert the following: "*(13) members of the state highway patrol; provided that selection and appointment of highway patrol officers shall be made in accordance with applicable laws governing the classified state civil service.*".

Renumber the following clauses in sequence.

Page 31, strike line 36; page 32, strike lines 1 through 13 in their entirety. Renumber sections accordingly.

Page 34, line 24, after "43.30" insert "and" and on the same line strike "and 299D.03, Sub-", and on line 25 strike "divisions 2, 7, 8, 9, 10, 11, and 12".

Also amend the title by striking "; and 299D.03, Subdivisions 2, 7, 8, 9, 10, 11, and 12".

The motion prevailed and the amendment was adopted.

Dirlam moved to amend H. F. No. 1550, the printed bill, as follows:

Page 24, strike all of Sec. 32.

Page 34, line 24, strike "43.30;".

A roll call was requested and properly seconded.

The question was taken on the adoption of the amendment and the roll being called, there were yeas 58, and nays 62, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Hagedorn	McEachern.	Savelkoul
Adams, S.	Eckstein	Heinitz	McFarlin	Schreiber
Anderson, D.	Eken	Jacobs	Miller, M.	Searle
Anderson, G.	Erdahl	Jopp	Mueller	Skaar
Becklin	Erickson	Kempe	Niehaus	Spanish
Belisle	Esau	Klaus	Ohnstad	Stangeland
Biersdorf	Ferderer	Kvam	Parish	Swanson
Carlson, D.	Fjoslien	Laidig	Patton	Weaver
Cleary	Flakne	Lombardi	Pieper	Wohlwend
Clifford	Forsythe	Long	Prahl	Wolcott
Culhane	Fudro	Mann	Rice	
DeGroat	Graw	McCauley	Ryan	

Those who voted in the negative were:

Andersen, R.	Berg	Brinkman	Connors	Faricy
Anderson, I.	Berglin	Carlson, A.	Cummiskey	Fugina
Bell	Boland	Carlson, L.	Dieterich	Graba
Bennett	Braun	Cassery	Enebo	Growe

Haugerud	Knickerbocker	Munger	St. Onge	Ulland
Jaros	LaVoy	Nelson	Sarna	Vanasek
Johnson, C.	Lemke	Ojala	Schulz	Vento
Johnson, D.	Lindstrom, E.	Pavlak, R.	Sherwood	Voss
Johnson, J.	Lindstrom, J.	Pehler	Sieben, H.	Wenzel
Johnson, R.	McCarron	Peterson	Sieben, M.	Mr. Speaker
Jude	Menke	Pleasant	Smith	
Kahn	Miller, D.	Quirin	Stanton	
Kelly	Moe	Resner	Tomlinson	

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

POINT OF ORDER

Klaus raised a point of order pursuant to Rule 5 that H. F. No. 1550 be re-referred to the Committee on Appropriations. The Speaker ruled the point of order not well taken.

H. F. No. 1550, A bill for an act relating to personnel in government; their rights, privileges and benefits; creating a department of personnel; defining its powers and duties; amending Minnesota Statutes 1971, Sections 15A.021; 15A.031; 15A.041; 15A.101; 15A.12; 43.01, Subdivisions 6, 7, 8, and 9, and by adding subdivisions; 43.02; 43.03; 43.05; 43.06; 43.07; 43.08; 43.09; 43.111; 43.122; 43.128; 43.13; 43.15; 43.17, Subdivision 2; 43.18, Subdivision 1; 43.19; 43.21; 43.23; 43.24; 43.32; 43.48; 43.43; and Chapter 43, by adding sections; repealing Minnesota Statutes 1971, Sections 15A.14; 16.02, Subdivisions 20 and 22; 43.01, Subdivision 5; 43.041; 43.10; 43.18, Subdivision 3; 43.30; and 43.34.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 117, and nays 11, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Jacobs	Menke	Samuelson
Adams, S.	Cummiskey	Jaros	Miller, D.	Sarna
Andersen, R.	Dahl	Johnson, C.	Miller, M.	Savelkoul
Anderson, D.	DeGroat	Johnson, D.	Moe	Schreiber
Anderson, G.	Dieterich	Johnson, J.	Mueller	Schulz
Anderson, I.	Dirlam	Johnson, R.	Munger	Sherwood
Becklin	Eckstein	Jude	Nelson	Sieben, H.
Belisle	Eken	Kahn	Norton	Sieben, M.
Bell	Enebo	Kelly	Ojala	Smith
Bennett	Faricy	Kempe	Parish	Stanton
Berg	Ferderer	Knickerbocker	Patton	Swanson
Berglin	Fjoslien	Laidig	Pavlak, R.	Tomlinson
Biersdorf	Flakne	Larson	Pavlak, R. L.	Ulland
Boland	Forsythe	LaVoy	Pehler	Vanasek
Braun	Fudro	Lemke	Peterson	Vento
Brinkman	Fugina	Lindstrom, E.	Pieper	Voss
Carlson, A.	Gaba	Lindstrom, J.	Pleasant	Weaver
Carlson, B.	Graw	Lombardi	Prahl	Wenzel
Carlson, D.	Growe	Mann	Quirin	Wohlwend
Carlson, L.	Hagedorn	McArthur	Resner	Wolcott
Casserly	Hanson	McCarron	Rice	Mr. Speaker
Cleary	Haugerud	McCauley	Ryan	
Clifford	Heinitz	McEachern	St. Onge	
Connors	Hook	McFarlin	Salchert	

Those who voted in the negative were:

Erdahl	Klaus	Niehaus	Skaar	Stangeland
Erickson	Kvam	Ohnstad		
Jopp	Long	Searle		

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

GENERAL ORDERS

Pursuant to Rules of the House, the House resolved itself into the Committee of the Whole, with Mr. Sabo in the Chair, for the consideration of bills pending on General Orders of the day.

Pursuant to Rule 12, a roll call was taken on the motion of Vanasek to recommend that H. F. No. 1295 be re-referred to the Committee on Higher Education.

There were yeas 28, and nays 81.

Those who voted in the affirmative were:

Andersen, R.	Casserly	Jaros	Munger	Stanton
Anderson, I.	Cummiskey	Johnson, D.	Norton	Tomlinson
Bell	Dieterich	Kahn	Ojala	Vanasek
Berg	Eken	Kelly	Parish	Mr. Speaker
Berglin	Fugina	Kvam	Rice	
Boland	Growe	Moe	Salchert	

Those who voted in the negative were:

Adams, J.	Dahl	Jacobs	McEachern	Samuelson
Adams, S.	DeGroat	Johnson, C.	McFarlin	Sarna
Anderson, D.	Dirlam	Johnson, J.	Menke	Savelkoul
Anderson, G.	Eckstein	Johnson, R.	Miller, M.	Schreiber
Becklin	Erdahl	Jopp	Mueller	Schulz
Belisle	Erickson	Kempe	Niehaus	Searle
Bennett	Esau	Klaus	Ohnstad	Sherwood
Biersdorf	Faricy	Knickerbocker	Patton	Skaar
Braun	Ferderer	Laidig	Pavlak, R. L.	Ulland
Brinkman	Fjoslien	Lemke	Pehler	Weaver
Carlson, A.	Flakne	Lindstrom, E.	Peterson	Wenzel
Carlson, D.	Forsythe	Lombardi	Pieper	Wohlwend
Carlson, L.	Fudro	Long	Pleasant	Wolcott
Cleary	Graw	Mann	Prahl	
Clifford	Hagedorn	McArthur	Resner	
Connors	Hanson	McCarron	Ryan	
Culhane	Heinitz	McCauley	St. Onge	

The motion did not prevail.

Pursuant to Rule 12, a roll call was taken on the motion of Pieper to recommend passage of H. F. No. 1295.

There were yeas 84, and nays 28.

Those who voted in the affirmative were:

Adams, J.	Biersdorf	Clifford	Erickson	Fugina
Adams, S.	Braun	Connors	Esau	Graw
Anderson, D.	Brinkman	Culhane	Faricy	Graw
Anderson, G.	Carlson, A.	Dahl	Ferderer	Hagedorn
Anderson, I.	Carlson, B.	DeGroat	Fjoslien	Hanson
Becklin	Carlson, D.	Dirlam	Flakne	Heinitz
Belisle	Carlson, L.	Eckstein	Forsythe	Jacobs
Bennett	Cleary	Erdahl	Fudro	Johnson, C.

Johnson, D.	LaVoy	Menke	Pieper	Searle
Johnson, J.	Lemke	Mueller	Prahl	Sherwood
Johnson, R.	Lindstrom, E.	Nelson	Resner	Sieben, H.
Jopp	Lombardi	Niehaus	Ryan	Skaar
Kempe	Long	Ohnstad	Samuelson	Weaver
Klaus	Mann	Patton	Sarna	Wenzel
Knickerbocker	McArthur	Pavlak, R.	Savelkoul	Wohlwend
Kvam	McCauley	Pavlak, R. L.	Schreiber	Wolcott
Laidig	McFarlin	Pehler	Schulz	

Those who voted in the negative were:

Andersen, R.	Cummiskey	Kelly	Ojala	Tomlinson
Bell	Dieterich	McCarron	Parish	Ulland
Berg	Eken	Miller, M.	Rice	Vanasek
Berglin	Enebo	Moe	St. Onge	Mr. Speaker
Boland	Growe	Munger	Salchert	
Casserly	Kahn	Norton	Stanton	

The motion prevailed.

Pursuant to Rule 12, a roll call was taken on the following amendment to H. F. No. 176 offered by Clifford:

Page 2, line 11, strike the period and add the following language: "*as an optional rider or endorsement.*"

There were yeas 32, and nays 60.

Those who voted in the affirmative were:

Andersen, R.	Cleary	Johnson, R.	Miller, M.	Skaar
Becklin	Clifford	Kahn	Niehaus	Smith
Belisle	Dirlam	Knickerbocker	Pavlak, R. L.	Ulland
Bell	Erickson	Kvam	Pieper	Weaver
Braun	Flakne	LaVoy	Salchert	
Carlson, A.	Forsythe	Long	Savelkoul	
Carlson, D.	Graw	McFarlin	Searle	

Those who voted in the negative were:

Adams, J.	Dieterich	Johnson, D.	Nelson	Schreiber
Anderson, I.	Eken	Jude	Norton	Schulz
Bennett	Enebo	Kelly	Ojala	Sherwood
Berg	Esau	Klaus	Parish	Sieben, H.
Boland	Faricy	Mann	Pehler	Sieben, M.
Brinkman	Fudro	McCarron	Prahl	Stanton
Carlson, B.	Fugina	McCauley	Quirin	Tomlinson
Carlson, L.	Growe	McEachern	Resner	Vanasek
Casserly	Hagedorn	Menke	Ryan	Vento
Connors	Hanson	Miller, D.	St. Onge	Voss
Dahl	Jaros	Moe	Samuelson	Wenzel
DeGroat	Johnson, C.	Munger	Sarna	Mr. Speaker

The amendment was not adopted.

The Speaker resumed the Chair, whereupon the following proceedings of the Committee were reported to the House:

H. F. Nos. 140, 176, 889, 1382, 1383, and 1384 which it recommended to pass.

H. F. No. 1191 upon which it recommended progress.

H. F. No. 348 upon which it recommended progress until Wednesday, May 16, 1973.

H. F. No. 1589 upon which it recommended progress until Thursday, May 3, 1973.

H. F. No. 1295 which it recommended to pass as amended in the Committee of the Whole on Wednesday, April 25, 1973.

H. F. No. 1612 upon which it recommended progress until Friday, May 4, 1973.

H. F. No. 1471 upon which it recommended progress until Thursday, May 3, 1973, as amended in the Committee of the Whole on Saturday, April 28, 1973.

H. F. No. 1293 upon which it recommended progress until Wednesday, May 2, 1973.

On the motion of Mr. Anderson, I., the report of the Committee of the Whole was adopted.

ADJOURNMENT

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Tuesday, May 1, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

FORTY-NINTH DAY

SAINT PAUL, MINNESOTA, TUESDAY, MAY 1, 1973

The House convened at 2:00 p.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J.	Dahl	Johnson, C.	McMillan	Salchert
Adams, S.	DeGroat	Johnson, D.	Menke	Samuelson
Andersen, R.	Dieterich	Johnson, J.	Miller, D.	Sarna
Anderson, D.	Dirlam	Johnson, R.	Miller, M.	Savelkoul
Anderson, G.	Eckstein	Jopp	Moe	Schreiber
Anderson, I.	Eken	Jude	Munger	Schulz
Becklin	Enebo	Kahn	Nelson	Sherwood
Belisle	Erdahl	Kelly	Newcome	Sieben, H.
Bell	Erickson	Kempe	Niehaus	Sieben, M.
Bennett	Esau	Klaus	Norton	Skaar
Berg	Faricy	Knickerbocker	Ohnstad	Smith
Berglin	Ferderer	Kvam	Ojala	Spanish
Biersdorf	Fjoslien	Laidig	Parish	Stangeland
Boland	Forsythe	Larson	Patton	Stanton
Braun	Fudro	LaVoy	Pavlak, R.	Swanson
Brinkman	Fugina	Lemke	Pavlak, R. L.	Tomlinson
Carlson, A.	Graba	Lindstrom, E.	Pehler	Ulland
Carlson, B.	Graw	Lindstrom, J.	Peterson	Vanasek
Carlson, D.	Growe	Lombardi	Pieper	Vento
Carlson, L.	Hagedorn	Long	Pleasant	Voss
Casserly	Hanson	Mann	Prahl	Weaver
Cleary	Haugerud	McArthur	Quirin	Wenzel
Clifford	Heinitz	McCarron	Resner	Wigley
Connors	Hook	McCauley	Rice	Wohlwend
Culhane	Jacobs	McEachern	Ryan	Wolcott
Cummiskey	Jaros	McFarlin	St. Onge	Mr. Speaker

A quorum was present.

Mueller was excused. Flakne was excused until 3:10 p.m. Myrah was excused until 3:00 p.m. Searle was excused until 3:30 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. Pehler, the further reading was dispensed with and the Journal was approved as corrected.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 1709, 1965, 2178, 2179, 2397, 937, 2107, 2180, 876, 1292, 2186, 2223, 1541, 1729, 1898, 1907, 1340, 1430, 2004, 2050, 2098, 2132, 2270, 2351, 2352, 1755, 1647, 1760, 2016, 2018, 2215, 2360, 1811, 1871, 1872, 1288, 1558, 438, 553, 970, 1310, 1379, 1592, 1738, 1839, 1853, 1948, and 1968 and S. F. Nos. 753, 996, 1182, 662, 1560, 1593, 1594, 1666, 1670, 1721, 537, 752, 820, 1164, 1261, 1278, 1310, 1376, 1505, 1540, 56, 1061, 1296, 1726, 1728, 1766, 2189, 1441, 1526, 1592, 1724, 1731, 1925, 1940, 771, 1025, 1454, 1693, 2011, 2012, 452, 60, 393, 1361, 1584, 1667, and 1835 have been placed in the members' files.

S. F. No. 753 and H. F. No. 800, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that in S. F. No. 753, page 2, lines 27 and 28 read as follows:

“(c) Agricultural land and land capable of being used for farming owned by a corporation as of the effective date”;

whereas, in H. F. No. 800, page 2, lines 27 and 28 read as follows:

“(c) Any ownership of agricultural land existing as of the effective date of this act including the normal”.

S. F. No. 753, page 3, lines 14 through 25, read as follows:

“(f) Agricultural land and land capable of being used for farming leased by a corporation in an amount, measured in acres, not to exceed the acreage under lease to such corporation of as the effective date of this act and the additional acreage required for normal expansion at a rate not to exceed 20 percent in any five year period, and the additional acreage reasonably necessary to meet the requirements of pollution control regulations;

(g) Future interests, including but not limited to remainder interests following life estates, when acquired as a gift (either by grant or a devise) by an educational, religious or charitable non-profit corporation;”;

whereas, H. F. No. 800, page 3, lines 13 through 23 read as follows:

“(f) Leases of agricultural land in an amount, measured in acres, not to exceed the acreage under lease to a corporation as of the effective date of this act and the additional acreage required for normal expansion at a rate not to exceed 20 percent in any five-year period, and the additional acreage reasonably necessary to meet the requirements of pollution control regulations;

(g) Future interests, including but not limited to remainder interests following life estates, when acquired as a gift, either by grant or devise, by an educational, religious or charitable non-profit corporation.”.

S. F. No. 753, page 4, lines 9 through 12 read as follows: “other agreements by a corporation which has entered into an

agreement with the United States of America pursuant to the New Community Act of 1968 (Title IV of the Housing and Urban Development Act of 1968, 42 U.S.C. 3901 - 3914) as amended,"; whereas, H. F. No. 800, page 4, lines 7 through 10 read as follows: "other agreements, by a corporation which has entered into an agreement with the United States of America pursuant to the New Communities Act of 1968 (Title IV of the Housing and Urban Development Act of 1968, 42 U.S.C. 3901 - 3914), as".

S. F. No. 753, page 5, line 14 reads: "growing of corps or the keeping or feeding of poultry or"; whereas, H. F. No. 800, page 5, line 12, reads: "growing of crops or the keeping or feeding of poultry or".

S. F. No. 753, page 7, line 13 reads: "effective the day following its enactment."; whereas, H. F. No. 800, page 7, line 11, reads: "effective upon enactment.".

SUSENSION OF RULES

Mann moved that the rules be so far suspended that S. F. No. 753 be substituted for H. F. No. 800 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1593 and H. F. No. 1569, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

McCauley moved that S. F. No. 1593 be substituted for H. F. No. 1569 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1594 and H. F. No. 1570, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

McCauley moved that S. F. No. 1594 be substituted for H. F. No. 1570 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1376 and H. F. No. 1455, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Carlson, B., moved that S. F. No. 1376 be substituted for H. F. No. 1455 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1560 and H. F. No. 1593, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Forsythe moved that S. F. No. 1560 be substituted for H. F. No. 1593 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1278 and H. F. No. 1447, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Schulz moved that S. F. No. 1278 be substituted for H. F. No. 1447 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1666 and H. F. No. 2053, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Mr. Munger moved that S. F. No. 1666 be substituted for H. F. No. 2053 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following communication was received:

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	127	125	April 27	April 27
	420	126	April 27	April 27
	492	127	April 27	April 27
	527	128	April 27	April 27
	540	129	April 27	April 27
	946	130	April 27	April 27
	1185	131	April 27	April 27
	1187	132	April 27	April 27
	1218	133	April 27	April 27
	1258	134	April 27	April 27
994		135	April 27	April 27
908		136	April 27	April 27
839		137	April 27	April 27
831		138	April 27	April 27

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
566		139	April 27	April 27
285		140	April 27	April 27
188		141	April 27	April 27
150		142	April 27	April 27

Sincerely,

ARLEN ERDAHL
Secretary of State

REPORTS OF STANDING COMMITTEES

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 786, A bill for an act relating to the city of St. Paul; prohibiting the city council from either increasing elected officers' salaries during the last 12 weeks of the council's term or providing an increase in such officers' salaries which would take effect during the term in which the increase is approved; amending Laws 1971, Chapter 473, Section 1.

Reported the same back with the following amendments:

Strike everything after the enacting clause, and insert in lieu thereof:

"Section 1. Laws 1971, Chapter 473, Section 1, is amended to read:

Section 1. [ST. PAUL, CITY OF; OFFICERS; COMPENSATION.] Notwithstanding any provision (OF THE CHARTER OF THE CITY OF ST. PAUL) of law of the Saint Paul city charter to the contrary, (AND NOT WITHSTANDING ANY CONTRARY PROVISION OF LAW, THE CITY COUNCIL SHALL HAVE THE POWER TO FIX THE COMPENSATION OF ALL DULY ELECTED OR APPOINTED OFFICERS UNDER THE CHARTER. SUCH COMPENSATION SHALL BE FIXED BY ORDINANCE, PASSED UPON IN THE MANNER PROVIDED FOR BY THE CHARTER OF THE CITY OF ST. PAUL AND WHEN SO FIXED, SHALL NOT BE INCREASED OR DECREASED DURING THE TERM FOR WHICH SUCH OFFICERS SHALL HAVE BEEN ELECTED OR APPOINTED. ALL FEES, MONEY, OR REMUNERATION OF WHATEVER CHARACTER ACCRUING TO ANY CITY OFFICER IN HIS ELECTED OR APPOINTED CAPACITY SHALL BE REPORTED TO THE CITY COUNCIL AND PAID MONTHLY INTO THE CITY TREASURY.) *the salaries of the elected officials are fixed as follows:*

Mayor, \$27,200 per annum;

Each councilman, \$15,950 per annum.

These salaries shall be retroactive to October 30, 1972. The salaries shall be payable in such installments and at such times as the governing body of the city shall designate.

Sec. 2 [SALARIES FIXED BY ORDINANCE.] *Notwithstanding the provisions of section 1, any other provision of law or the Saint Paul city charter to the contrary, the city of Saint Paul shall have the power to refix from time to time, the compensation of all duly elected officers under its charter. Such compensation shall be fixed by ordinance passed upon in the manner provided for by the charter of the city of Saint Paul, provided that no ordinance increasing compensation of elected officials may be passed during the last three months of any term of office. No increase in compensation shall be prescribed to take effect during the term of office for which the elected officials shall have been elected.*

Sec. 3. [REFERENDUM.] *Nothing contained in this act shall prohibit a referendum by petition of the registered voters of the city of Saint Paul upon any ordinance adopted pursuant to section 2.*

Sec. 4. [FEES.] *No elected official shall receive any other compensation than that provided for pursuant to this act for the performance of his official duties and such compensation shall include compensation for all services rendered in any office or employment for said city. All fees, moneys or remuneration of whatever kind that accrue to any official in his elected capacity shall be reported to the city council and paid monthly into the treasury of the city.*

Sec. 5. [EFFECTIVE DATE.] *This act shall become effective only after its approval by a majority of the governing body of the city of Saint Paul and upon compliance with the provisions of Minnesota Statutes, Section 645.021."*

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

"A bill for an act relating to the city of Saint Paul; fixing the salaries of elected officials; providing a method of fixing future compensation of elected officials; amending Laws 1971, Chapter 473, Section 1."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 2308, A bill for an act relating to the city of Saint Paul; providing for the contracting out to a private party of the operation and management of the parking ramps and other parking facilities owned by the city which are located within or adjacent to the city's civic center and auditorium; amending Laws 1967, Chapter 459, Section 4, as amended.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 1192, A bill for an act relating to the utilities; private and publicly owned companies; providing for regulations as to customer deposits.

Reported the same back with the following amendments:

Page 1, strike all of lines 12 to 14 and insert the following:

“(a) Upon termination of service with all bills paid, the deposit shall be returned to the customer within 45 days, less any deductions made in accordance with paragraph (c).”.

Strike all of lines 15 to 18 and insert the following:

“(b) Interest shall be paid on deposits at the rate of 5 percent per year. The company may, at its option, pay the interest at intervals it chooses but at least annually, by direct payment, or as a credit on bills.”.

Strike all of lines 23 to 27.

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Moe from the Committee on Crime Prevention and Corrections to which was referred:

H. F. No. 1717, A bill for an act relating to bicycles; providing for a statewide bicycle registration system; providing penalties for violation thereof.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

“Section 1. [STATEMENT OF PURPOSE.] The growth in popularity of the bicycle as a mode of transportation and as a recreational vehicle has led to an increase in the number of bicycle thefts. To more effectively deal with the problems associated with theft and to aid in the recovery of stolen bicycles, a statewide bicycle registration system is hereby created.

Sec. 2. [DEFINITIONS.] Subdivision 1. For purposes of sections 1 to 19 the terms defined in this section shall have the meanings given them.

Subd. 2. “Bicycle” means every device propelled by human power upon which any person may ride, having two tandem wheels either of which is over 14 inches in diameter, and includ-

ing any device generally recognized as a bicycle though equipped with two front or rear wheels.

Subd. 3. "Bicycle dealer" means any person, firm, partnership, or corporation which is engaged, wholly or partly, in the business of selling bicycles, or buying or taking in trade bicycles for the purpose of resale, selling, or offering for sale, or otherwise dealing in bicycles, whether or not such bicycles are owned by such person or entity. The term also includes agents or employees of such person or entity.

Sec. 3. [BICYCLE REGISTRATION REQUIRED.] Subdivision 1. No person shall ride or use any bicycle upon any street, sidewalk, highway, alley, boulevard, or public place in the state unless the same shall be registered as herein provided. Every owner of a bicycle, or the parent, or guardian of any minor child 18 years of age or less, owning a bicycle, shall register or cause to be registered the bicycle with the state department of public safety by giving the name and address of the owner, the signature of the owner, the name and address of the person from whom purchased, the date of purchase, the date of registration, the make, serial number, model number, and description of the bicycle registered and such additional information as the department of public safety may require. The state department of public safety shall provide a suitable form for the purpose of registration application.

Subd. 2. No bicycle purchased from a bicycle dealer shall be released by said dealer until the applicable license has been obtained or applied for.

Sec. 4. [LICENSE FEE.] Subdivision 1. The registration fee shall be \$2 and when registered the registration shall be without limitation as to time but shall not be transferable from person to person or from bicycle to bicycle.

Subd. 2. Bicycles having a wheel diameter of 26 inches or more shall be subject to an additional fee of \$3. These fees shall be paid at the time of registration. All receipts from the registration fees shall be deposited in the general fund and are appropriated annually to the commissioner of natural resources for the acquisition, design, construction and maintenance of bicycle lanes or multi-purpose trail systems or both. If another governmental instrumentality is specifically designated and charged with the responsibility of acquisition, design, construction and maintenance of bicycle lanes or multi-purpose trail systems, or both, the receipts are hereby appropriated annually to that instrumentality for those purposes instead of to the commissioner of natural resources.

Subd. 3. Before any funds are expended for the acquisition, design or construction of bicycle lanes or multi-purpose trail systems as authorized in subdivision 2, the Commissioner of Natural Resources or other governmental instrumentality therefor shall submit a plan to the legislature for the expenditure of these funds together with a method of distribution thereof to localities

or areas of the state on a pro rata basis according to the ratio that registered bicycles in the locality or area bears to the total bicycle registration in the state. In preparing the plan and method of distribution the Commissioner or other governmental instrumentality shall consult with local law enforcement agencies, bicycle dealers, and bicyclists' organizations and any other applicable group. The plan and method of distribution shall be submitted to the legislature not later than January 15, 1974.

Sec. 5. [REPORT AND FEE FOR TRANSFERS.] Every person or bicycle dealer who sells or transfers ownership of any bicycle shall report such sale or transfer by returning to the department of public safety the registration card issued to him, together with the name and address of the person to whom said bicycle was sold or transferred. Such report shall be made within seven days of the date of said sale or transfer. The purchaser or transferee of such bicycle shall obtain a new registration within seven days from the department of public safety and pay the fee applicable for such registration.

Sec. 6. [NOTIFICATION OF ADDRESS CHANGE.] Whenever the owner of a registered bicycle moves or changes address, he shall notify the department in writing of the new address within seven days.

Sec. 7. [LICENSE TAGS.] The department of public safety shall provide suitable registration cards having the registration number stamped thereon and indicating the date of registration, the make, serial number, and model number of the bicycle, description of the bicycle, the owner's name and address, and such additional information as the department of public safety may require. Information concerning each registration shall be retained by the department of public safety. The registering office shall issue a suitable tag, plate, seal or other device which shall be permanently attached to the bicycle covered by such permit. Upon satisfactory evidence that the tag, plate, seal or other device has been lost or destroyed the department of public safety may issue a replacement license upon payment of a fee of \$1.

Sec. 8. [FRAME NUMBERS.] No person shall own, operate, control, purchase or sell any bicycle which has no frame number plainly and indelibly set forth thereon.

Sec. 9. [MUTILATION.] No person shall remove, destroy, mutilate or otherwise alter the frame number of any bicycle. No person shall remove, destroy, mutilate, or otherwise alter any license plate, seal, or registration card during the time in which such license plate, seal or registration card is operative. The department of public safety shall designate a number to be stamped or otherwise permanently affixed on the frames of bicycles on which no serial number can be found, or on which said number is illegible or insufficient for identification purposes.

Sec. 10. [IMPOUNDING.] Any bicycle found in any street, alley, highway, boulevard, or public grounds without a license

identification tag, or with a broken seal or mutilated frame number, said bicycle shall be prima facie evidence that said bicycle is being operated on the streets of the state without having been registered. Said bicycle may be impounded by the law enforcement agency of jurisdiction and shall only be surrendered to the owner thereof upon proof of ownership satisfactory to the law enforcement agency impounding such bicycle, and upon payment of the licensing fee and payment of an impoundment fee of \$1.

Sec. 11. [SALE OF IMPOUNDED BICYCLES.] At the expiration of 30 days after such impounding, each bicycle which has neither been claimed nor the owner identified and notified, may be sold at auction. Legal notice shall be given at least two weeks prior to the sale date. Bicycles sold at auction shall be registered at the time of sale and may be released only after such registration. At the discretion of the impounding agency, bicycles may be given away, free of charge to minors as part of a bicycle recreation, safety and responsibility program. Bicycles disposed of in this manner shall be licensed before their release. Moneys generated from the sale of impounded bicycles and collection of impoundment fees shall be used by the governing body employing the law enforcement agency impounding the bicycles to pay the costs of administering sections 10 and 11 of this act, and any excess may be used by said governing body for the purpose of acquisition, design, construction and maintenance of bicycle lanes or multi-purpose trail systems or both.

Sec. 12. [THEFT.] Subdivision 1. All bicycles stolen shall be reported to the local law enforcement agency immediately. The local law enforcement agency shall report such theft to the department of public safety within five days. All reports of stolen bicycles shall be entered in the national crime information center.

Subd. 2. The department of public safety shall maintain a record of all licensed bicycles in the state in an automated system. Such records shall be available to all authorized law enforcement agencies through the Minnesota crime information center.

Subd. 3. No person, other than the owner or the owner's authorized agent, except for impoundment by the law enforcement agency of jurisdiction, shall tamper with any bicycle which has been locked or placed in a rack or otherwise secured.

Sec. 13. [APPOINTMENT OF DEPUTY REGISTRARS.] The department of public safety shall appoint deputy registrars as required to fulfill provisions of this act. Such deputies shall act as agents of the department of public safety and may accept registrations as provided in this act. Agents may charge an additional 50 cents per license granted for their services.

Sec. 14. [REPAIR OF UNLICENSED BICYCLES PROHIBITED.] Any bicycle subject to registration under this act shall not be repaired by any individual, group, company or corporation engaging in the repair or sale of bicycles until such bicycle has been registered.

Sec. 15. [IMPLEMENTATION.] Except as herein provided, no person shall operate, transport or otherwise control a bicycle after September 1, 1974 without a bicycle license firmly affixed to the frame of the bicycle. Proof of purchase shall be required for registration. Any bicycle lacking proof of purchase shall be registered if there is no evidence that said bicycle is stolen. However, the registration record shall be marked to indicate that no proof of purchase was provided.

Sec. 16. [EXCEPTIONS.] Bicycles sold in Minnesota and normally subject to registration which will not be operated within the state are exempt from registration. Bicycles owned by non-residents and operated in Minnesota for a period of 30 consecutive days or less are exempt from registration. Registration provisions of this act do not apply to bicycle manufacturers or bicycle dealers transporting bicycles in the normal course of business.

Sec. 17. [BICYCLE DEALER'S REPORT.] Every bicycle dealer shall report to the department of public safety, in a manner determined by the department of public safety every bicycle purchased, sold or traded by such dealer, giving the name and address of the person from whom purchased or to whom sold, a description of such bicycle by name or make, the frame number thereof, the registration number, if any, found thereon or any additional information required by the department of public safety.

Sec. 18. [ADMINISTRATION OF ACT.] Subdivision 1. The department of public safety shall adopt rules and regulations for the implementation and administration of this act.

Subd. 2. Such rules and regulations shall be adopted after consultation with local law enforcement agencies, bicycle manufacturers, bicycle dealers, and bicyclists' organizations and any other applicable group.

Sec. 19. [PENALTIES.] Any person who rides, moves, locks or leaves standing an unlicensed bicycle, or otherwise violates the provisions of this act after September 1, 1974 is guilty of a misdemeanor.

Sec. 20. This act is in effect the day following its final enactment.

Sec. 21. [APPROPRIATION.] There is appropriated to the department of public safety from the general fund \$100,000 for carrying out the purposes of this act. Notwithstanding the provisions of Minnesota Statutes, Section 16, 17, 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."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

H. F. No. 1820, A bill for an act relating to education; advisory board on handicapped, gifted and exceptional children; amending Minnesota Statutes 1971, Section 121.34.

Reported the same back with the following amendments:

Page 1, line 29, after the second "time" insert "*at the discretion of the commissioners of education and welfare and the executive secretary of the state board of health*".

Page 1, line 30, strike "*who shall serve at the*".

Page 2, line 1, strike "*pleasure of the board*".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 1659, A bill for an act prescribing policies and procedures for the selection, designation, planning, and regulation of areas of critical concern.

Reported the same back with the following amendments:

Strike everything after the enacting clause, and insert in lieu thereof:

"Section 1. [CITATION.] This act shall be known as the critical areas act of 1973.

Sec. 2. [POLICY.] The legislature finds that the development of certain areas of the state possessing important historic, cultural, or esthetic values, or natural systems which perform functions of greater than local significance, could result in irreversible damage to these resources, decrease their value and utility for public purposes, or unreasonably endanger life and property. The legislature therefore determines that the state should identify these areas of critical concern and assist and cooperate with local units of government in the preparation of plans and regulations for the wise use of these areas.

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

Subd. 2. "Council" means the environmental quality council.

Subd. 3. "Local unit of government" means any political subdivision of the state, including but not limited to counties, municipalities, townships, together with all agencies and boards thereof.

Subd. 4. "Government development" means any development financed in whole or in substantial part, directly or indirectly, by the United States, the State of Minnesota, or agency or political subdivision thereof.

Subd. 5. "Regional development commission" means any regional development commission created pursuant to Minnesota Statutes 1971, Sections 462.381 to 462.396 inclusive and the metropolitan council created by Minnesota Statutes 1971, Chapter 473B.

Subd. 6. A "development permit" includes any building permit, zoning permit, water use permit, discharge permit, permit for dredging, filling or altering any portion of a watercourse, plat approval, re-zoning, certification, variance or other action having the effect of permitting any development as defined in this act.

Subd. 7. "Development" means the making of any material change in the use or appearance of any structure or land including but not limited to:

(a) a reconstruction, alteration of the size, or material change in the external appearance of a structure on the land.

(b) a change in the intensity of use of the land.

(c) alteration of a shore or bank of a river, stream, lake or pond.

(d) commencement of drilling (except to obtain soil samples), mining or excavation.

(e) demolition of a structure.

(f) clearing of land as an adjunct to construction.

(g) deposit of refuse, solid or liquid waste, or fill on a parcel of land.

(h) the dividing of land into three or more parcels.

Subd. 8. "Land" means the earth, water, and air, above, below or on the surface, and includes any improvements or structures customarily regarded as land.

Subd. 9. "Parcel" of land means any quantity of land capable of being described with such definiteness that its location and boundaries may be established, which is designated by its owner or developer as land to be used or developed as a unit, or which has been used or developed as a unit.

Subd. 10. "Developer" means any person, including a governmental agency, undertaking any development as defined in this act.

Subd. 11. "Structure" means anything constructed or installed or portable, the use of which requires a location on a parcel of land. It includes a movable structure while it is located on land which can be used for housing, business, commercial, agricultural, or office purposes either temporarily or permanently.

Structure also includes fences, billboards, swimming pools, poles, pipelines, transmission lines, tracks, and advertising signs.

Sec. 4. [RULES AND REGULATIONS.] The council shall adopt such rules and regulations pursuant to Minnesota Statutes, Chapter 15, as are necessary for the administration of this act.

Sec. 5. [CRITERIA FOR THE SELECTION OF AREAS OF CRITICAL CONCERN.] The council shall, in the manner provided in Chapter 15, prepare criteria for the selection of areas of critical concern which have the following characteristics:

(1) An area significantly affected by, or having a significant effect upon, an existing or proposed major government development which is intended to serve substantial numbers of persons beyond the vicinity in which the development is located and which tends to generate substantial development or urbanization.

(2) An area containing or having a significant impact upon historical, natural, scientific, or cultural resources of regional or statewide importance.

Sec. 6. [DESIGNATION.] Subdivision 1. (a) The council shall periodically study and assess the resources and development of the state and shall recommend to the governor those areas that should be designated as areas of critical concern in accordance with criteria established in section 5. In its recommendations, the council shall specify the boundaries of the proposed area of critical concern, state the reason why the particular area proposed is of critical concern to the state or region, the dangers that would result from uncontrolled or inappropriate development of the area and the advantages that would be achieved from the development of the area in a coordinated manner and shall recommend specific principles for guiding the development of the area.

(b) Each regional development commission may from time to time recommend to the council areas wholly or partially within its jurisdiction that meet the criteria for areas of critical concern as defined in Section 5 of this act. Each regional development commission shall solicit from the local units of government within its jurisdiction suggestions as to areas to be recommended. A local unit of government in an area where no regional development commission has been established may from time to time recommend to the council areas wholly or partially within its jurisdiction that meet the criteria for areas of critical concern as defined in Section 5 of this act. The council shall provide the regional development commission or local unit of government with a written statement of its decision and the reasons therefore.

(c) Prior to submitting any recommendations to the governor, under subd. 1 of this section, the council shall conduct a public hearing in the manner provided in Chapter 15 on the proposed designation at a location convenient to those persons affected by such designation.

Subd. 2. (a) The governor may designate by written order all or part of the recommended areas as areas of critical concern and specify the boundaries thereof and shall notify all local units of government in which any part or parts of a designated area or areas of critical concern are located.

(b) The order designating an area of critical concern shall (1) describe the boundaries of the area of critical concern, (2) indicate the reason that a particular area is of critical concern, (3) specify standards and guidelines to be followed in preparing and adopting plans and regulations required in section 7, and (4) indicate what development, if any, shall be permitted consistent with the policies of this act pending the adoption of plans and regulations.

Sec. 7. [PREPARATION, REVIEW, AND APPROVAL OF PLANS AND REGULATIONS.] Subdivision 1. (a) Within 30 days of receiving notification of the designation of an area or areas of critical concern within its jurisdiction, the local unit of government shall submit existing plans and regulations which deal with or affect the area or areas so designated to the appropriate regional development commission or to the council if no regional development commission has been established.

(b) If no plans or regulations exist, the local unit of government shall upon receiving notification of the designation of an area or areas of critical concern within its jurisdiction:

(1) Within 6 months of said notification prepare plans and regulations for the designated area or areas of critical concern and submit them to the appropriate regional development commission for review; or

(2) Within 30 days of said notification request that the appropriate regional development commission prepare plans and regulations for the area or areas of critical concern. Within six months of receipt of such request, the regional development commission shall prepare said plans and regulations and submit them to the council for review. If no regional development commission has been established, the local unit of government may request that the council prepare plans and regulations for adoption by the local unit of government.

Subd. 2. Within 45 days of receiving plans and regulations from the local unit of government under the provisions of subdivision 1 of this section, the regional development commission shall review the plans and regulations to determine their consistency with regional objectives and the provisions of the order designating the areas of critical concern and transmit its recommendations, together with the plans and regulations, to the council.

Subd. 3. (a) Within 45 days of receiving plans and regulations from the local unit of government or a regional development commission, the council shall review the plans and regulations to determine their consistency with the provisions of the order designating the area, the recommendations of the regional devel-

opment commission, and the review comments of such state agencies as the council shall deem appropriate, and shall either approve the plans and regulations by written order or return them to the local unit of government or regional development commission for modification along with a written explanation of the need for modification.

(b) Plans and regulations which are returned to the local unit of government or regional development commission for modification shall be revised consistent with the instructions of the council and resubmitted to the council within 60 days of their receipt, provided that final revision need not be made until a formal meeting has been held with the council on the plans and regulations if requested by the local unit of government or regional development commission.

(c) Plans or regulations prepared pursuant to this section shall become effective as though validly enacted by the local unit of government upon such date as the council may provide in its order approving said plans and regulations.

Sec. 8. [EXCEPTIONS.] (a) If, in the opinion of the council, the local unit of government is making a conscientious attempt to develop plans and regulations for the protection of a designated area or areas of critical concern within its jurisdiction, but the scope of the project is of a magnitude that precludes the completion, review, and adoption of the plans and regulations within the time limits established in section 7, the council may grant an appropriate extension of time.

(b) If the council determines that a designated area or areas of critical concern is of a size and complexity that precludes the development of plans and regulations by a local unit of government or a regional development commission, or that the development of plans and regulations requires the assistance of the state, the council shall direct the appropriate state agency or agencies to assist the local unit of government and the regional development commission in preparing the plans and regulations in accordance with a time schedule established by the council.

Sec. 9. [FAILURE TO PREPARE AND SUBMIT PLANS AND REGULATIONS.] Subdivision 1. Except as otherwise provided in section 8, if any local unit of government fails to prepare plans and regulations that are acceptable to the council within one year of the order designating an area or areas of critical concern within its jurisdiction, the council shall prepare and, after conducting a public hearing in the manner provided in Chapter 15 at a location convenient to those persons affected by such plans and regulations, adopt such plans and regulations applicable to that government's portion of the area of critical concern as may be necessary to effect the purposes of this act. If such plans and regulations are adopted, they shall apply and be

effective as if adopted by the local unit of government. Notice of any proposed order issued under this section shall be given to all units of government having jurisdiction over the area of critical concern.

Subd. 2. Plans and regulations adopted by the council under this section shall be administered by the local unit of government as if they were part of the local ordinance.

Subd. 3. At any time after the preparation and adoption of plans and regulations by the council, a local unit of government may submit plans and regulations pursuant to section 7 which, if approved by the council as therein provided, supersede any plans and regulations adopted under this section.

Subd. 4. If the council determines that the administration of the local plans and regulations are inadequate to protect the state or regional interest, the council may institute appropriate judicial proceedings to compel proper enforcement of the plans and regulations.

Sec. 10. [UPDATING AND RE-EVALUATION OF PLANS AND REGULATIONS.] Subdivision 1. If a local unit of government finds it necessary or desirable to amend or rescind plans and regulations that have been approved by the council, it shall re-submit its plans and regulations, together with any recommended changes thereto, for review and approval by the council.

Subd. 2. Two years from the initial date of the council's approval of the plans and regulations of a local unit of government, or from the date of a review conducted under the provisions of subdivision 1, the local unit of government shall re-submit its plans and regulations, together with any recommended changes thereto, for review and approval by the council.

Subd. 3. Approval of amendments or rescission shall become effective only upon approval thereof by the council in the same manner as for approval of the original plans and regulations as provided in section 7.

Sec. 11. [SUSPENSION OF DEVELOPMENT.] Except as provided in section 12, upon the designation of an area of critical concern, no local unit of government or state agency shall grant a development permit affecting any portion of the area except as otherwise specified in the order designating the area.

Sec. 12. [DEVELOPMENT PERMITS.] Subdivision 1. If an area of critical concern has been designated by the governor pursuant to section 6, a local unit of government shall grant a development permit only in accordance with the provisions of this section.

Subd. 2. If no plans and regulations for the area of critical concern have been adopted under the provisions of section 7, the local unit of government shall grant a development permit only if

(a) the development is specifically permitted by the order designating the area of critical concern or is essential to protect the public health, safety, or welfare because of an existing emergency; and

(b) a local ordinance has been in effect immediately prior to the designation of the area of critical concern and a development permit would have been granted thereunder.

Subd. 3. If plans and regulations for an area of critical concern have become effective under the provisions of section 7, the local unit of government shall permit development only in accordance with those plans and regulations.

Subd. 4. The local unit of government shall notify the council of

(a) any application for a development permit in any area of critical concern for which no plans or regulations have become effective under the provisions of section 7; or

(b) any application for a special development permit in any area of critical concern for which plans and regulations have become effective under the provisions of section 7.

Sec. 13. [PROTECTION OF LANDOWNERS' RIGHTS.]
Subdivision 1. Nothing in this act authorizes any governmental agency to adopt a rule or regulation or issue any order that is unduly restrictive or constitutes a taking of real or personal property without the payment of full compensation in violation of the constitution of this state or of the United States.

Subd. 2. Neither the designation of an area of critical concern nor the adoption of any regulations for such an area shall in any way limit or modify the rights of any person to complete any development that has been authorized by registration and recordation of a subdivision pursuant to state laws, or by a building permit or other authorization to commence development on which there has been reliance and a change of position, and which registration or recordation was accomplished, or which permit or authorization was issued prior to the date of notice for public hearing as provided by Section 6 of this act. If a developer has by his actions in reliance on prior regulations obtained vested or other legal rights that in law would have prevented a local government from changing those regulations in

a way adverse to his interests, nothing in this act authorizes any governmental agency to abridge those rights.

Subd. 3. Any person having a fee interest in land, of which the full use and enjoyment thereof has been prohibited or restricted by this act, may petition a court of competent jurisdiction to determine whether the prohibition diminishes the use of the property so as to require compensation under the constitution of this state or the United States for the loss and amount of compensation to be awarded therefor.

Sec. 14. [PLANNING GRANTS.] The council shall prepare guidelines for dispersing funds to local units of government or regional development commissions for up to 100 percent of the cost of preparing plans and regulations for areas of critical concern pursuant to section 7.”

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 1938, A bill for an act relating to pollution control; imposing certain duties in relation thereto on the Minnesota pollution control agency, the state soil and water conservation commission, watershed districts, the state board of health, the department of agriculture and the department of natural resources; authorizing the Minnesota pollution control agency to promulgate rules and regulations and prescribe fees for certain activities relating to pollution; requiring a study and report on the financial impact on small communities of being required to provide secondary sewage treatment; prescribing penalties and appropriating money; amending Minnesota Statutes 1971, Sections 40.01, by adding subdivisions; 40.07, by adding a subdivision; 112.43, Subdivision 1; 115.03, Subdivision 1; 115.06, Subdivision 1; 144.12; 394.25, by adding a subdivision; 462.358, Subdivision 2; Chapter 40, by adding sections; and Chapter 115, by adding sections; repealing Minnesota Statutes 1971, Sections 115.07, Subdivisions 4 and 6; 115.45; 115.47; 115.81; 116.08; 116.30; 116.31; 116.32; 114.35; 144.36; and 144.37.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

“Section 1. Minnesota Statutes 1971, Section 40.01, is amended by adding a subdivision to read:

Subd. 15. *“Land-disturbing activity” means any land change which may result in soil erosion from water or wind and the movement of sediments into waters or onto lands in the state, including, but not limited to, tilling, clearing, grading, excavating, transporting, and filling of land, other than federal lands, except that the term shall not include such minor land-disturbing activities as home gardens and individual home landscaping, re-*

pairs, maintenance work, and other minor activities as specified by the soil and water conservation commission by regulation.

Sec. 2. Minnesota Statutes 1971, Section 40.01 is amended by adding a subdivision to read:

Subd. 16. "Person" shall have the meaning given it in section 115.01, subdivision 10.

Sec. 3. Minnesota Statutes 1971, Section 40.01, is amended by adding a subdivision to read:

Subd. 17. "State waters" shall have the same meaning as given "waters of the state" in section 115.01, subdivision 9.

Sec. 4. Minnesota Statutes 1971, Section 40.02, is amended to read:

40.02 [PUBLIC POLICY; PURPOSE.] As a guide to the interpretation and application of this chapter, the public policy of the state is declared to be as follows. Improper land-use practices have caused and contributed to serious erosion of farm and grazing lands of this state by wind and water and that thereby topsoil is being washed out of fields and pastures and has speeded up the removal of the absorptive top soil causing exposure of less absorptive and less protective, but more erosive, subsoil; and that land occupiers have failed to cause the discontinuance of such practice as creates this condition, and the consequences there of have caused the deterioration of soil and its fertility and the deterioration of crops grown thereon, and declining yields therefrom, and diminishing of the underground water reserve, all of which have caused water shortages, intensified periods of drought, and crop failure, and thus brought about suffering, disease, and impoverishment of families and the damage of property from floods and dust storms; and that all of these effects may be prevented by land-use practices contributing to the conservation of top soil by carrying on of engineering operations such as the construction of terraces, check dams, dikes, ponds, ditches, and the utilization of strip cropping, lister furrowing, contour cultivating, land irrigation, seeding and planting of waste, sloping, abandoned, or eroded lands to water-conserving and erosion-preventing plants, trees, and grasses, and that rapid shifts in land use from agricultural and rural to nonagricultural and urbanizing uses, changes in farm and ranch enterprises, operations, and ownership, construction of housing, industrial, and commercial developments, streets, highways, recreation areas, schools and universities, public utilities and facilities, and other land disturbing activities and accelerated and process of soil erosion and sediment deposition resulting in pollution of the waters of the state and damage to domestic, agricultural, industrial, recreational, fish and wildlife, and other resource uses.

It is, therefore, further declared to be the policy of sections 1 to 13 of this act to strengthen and extend the present erosion and sediment control activities and programs of this state for both rural and urban lands, and to establish and implement,

through the state soil and water conservation commission, hereinafter referred to as the "commission", and the soil and water conservation districts, hereinafter referred to as "districts", in cooperation with counties, municipalities and other local governments and subdivisions of this state, and other public and private entities, a statewide comprehensive and coordinated erosion and sediment control program to conserve and protect land, water, air, and other resources of the state. In recognition of the ever increasing demands on the natural resources of the state and of the need to preserve, protect, and develop such resources at such a rate and at such levels of quality as will meet the needs of the people of the state, it is hereby declared that it is for the public welfare, health, and safety of the people of Minnesota to provide for the conservation of the soil and (SOIL) water resources of this state, and for the control and prevention of soil erosion and resulting sedimentation, for land use resource planning and development, and for implementation of land protective practices that effectively reduce siltation and loss of the land base through activities associated with farming, mining, construction, forestry, and other activities of man, and for flood prevention or the conservation development, utilization, and disposal of water, including but not limited to, measures for fish and wildlife and recreational development, and thereby (PRESERVE) conserve and develop natural resources, control floods, assist in the control of pollution, prevent impairment of dams and reservoirs, assist in flood plain and shoreland management, assist in maintaining the navigability of rivers and harbors, (PRESERVE) conserve natural beauty and wildlife, assist in promoting the development of the recreational potential, protect the tax base, (AND) protect public lands by land-use practices, and protect and promote the health, safety, and general welfare of the people of this state, as herein provided for. It is further declared to be the policy of this state to authorize soil and water conservation districts established under Minnesota Statutes, Chapter 40, to serve as one of the local units of government responsible for the conservation and utilization of the natural resources of this state and competent to administer, in close cooperation with land owners and occupiers, with other local governmental units, and with agencies of the government of this state and the United States, projects, programs, and activities suitable for effectuating the policy of Minnesota Statutes, Chapter 40.

Sec. 5. Minnesota Statutes 1971, Chapter 40, is amended by adding a section to read:

[40.031] [SEDIMENT CONTROL ORDINANCE.] *Subdivision 1. [RULES AND REGULATIONS.] On or before July 1, 1974, the state soil and water conservation commission after consultation with the Minnesota pollution control agency and in accordance with the administrative procedure act, shall promulgate regulations governing land disturbing activities to control soil erosion and sedimentation. To assist in the development of such program, the commission shall name an advisory board of not less than seven nor more than eleven members,*

representing such interests as housing, financing, industry, agriculture, recreation, and local governments, and their planning, transportation, health, public works, and zoning commissions or agencies. The regulations shall:

(a) be based upon relevant physical and developmental information concerning the watersheds and drainage basins of the state, including, but not limited to, data relating to land use, soils, hydrology, geology, size of land area being disturbed, proximate water bodies and their characteristics, transportation, and public facilities and services;

(b) include such survey of lands and waters as may be deemed appropriate by the commission or required by any applicable law to identify areas, including multijurisdictional and watershed areas, with critical erosion and sediment problems;

(c) contain conservation standards for various types of soils and land uses, which standards shall include criteria, techniques, and methods for the control of erosion and sediment resulting from land-disturbing activities; and

(d) include a model sediment control ordinance which may be adopted by a county, or a city, village, or borough, hereinafter referred to as municipalities, as its sediment control ordinance, or which may be modified or adopted by a county or municipality to meet its particular needs; provided that every county or municipal sediment control ordinance shall meet the minimum requirements of the regulations of the state soil and water conservation commission.

The regulations shall be made available for inspection at the office of the commission.

Subd. 2. [REVIEW AND RECOMMENDATIONS.] Each district in the state shall by January 1, 1975, review the regulations for erosion and sediment control and the program for implementation of the regulations as promulgated by the commission, and shall make specific recommendations to the counties, cities, villages and boroughs within the district concerning the inclusion of sediment and erosion controls as part of the land and water use controls of the county, city, village or borough.

Subd. 3. [COUNTY AND MUNICIPAL ORDINANCES PERMITTED.] After July 1, 1975, any county that has not enacted a sediment control ordinance for unincorporated areas, and any municipality that has not enacted a sediment control ordinance for incorporated areas meeting the minimum requirements of the regulations provided for in subdivision 1 relating to practices other than agricultural and forest practices or mining practices subject to the provisions of chapter 93, may be ordered by the commission, after notice and hearing, to enact such an ordinance. Upon the request of a county or municipality, the commission shall assist in the preparation of the county's or municipality's ordinance. Upon adoption of its ordinance, the county or municipality shall submit the program to the district and to the commission for review and approval. If a county or mu-

unicipality fails to enact a sediment control ordinance within six months after ordered to do so by the commission, or if the commission at any time thereafter, after notice and hearing as provided in section 105.44, finds that a county or municipality has adopted a sediment control ordinance that fails to meet the minimum standards specified in this subdivision, the commission shall adopt the model sediment control ordinance provisions relating to practices other than agricultural and forest practices to the county or municipality. The commission shall hold at least one public hearing on the proposed ordinance in the manner provided in section 394.26 or 462.357, as applicable, after giving notice as provided in section 394.26 or 462.357, as applicable. The ordinance is effective for the county or municipality on the date and in accordance with such regulations relating to compliance as the commission shall prescribe. Any costs incurred by the commission in adopting the model sediment control ordinance to the county or municipality shall be paid by the county or municipality and such costs may be collected in the manner prescribed in section 105.485, subdivision 5. The governing body of a county or municipality may levy a tax in such amount as may be required to pay the costs of complying with an order of the commission to adopt a sediment control ordinance, including the costs of complying with the provisions of sections 1 to 13 of this act. This tax shall be levied in excess of any limitation as to rate or amount, but shall not cause the amount of other taxes which are subject to any limitation to be reduced in any amount whatsoever.

Sec. 6. Minnesota Statutes 1971, Chapter 40, is amended by adding a section to read:

[40.032] [PROHIBITED LAND-DISTURBING ACTIVITIES.] *Subdivision 1. Where a county or municipality has enacted a sediment control ordinance meeting the minimum requirements of section 5 of this act and any regulations promulgated pursuant thereto, and subject to the exceptions provided in subdivision 6 of this section, no person may engage in any land-disturbing activity until he has submitted to the county, for activities in unincorporated areas, or to the municipality, for activities in incorporated areas, a plan for erosion and sediment control for such land-disturbing activity and such plan has been reviewed and approved by the county or municipality, except that (1) when proposed land-disturbing activities are to be performed on state lands or by or on behalf of a state agency, plans for erosion and sediment control shall be submitted to the commission instead of the county or municipality for review and approval, and (2) where land-disturbing activities involve lands in more than one county or municipality, plans for erosion and sediment control may, as an alternative to submission to each county or municipality concerned, be submitted to the commission for review and approval.*

Subd. 2. Upon submission of an erosion and sediment control plan to a county or municipality or to the commission:

(a) the county or municipality shall review plans submitted to it and shall approve any such plan if it determines that the

plan meets the conservation standards of the county or municipality, and if the person responsible for carrying out the plan certifies that he will properly perform the erosion and sediment control measures included in the plan and will conform to the provisions of sections 1 to 13 of this act;

(b) the commission shall review plans submitted to it and shall approve any such plan if it determines that the plan is adequate in consideration of the commission's guidelines and the conservation standards of the counties or municipalities involved, and if the person responsible for carrying out the plan certifies that he will properly perform the conservation measures included in the plan and will conform to the provisions of sections 1 to 13 of this act.

Subd. 3. When a plan submitted for approval under this section is found, upon review by a county or municipality, or the commission, to be inadequate, the county, municipality, or the commission, as the case may be, may require such modifications, terms, and conditions as will permit approval of the plan.

Subd. 4. Plans shall be acted upon at the first reasonable opportunity. If a plan is not acted upon by the county, municipality, or commission within 35 days after it is submitted, the plan shall be deemed to be approved.

Subd. 5. An approved plan may be changed by the county or municipality which has approved the plan or by the commission when it has approved the plan, where:

(a) inspection has revealed the inadequacy of the plan to accomplish the erosion and sediment control objectives of the plan, and appropriate modifications to correct the deficiencies of the plan are agreed to by the plan-approving authority and the person responsible for carrying out the plan; or

(b) the person responsible for carrying out the approved plan finds that because of changed circumstances or for other reasons the approved plan cannot be effectively carried out, and proposed amendments to the plan, consistent with the requirements of this act, are agreed to by the plan-approving authority and the person responsible for carrying out the plan.

Subd. 6. (a) Any person owning, occupying, or operating private agricultural and forest lands who has a soil and water conservation plan approved by the district and is implementing and maintaining such plan with respect to normal agricultural and forestry activities, shall not be deemed to be engaged in prohibited land-disturbing activity. If there is not available to any such owner, operator, or occupier at least 50 percent cost-sharing assistance or adequate technical assistance for the installation of erosion and sediment control measures required in an approved farm or ranch plan, or for measures to conform agricultural and forestry practices to conservation standards established pursuant to sections 1 to 13 of this act, any such owner, occupier, or operator who shall fail to install erosion and sediment control measures required in an approved soil and water

conservation plan, or to conform his agricultural and forestry practices to such conservation standards, shall not be deemed to be engaged in prohibited land-disturbing activity subject to penalties under section 12 of this act,

(b) A state agency or political subdivision owning public lands that are being managed in accordance with a soil and water conservation plan approved by the district or that are being managed in accordance with a resource management plan that is in conformance with the conservation standards established pursuant to sections 1 to 13 of this act, shall not be deemed to be engaged in prohibited land-disturbing activity.

Sec. 7. Minnesota Statutes 1971, Chapter 40, is amended by adding a section to read:

[40.033] [APPROVED PLAN REQUIRED FOR ISSUANCE OF GRADING, BUILDING, OR OTHER PERMITS.] *Where a county or municipality has enacted a sediment control ordinance meeting the minimum requirements of section 5 of this act and any regulations promulgated pursuant thereto, no agency or officer authorized under any other law to issue grading, building, or other permits for activities involving land-disturbing activities may issue any such permits unless the projects comply with an erosion and sediment control plan approved by the district, or by the commission where appropriate, and his certification that such plan will be followed. These requirements are in addition to all other provisions of law relating to the issuance of such permits and are not intended to otherwise affect the requirements for such permits.*

Sec. 8. Minnesota Statutes 1971, Chapter 40, is amended by adding a section to read:

[40.034] [MONITORING, REPORTS, AND INSPECTIONS.] *Subdivision 1. [LAND-DISTURBING ACTIVITIES WHERE PERMIT IS ISSUED.] With respect to approved plans for erosion and sediment control in connection with land-disturbing activities which involve the issuance of a grading, building, or other permit, the district shall provide for periodic inspections of the land-disturbing activity to insure compliance with the approved plan, and to determine whether the measures required in the plan are effective in controlling erosion and sediment resulting from the land-disturbing activities. Notice of such right of inspection shall be included in the permit. If the permit-issuing authority determines that the permittee has failed to comply with the plan, the authority shall immediately serve upon the permittee by registered mail to the address specified by the permittee in his permit application a notice to comply. Such notice shall set forth the measures needed to come into compliance with such plan and shall specify the time within which such measures shall be completed. If the permittee fails to comply within the time specified, he shall be deemed to be in violation of sections 1 to 13 of this act and upon conviction shall be subject to the penalties provided by section 12 of this act.*

Subd. 2. [OTHER LAND-DISTURBING ACTIVITIES EXCEPT AGRICULTURAL AND FORESTRY OPERATIONS.] With respect to approved plans for erosion and sediment control in connection with all other land-disturbing activities except agricultural and forestry operations, the county, municipality, or the commission in connection with plans approved by it, may require of the person responsible for carrying out the plan such monitoring and reports, and may make such on-site inspections after notice to the resident owner, occupier, or operator, as are deemed necessary to determine whether the soil erosion and sediment control measures required by the approved plan are being properly performed, and whether such measures are effective in controlling soil erosion and sediment resulting from the land-disturbing activity. Such resident owner, occupier, or operator shall be given an opportunity to accompany the inspectors. If it is determined that there is failure to comply with the approved plan, the county, municipality, or the commission where appropriate, shall serve upon the person who is responsible for carrying out the approved plan a notice to comply, setting forth the measures needed to be taken and specifying the time in which such measures shall be completed. Such notice shall be by registered mail to the person responsible for carrying out the plan at the address specified by him in his certification at the time of obtaining his approved plan. Upon failure of such person to comply within the specified period, he will be deemed to be in violation of sections 1 to 13 of this act and subject to the penalties provided by section 12 of this act.

Subd. 3. [AGRICULTURAL AND FORESTRY OPERATIONS.] With respect to agricultural and forestry operations, the county or municipality shall have authority to make on-site inspections to determine if the approved soil and water conservation plan is being followed, or where there is no such plan, to determine if the agricultural and forestry practices are being carried out in conformance with conservation standards established pursuant to sections 1 to 13 of this act. On-site inspections may be made after notice to the resident owner, operator, or occupier of the land involved, and such person shall be given an opportunity to accompany the inspector. If such inspections reveal that an owner, operator, or occupier of agricultural or forestry lands is not complying with the approved soil and water conservation plan or is not carrying out his agricultural and forestry practices in conformance with conservation standards established pursuant to sections 1 to 13 of this act, such owner, operator, or occupier shall be notified by registered mail addressed to him at his usual abode or customary place of business of the measures needed for compliance. Such notice shall require that such resident owner, occupier, or operator shall commence such measures within six months from the date of the notice and shall complete the same within 12 months of such date. Upon failure to comply with such notice, the owner, occupier, or operator will be deemed in violation of sections 1 to 13 of this act and subject to the penalties provided by section 12 of this act.

Sec. 9. Minnesota Statutes 1971, Chapter 40, is amended by adding a section to read:

[40.035] [COOPERATION WITH FEDERAL AGENCIES.] *The county, municipality and the commission are authorized to cooperate and enter into agreements with any federal agency in connection with plans for erosion and sediment control with respect to land-disturbing activities on lands which are under the jurisdiction of such federal agency.*

Sec. 10. Minnesota Statutes 1971, Chapter 40, is amended by adding a section to read:

[40.036] [FINANCIAL AND OTHER ASSISTANCE.] *The commission, counties, and municipalities are authorized to receive from federal, state, or other public or private sources financial, technical, or other assistance for use in accomplishing the purposes of sections 1 to 13 of this act.*

Sec. 11. Minnesota Statutes 1971, Chapter 40, is amended by adding a section to read:

[40.037] [APPEALS.] *Decisions of the counties, municipalities, the commission, and the permit-issuing authorities under the provisions of sections 1 to 13 of this act shall be subject to review by the district court; provided, an appeal is filed within 30 days from the date of any such decision.*

Sec. 12. Minnesota Statutes 1971, Chapter 40, is amended by adding a section to read:

[40.038] [PENALTIES, INJUNCTIONS AND OTHER LEGAL ACTIONS.] *Subdivision 1. A violation under section 6 or 8 of this act shall be a misdemeanor. Plans and ordinances shall be enforced as provided in section 394.37 or 462.362, as applicable, except as otherwise provided in this section.*

Subd. 2. The appropriate permit-issuing authority, the county, the municipality, the commission, or any aggrieved person who suffers damage or is likely to suffer damage because of a violation may apply to the district court for injunctive relief to enjoin a violation or threatened violation under section 6 or 8.

Subd. 3. The appropriate county or municipal attorney shall, upon request of a county, municipality, or the permit-issuing authority, take legal action to enforce the provisions of sections 1 to 13 of this act. The attorney general shall, upon request of the commission, take appropriate legal action on behalf of the commission to enforce the provisions of sections 1 to 13 of this act.

Sec. 13. Minnesota Statutes 1971, Section 40.07, is amended by adding a subdivision to read:

Subd. 16. If a county or municipality adopts erosion and sediment controls, the district shall review any application for a land-disturbing permit required by ordinance and report its recommendations to the planning agency or official authorized to

issue a land-disturbing permit. Each appropriate district shall assist the county or municipality in the development of such ordinances or portions thereof as are necessary to control sediment and erosion, and shall assist in the on-site inspection and make recommendations for enforcement of the ordinance according to the provisions of the ordinance.

Sec. 14. Minnesota Statutes 1971, Section 112.43, Subdivision 1, is amended to read:

112.43 [MANAGERS; POWERS, DUTIES.] Subdivision 1. The managers, in order to give effect to the purposes of this chapter may:

(1) Make necessary surveys or utilize other reliable surveys and data and develop projects to accomplish the purposes for which the district is organized and may initiate, undertake, and construct projects not required to be instituted by a petition under section 112.47.

(2) Cooperate or contract with any state or subdivision thereof or federal agency or private or public corporation or cooperative association.

(3) Construct, clean, repair, alter, abandon, consolidate, reclaim or change the course or terminus of any public ditch, drain, sewer, river, watercourse, natural or artificial, within the district.

(4) Acquire, operate, construct, and maintain dams, dikes, reservoirs, water supply systems, and appurtenant works.

(5) Regulate, conserve, and control the use of water within the district.

(6) Acquire by gift, purchase, or the right of eminent domain necessary real and personal property. The district may acquire such property without the district where necessary for a water supply system.

(7) Contract for or purchase such insurance as the managers deem necessary for the protection of the district.

(8) Establish and maintain devices for acquiring and recording hydrological data.

(9) Enter into all contracts of construction authorized by this chapter.

(10) Enter upon lands within or without the district to make surveys and investigations to accomplish the purposes of the district. The district shall be liable for actual damages resulting therefrom.

(11) To take over when directed by the district court or county board all judicial and county drainage systems within the district, together with the right to repair, maintain, and improve the same. Whenever such judicial or county drainage system is taken over in whole or in part, the same, to the extent so taken over, shall become a part of the works of the district.

(12) Provide for sanitation and public health and regulate the use of streams, ditches, or watercourses for the purpose of disposing of waste and preventing pollution.

(13) Borrow funds from the following: (a) any agency of the federal government; (b) any county in which the district is located in whole or in part, provided assessments are pledged to repay the amount of the loan. A county board may lend the amount requested by a district. No district may have more than \$20,000 in loans from counties under this clause outstanding at any time.

(14) Prepare a flood plain map of the lands of the district which are in the flood plain of lakes and watercourses, which map shall be made available to the counties and local municipalities for inclusion in flood plain ordinances and shall be in conformity with state regulations setting standards and criteria for designation of flood plain areas.

(15) Prepare an open space and greenbelt map of the lands of the district which should be preserved and included in the open space and greenbelt land areas of the district, which map shall be made available to the counties and local municipalities for inclusion in flood plain and shoreland ordinances.

(16) Appropriate necessary funds to provide for membership in a state association of watershed districts which has as its purpose the betterment and improvement of watershed governmental operations.

(17) Adopt rules and regulations to effectuate the purposes of the act and the powers of the managers. In the protection and the control of the use and development of land in the flood plain and the greenbelt and open space areas of the district, the managers shall have a limited authority to adopt ordinances to control encroachments, the changing of land contours, the placement of fill and structures of every type, to prevent the placement of encumbrances or obstructions and to require the landowner to remove such fill, structures, encumbrances, or other obstructions and to restore the previously existing land contours and vegetation. The managers may by ordinance provide a procedure whereby the district can do the work required and assess the cost thereof against the affected property as a special assessment. Such ordinances shall be applicable only in the absence of county or municipal ordinances for the regulation of those items set forth in this paragraph. Every ordinance shall be enacted by a majority vote of the managers of the district. The ordinance shall be signed by the secretary of the district and published once in a legal newspaper of the district. Proof of the publication shall be attached to and filed with the ordinance. Every ordinance shall be recorded in the official minute book and shall be substantially in the style, "The managers of the Watershed District ordain:".

(18) *Advise and assist soil and water conservation districts, municipalities and counties, within the overall plan of the watershed district, in developing and implementing an erosion and sedimentation control program.*

Sec. 15. Minnesota Statutes 1971, Section 115.03, Subdivision 1, is amended to read:

115.03 [POWERS AND DUTIES.] Subdivision 1. The agency is hereby given and charged with the following powers and duties:

To administer and enforce all laws relating to the pollution of any of the waters of the state;

To investigate the extent, character, and effect of the pollution of the waters of this state and to gather data and information necessary or desirable in the administration or enforcement of pollution laws, and to make such classification of the waters of the state as it may deem advisable;

To establish and alter such reasonable pollution standards for any waters of the state in relation to the public use to which they are or may be put as it shall deem necessary for the purposes of sections 115.01 to 115.09;

To encourage waste treatment, including advanced waste treatment, instead of stream low-flow augmentation for dilution purposes to control and prevent pollution;

To make and alter reasonable orders requiring the discontinuance of the discharge of sewage, industrial waste or other wastes into any waters of the state resulting in pollution in excess of the applicable pollution standard established under this subdivision;

To require to be submitted and to approve plans for disposal systems or any part thereof and to inspect the construction thereof for compliance with the approved plans thereof;

To issue, continue in effect or deny permits, under such conditions as it may prescribe for the prevention of pollution, for the discharge of sewage, industrial waste or other wastes, or for the installation or operation of disposal systems or parts thereof;

To revoke or modify any permit issued under sections 115.01 to 115.09 whenever it is necessary, in the opinion of the agency, to prevent or abate pollution of any waters of the state;

To prescribe and alter rules and regulations, not inconsistent with law, for the conduct of the agency and other matters within the scope of the powers granted to and imposed upon it by sections 115.01 to 115.09, provided that every rule or regulation affecting any other department or agency of the state or any person other than a member or employee of the agency shall be filed with the secretary of state; and

To conduct such investigations and hold such hearings as it may deem advisable and necessary for the discharge of its duties under sections 115.01 to 115.09, and to authorize any member, employee, or agent appointed by it to conduct such investigations or hold such hearings.

Sec. 16. Minnesota Statutes 1971, Section 115.06, Subdivision 1, is amended to read:

115.06 [COOPERATION.] Subdivision 1. [WITH OTHER SOVEREIGN STATES.] The agency, so far as it is not inconsistent with its duties under the laws of this state, may assist and cooperate with any agency of another state, of the United States of America or of the Dominion of Canada or any province thereof in any matter relating to water pollution control. *The agency shall continue to encourage the adoption by the federal government of nationwide and international water pollution standards and enforcement that are at least as stringent as the standards in force in this state. It shall urge the adoption of equally stringent water pollution control and enforcement standards in neighboring states.*

Sec. 17. Minnesota Statutes 1971, Chapter 115, is amended by adding a section to read:

[115.11] [WATER POLLUTION STUDIES.] Subdivision 1. [COMMISSIONER OF NATURAL RESOURCES TO COMPILE DATA.] *As part of the department of natural resources water resource program, the commissioner of natural resources shall compile and evaluate on a statewide basis general water quality data which show the chemical and biological characteristics of surface and ground waters. The more specific data to be compiled and evaluated, and the completion date thereof, shall be determined jointly by the agency and the commissioner. The compilation and evaluation thereof shall be furnished to the agency.*

Subd. 2. [STUDIES AND RECOMMENDATIONS BY DEPARTMENT OF AGRICULTURE.] *The commissioner of agriculture, with the assistance of the department of natural resources, the department of health, the university of Minnesota institute of agriculture and such other state and federal agencies and public and private institutions as may be helpful, shall make a study to determine the extent, if any, that agricultural uses, including but not limited to chemical fertilizers and pesticides, contribute to water pollution. The results of the study, together with recommendations for abatement of any pollution caused by agricultural uses, shall be furnished to the agency.*

Subd. 3. [AGENCY COMPILATION; INCORPORATION IN PLAN.] *The agency shall study and evaluate the information, data and recommendations furnished by the commissioners and the secretary and executive officer of the state department of health. On or before November 15, 1974, the agency shall determine and identify, for the state as a whole, and in report form, the amount of waters that are polluted; the amount of pollution due to natural causes; the amount due to man's activities; the amount due to man's activities caused by each source, including municipal sewage, industrial wastes, agricultural runoff, boat toilets, and any other large source of pollution; and the location of the pollution. The agency shall compile and evaluate the data, information and recommendations furnished by the commissioner of natural resources and the commissioner of agriculture and the secretary and executive officer of the state department of health, and such other relevant data on water pollution, in-*

cluding data on the status and trends in water quality throughout the state, and incorporate it into the agency's long range plan for water pollution control.

Subd. 4. [SAVINGS CLAUSE.] Nothing in this section shall be construed to limit or alter any existing authority of the agency to investigate and identify sources of pollution and polluted waters.

Subd. 5. [FINANCIAL IMPACT STUDY.] The agency shall conduct an in-depth study to determine the financial impact on small communities of being required to provide secondary or advanced treatment of sewage. The results of the study, together with the recommendations of the agency based on the study, shall be presented to the legislature by November 15, 1974.

Sec. 18. Minnesota Statutes 1971, Section 115.01, is amended by adding a subdivision to read:

Subd. 18. "Scavenging" means the business of servicing disposal systems by removal therefrom for disposal of any of the sewage, industrial wastes, or other wastes therein.

Sec. 19. Minnesota Statutes 1971, Section 115.01, is amended by adding a subdivision to read:

Subd. 19. "Scavenger" means a person engaged in scavenging.

Sec. 20. Minnesota Statutes 1971, Chapter 115, is amended by adding a section to read:

[115.851] [SCAVENGERS; REGULATION, LICENSING.]
Subdivision 1. [LICENSE REQUIRED.] After March 1, 1974, a person shall not engage in scavenging without first having obtained a license therefor from the agency. Nothing in this section shall be construed to require a license for: (a) a property owner to clean his own septic tank, cesspool, or boat holding tank, or (b) a municipality operating and maintaining a public sewage disposal system; provided that such property owners and municipalities shall otherwise comply with rules and regulations regulating scavenging.

Subd. 2. [RULES AND REGULATIONS.] On or before January 1, 1974, the agency, in accordance with chapter 15 shall promulgate rules and regulations governing scavengers and scavenging. The rules and regulations shall prescribe (1) the manner of disposal of scavenged wastes in order to prevent pollution; (2) regular reports concerning the operation of each licensee; (3) the form of the license application and the information to be contained therein; (4) a schedule of fees for licensure which reflects the costs of processing applications, and the cost of monitoring the scavenging operation and disposal of the scavenged wastes; (5) the equipment and vehicles to be used by scavengers; (6) the requirements which a person may properly impose as a precondition to the receipt for disposal of scavenged wastes; (7) the conditions, if any, under which scavenged wastes may be disposed of on private property, or in municipal treat-

ment works, or by incineration or by on-land or other methods of disposal; (8) the procedures to be employed in collection, storing, pumping, transporting, securing, and disposing of scavenged wastes; and (9) other provisions necessary to implement and administer the requirements of this section.

Subd. 3. [ESTABLISHMENT OF FEE SCHEDULE.] Each application shall be accompanied by a fee which shall not exceed \$50, payable to the state treasurer to be deposited in the general fund. License application renewal fees may be less than the initial license fee. The application for such license shall be made to the agency prior to March 1 of each even numbered year. In addition, each application shall be accompanied by a vehicle license fee, which shall not exceed \$20, for each vehicle to be used by the applicant. This license is not transferable from one vehicle to another, and all licenses shall expire on the last day of February of each even numbered year. The fees schedules so established by the agency shall be related to the actual cost of the scavenging regulatory program.

Subd. 4. [SURETY BOND.] The application shall be accompanied by a surety bond covering the period for which the license shall be issued by a surety company registered in the state of Minnesota, to indemnify persons for whom service and maintenance work is performed. Such bonds shall be \$1,000 for residents of the state of Minnesota and \$5,000 for nonresidents. The agency shall be the obligee, and the bond shall be for the benefit and purpose to protect all persons damaged by faulty workmanship by a scavenger. Such bonds shall be conditioned upon the performance of the services in a workmanlike and hygienic manner, and in accordance with the rules and regulations of the agency.

Subd. 5. [ENFORCEMENT.] In addition to other penalties provided by chapter 115, the agency, following a hearing, may revoke, deny, suspend, or refuse to renew the license of a scavenger who violates any rule or regulation promulgated pursuant to this section.

Subd. 6. [DELEGATION OF EXCLUSIVE AUTHORITY.] After January 1, 1974, the agency has the exclusive authority to license scavengers and no political subdivision of the state nor other state agency shall issue a scavenger license unless such subdivision or other state agency has been duly authorized to do so by agreement with the agency. Upon authorization by the agency, a political subdivision of the state may regulate the business of scavenging. Such regulation shall be in accordance with the rules promulgated by the agency and the political subdivision may: (1) charge fees and levy taxes as may be necessary to support the program; and (2) adopt rules and ordinances not less stringent than state laws and regulations for the conduct of the program.

Sec. 21. Minnesota Statutes 1971, Section 144.12, is amended to read:

144.12 [REGULATIONS, ENFORCEMENT.] The board may adopt, alter, and enforce reasonable regulations of permanent application throughout the whole or any portion of the state, or for specified periods in parts thereof, for the preservation of the public health. Upon the approval of the attorney general and the due publication thereof, such regulations shall have the force of law, except insofar as they may conflict with a statute or with the charter or ordinance of a city of the first class upon the same subject. In and by the same the board may control, by requiring the taking out of licenses or permits, or by other appropriate means, any of the following matters:

(1) The manufacture into articles of commerce, other than food, of diseased, tainted, or decayed animal or vegetable matter;

((2) THE BUSINESS OF SCAVENGERING AND THE DISPOSAL OF SEWAGE;)

((3)) (2) The location of mortuaries and cemeteries and the removal and burial of the dead;

((4)) (3) The management of lying-in houses and boarding places for infants and the treatment of infants therein;

((5)) (4) (THE POLLUTION OF STREAMS AND OTHER WATERS AND) The distribution of water (BY PRIVATE PERSONS) for drinking or domestic use;

((6)) (5) The construction and equipment, in respect to sanitary conditions, of schools, hospitals, almshouses, prisons, and other public institutions, and of lodging houses and other public sleeping places kept for gain;

((7)) (6) The treatment, in hospitals and elsewhere, of persons suffering from communicable diseases, including all manner of venereal disease and infection, the disinfection and quarantine of persons and places in case of such disease, and the reporting of sicknesses and deaths therefrom;

Provided, that neither the board nor any local board of health nor director of public health shall have authority to make or adopt any rule or regulation for the treatment in any penal or correctional institution of any person suffering from any such communicable disease or venereal disease or infection, which rule or regulation requires the involuntary detention therein of any person after the expiration of his period of sentence to such penal or correctional institution, or after the expiration of the period to which the sentence may be reduced by good time allowance or by the lawful order of any judge or magistrate, or of any parole board;

((8)) (7) The prevention of infant blindness and infection of the eyes of the newly born by the designation, from time to time, of one or more prophylactics to be used in such cases and in such manner as the board may direct, unless specifically objected to by the parents or a parent of such infant;

((9)) (8) The furnishing of vaccine matter; the assembling, during epidemics of smallpox, with other persons not vac-

culated, but no rule of the board or of any public board or officer shall at any time compel the vaccination of a child, or exclude, except during epidemics of smallpox and when approved by the local board of education, a child from the public schools for the reason that such child has not been vaccinated; any person thus required to be vaccinated may select for that purpose any licensed physician and no rule shall require the vaccination of any child whose physician shall certify that by reason of his physical condition vaccination would be dangerous;

((10)) (9) The accumulation of filthy and unwholesome matter to the injury of the public health and the removal thereof;

((11)) (10) The collection, recording, and reporting of vital statistics by public officers and the furnishing of information to such officers by physicians, undertakers, and others of births, deaths, causes of death, and other pertinent facts;

((12)) (11) The construction, equipment, and maintenance in respect to sanitary conditions of lumber camps, migratory or migrant labor camps, and other industrial camps;

((13)) (12) The general sanitation of tourist camps, summer hotels, and resorts in respect to water supplies, disposal of sewage, garbage, and other wastes and the prevention and control of communicable diseases; and, to that end, may prescribe the respective duties of county and local health officers; and all county and local boards of health shall make such investigations and reports and obey such directions as the board may require or give and, under the supervision of the board, enforce such regulations;

((14)) (13) Atmospheric pollution of the indoor atmosphere which may be injurious or detrimental to public health; and

((15)) (14) Sources of ionizing radiation, and the handling, storage, transportation, use and disposal of radioactive isotopes and fissionable materials.

Sec. 22. Minnesota Statutes 1971, Section 361.29, Subdivision 1, is amended to read:

361.29 [MARINE TOILETS.] Subdivision 1. (a) For the purposes of this section the term "watercraft" has the meaning given to it by section 361.02, subdivision 7, and acts amendatory thereof. (b) No person owning or operating a watercraft or other marine conveyance upon the waters of the state of Minnesota shall use, operate or permit the use or operation of any marine toilet or similar device for the disposition of sewage or other wastes, unless the toilet wastes are retained for disposition on land by means of facilities constructed and operated in accordance with rules and regulations adopted by (THE STATE BOARD OF HEALTH AND APPROVED BY) the pollution control agency of the state of Minnesota. No person shall discharge into the waters of this state, directly or indirectly from a watercraft or other marine conveyance, any sewage or other wastes, nor shall any container of sewage or other wastes be

placed, left, discharged, or caused to be placed, left or discharged into any waters of this state by any person or persons at any time whether or not the owner, operator, guest or occupant of a watercraft or other marine conveyance. All toilets must be sealed or otherwise rendered inoperative so that no human or other waste can be discharged from such toilet into state waters.

Sec. 23. Minnesota Statutes 1971, Section 394.25, is amended by adding a subdivision to read:

Subd. 9. Erosion and sediment controls, adopted pursuant to regulations for erosion and sediment control promulgated by the state soil and water commission. Erosion and sediment controls may control any land-disturbing activity including, but not limited to tilling, clearing, grading, excavation, transporting and filling of lands. Erosion and sediment controls may include, but need not be limited to requiring the development of plans, the adoption of any ordinances, or portions thereof, necessary to carry out a program of erosion and sediment control.

Sec. 24. [APPROPRIATION.] *Subdivision 1. The following sums are appropriated to the following departments and agencies from the general fund in the state treasury to carry out the duties imposed on them by this act:*

Subd. 2. To the pollution control agency, \$

Subd. 3. To the department of natural resources, \$

Subd. 4. To the department of agriculture, \$

Subd. 5. To the department of health, \$”.

Strike the title and insert in lieu thereof:

“A bill for an act relating to pollution control; imposing certain duties in relation thereto on the Minnesota pollution control agency, the state soil and water conservation commission, watershed districts, the state board of health, the department of agriculture and the department of natural resources; authorizing the Minnesota pollution control agency to promulgate rules and regulations and prescribe fees for certain activities relating to pollution; requiring a study and report on the financial impact on small communities of being required to provide secondary sewage treatment; appropriating money; amending Minnesota Statutes 1971, Sections 40.01, by adding subdivisions; 40.02; 40.07, by adding a subdivision; 112.43, Subdivision 1; 115.01, by adding subdivisions; 115.03, Subdivision 1; 115.06, Subdivision 1; 144.12; 361.29, Subdivision 1; 394.25, by adding a subdivision; Chapter 40, by adding sections; and Chapter 115, by adding sections.”

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 1575, A bill for an act relating to insurance; variable contracts; amending Minnesota Statutes 1971, Sections 61A.13, Subdivision 1, and by adding a subdivision; 61A.14, Subdivision 5; 61A.15; 61A.19; 61A.21; and 61A.22.

Reported the same back with the following amendments:

Page 1, strike lines 23 through 28.

Page 2, lines 3 and 4, strike the words "*Except as may be otherwise*" and insert in lieu thereof "*If and to the extent so*".

Page 2, line 4, after the word "*contracts*" add the words "*or as required pursuant to the Federal Investment Company Act of 1940*".

Page 2, line 26, strike the words "*expense and mortality results*" and insert "*expenses*".

Page 3, lines 14 and 15, after the word "*Any*" strike the words "*individual variable*".

Page 3, line 15, after the word "*insurance*" strike the word "*policy*" and insert in lieu thereof "*contract on a variable basis*".

Page 4, lines 21 and 22, strike the words "*Section 61A.03, clauses (2), (6), (7), (8) and (10),*" and capitalize the "*S*" on "*section 61A.07*".

Page 4, line 23, after the number "*(4)*" strike the words "*and section 61A.24*".

Page 4, line 28, strike the words "*individual variable life insurance*" and after the word "*contract*" insert the words "*on a variable basis*".

Page 5, line 1, after "*contain*" and before "*grace*" insert the words "*in substance provisions for*".

Page 5, line 2, strike the word "*reinstatement*" and insert in lieu thereof the words "*settlement option, loan or withdrawal*" and after the word "*nonforfeiture*" strike the word "*provisions*".

Page 5, line 3, after the word "*contract*" and before the period insert the words "*and a life insurance contract on a variable basis should also contain in substance a provision for reinstatement appropriate to such a contract*".

Page 5, following line 17, insert a new Section 8 to read as follows:

"Sec. 8. Minnesota Statutes 1971, Section 61A.17, is amended to read:

61A.17 [FILING OF CONTRACTS.] No contract on a variable basis shall be issued in this state until a copy of the form thereof (and, in the case of a group contract, the form of any certificate evidencing variable benefits issued pursuant thereto)

and any form of application for such contract shall have been filed with the commissioner. *No life insurance contract on a variable basis shall be filed or issued before March 1, 1974, or before the commissioner has promulgated rules and regulations under section 61A.20 regarding life insurance contracts on a variable basis, whichever event comes first.*"

Renumber the sections in sequence.

Further amend the title on page 1, lines 4 and 5, by striking "and by adding a subdivision" and on line 6 after "61A.15;" insert "61A.17;"

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

S. F. No. 736, A bill for an act relating to elections; providing that certain officers in cities of the first class be elected with party designation; amending Minnesota Statutes 1971, Sections 202.09, Subdivision 1; and 205.17.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

S. F. No. 1436, A bill for an act relating to elections; providing for the payment of the expenses of special county elections; amending Minnesota Statutes 1971, Section 203.43.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 469, A bill for an act relating to intoxicating liquor; prohibiting discrimination by importers; granting the liquor control commissioner subpoena powers; removing the residency requirement for obtaining a wholesaler's or manufacturer's license; changing the method of determining the number of "off-sale" licenses which can be issued in cities of the first class; regulating the advertising of intoxicating liquor; annually appropriating liquor excise taxes for detoxification centers; providing a penalty; amending Minnesota Statutes 1971, Chapter 340, by adding a section; Sections 340.09; 340.11, Subdivisions 2 and 13; 340.15; 340.19; and 340.60, by adding a subdivision; and repealing Minnesota Statutes 1971, Sections 340.97; 340.971;

340.972; 340.973; 340.974; 340.975; 340.976; 340.977; 340.978; 340.98; 340.981; 340.9815; 340.982; 340.983; 340.984; and 340.985.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Chapter 340, is amended by adding a section to read:

[340.114] [EXCLUSIVE WHOLESALE DISTRIBUTORSHIPS FOR DISTILLED SPIRITUOUS LIQUORS PROHIBITED.] *Subdivision 1. To ensure the existence of vigorous statewide intrabrand competition for the wholesale distribution of imported distilled spirituous liquors, it is in the public interest that exclusive wholesale distributorships for such commodities be prohibited.*

Subd. 2. All licensed importers who shall ship or cause to be shipped into this state branded distilled spirituous liquors intended for general retail distribution shall file with the liquor control commissioner the name and the authorized wholesale distributors for each such brand.

Subd. 3. Licensed importers shall designate and establish a sufficient number of wholesale distributors for each brand of imported distilled spirituous liquor to ensure the availability of each such brand at competitive prices from no less than two wholesalers in all counties of this state.

Subd. 4. Upon his determination following a hearing that any licensed importer has failed to comply with the policy or any requirement of this section for any brand of imported distilled spirituous liquor, the liquor control commissioner shall temporarily or permanently prohibit all wholesale distribution of such brand within this state.

Subd. 5. Nothing in this section applies to malt beverages, wines, liqueurs, cordials, or liquors designated as specialties, regardless of alcoholic content.

Sec. 2. Minnesota Statutes 1971, Section 340.09, is amended to read:

340.09 [LIQUOR CONTROL COMMISSIONER; POWERS.] *Subdivision 1. The principal office of the liquor control commissioner shall be in the city of Saint Paul. He may appoint a secretary and such inspectors, clerks, and other assistants as he may require. All employees of the commissioner shall be in the classified service. He shall set up an adequate system for the administration of the provisions of chapter 340, and have supervision over and power to regulate all forms of advertising and display of liquors as provided in section 340.15.*

Subd. 2. The commissioner shall have power to require periodic factual reports from all licensed importers, manufacturers,

wholesalers and retailers of intoxicating liquor and to make all reasonable regulations to effect the object of such chapter 340 (AND TO FIX MAXIMUM PRICES FROM TIME TO TIME ON ALL LIQUORS SOLD AT WHOLESALE). Such regulations shall include provisions for assuring the purity of intoxicating liquors and the true statement of its contents and proper labeling thereof with regard to all forms of sale.

Subd. 3. In all matters relating to his official duties, the commissioner shall have the powers possessed by courts of law to issue subpoenas and cause them to be served and enforced. All public officials, and their respective deputies and employees, and all individuals, partnerships, firms, corporations, incorporated and unincorporated associations, and others who manufacture, transport, or sell intoxicating liquor, or are connected therewith in any manner, shall at all times attend and answer under oath the commissioner's lawful inquiries, produce and exhibit such books, accounts, documents and property as he may desire to inspect, and in all things aid him in the performance of his duties.

Sec. 3. Minnesota Statutes 1971, Section 340.11, Subdivision 2, is amended to read:

Subd. 2. [WHOLESALEERS' AND MANUFACTURERS' LICENSES.] Manufacturers' and wholesalers' licenses shall be issued by the liquor control commissioner.

The business of manufacturer and wholesaler may be combined and carried on under one license issued therefor.

No person, partnership or corporation shall directly or indirectly own, control or have any financial interest in more than one wholesaler or manufacturer licensed under this section. (LICENSE, AND THAT SUCH PERSON SHALL HAVE VOTED AT LEAST TWICE DURING SAID PERIOD OF FIVE YEARS AT A GENERAL STATE ELECTION IF TWO GENERAL STATE ELECTIONS HAVE BEEN HAD SINCE SUCH PERSON REACHED HIS MAJORITY. NO WHOLESALER'S LICENSE SHALL BE GRANTED TO ANY CORPORATION UNLESS ALL OF THE OFFICERS, DIRECTORS, AND STOCKHOLDERS, WHO OWN OR CONTROL MORE THAN 75 PERCENT OF THE STOCK BY VALUE AND 75 PERCENT OF THE VOTING RIGHTS OF THE STOCK, OF SUCH CORPORATION APPLYING FOR A LICENSE SHALL HAVE BEEN RESIDENTS OF THE STATE FOR A PERIOD OF FIVE YEARS CONTINUOUSLY IMMEDIATELY PRIOR TO SUCH APPLICATION FOR A LICENSE AND ANY AND ALL SUCH PERSONS SHALL HAVE VOTED AT LEAST TWICE DURING SAID PERIOD OF FIVE YEARS AT A GENERAL STATE ELECTION IF TWO GENERAL STATE ELECTIONS HAVE BEEN HAD SINCE SUCH PERSON REACHED HIS MAJORITY. A PERSON, PARTNERSHIP, OR CORPORATION LAWFULLY LICENSED AS A WHOLESALER IN THE STATE OF MINNESOTA MARCH 27, 1945, SHALL NOT BE SUBJECT TO ANY RESIDENCE OR VOTING REQUIREMENTS TO RENEW HIS WHOLESALER'S

LICENSE, NOR SHALL HIS SUCCESSOR OR ASSIGNS WHO ACQUIRE SUBSTANTIALLY ALL OF THE PROPERTY OF SUCH LICENSEE. A PERSON WHO SERVED IN THE ARMED FORCES OF THE UNITED STATES OF AMERICA DURING ANY TIME SINCE JULY 1, 1942, SHALL BE GIVEN CREDIT AS HAVING VOTED AT ANY GENERAL ELECTION HELD DURING THE TIME HE SERVED IN THE ARMED FORCES OF THE UNITED STATE OF AMERICA.)

Sec. 4. Minnesota Statutes 1971, Section 340.11, Subdivision 13, is amended to read:

Subd. 13. [OFF-SALE LICENSES; NUMBER.] "Off-sale" licenses may be granted in accordance with the following:

(1) In cities of the first class (NOT MORE THAN ONE "OFF-SALE" LICENSE FOR EACH 5,000 INHABITANTS THEREOF) *the number of "off-sale" licenses to be issued shall be determined by the governing body thereof*; such a license may be issued only to the proprietor of a drug store, or a general food store, or an exclusive liquor store.

(2) In all cities other than cities of the first class and in villages and boroughs, the number of "off-sale" licenses to be issued shall be determined by the governing body thereof. In such cities, villages, and boroughs, an "off-sale" license shall be issued only to a proprietor of a drug store or an exclusive liquor store except as otherwise provided in this section.

(3) *Notwithstanding clauses (1) and (2), no new license shall be issued to a drug store or a general food store after the effective date of this act.*

Sec. 5. Minnesota Statutes 1971, Section 340.15, is amended to read:

340.15 [REGULATION OF ADVERTISING.] *Subdivision 1. The unrestricted advertising of intoxicating liquor is hereby declared to be contrary to public policy. The liquor control commissioner shall have supervision over and the power to regulate all forms of advertising and display of intoxicating liquors and shall adopt reasonable rules and regulations restricting advertising to prevent it from counteracting temperance education (SHALL BE MADE BY THE LIQUOR CONTROL COMMISSIONER) except that no rule or regulation shall prohibit a Minnesota resident retailer at off-sale from advertising the price at which such products are offered for sale, providing such price advertisements are confined to the licensed premises, including windows therein. Advertising of prices within the state by non-resident retailers is prohibited.*

Subd. 2. No wholesaler or other person shall communicate to a retailer at off-sale in any manner a suggested retail price for the sale of intoxicating liquor.

Sec. 6. Minnesota Statutes 1971, Section 340.19, is amended to read:

340.19 [REMOVAL OF OFFICERS; LICENSES REVOKED; BONDS FORFEITED; VIOLATIONS.] (1) The failure on the part of any duly constituted public officer, charged by law with the enforcement of the intoxicating liquor act shall constitute non-feasance in office and shall be valid ground for the removal of such officer.

(2) When any licensee shall wilfully violate the provisions of the intoxicating liquor act his license shall be immediately revoked and his bond forfeited, and no license of any class shall for a term of five years thereafter be issued to the same person or to any person who at the time of the violation owns any interest, whether as holder of more than five percent of the capital stock of a corporation licensee, as partner, or otherwise, in the premises or in the business conducted thereon, or to any corporation, partnership, association, enterprise, business, or firm in which any such person is in any manner interested.

(3) Whoever, in violation of the provisions of the intoxicating liquor act, shall manufacture intoxicating liquor for the purposes of sale shall be guilty of a gross misdemeanor.

(4) Whoever, in violation of the provisions of the intoxicating liquor act, shall transport or import into the state liquor for the purposes of sale shall be guilty of a gross misdemeanor.

(5) Whoever shall sell directly or indirectly any intoxicating liquor without having a license for such sale shall be guilty of a gross misdemeanor.

(6) Whoever shall violate any of the provisions of the intoxicating liquor act as to sale, licensing, or any of the regulatory provisions pertaining thereto, as herein provided, shall be guilty of a misdemeanor.

(7) Whoever refuses or neglects to obey any lawful direction of the liquor control commissioner, or his deputy or any of his assistants; withholds any information, book, record, paper, or other thing called for by him for the purpose of examination; obstructs or misleads him in the execution of his duties; or swears falsely concerning any matter stated under oath shall be guilty of a gross misdemeanor.

((7)) (8) The liquor control commissioner shall have the power to institute proceedings to cancel or revoke the licensing of any pharmacist or druggist as such pharmacist or druggist who shall violate the provisions of the intoxicating liquor act.

Sec. 7. Minnesota Statutes 1971, Sections 340.97; 340.971; 340.972; 340.973; 340.974; 340.975; 340.976; 340.977; 340.978; 340.98; 340.981; 340.9815; 340.982; 340.983; and 340.985, are repealed."

Further, amend the title as follows: line 17, after "340.15;" insert "and"; line 18, strike "and 340.60, by adding a subdivision;" and line 23, strike "340.984;"

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 961, A bill for an act relating to professions and occupations regulated by the state; providing lay membership on professional and occupational boards; amending Minnesota Statutes 1971, Sections 146.02; 146.03; 146.04; 147.01; 148.03; 148.52; 148.67; 148.68; 148.79; 150A.02, Subdivision 1; 151.02; 151.03; 151.04; 153.02; 154.22; 155.05; 156.01, Subdivisions 1 and 2; 326.04; 326.05; 326.17; 326.241; 326.541; 386.63, Subdivision 1; and 481.01.

Reported the same back with the following amendments:

Page 2, line 4, strike "layman" and insert "lay person".

Page 2, line 26, strike "eight" and insert "eleven".

Page 2, line 28, strike "five" and insert "seven".

Page 3, line 6, strike "two" and insert "three".

Page 3, line 7, strike "laymen" and insert "lay persons".

Page 3, line 8, strike the period and insert "*; one such member's term continuing until May 1, 1980, one such member's term continuing until May 1, 1981, and one such member's term continuing until May 1, 1982.*".

Page 6, line 17, strike "layman" and insert "lay person".

Page 6, line 23, strike the semicolon and insert "*, and not more than three chiropractors shall be represented by the same chiropractic association;*".

Page 6, line 27, strike "layman" and insert "lay person".

Page 7, line 13, strike "layman" and insert "lay person".

Page 7, line 18, strike "layman" and insert "lay person".

Page 8, line 4, strike "layman" and insert "lay person".

Page 9, line 28, strike "layman" and insert "lay person".

Page 10, line 12, strike "layman" and insert "lay person".

Page 10, line 24, strike "layman" and insert "lay person".

Page 11, line 20, strike "four" and insert "five".

Page 11, line 20, strike "one" and insert "two".

Page 11, line 27, strike "layman" and insert "lay person".

Page 12, line 10, strike "*except the year when the term of the layman expires*".

Page 12, line 12, after "the" and before "term" insert "dental member's".

Page 12, line 18, after "any" and before "vacancy" insert "dental member's".

Page 12, line 27, strike "The first member appointed after August 1,".

Page 12, line 28, strike "1973 shall be a layman." and insert in lieu thereof: "The lay members shall be appointed after August 1, 1973; one for a three year term and one for a five year term and thereafter for successive five year terms.".

Page 13, line 7, strike "four" and insert "five".

Page 13, line 11, strike "one layman" and insert "two lay persons".

Page 13, line 16, after "governor," insert "at least".

Page 13, line 20, strike "first member" and insert "two members".

Page 13, line 21, strike "a layman" and insert "lay persons".

Page 14, line 5, strike "layman" and insert "lay persons".

Page 14, line 13, strike "layman" and insert "lay person".

Page 14, line 16, strike "layman" and insert "lay person".

Page 14, line 21, strike "three" and insert "four".

Page 14, line 22, strike "Two" and insert "Three".

Page 14, line 26, strike "eighth" and insert "tenth".

Page 15, line 6, strike the period and insert "and one appointed by the governor with or without recommendation from either group.".

Page 15, line 16, strike "layman" and insert "lay person".

Page 16, line 2, strike "layman" and insert "lay person".

Page 16, line 5, strike "layman" and insert "lay person".

Page 16, line 19, strike "layman" and insert "lay person".

Page 17, line 27, strike "laymen" and insert "lay persons".

Page 19, line 21, strike "layman" and insert "lay person".

Page 20, line 11, strike "nine" and insert "seven".

Page 20, line 17, strike "one a registered consulting".

Page 20, line 18, strike "electrical engineer".

Page 20, line 18, strike "two laymen" and insert "one lay person".

Page 20, line 20, strike "two laymen" and insert "member".

Page 20, line 20, strike "*shall serve for terms of*".

Page 20, line 21, strike "*two and four years.*" and insert "*after January 1, 1974 shall be a lay person.*".

Page 21, line 14, strike "*layman*" and insert "*lay person*".

Page 23, line 4, strike "*layman*" and insert "*lay person*".

Page 23, line 19, strike "*layman*" and insert "*lay person*".

Page 24, line 3, strike "*laymen*" and insert "*lay persons*".

Page 25, line 7, strike "*laymen*" and insert "*lay persons*".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1316, A bill for an act relating to the collection, security and dissemination of records and information by the state and its governmental units; providing penalties; amending Minnesota Statutes 1971, Chapter 16, by adding a section.

Reported the same back with the following amendments:

Page 1, line 15, delete "*or a political subdivision of*".

Page 1, line 16, delete "*the state, of data and information on persons.*".

Page 1, line 15, after the word "*state*" add the following: "*and the board of regents of the University of Minnesota of data on persons.*".

Page 2, line 4, delete "*16.911*" and insert in lieu thereof "*16.91*".

Page 2, line 9, after the word "*governmental*" add "*agency or*".

Page 2, line 12, delete the comma; delete line 13; line 14, delete "*political subdivision of the state*".

Page 2, line 17, delete "*or local ordinance*".

Page 3, line 1, delete "*their*".

Page 3, delete line 2 and insert in lieu thereof "*neither their identities nor any single characteristic of a person is ascertainable.*".

Page 3, line 11, delete "*or any other laws to the contrary.*".

Line 14, after "*Minnesota*" add a period; delete "*and all governmental units within the*".

Delete line 15.

Line 21, delete "To".

Line 22, delete "*implement such rules and regulations,*".

Page 4, line 11, after the period, add "*The responsible authority shall document and file with the commissioner the nature of all data on persons collected and stored and the need for and intended uses of such data.*".

Page 4, line 12, after "authority" insert "*or for other than the intended uses*".

Page 5, lines 9, 10 and 11, delete "*Appropriate safeguards regarding the collection, storage, dissemination, and use of data on persons must be established*" and insert in lieu thereof "*Regarding the collection, storage, dissemination and use of data on persons, the responsible authority shall establish reasonable and appropriate safeguards*".

Page 5, line 11, after "complete" add "*and current*".

Line 17, strike the period, add a comma and "*including security during transmission.*".

Page 5, line 27, after "*Participation*" add "*in the exchange of data*".

Page 6, line 8, delete the comma and after "*verified*" add "*according to the accepted rules of evidence*"; delete the word "*should*" and insert in lieu thereof "*shall*".

Page 6, line 27, after the parenthesis and before "*Any*" add "*After exhausting the administrative remedies contained wherein,*"; delete "*Any*" and insert in lieu thereof "*any*".

Page 7, line 7, delete "30" and insert in lieu thereof "60".

Page 7, line 9, delete "*or the*".

Delete line 10.

Line 11, delete "*instrumentality of state, whichever is appropriate,*".

Page 8, line 7, delete "*fined not less than*" and insert in lieu thereof "*guilty of a gross misdemeanor.*".

Delete lines 8 and 9.

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1318, A bill for an act relating to cable communications; providing penalties; appropriating money; amending Min-

nesota Statutes 1971, Sections 161.45, Subdivision 1; and 222.37, Subdivision 1.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. [DECLARATION OF LEGISLATIVE FINDINGS AND INTENT.] *Upon investigation of the public interest associated with cable communications, the legislature of the state of Minnesota has determined that while cable communications serve in part as an extension of interstate broadcasting, that their operations also involve public rights-of-way, municipal franchising, and vital business and community service, which are of state concern; that while said operations must be subject to state oversight, they also must be protected from undue restraint and regulation so as to assure development of cable systems with optimum technology and maximum penetration in this state as rapidly as economically and technically feasible; that the municipalities and the state would benefit from valuable educational and public services through cable communications systems; that the cable communications industry must provide the opportunity for minority participation and benefit which its diversity promises; that the public and the business community would benefit if served by cable channels sufficient to meet the needs of producers and distributors of program and other communication content services; that the cable communications industry is in a period of rapid growth and corporate consolidation and should proceed in accord with regional and statewide service objectives; and, that many municipalities lack the necessary resources and expertise to plan for and secure these benefits and to protect subscribers and other parties to the public interest in franchise negotiations.*

There is, therefore, a need for a state agency to develop a state cable communications policy; to promote the rapid development of the cable communications industry responsive to community and public interest and consonant with policies, regulations and statutes of the federal government; to assure that cable communications companies provide adequate, economical and efficient service to their subscribers, the municipalities within which they are franchised and other parties to the public interest; to encourage the endeavors of public and private institutions, municipalities, associations and organizations in developing programming for the public interest; and to provide minorities with the fullest opportunity to make effective use of the medium.

It is the intent of the legislature in the provisions of this act to vest authority in a commission to oversee development of the cable communications industry in Minnesota in accordance with the statewide service plan; to review the suitability of practices for franchising cable communications companies to protect the public interest; to set standards for cable communications systems and franchise practices; to assure channel availability for municipal services, educational television, program diversity, local expression and other program and communications content

services; to assure that municipal franchising results in communication across metropolitan areas and in neighborhood communities in larger municipalities; to provide consultant services to community organizations and municipalities in franchise negotiations; and, to stimulate the development of diverse instructional, educational, community interest and public affairs programming with full access thereto by cable communications companies, educational broadcasters and public and private institutions operating closed circuit television systems and instructional television fixed services.

Sec. 2. [DEFINITIONS.] Subdivision 1. The words and phrases used in the provisions of this act shall have the following meanings unless a different meaning clearly appears in the context.

Subd. 2. "Cable communications company" shall mean any person owning, controlling, operating, managing or leasing a cable communications system within the state.

Subd. 3. "Cable communications system" shall mean any system which operates for hire the service of receiving and amplifying programs broadcast by one or more television or radio stations and any other programs originated by a cable communications company or by another party, and distributing such programs by wire, cable, microwave, or other means whether such means are owned or leased, to persons who subscribe to such service. Such definition does not include:

- (a) any system which services fewer than 50 subscribers
- (b) any master antenna television system; or
- (c) any specialized closed-circuit system which does not use the public rights-of-way for the construction of its physical plant.

Subd. 4. "Commission" shall mean the commission on cable communications created by the provisions of this act.

Subd. 5. "Franchise" shall mean any authorization granted by a municipality in the form of a franchise, privilege, permit, license or other municipal authorization to construct, operate, maintain, or manage a cable communications system in any municipality.

Subd. 6. "Gross annual receipts" shall mean all compensation received directly or indirectly by a cable communications company from its operations within the state, limited to sums received from subscribers in payment for programs received. Gross annual receipts shall not include any taxes on services furnished by a cable communications company imposed directly on any subscriber or user by any municipality, state, or other governmental unit and collected by the company for such governmental unit.

Subd. 7. "Master antenna television system" shall mean any system which serves only the residents of one or more apartment

dwelling under common ownership, control or management and any commercial establishment located on the premises of such apartment house and which transmits only signals broadcast over the air by stations which may be normally viewed or heard locally without objectionable interference, and which does not provide any additional service over its facilities other than closed-circuit security viewing services.

Subd. 8. "Municipality" shall mean any village, town, city, borough, county, or any combination of these which undertakes to issue a franchise.

Subd. 9. "State" shall mean the state of Minnesota.

Subd. 10. "State agency" shall mean any office, department, board, commission, bureau, division, public corporation, agency or instrumentality of the state.

Subd. 11. "Person" shall mean any individual, trustee, partnership, association, corporation or other legal entity.

Subd. 12. "Program" shall mean any broadcast-type program, signal, message, graphics, data, or communication content service.

Sec. 3. [APPLICATION OF THIS ACT.] *The provisions of this act shall apply to every cable communications system and every cable communications company as defined in section 2, operating within the state, including a cable communications company which constructs, operates and maintains a cable communications system in whole or in part through the facilities of a person franchised to offer common or contract carrier services. Persons possessing franchises for any of the purposes contemplated by the provisions of this act shall be deemed to be subject to the provisions of this act although no property may have been acquired, business transacted or franchises exercised.*

Sec. 4. [COMMISSION CREATED.] *Subdivision 1. A state commission on cable communication is hereby created within the department of administration and shall consist of seven members. The commission shall reside within the department of administration for a period not to exceed two years from the effective date of this act.*

The members of the commission shall be representative of the broad range of interests related to telecommunication needs and concerns.

Subd. 2. *Each member shall be appointed by the governor, by and with the advice and consent of the senate, for seven years provided, however, that of the seven members first appointed, one shall be appointed for one year, one for two years, one for three years, one for four years, one for five years, one for six years and one for seven years from January 1 next succeeding their appointment. Their successors shall be appointed for terms of seven years each. Members shall continue in office until their successors have been appointed and qualified. No more than four members shall be from the same political party.*

Subd. 3. The governor shall designate one of the members to be chairman who shall be the chief executive officer of the commission. The members shall elect one of their number as vice-chairman of the commission.

Subd. 4. Vacancies in the commission occurring otherwise than by expiration of term shall be filled for the unexpired term in the same manner as original appointments.

Subd. 5. The chairman and the other members of the commission shall receive per diem compensation fixed by the governor within the amounts made available by appropriation therefor.

Subd. 6. A majority of the members of the commission then in office shall constitute a quorum for the transaction of any business or the exercise of any power or function of the commission. The commission may delegate to one or more of its members, or its officers, agents, or employees, such powers and duties as it may deem appropriate.

Subd. 7. The department of administration may appoint an executive director and such other officers, employees, agents, and consultants as it may deem necessary, and prescribe their duties.

The attorney general shall appoint a counsel for the commission.

Subd. 8. The executive director shall serve in the unclassified service of the state. All other employees shall serve in the state civil service.

Subd. 9. The commission shall be established within three months of the effective date of this act. The commission shall adopt the regulations required by this act necessary for franchising and certification within one year after it is established.

Sec. 5. [DUTIES OF THE COMMISSION.] *The commission shall:*

(1) Develop and maintain a statewide plan for development of cable communications services, setting forth the objectives which the commission deems to be of regional and state concern;

(2) To the extent permitted by, and not contrary to, applicable federal and state law, and rules and regulations,

(a) prescribe procedures and practices which municipalities shall follow in granting franchises, individually or jointly;

(b) prescribe minimum standards for inclusion in franchises, including maximum initial, renegotiation and renewal terms, a requirement that no such franchise may be exclusive, length of residential subscriber contracts, and municipal purchase; taking into account the size of the cable communications system, the commission shall also prescribe minimum standards for channel capacity, access to, and facilities to make use of, channels for education, government and public access, two-way

capability, performance bonds, and construction and operation of the cable communications system;

(c) prescribe a list of items for inclusion in franchises;

(d) prescribe standards for: franchises awarded in the twin cities metropolitan area which designate a uniform regional channel reserved for public use; the interconnection of all cable systems within this area; and the designation of a single entity to schedule programs and facilitate use of this channel;

(3) Provide advice and technical assistance to the cable communications industry, federal, state and local governments, members of the citizenry without commercial cable interests, community organizations, and other private and public agencies interested in matters relating to cable communications, franchises and services;

(4) Issue certificates of confirmation in accordance with the standards prescribed by the commission;

(5) Represent the interests of the people of the state before the federal communication commission;

(6) Adopt, after consulting with the metropolitan council and regional development commissions of the state, a set of minimum standards for the size of cable territories within which a franchise may be awarded, and procedures to be followed for alteration of cable service territory boundaries, by municipalities in the twin cities metropolitan area as designated in Minnesota Statutes, 1971, section 473B.01 and other designated standard metropolitan statistical areas;

(7) Prohibit invasion of privacy;

(8) Insure that minorities and all other groups have the fullest access to cable communications at all levels, including the establishment of an affirmative action regulation and compliance mechanism consistent with Federal Executive Order 11246, of the President, as amended by Executive Order No. 11375 and Executive Order No. 11478;

(9) Establish standards pertaining to transfer, renewal, termination or amendment of franchises;

(10) Establish standards pertaining to ownership and control of cable communications companies.

(11) Prescribe standards for interconnection of cable communications systems;

(12) Establish provisions pertaining to liability for obscenity and defamation;

Sec. 6. [POWERS OF COMMISSION.] Subdivision 1. The commission may promulgate, issue, amend, rescind, and provide for the enforcement of such orders, rules and regulations as it may find necessary or appropriate to carry out the provisions of this act in accordance with Minnesota Statutes 1971, Chapter 15. Such orders, rules and regulations may classify persons and

matters within the jurisdiction of the commission and prescribe different requirements for different classes of persons or matters. A copy of any order, rule or regulation promulgated hereunder shall be subject to public inspection during reasonable business hours.

Subd. 2. The commission or other aggrieved party shall have the right to institute or to intervene as a party in any action in any court of competent jurisdiction seeking mandamus, injunctive or other relief to compel compliance with any provision of this act or any rules, regulations or orders issued hereunder.

Sec. 7. [COSTS AND EXPENSES OF THE COMMISSION.] *On or before December 1 of each year, the commission shall estimate the total costs and expenses, including compensation for personal services necessary to operate and administer the commission for the next ensuing state fiscal year. The commission shall, at such time or times and pursuant to such procedure as it shall determine by regulation, bill and collect from each cable communication company funds to carry on the work of the commission, according to an equitable formula established by the commission; provided that the amount billed to or collected from any operating cable communications company pursuant to this section shall never exceed 1 percent of the gross annual receipts of such company during the 12 month period designated by the commission. The proceeds collected pursuant to this section shall be annually appropriated to the general fund of the state treasury.*

Sec. 8. [FRANCHISE REQUIREMENT.] *Subdivision 1. A municipality shall have the power to require a franchise of any cable communications system providing service within the municipality.*

Subd. 2. Nothing in the provisions of this act shall be construed to prevent franchise requirements in excess of those prescribed by the commission, unless such requirement is inconsistent with the provisions of this act or any regulation, policy or procedure of the commission.

Subd. 3. Nothing in this act shall be construed to limit any municipality from the right to construct, purchase, and operate a cable communications system.

Sec. 9. [CERTIFICATE OF CONFIRMATION.] *Subdivision 1. Except as provided in subdivision 3 of this section, after the effective date of this act, no person shall exercise a franchise, and no such franchise shall be effective, until the commission has confirmed such franchise.*

Subd. 2. The commission may issue a certificate of confirmation contingent upon compliance with standards, terms or conditions set by the commission.

Subd. 3. Any cable communications company which, pursuant to an existing franchise (a) was lawfully engaged in actual operations, or (b) notwithstanding any other provisions of this act, had commenced substantial construction, indicated by erec-

tion of the antenna tower, "head end," and stringing of no less than five miles of feeder or distribution cable by January 1, 1974, may continue to exercise said franchise pursuant to the terms thereof, provided such company files with the commission by such date as the commission shall set, an application in such form and containing such information and supporting documentation as the commission may require. The commission shall issue a certificate of confirmation to such a cable communications company valid for five years without further proceedings, which certificate may be renewed by the commission on application. Any initial certificate of confirmation, other than stated heretofore, shall be for a period of ten years.

Subd. 4. Notwithstanding the provisions of section 9, subdivision 6, of this act, any cable communications company granted a franchise by September 15, 1973, pursuant to a municipal enabling ordinance on cable communications enacted by April 1, 1973, containing detailed specifications for the construction and operation of a cable communications system, shall be subject only to section 9, subdivision 3, of this act in the process of securing a certificate of confirmation.

Subd. 5. Any cable communications company granted a franchise after April 1, 1973 but before the effective date of this act shall be required to secure a certificate of confirmation from the commission pursuant to section 9, subdivision 2, of this act before becoming operational.

Subd. 6. For a period of one year from the effective date of this act, no municipality may give, grant or award to any individual, partnership, association or corporation, upon any terms or conditions whatever, any franchise for the purpose of constructing, erecting, operating or maintaining any cable communications system in the state.

For a period of one year from the effective date of this act, no individual, partnership, association or corporation shall construct, erect, operate or maintain a nonfranchised cable communications system which is not in actual and lawful operation on the effective date of this act, or enter into a contract for the construction, erection, operation or maintenance of such a nonfranchised cable communications system; nor shall any cable communications company engaged in actual and lawful nonfranchised cable communications operations on the effective date of this section expand the area of its operations during such period of time.

Subd. 7. Nothing in this section shall be deemed to validate a franchise not granted in accordance with law or affect any claims in litigation on the effective date of this act. No confirmation under this section shall preclude invalidation of any franchise illegally obtained.

Sec. 10. [REGIONAL DEVELOPMENT COMMISSIONS.] For the purposes of assisting in the implementation of this act, the metropolitan council and regional development commissions of the state may engage in a program of research and study concerning interconnection, cable territories, regional use of cable

communications and all other aspects which may be of regional concern.

Sec. 11. [CENSORSHIP PROHIBITED.] *Subdivision 1. The commission may not promulgate any regulation or condition which would interfere with the right of free speech by means of cable communications.*

Subd. 2. No cable communications company may prohibit or limit any program or class or type of program presented over a leased channel or any channel made available for public access, governmental or educational purposes.

Sec. 12. [RATES.] *Subdivision 1. Except as otherwise provided in this section, the rates charged by a cable communications company shall be those specified in the franchise, which may establish, or provide for the establishment of reasonable classifications of service and categories of subscribers, or specify different rates for differing services or for subscribers in different categories.*

Subd. 2. Such rates may not be changed except by amendment of the franchise.

Subd. 3. The commission shall provide assistance regarding rates and related economic matters to interested municipalities and their citizens. The commission shall study, or cause to be studied, the desirability of regulation of all rates and charges of cable communications systems.

Sec. 13. [POLES, DUCTS AND CONDUITS.] *The commission shall within two years from the effective date of this act adopt complete and detailed rules specifying necessary regulations for contractual agreements between cable communications operators and any public utilities with respect to the use of poles, ducts, conduits, and other appurtenances related to the cable communications transmission lines.*

Sec. 14. [APPEALS TO THE COMMISSION.] *Any franchised cable communications company, who is aggrieved by action of any franchise authority in modifying, suspending, cancelling, revoking, or declaring forfeited the franchise, may appeal to the commission within 30 days following notice of such action by a petition in writing, setting forth all the material facts in the case. Any municipality which is aggrieved by the failure of its franchisee to perform according to the municipal ordinance may appeal to the commission for assistance in gaining franchisee compliance with the municipal ordinance by a petition in writing, setting forth all the material facts in the case.*

The commission at its discretion shall hold a hearing upon such appeals, requiring due notice to be given to all interested parties.

If the commission approves the action of the municipality it shall issue notice to it to that effect, but if the commission disapproves of its action it shall issue a decision in writing advising

the municipality of the reasons for its decision and ordering the municipality to conform with such decision. If the commission approves the action of the cable communications company it shall issue notice to it to that effect, but if the commission disapproves of its action it shall issue a decision in writing advising the cable communications company of the reasons for its decision and ordering the cable communications company to conform with the decision.

Upon request, or upon its own initiative, the commission may investigate the renewal or assignment of such franchise or the conduct of the business being done thereunder, and may, after hearing, modify, suspend, revoke or cancel such license for cause.

If the municipality fails to suspend, revoke, cancel or declare forfeited a license or to perform any other disciplinary act when lawfully ordered so to do by the commission upon appeal or otherwise, within such reasonable time as it may prescribe, the commission may itself revoke such license or perform such act with the same force and effect as if performed by the municipality.

Sec. 15. [FINANCIAL INTEREST OF MEMBERS AND EMPLOYEES.] *No member of the commission and no employee of the commission shall be employed by, or shall have any significant financial interest in any cable communications company holding a franchise in the state, their subsidiaries, major equipment or programming suppliers, or in any broadcasting company holding an operating license issued by the Federal Communications Commission, their subsidiaries, major equipment or programming suppliers. Members of any elected body granting franchises and employees of any franchising body who would be directly involved in the granting or administration of franchises for cable communications and who are employed or have any significant financial interest in any cable communications company holding a franchise in the state, their subsidiaries, major equipment or program suppliers shall abstain from participation in the franchising of cable communications companies.*

Sec. 16. [FINES AND PENALTIES.] *Subdivision 1. The commission may seek such injunctive relief as is necessary to prevent violations of the orders, rules or regulations of the commission.*

Subd. 2. Any person violating the provisions of this act or any rules or regulations made pursuant thereto, is guilty of a gross misdemeanor. Any term of imprisonment imposed for any violation by a corporation shall be served by the senior resident officer of the corporation.

Sec. 17. [APPROPRIATION.] *The sum of \$..... is hereby appropriated from the general fund to the department of administration as an appropriation for the commission.*

Sec. 18. [ENACTMENT.] *The act shall take effect the day following enactment.*

Sec. 19. [SEPARABILITY.] *If any portion of this act is declared unconstitutional, the remainder shall prevail.*

Sec. 20. Minnesota Statutes 1971, Section 161.45, Subdivision 1, is amended to read:

161.45 [PUBLIC UTILITIES AND WORKS ON TRUNK HIGHWAYS: RELOCATION OF UTILITIES.] Subdivision 1. Electric transmission, telephone or telegraph lines, pole lines, *community antenna television lines*, railways, ditches, sewers, water, heat or gas mains, gas or other pipe lines, flumes, or other structures which, under the laws of this state or the ordinance of any village, *borough* or city, may be constructed, placed, or maintained across or along any trunk highway, or the roadway thereof, by any person, persons, corporation, or any subdivision of the state, may be so maintained or hereafter constructed only in accordance with such regulations as may be prescribed by the commissioner who shall have power to prescribe and enforce reasonable rules and regulations with reference to the placing and maintaining along, across, or in any such trunk highway of any of the utilities hereinbefore set forth. Nothing herein shall restrict the actions of public authorities in extraordinary emergencies nor restrict the power and authority of the department of public service as provided for in other provisions of law. *Provided, however, that in the event any local subdivision of government has enacted ordinances relating to the method of installation or requiring underground installation of such community antenna television lines, the permit granted by the commissioner of highways shall require compliance with such local ordinance.*

Sec. 31. Minnesota Statutes 1971, Section 222.37, Subdivision 1, is amended to read:

222.37 [PUBLIC ROADS: USE, RESTRICTION.] Subdivision 1. Any water power, telegraph, telephone, pneumatic tube, *community antenna television*, or electric light, heat, or power company may use public roads for the purpose of constructing, using, operating, and maintaining lines, subways, canals, or conduits, for their business, but such lines shall be so located as in no way to interfere with the safety and convenience of ordinary travel along or over the same; and, in the construction and maintenance of such line, subway, canal, or conduit, the company shall be subject to all reasonable regulations imposed by the governing body of any county, town, village, *borough* or city in which such public road may be. Nothing herein shall be construed to grant to any person any rights for the maintenance of a telegraph, telephone, pneumatic tube, *community antenna television system*, light, heat, or power system within the corporate limits of any city (OR), village or *borough* until such person shall have obtained the right to maintain such system within such city (OR), village or *borough*, or for a period beyond that for which the right to operate such system is granted by such city (OR), village or *borough*."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1577, A bill for an act relating to the state board of electricity; compensation; amending Minnesota Statutes 1971, Section 326.241, Subdivision 3.

Reported the same back with the following amendments:

Page 1, line 12, after "expenses" and before the period insert: "*in the same manner and amount as state employees*".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1837, A bill for an act relating to water well contractors; requiring compliance with Minnesota Statutes, Chapter 156A, by certain nonlicensees; providing for limited licenses; establishing procedures for examination and licensing of water well contractors; authorizing the department of health to coordinate a state water information system; prohibiting imposition of fees by political subdivisions; amending Minnesota Statutes 1971, Sections 156A.02, Subdivisions 2 and 3; 156A.03, Subdivision 2; 156A.06, Subdivision 1; 156A.07, Subdivisions 1 and 4; and by adding subdivisions; repealing Minnesota Statutes 1971, Sections 156A.06, Subdivision 2; and 156A.07, Subdivision 3.

Reported the same back with the following amendments:

Page 3, line 13, before the period insert "*who shall be representative of different geographical regions*".

Page 3, line 28, strike "Members" and insert "*The contractor members*".

Page 5, line 16, after "*welfare*" strike the comma and insert "*and to assist in the development of*".

Page 7, after line 13 add a new section as follows:

"Sec. 13. *This act shall be effective on the day following its enactment.*".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2152, A bill for an act relating to state employees; deferred compensation plan; amending Minnesota Statutes 1971, Section 16.027, Subdivision 8.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2191, A bill for an act relating to state government; advisory councils; and information services facilities; amending Minnesota Statutes 1971, Sections 16.91; 16.911; and 16.93; repealing Minnesota Statutes 1971, Section 16.92.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

S. F. No. 578, A bill for an act relating to group insurance for certain retired public officers and employees and their dependents; amending Minnesota Statutes 1971, Section 471.61, Subdivision 2a.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

S. F. No. 650, A bill for an act relating to the village of Bayport; authorizing the sale of certain state owned lands in Washington county which are no longer needed for state purposes.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 972, A bill for an act relating to public welfare; selection of county board members; amending Minnesota Statutes 1971, Section 393.01, Subdivision 2.

Reported the same back with the following amendments:

Page 1, lines 16, 17, 18, restore the stricken language.

Page 1, line 17, after the second "of" insert "*one or more*".

Page 1, line 20, strike "*nominated by the board of county commissioners and*".

Page 1, line 21, after "*welfare*" strike "*from among residents*".

Page 1, line 22, strike "*of the county*".

Page 1, line 23, after "*term*" restore the stricken language.

Page 1, line 23, insert after "*of*" and before "*three*", "*one or more, not to exceed*".

Page 1, line 24, restore the stricken language.

Page 2, line 10, after the stricken "*(RESIDENTS)*", strike "*a nominee*" and insert "*one or more nominees*".

Page 2, line 20, after "*nominee*" strike "*of*" and insert "*from the list of nominees submitted by*".

Page 2, line 21, after "*shall*" strike "*forthwith*".

Page 2, line 23, after "*nominate*" strike "*another resident*" and insert "*additional nominees*" and strike the remainder of the line.

Page 2, line 24, strike all of the line.

Page 2, line 25, strike "*the commissioner*" and insert "*to the board of county commissioners*".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 1231, A bill for an act relating to public health; venereal disease; requiring instruction and training in venereal disease in junior and senior high schools and for teachers; providing for the establishment of venereal disease treatment centers; providing for certain medical tests and examinations prior to marriage; relating to the sale of articles for the prevention of conception or disease; removing a restriction on certain medical advertisements; appropriating funds; amending Minnesota Statutes 1971, Sections 126.02, Subdivision 2, and by adding a subdivision; Chapter 144, by adding a section; Sections 518.08, by adding subdivisions; 617.251; and 617.28, subdivision 1.

Reported the same back with the following amendments:

Page 1, line 35, after "*all*" and before "*junior*" insert "*public and nonpublic*".

Page 2, line 2, strike "*January*" and insert "*September*".

Page 2, line 6, strike "*January*" and insert "*September*".

Page 2, line 17, strike "*a program*" and insert "*instruction*".

Page 2, line 23, strike "a program" and insert "instruction".

Page 3, line 6, after "appropriate" and before "information" insert "educational".

Page 3, strike lines 14-28.

Page 4, strike lines 1-27, and insert in lieu thereof:

"Sec. 4. Minnesota Statutes 1971, Section 151.01, is amended by adding a subdivision to read:

Subd. 24. [PRESCRIPTION DEVICE.] "Prescription device" means any device which is required by federal law or regulation to bear the statement "Caution, federal law restricts this device to sale by or on the order of a physician", or words of similar effect.

Sec. 5. Minnesota Statutes 1971, Section 151.37, is amended by adding a subdivision to read:

Subd. 9. [PRESCRIPTION DEVICE.] Prescription devices shall be sold or dispensed only by those persons permitted to sell or dispense legend drugs pursuant to subdivisions 1 through 8 of this section, or by a nonprofit organization permitted to do so by rule, pursuant to the administrative procedures act; by the state board of health."

Page 5, after line 28, insert:

"Sec. 8. Minnesota Statutes 1971, Section 617.251, is repealed."

Amend the title as follows:

Page 1, line 8, strike "providing for certain".

Page 1, strike line 9.

Page 1, line 10, strike "marriage;"

Page 1, line 14, after "advertisements;" insert "providing a penalty;"

Page 1, line 17, after "subdivision;" insert "151.01, by adding a subdivision; 151.37, by adding a subdivision; 617.28, Subdivision 1; and".

Page 1, line 18, after "section;" insert "repealing Minnesota Statutes 1971, Section 617.251." and strike the balance of the line.

Page 1, strike lines 19 and 20.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 1420, A bill for an act relating to health; regulating alcohol and drug abuse; providing for care and treatment of persons dependent on drugs or alcohol; appropriating money; amending Minnesota Statutes 1971, Sections 62A.10, by adding a subdivision; 126.05; 152.18, Subdivision 1; 197.603; 197.64, Subdivision 3; 198.01; 253A.03; 253A.04, Subdivisions 2 and 3; and 253A.07, Subdivision 2; repealing Minnesota Statutes 1971, Sections 126.04; 144.831; 144.832; 144.833; 144.834; 145.696; 145.697; 145.699; 245.692; 245.693; 245.694; and 245.695.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [PUBLIC POLICY.] *It is hereby declared to be the public policy of this state that the interests of society are best served by providing persons who are dependent upon alcohol or other drugs with a comprehensive range of rehabilitative and social services. Further, it is declared that treatment under these services shall be voluntary when possible; treatment shall not be denied on the basis of prior treatment; treatment shall be based on an individual treatment plan for each person undergoing treatment; treatment shall include a continuum of services available for a person leaving a program of treatment; treatment shall include all family members at the earliest possible phase of the treatment process.*

Sec. 2. [DEFINITIONS.] Subdivision 1. *For the purposes of Sections 1 to 22, unless the context clearly indicates otherwise, the terms defined in this section have the meanings given them.*

Subd. 2. *"Approved treatment program" means care and treatment services provided by any individual, organization or association to drug dependent persons.*

Subd. 3. *"Comprehensive program" means the range of services which are to be made available for the purpose of prevention, care and treatment of alcohol and drug abuse.*

Subd. 4. *"Drug abuse or abuse of drugs" is the use of any psychoactive or mood altering chemical substance, without compelling medical reason, in such a manner as to induce mental, emotional or physical impairment and cause socially dysfunctional or socially disordering behavior and which results in psychological or physiological dependency as a function of continued use.*

Subd. 5. *"Drug dependent person" means any inebriate person or any person incapable of managing himself or his affairs or unable to function physically or mentally in an effective manner because of the abuse of a drug, including alcohol.*

Subd. 6. *"Facility" means any treatment facility administered under an approved treatment program established under this act.*

Subd. 7. "Intoxicated person" means a person whose mental or physical functioning is substantially impaired as a result of the use of alcohol, or other drugs.

Subd. 8. "Other drugs" means any psychoactive chemical other than alcohol.

Subd. 9. "Program director" means the director of any approved treatment program responsible under this act for the examination, treatment or making of recommendations with respect to care and treatment of any person subject to the provisions of this act.

Subd. 10. "State authority" is a division established within the department of public welfare for the purpose of relating the authority of state government in the area of alcohol and drug abuse to the alcohol and drug abuse within the state.

Sec. 3. There is hereby created an alcohol and other drug abuse section in the department of welfare. This section shall be headed by a director who shall be in the unclassified service. The section shall:

(a) conduct and foster basic research relating to the cause, prevention and methods of diagnosis, treatment and rehabilitation of alcoholic and other drug dependent persons;

(b) coordinate all activities and programs of all the various state departments as they relate to alcohol and other drug dependency and abuse problems;

(c) develop and demonstrate new methods and techniques for the prevention, treatment and rehabilitation of alcohol and other drug abuse and dependency problems;

(d) gather and disseminate facts and information about alcoholism and other drug dependency and abuse to public and private agencies and the courts so requesting such information for guidance to and assistance in prevention, treatment and rehabilitation;

(e) inform and educate the general public on alcohol and other drug dependency and abuse problems;

(f) serve as the state authority concerning alcohol and other drug dependency and abuse;

(g) establish a state plan which shall set forth goals and priorities within a comprehensive alcohol and other drug dependency and abuse program for Minnesota. All governmental units operating alcohol and other drug abuse or dependency programs or administering state or federal funds for such programs shall annually set their program goals and priorities and allocate funds in accordance with the comprehensive state plan;

(h) make contracts with and grants to public and private agencies and organizations, both profit and non-profit, and individuals for the provision of comprehensive program services;

(i) solicit and accept any gift of money or property for purposes of this act, and any grant of money, services, or property from the federal government, the state, any political subdivision thereof, or any private source.

Sec. 4. There is hereby created an alcohol and other drug abuse advisory council to advise the department of public welfare concerning the problems of alcohol and other drug dependency and abuse, composed of 11 members appointed by the Governor for a term of two years, as of January 1, 1974: Six members shall be appointed for a 2 year term and five members shall be appointed for a 1 year term; thereafter all appointments shall be for 2 year terms.

At least five members shall be individuals whose interests or training are in the field of alcohol dependency and abuse; and at least five members whose interests or training are in the field of dependency and abuse of drugs other than alcohol.

Sec. 5. Subdivision 1. (a) The council shall assist in the formulation of policies and guidelines for the implementation of the commissioner's responsibilities in the area of alcohol and drug abuse.

(b) The council shall advise the commissioner and director on policies, goals, and the operation of the comprehensive state plan for alcohol and drug abuse program services in the state and other matters as directed by the commissioner and director, and shall encourage public understanding and support of the alcohol and drug abuse programs.

(c) The council shall make recommendations to the commissioner regarding grants to community mental health boards under section 7 of this act.

Subd. 2. Members shall receive no compensation but shall be reimbursed for their necessary travel and other expenses as provided for state employees.

Sec. 6. All individuals employed by the commission on alcohol problems and the drug abuse section of the state planning agency are transferred to the department of public welfare.

Sec. 7. Subdivision 1. The commissioner of public welfare shall designate the community mental health boards to (a) coordinate all alcohol and other drug abuse services conducted by local agencies, and to (b) review all proposed agreements, contracts, plans, and programs in relation to alcohol and other drug abuse prepared by any such local agencies for funding from any local, state or federal governmental sources.

Subd. 2. The department of public care and treatment of alcohol and other drug abuse as developed and defined by the state authority. Grants may be made for the cost of these comprehensive programs and services whether provided directly by community mental health boards or by other public and private agencies and organizations, both profit and nonprofit, and individuals, pursuant to contract. Nothing herein shall prevent the state au-

thority from entering into contracts with and making grants to other state agencies for the purpose of providing specific services and programs.

Subd. 3. The expense of administration, operation and maintenance of comprehensive programs shall be financed by equal shares of state and local matching funds except as provided by this act and Minnesota Statutes 1971, Section 245.65, Subdivision 1, Clause (g).

Sec. 8. [DETOXIFICATION CENTERS.] *Subdivision 1. Every community mental health board shall provide a detoxification program for drug dependent persons within its area; the board may utilize existing treatment programs and other agencies to meet this responsibility.*

Subd. 2. For the purpose of this section, a detoxification program means a social rehabilitation program established for the purpose of facilitating access into care and treatment by detoxifying and evaluating the person and providing entrance into a comprehensive program. Such a program shall have available the services of a licensed physician for medical emergencies and routine medical surveillance.

Subd. 3. The expense of administration, operation and maintenance of detoxification programs throughout this state shall be financed as follows: Services provided and clients served qualifying for federal reimbursement shall be financed totally out of state and federal matching funds; services provided and clients served not qualifying for federal reimbursement shall be financed one-half from state revenues and one-half from local revenues appropriated from the county funds. All clients shall purchase services in accordance with the regulations promulgated by the department of public welfare.

Sec. 9. Minnesota Statutes 1971, Section 197.603, is amended to read:

197.603 [DUTIES.] It shall be the duty of the veterans service officer to aid all residents of the governmental subdivision by which he is employed in securing benefits provided by law on account of the service of any person in the (ARMY, NAVY, OR MARINE CORPS) armed forces of the United States, from which he has a discharge other than dishonorable. The veterans service officer shall aid all veterans who are residents of the governmental subdivision by which he is employed, regardless of the nature of discharge, in securing counseling or treatment concerning alcohol and drug dependency and abuse.

Sec. 10. Minnesota Statutes 1971, Section 197.64, Subdivision 3, is amended to read:

Subd. 3. In the event the county board of any such county appoints a veterans service officer such veterans referral center and all officers and employees thereof and all other persons serving in or acting on behalf of such veterans referral center who shall aid, or undertake to aid, any resident of such county in

securing benefits provided by law on account of the service of any person in the (ARMY, NAVY, OR MARINE CORPS) *armed forces of the United States* from which he has a discharge other than dishonorable or *any person associated with the veterans referral center acting to aid veterans regardless of the nature of discharge in securing counseling or treatment concerning alcohol or other drug dependency or abuse shall be subject to the direction and control of the veterans service officer.*

Sec. 11. Minnesota Statutes 1971, Section 198.01, is amended to read:

198.01 [VETERANS HOMES: ELIGIBILITY OF VETERANS.] The Minnesota Veterans home shall be maintained at Minneapolis, and shall provide a home for veterans of all wars, and their wives, widows, mothers and fathers, who meet eligibility and admission requirements, and who comply with the rules and regulations of the home. Persons who served in the armed forces of the United States during a period of war, and who were discharged or released therefrom under conditions other than dishonorable, and who did not receive a bad conduct discharge, shall be eligible for admission to the Minnesota Veterans home. *Persons who received bad conduct or dishonorable discharges from the armed forces of the United States as a result of drug dependency or abuse shall be eligible for admission to the Minnesota Veterans home.* "Period of war," as it refers to eligibility, is defined as follows:

(1) Active service in any campaign against the Indians in Minnesota in 1862 whether as soldiers of the United States or not.

(2) Civil War, or war between the states.

(3) Mexican War.

(4) Spanish-American War, April 21, 1898 through July 4, 1902.

(a) Includes service in Russia, April 16, 1917 through April 1, 1920.

(b) Service through July 2, 1921 if active duty performed during basic war period.

(5) World War I, April 6, 1917 through April 1, 1920.

(a) Includes service in Russia, April 16, 1917 through April 1, 1920.

(b) Service through July 2, 1921 if active duty performed during basic war period.

(6) World War II, December 7, 1941 through December 31, 1946.

(a) Through July 25, 1947 if continuous duty began on or before December 31, 1946.

(7) Korean Conflict, June 27, 1950 through January 31, 1955.

(8) Vietnam era, August 5, 1964 to a date as shall hereafter be determined by presidential proclamation or concurrent resolution of the Congress.

Sec. 12. Minnesota Statutes 1971, Section 253A.03, is amended to read:

253A.03 [INFORMAL HOSPITALIZATION BY CONSENT; VOLUNTARY HOSPITALIZATION FOR INEBRIATE PERSONS.] Subdivision 1. Any person (18 YEARS OF AGE OR OVER, AND ANY PERSON UNDER 18 YEARS OF AGE IF HIS PARENT, GUARDIAN, OR CUSTODIAN CONSENTS THERETO,) may, if he so requests and the head of the hospital consents, be admitted to a hospital as an informal patient for observation, evaluation, diagnosis, care and treatment, without making formal written application. Such person shall not be admitted to the hospital if he objects thereto and shall be free to leave the hospital within 12 hours of his request unless held under another provision of sections 253A.01 to 253.21.

Subd. 2. Any person (18 YEARS OF AGE OR OVER, AND ANY PERSON UNDER 18 YEARS OF AGE IF HIS PARENT, GUARDIAN, OR CUSTODIAN CONSENTS) desiring to receive care and treatment at a public hospital as (AN INEBRIATE) *a drug dependent person* may be admitted to such hospital upon his application, in such manner and upon such conditions as the commissioner of public welfare may determine. If such person requests to leave the hospital, such request shall be submitted in writing to the head of the hospital. If such person in writing demands his release, the head of the hospital may detain such person for three days, exclusive of Sundays and legal holidays, after the date of such demand for release. If the head of the hospital deems such release not to be for the best interest of such person, his family, or the public, he shall petition for the commitment of such person as provided in Section 253A.04, Subdivision 3.

Sec. 13. Minnesota Statutes 1971, Section 253A.04, Subdivision 2, is amended to read:

Subd. 2. A peace or health officer may take a person into custody and transport him to a licensed physician or hospital if such officer has reason to believe that such person is mentally ill and in imminent danger of injuring himself or others if not immediately restrained. Application for admission of such person to a hospital shall be made by the peace or health officer and the application shall contain a statement given by the peace or health officer stating the circumstances under which such person was taken into custody and the reasons therefor. Such person may be admitted to a hospital for emergency care and treatment pursuant to this subdivision with the consent of the head of the hospital if a written statement is made by the medical officer on duty at the hospital that after preliminary examination the per-

son has symptoms of a mental illness and appears to be in imminent danger of harming himself or others.

A peace or health officer or a person working under such officer's supervision, may take a person who is intoxicated in public into custody and transport him to a licensed hospital, mental health center facility or (OTHER FACILITY) a person on the staff of a state licensed or approved program equipped to treat (ALCOHOLISM IF THE PERSON IS INTOXICATED IN PUBLIC) drug dependent persons. Provided, if such person is not endangering himself or any other person or property the peace or health officer may transport the person to his home.

Application for admission of an intoxicated person to a hospital, mental health center or other (FACILITY) state licensed or approved program equipped to treat (ALCOHOLISM) drug dependent persons shall be made by the peace or health officer, or a person working under such officer's supervision taking such person into custody and the application shall contain a statement given by the peace or health officer stating the circumstances under which such person was taken into custody and the reasons therefor. Such person may be admitted to a program or facility specified in this provision for emergency care and treatment with the consent of the institution program director or head of the facility.

Sec. 14. Minnesota Statutes 1971, Section 253A.04, Subdivision 3, is amended to read:

Subd. 3. Any person hospitalized pursuant to this section (SHALL BE DISCHARGED) may be held up to 72 hours after admission, exclusive of Saturdays, Sundays, and holidays, unless a petition for the commitment of such person has been filed in the probate court of the county of residence or of the county wherein such hospital is located. If the head of the hospital deems such discharge not to be for the best interest of the person, his family, or the public and no other petition has been filed, he shall prior to the expiration of 72 hours after admission, file a petition for the commitment of such person. Upon the filing of a petition, the court may order the detention of the person until determination of the matter. Upon motion of such hospitalized person the venue of the petition shall be changed to the probate court of the county of the person's residence, if he be a resident of the state of Minnesota.

Sec. 15. Minnesota Statutes 1971, Section 253A.07, Subdivision 2, is amended to read:

Subd. 2. After the filing of the petition the probate court shall appoint two examiners, at least one of whom shall be a licensed physician. If the proposed patient is alleged to be mentally deficient one of the two examiners shall be skilled in the ascertainment of mental deficiency. If the proposed patient is alleged to be drug dependent and if at least one examiner qualified in the field of alcohol and drug abuse cannot be obtained, the court shall appoint a single examiner plus one additional person qual-

ified in the field of alcohol and drug abuse. The final report submitted to the court shall contain all pertinent information and comments preferred by such qualified person.

The court shall issue such orders as may be necessary to provide for the examination of the proposed patient which will be conducted prior to the hearing. The examination shall be held at a hospital, a public health facility, the home of the proposed patient, or such other suitable place as the court shall determine is not likely to have a harmful effect on the health of the proposed patient. No person shall be present during the examination unless authorized by the examiner. The court may require the examiners to file with the court, prior to the hearing two copies of their report as to the condition of the proposed patient and his need for hospitalization, which report, if filed, shall be available to counsel.

Sec. 16. [CONFIDENTIALITY OF RECORDS.] *The department of public welfare shall assure confidentiality to individuals who are the subject of research by the state authority or treatment by an approved treatment program. The board shall withhold from all persons not connected with the conduct of such research or treatment the names or other identifying characteristics of such individuals unless the individual gives written permission that information relative to his treatment and recovery may be discussed with a prospective employer by either an approved treatment program staff member or a qualified employment counselor. Persons so authorized to protect the privacy of such individuals may not be compelled in any federal, state or local, civil, criminal, administrative or other proceeding to identify or disclose other confidential information about such individuals.*

Sec. 17. *The commissioner of public welfare, pursuant to the administrative procedures act, shall promulgate rules to implement this act.*

Sec. 18. [APPROPRIATION.] *The sum of \$ is appropriated to the state board of health for purposes of this act.*

Sec. 19. [REPEALER.] *Minnesota Statutes 1971, Sections 126.04; 144.81; 144.82; 144.831; 144.832; 144.833; 144.834; 145.696; 145.697; 145.699; 245.692; 245.693; 245.694; and 245.695 are repealed.*

Sec. 20. [EFFECTIVE DATE.] *This act takes effect on January 1, 1974."*

Further amend the title by striking lines 1 through 16 and insert in lieu thereof the following:

"A bill for an act relating to health; regulating alcohol and other drug abuse; establishing a state authority providing for treatment of persons dependent on alcohol or other drugs; appropriating money; amending Minnesota Statutes 1971, Sections 245.694, Subdivision 1; 197.603; 197.64, Subdivision 3; 198.01;

253A.03; 253A.04, Subdivisions 2 and 3; 253A.07, Subdivision 2; repealing Minnesota Statutes 1971, Sections 126.04; 144.81; 144.82; 144.831; 144.832; 144.833; 144.834; 145.696; 145.697; 145.699; 245.692; 245.693; 245.694; and 245.695.”.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Parish from the Committee on Judiciary to which was referred:

H. F. No. 1331, A bill for an act proposing an amendment to the Minnesota Constitution by adding an article providing for the initiative and referendum.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Parish from the Committee on Judiciary to which was referred:

S. F. No. 1042, A bill for an act relating to courts; setting times for general terms in ninth judicial district, western area; amending Minnesota Statutes 1971, Section 484.17, Subdivisions 11, 12, 13, 14, 15, 16, 17 and 18.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Salchert from the Committee on Metropolitan and Urban Affairs to which was referred:

H. F. No. 1436, A bill for an act relating to the cities of Brooklyn Center and Robbinsdale; creating a housing and redevelopment authority.

Reported the same back with the following amendments:

Page 1, line 9, delete all of line 9 after “contrary,” and insert the following: “the city councils of Brooklyn Center, Robbinsdale, and Brooklyn Park, by ordinance, may provide that the city councils shall constitute the housing and redevelopment authority of Brooklyn Center, Robbinsdale, and Brooklyn Park or may permit members of the city councils to serve on said authority.”.

Page 1, delete lines 10 to 20.

Page 1, line 28, after “Center” insert comma; strike the first “and” and further on line 28 after “Robbinsdale” insert a comma and after the second “and” insert “the city of Brooklyn Park”.

Further amend the title as follows: page 1, line 3, strike "and" and insert a comma and further on line 3 after the word "Robbinsdale" insert "and Brooklyn Park".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Salchert from the Committee on Metropolitan and Urban Affairs to which was referred:

H. F. No. 1524, A bill for an act relating to the metropolitan council; requirements to be met by the council in reviewing applications of governmental units, independent commissions, boards or agencies for federal programs; amending Minnesota Statutes 1971, Section 473B.06, Subdivision 8.

Reported the same back with the following amendments:

Page 1, line 29, after "reviewed" insert "primarily".

Page 1, line 30, after "merits" insert period; and further on line 30 strike "without regard to unrelated aspects of".

Page 1, line 31, strike "development."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Salchert from the Committee on Metropolitan and Urban Affairs to which was referred:

H. F. No. 2008, A bill for an act relating to the metropolitan sewer board and the federal water pollution contract act amendments of 1972; amending Minnesota Statutes 1971, Chapter 473C, by adding a section; and Section 473C.15, Subdivision 5.

Reported the same back with the following amendments:

Page 1, line 22, strike "July 1, 1973" and insert in lieu thereof "January 1, 1974".

Page 1, line 29, after the period insert the following sentence: "Each local government unit may appeal the determination of the board to the council for review and determination."

Page 2, line 11, after the word "board" and before the word "shall" insert the following: "with the consent of the council".

Page 2, line 18, after the period add "Insofar as possible these costs shall be recovered by local government units on behalf of the board."

Further amend the title as follows:

Page 1, line 3, strike "contract" and insert in lieu thereof "control".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Salchert from the Committee on Metropolitan and Urban Affairs to which was referred:

H. F. No. 2166, A bill for an act relating to Anoka county; authorizing issuance of bonds for county park acquisition and development.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert the following:

"Section 1. In addition to any other authority granted by law the Anoka county board of commissioners is authorized to issue and sell its general obligation bonds in an amount not exceeding \$3,000,000 for the purpose of acquiring and developing county parks. The amount of bonds so issued and outstanding at any one time shall be limited to an amount upon which the principal and interest due and payable in any one calendar year shall not exceed one-sixth of the amount authorized to be levied by the county for park purposes pursuant to Laws 1969, Chapter 813. The computation of this limitation shall be based on the amount which would be raised on the valuation applicable for taxes to be levied in the year such bonds are issued. A tax levied in any year to pay principal and interest on bonds issued pursuant to this act is deemed a reduction in the total levy authorized for that year by Laws 1969, Chapter 813.

Sec. 2. Bonds issued pursuant to this act shall be issued and sold in the manner provided by Chapter 475, except that approval by a majority of the electors voting at an election on the question is not required. The county shall levy a tax, without limit as to rate or amount, sufficient to pay the principal and interest on the bonds as they become due.

Sec. 3. This act shall take effect upon its approval by the Anoka county board and upon compliance with Minnesota Statutes, Section 645.021."

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 2303, A bill for an act relating to certain industries regulated by the department of public service; fees for certain motor carriers and livestock buyers and agents; amending Minnesota Statutes 1971, Sections 221.131; 221.296, Subdivision 5; 221.64; and 239.18, Subdivision 3.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 2362, A bill for an act relating to aeronautics; financial assistance to commuter airlines; appropriating money; amending Minnesota Statutes 1971, Sections 360.013, by adding a subdivision; 360.015, Subdivision 13; 360.038, by adding a subdivision; and 360.305, by adding a subdivision.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

S. F. No. 103, A bill for an act relating to the trunk highway system; discontinuing and removing a route from the trunk highway system.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

S. F. No. 224, A bill for an act relating to highway traffic regulations; providing for covering of loads to prevent dropping or leaking; amending Minnesota Statutes 1971, Section 169.81, Subdivision 5.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

PURSUANT TO JOINT RULE 20, THE FOLLOWING COMMITTEE REPORTS
WERE RE-REFERRED TO THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 731, bill for an act relating to appointments by the Mayor of the city of Minneapolis.

Reported the same back with the following amendments:

Amend the title as follows:

Line 2, after "mayor", insert "and the city council".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 1606, A bill for an act relating to the term of office of the comptroller and of the treasurer of the city of Minneapolis.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

H. F. No. 956, A bill for an act relating to public utilities; imposing certain minimum height restrictions for electrically charged wires over or near bodies of water; providing a penalty.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Section 84.415, Subdivision 1, is amended to read:

84.415 [LICENSES, PERMITS.] Subdivision 1. [UTILITY COMPANIES, PERMIT TO CROSS STATE-OWNED LANDS.] *The commissioner of natural resources shall, on or before January 1, 1974, promulgate in the manner provided by Minnesota Statutes, Chapter 15, regulations containing standards and criteria covering the issuance of licenses permitting the passage of utilities over or under public lands and waters. The regulations shall include provisions to insure that all projects for which licenses are issued will have a minimum adverse impact on the environment, and which will provide adequate protection for public health and safety.* The commissioner of natural resources may, at public or private sale and for such price and upon such terms as (HE MAY PRESCRIBE) *are specified in the regulations* (except where prohibited by law) grant licenses permitting passage over, under, or across any part of any school, university, internal improvement, swamp, tax forfeited or other land or public water under the control of the commissioner of natural resources, of telephone, telegraph, and electric power lines, cables or conduits, underground or otherwise, or mains or pipe lines for gas, liquids, or solids in suspension. Any such license shall be cancelable upon reasonable notice by the commissioner for substantial violation of its terms, or if at any time its continuance will conflict with a public use of the land or water over or upon which it is granted, or for any other cause. All such

land or public water shall remain subject to sale or lease or other legal use, but in case of sale, lease or other use there may be excepted from the grant or other disposition of land or public water all rights included in any license over, under, or across it, and the license may contain an agreement that there will be such exception. The commissioner may charge a fee in lieu of but not less than that authorized by subdivision 5 if he issues a license containing an agreement that there will be such an exception. All rights so excepted shall be reserved to the state and be cancelable by the commissioner for the same reasons or cause as they might have been canceled before such sale, lease or other use of the land or water. Upon such cancellation, which shall be only after reasonable notice to the licensee, all rights granted by the license shall be vested in the state and may be granted again by the commissioner on the terms and conditions he may prescribe, but subject to cancellation for the same reasons or causes as they might have been originally canceled unless ownership of the fee and of the license are merged. Any license granted before April 13, 1951, may be governed by it if the licensee and commissioner so agree. Reasonable notice as used in this subdivision means a 90 day written notice addressed to the record owner of the license at the last known address, and upon cancellation the commissioner may grant extensions of time to vacate the premises affected.

Sec. 2. Minnesota Statutes 1971, Section 84.415, is amended by adding a subdivision to read:

Subd. 2a. [PENALTY.] Any person, including a corporation, partnership, firm, association or any body public and corporate which installs or maintains, or permits to be installed or maintained, any charge line or wire in violation of this section shall be guilty of a gross misdemeanor."

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

"A bill for an act relating to public utilities; imposing certain criteria for crossing state owned lands and waters; providing a penalty; amending Minnesota Statutes 1971, Section 84.415, Subdivision 1, and by adding a subdivision."

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

H. F. No. 1210, A bill for an act relating to the state fair grounds; removing prohibition on lease of fairgrounds for auto racing; amending Minnesota Statutes 1971, Section 37.01.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

H. F. No. 1622, A bill for an act relating to elections; defining "county auditor" for the purpose of the election laws; amending Minnesota Statutes 1971, Section 200.02, by adding a subdivision.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2043, A bill for an act relating to the operation of state government; updating statutory references to printing; providing for more complete advance payments to state employees for travel expenses; clarifying the commissioner of administration's responsibility to supervise and control all state telecommunication facilities; enabling the commissioner of administration to dispose of lost or abandoned property in alternate ways; eliminating the requirement for contractor's bonds or security for negotiated state public work contracts; specifying certain services to be performed by the commissioner for other state departments or agencies; clarifying the state record disposition and record management functions; clarifying procedures for extending social security benefits to certain governmental entities; amending Minnesota Statutes 1971, Sections 3.21; 15.181; 16.02, by adding a subdivision; 16.022; 16.0231; 16.027, Subdivision 5; 16.07, Subdivision 11; 94.10, Subdivision 1; 138.17, Subdivisions 1, 4 and 7; 138.19; 138.20; 138.21; 331.09; and 355.17.

Reported the same back with the following amendments:

Page 2, line 10, strike "13" and insert in lieu thereof "16".

Page 3, line 10, after "systems." add "*Nothing in this subdivision shall be construed as modifying, amending, or abridging any powers and duties presently vested in or imposed upon the commissioner of highways or the commissioner of public safety relating to telecommunications facilities.*"

Page 8, strike lines 5 through 10.

Page 12, strike lines 2 through 28.

Page 13, strike lines 1 through 9.

Renumber the sections in sequence.

Further, amend the title as follows:

Line 26, strike "16.027, Subdivision 5;"

Line 28, strike ", 4".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2319, A bill for an act relating to the operation of the state government; providing for the purchase of electronic data processing equipment where bids are unsatisfactory; amending Minnesota Statutes 1971, Section 16.07, Subdivision 14.

Reported the same back with the following amendments:

Page 1, line 15, after "unsatisfactory" insert "*by reason of failure to fully comply with the specifications, terms and conditions of the call for bids. The contract shall be awarded to the vendor offering the lowest price to the state taking into consideration the specifications, terms and conditions agreed upon pursuant to such negotiation*".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2325, A bill for an act relating to the application of the state mobile homes building code; amending Minnesota Statutes 1971, Section 327.31, Subdivision 6.

Reported the same back with the following amendments:

Page 1, line 12, after "be" insert "*a relocatable structure or structures*".

Page 1, line 13, strike "*purpose*" and insert in lieu thereof "*occupancy*".

Page 1, line 14, after "*include*" strike "*travel trailers*" and insert in lieu thereof "*motor vehicles as defined in Minnesota Statutes 1971, Section 169.01, Subdivision 3, or recreational camping vehicles*".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2328, A bill for an act relating to the state building code act; clarifying application of the act; providing for municipal vacancies regarding certified building officials; allowing the commissioner of administration to establish the surcharge amount and for municipal retention of a portion thereof; clarifying parties responsible for permit fees and surcharges; amending Minnesota Statutes 1971, Sections 16.851; 16.861, by adding a subdivision; and 16.866; and Chapter 16, by adding a section.

Reported the same back with the following amendments:

Page 1, line 28, after "by" strike "statute" and insert in lieu thereof "*Minnesota Statutes, Section 104.05*".

Page 1, line 35, after "soon as" strike "is".

Page 2, line 11, strike "*for which a fee is charged*".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

SECOND READING OF HOUSE BILLS

H. F. Nos. 786, 2308, 1192, 1659, 1575, 469, 961, 1316, 1318, 1577, 1837, 972, 1436, 1524, 2008, and 2166 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 753, 1593, 1594, 1376, 1560, 1278, 1666, and 736 were read for the second time.

Rice moved that S. F. No. 736 and H. F. No. 1394, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

SECOND READING OF SENATE BILLS, Continued

S. F. Nos. 1436, 1042, 103, and 224 were read for the second time.

INTRODUCTION OF BILLS

Knickerbocker introduced:

H. F. No. 2425, A bill for an act relating to the city of Hopkins; investment of city funds.

The bill was read for the first time and referred to the Committee on City Government.

Stanton introduced :

H. F. No. 2426, A bill for an act relating to the claim of Arland Bebenze; arising from loss of two cows following test for Bang disease administered by state veterinarian; appropriating money for the payment thereof.

The bill was read for the first time and referred to the Committee on Appropriations.

Johnson, R.; and Pavlak, R. L., introduced :

H. F. No. 2427, A bill for an act relating to condominiums; allowing operation of mobile home parks and property used to accommodate mobile homes as condominiums; amending Minnesota Statutes 1971, Section 515.02, Subdivisions 2 and 6.

The bill was read for the first time and referred to the Committee on Commerce and Economic Development.

Berglin introduced :

H. F. No. 2428, A bill for an act relating to fair campaign practices; prohibiting false statements of residence by delegates to a party endorsement convention; prohibiting the advance of money to delegates; prohibiting landlord from unduly influencing tenants; prescribing penalties; amending Minnesota Statutes 1971, Chapter 211, by adding sections.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

Vento; Sarna; Wohlwend; Sieben, H.; and Jaros introduced :

H. F. No. 2429, A bill for an act relating to workmen's compensation; providing for cost of living increases in permanent total disability payments; amending Minnesota Statutes 1971, Section 176.101, Subdivision 4.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Rice, Berg, and Swanson introduced :

H. F. No. 2430, A bill for an act relating to Hennepin county; providing for payment by state of hospital costs incurred by indigent persons residing outside Hennepin county.

The bill was read for the first time and referred to the Committee on Health and Welfare.

Dieterich; Adams, J.; Carlson, A.; Boland; and Enebo introduced:

H. F. No. 2431, A bill for an act relating to conservation, energy; creating an energy conservation fund and energy conservation program development body; authorizing interstate research agreements; providing for certain penalties and appropriations.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Boland and Casserly introduced:

H. F. No. 2432, A bill for an act relating to the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott, Washington and Wright; authorizing each county board of commissioners to provide for the appointment rather than the election of the county auditor, county treasurer, register of deeds and sheriff, to assume and perform the duties and functions of those offices, and provide for the abolishment, consolidation or restructuring of such offices and of any agencies, boards, commissions or departments of the county.

The bill was read for the first time and referred to the Committee on Metropolitan and Urban Affairs.

Berglin; Johnson, D.; Anderson, I; Dieterich; and Parish introduced:

H. F. No. 2433, A bill for an act relating to taxation; deductions from gross income; limiting the deductibility of federal income taxes to a maximum of \$5,000 of tax per return; amending Minnesota Statutes 1971, Section 290.09, Subdivision 4.

The bill was read for the first time and referred to the Committee on Taxes.

Adams, J.; Johnson, R.; Sabo; Norton; and Salchert introduced:

H. F. No. 2434, A bill for an act relating to taxation; providing for a reduction in assessed value of apartment housing of type I or II construction; amending Minnesota Statutes 1971, Section 273.13, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Taxes.

Fugina; Carlson, B.; and Johnson, D., introduced:

H. F. No. 2435, A bill for an act relating to motor vehicles; certain equipment on motor vehicles; use of tires with metal type studs; repealing Minnesota Statutes 1971, Section 169.72, Subdivision 2.

The bill was read for the first time and referred to the Committee on Transportation.

Norton, for the Committee on Appropriations, introduced:

H. F. No. 2436, A bill for an act relating to the organization and operation of state government; appropriating money therefor and limiting the use thereof; providing for the transfer of certain moneys in the state treasury; authorizing land acquisition in certain cases including conservation, parks, wildlife and spawning areas, and historic sites; fixing and limiting the amount of fees to be collected in certain cases; making funds available for seaway trade promotion; amending Minnesota Statutes 1971, Sections 3.102; 15.50; 326.52; repealing Minnesota Statutes 1971, Sections 16.141, Subdivision 3; 16.165, 97.486, and Laws 1965, Chapter 810, Section 23, Subdivision 3, as amended.

The bill was read for the first time and laid over one day.

Norton, for the Committee on Appropriations, introduced:

H. F. No. 2437, A bill for an act relating to the organization and operations of state government; imposing regulations for junior college operations; appropriating moneys with certain conditions for education and related purposes, including the university of Minnesota and its hospitals, state colleges, aids to libraries, junior colleges, higher education coordinating commission, and moneys for medical education; providing aid to school districts including those affected by gross earnings taxation and authorizing the power of eminent domain with certain of the funds provided hereby; transferring moneys between accounts and funds in the state treasury; controlling certain treasury receipts; and imposing conditions relative to the expenditure of public moneys.

The bill was read for the first time and laid over one day.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 723, A bill for an act relating to motor vehicles; registration and taxation; vehicles exempt from license fees; amending Minnesota Statutes 1971, Section 168.012, Subdivision 1.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Larson moved that the House concur in the Senate amendments to H. F. No. 723 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 723, A bill for an act relating to motor vehicles; registration and taxation; vehicles exempt from license fees; amending Minnesota Statutes 1971, Section 168.012, Subdivision 1.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 118, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	McMillan	Savelkoul
Andersen, R.	DeGroat	Johnson, C.	Menke	Schulz
Anderson, D.	Dieterich	Johnson, D.	Miller, D.	Sherwood
Anderson, G.	Dirlam	Johnson, J.	Miller, M.	Sieben, H.
Anderson, I.	Eckstein	Johnson, R.	Munger	Sieben, M.
Becklin	Enebo	Jopp	Nelson	Skaar
Belisle	Erdahl	Jude	Newcome	Smith
Bell	Erickson	Kahn	Niehaus	Spanish
Bennett	Esau	Kelly	Norton	Stangeland
Berg	Faricy	Kempe	Ohnstad	Stanton
Berglin	Ferderer	Klaus	Ojala	Swanson
Biersdorf	Fjoslien	Knickerbocker	Parish	Tomlinson
Boland	Forsythe	Larson	Patton	Ulland
Braun	Fudro	LaVoy	Pavlak, R.	Vanasek
Brinkman	Fugina	Lemke	Peterson	Vento
Carlson, A.	Graba	Lindstrom, E.	Pieper	Voss
Carlson, B.	Graw	Lindstrom, J.	Prahl	Weaver
Carlson, D.	Grove	Lombardi	Quirin	Wenzel
Carlson, L.	Hagedorn	Long	Rice	Wigley
Casserly	Hanson	Mann	Ryan	Wohlwend
Clifford	Haugerud	McArthur	St. Onge	Wolcott
Connors	Heinitz	McCarron	Salchert	Mr. Speaker
Culhane	Hook	McEachern	Samuelson	
Cummiskey	Jacobs	McFarlin	Sarna	

Those who voted in the negative were:

Pavlak, R. L.

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 162, 1881, and 1955.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 56, 1061, 1296, 1726, 1728, 1766, and 2189.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 771, 1025, 1454, 1693, 1835, 2011, and 2012.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 452.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 261, 384, 1295, 1575, 1602, 1622, 1741, 1809, 1950, and 2015.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 1441, 1526, 1592, 1724, 1731, 1925, and 1940.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 523 and 965.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 60, 393, 1361, 1584, and 1667.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 162, A bill for an act relating to private detectives and protective agents; providing regulations therefor; prescribing penalties; appropriating money; amending Minnesota Statutes 1971, Sections 326.331; 326.332, Subdivision 1; 326.333; 326.334; 326.336; 326.337; 326.338, by adding a subdivision;

326.339; and Chapter 326, by adding sections; repealing Minnesota Statutes 1971, Section 326.335.

The bill was read for the first time and referred to the Committee on Commerce and Economic Development.

S. F. No. 1881, A bill for an act relating to the city of Hutchinson; authorizing the city to acquire and develop an off-street parking area to serve the central business district, and to issue bonds therefor.

The bill was read for the first time.

Kvam moved that S. F. No. 1881 and H. F. No. 1872, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1955, A bill for an act directing conveyance of certain property by the state to the village of Crosby, Crow Wing county.

The bill was read for the first time.

Smith moved that S. F. No. 1955 and H. F. No. 1909, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 56, A bill for an act relating to welfare; establishing and empowering a Gillette hospital authority for the purpose of operating a children's hospital in conjunction with Ramsey county hospital; appropriating funds; amending Minnesota Statutes 1971, Sections 246.01; 256.01, Subdivision 2; repealing Minnesota Statutes 1971, Section 246.02, Subdivision 3; and Chapter 250.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1061, A bill for an act relating to natural resources; indemnifying landowners who permit public use of private land for recreational purposes against loss; regulating recreational trails and landowner's liability; amending Minnesota Statutes 1971, Sections 85.015, Subdivision 1; 85.015, by adding a subdivision; and 87.023; repealing Minnesota Statutes 1971, Sections 84.029, Subdivision 2; and 85.015, Subdivision 9.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

S. F. No. 1296, A bill for an act relating to taxes on and measured by net income; exempting public pensions, benefits and allowances from gross income; amending Minnesota Statutes 1971, Section 290.08, Subdivision 6.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 1726, A bill for an act authorizing the commissioner of natural resources to convey the interests of the state in certain lands in Goodhue county.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

S. F. No. 1728, A bill for an act relating to garnishment, state employees; amending Minnesota Statutes 1971, Section 571.46.

The bill was read for the first time and referred to the Committee on Judiciary.

S. F. No. 1766, A bill for an act relating to taxes on and measured by net income; filing time for claims for credits; amending Minnesota Statutes 1971, Sections 290.0604; 290.086, Subdivision 7; and 290.985.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 2189, A bill for an act authorizing the conveyance of certain state lands in Cass county to the village of Walker, Minnesota.

The bill was read for the first time.

Sherwood moved that S. F. No. 2189 and H. F. No. 2228, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 771, A bill for an act regulating mobile home lot rentals; prescribing penalties.

The bill was read for the first time.

McCarron moved that S. F. No. 771 and H. F. No. 523, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1025, A bill for an act relating to taxation; real property; providing for taxation of townhouse property; amending Minnesota Statutes 1971, Section 273.13, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 1454, A bill for an act relating to motor vehicle carriers reinstating the rights of certain permit carriers upon filing proof of insurance or other security; amending Minnesota Statutes 1971, Section 221.141.

The bill was read for the first time and referred to the Committee on Transportation.

S. F. No. 1693, A bill for an act relating to taxes on and measured by net income; providing for information returns; amending Minnesota Statutes 1971, Section 290.41, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 1835, A bill for an act relating to trust companies; permitting the purchase and investment by such companies in certain farm loan bonds; amending Minnesota Statutes 1971, Section 48.67.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

S. F. No. 2011, A bill for an act relating to taxation and the termination of county assessors; amending Minnesota Statutes 1971, Section 273.061, Subdivision 2.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 2012, A bill for an act relating to taxes on and measured by net income; prescribing penalties; amending Minnesota Statutes 1971, Section 290.92, Subdivision 15.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

S. F. No. 452, A bill for an act relating to city of St. Paul; providing for a change in the election of members of the council.

The bill was read for the first time and referred to the Committee on City Government.

S. F. No. 261, A bill for an act relating to taxation; income tax deductions for adoption expenses; amending Minnesota Statutes 1971, Section 290.09, Subdivision 27.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 384, A bill for an act relating to hospital, boarding care homes, and nursing homes; providing for the regulation thereof; imposing certain duties on the state board of health and the commissioner of public welfare; establishing rights of patients and residents of nursing homes; requiring reports of maltreatment of nursing home patients; prescribing penalties; amending Minnesota Statutes 1971, Chapters 144, by adding sections; 154, by adding a section; 256B, by adding a section; 609, by adding a section; and 626, by adding a section; repealing Minnesota Statutes 1971, Section 144.583.

The bill was read for the first time and referred to the Committee on Health and Welfare.

S. F. No. 1295, A bill for an act relating to insurance; regulating the terms of certain insurance contracts; amending Minnesota Statutes 1971, Sections 62A.041; and 62C.14, by adding subdivisions; repealing Minnesota Statutes 1971, Section 309.176; and Laws 1971, Chapter 680, Section 2.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 1575, A bill for an act relating to insurance; rate regulation; filing requirements; providing a penalty; amending Minnesota Statutes 1971, Section 70A.06, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

S. F. No. 1602, A bill for an act relating to compensation insurance; providing for a change in administration from the department of commerce to the commissioner of insurance; amending Minnesota Statutes 1971, Chapter 79.

The bill was read for the first time and referred to the Committee on Commerce and Economic Development.

S. F. No. 1622, A bill for an act relating to bonds; increasing the fee for filing and mailing of notice; amending Minnesota Statutes 1971, Section 574.32.

The bill was read for the first time.

Brinkman moved that S. F. No. 1622 and H. F. No. 1384, now on the Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1741, A bill for an act relating to taxation; levy limitations; amending Minnesota Statutes 1971, Sections 275.11, by adding a subdivision; and 412.251.

The bill was read for the first time.

Cleary moved that S. F. No. 1741 and H. F. No. 1524, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1809, A bill for an act relating to commerce; requiring the provision of certain information to consumers; providing remedies; amending Minnesota Statutes 1971, Chapter 325, by adding a section.

The bill was read for the first time and referred to the Committee on Commerce and Economic Development.

S. F. No. 1950, A bill for an act relating to St. Louis county; tax levy for the county road and bridge fund; repealing Minnesota Statutes 1971, Section 163.05, Subdivision 3.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 2015, A bill for an act relating to snowmobiles; operation and regulation; contests; amending Minnesota Statutes 1971, Section 84.87, Subdivision 1a.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

S. F. No. 1441, A bill for an act conferring certain powers relating to improvements of roads and streets and assessments therefor on the town of Woodside, Polk county.

The bill was read for the first time.

Eken moved that S. F. No. 1441 and H. F. No. 1430, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1526, A bill for an act relating to welfare; assistance, claim against a blind person's estate; repealing Minnesota Statutes 1971, Section 256.65.

The bill was read for the first time and referred to the Committee on Health and Welfare.

S. F. No. 1592, A bill for an act relating to elections; defining "county auditor" for the purpose of the election laws; amending Minnesota Statutes 1971, Section 200.02, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 1724, A bill for an act relating to election matters; authorizing political party organization in legislative districts; amending Minnesota Statutes 1971, Sections 202.21; 202.22, Subdivisions 2 and 3; 202.25; and 202.26, Subdivision 4.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

S. F. No. 1731, A bill for an act relating to courts; establishing salary for court reporters in fourth judicial district; amending Laws 1969, Chapter 568, Section 1, Subdivision 1, as amended.

The bill was read for the first time and referred to the Committee on Judiciary.

S. F. No. 1925, A bill for an act relating to Pipestone county; fees of registered abstractors who are county employees; repealing Laws 1971, Chapter 439.

The bill was read for the first time.

Long moved that S. F. No. 1925 and H. F. No. 1918, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1940, A bill for an act relating to Independent School District No. 709, St. Louis county; providing that such school district shall be subject to the same net debt limitations and have the same power to authorize obligations as are provided for other school districts in the state under certain provisions of law.

The bill was read for the first time and referred to the Committee on Education.

S. F. No. 523, A bill for an act relating to hearing aids; permitting sales only upon the recommendation of persons licensed to practice medicine; providing a penalty.

The bill was read for the first time.

Sieben, M., moved that S. F. No. 523 and H. F. No. 279, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 965, A bill for an act relating to real estate; landlord and tenant; deposit of money; amending Minnesota Statutes 1971, Chapter 504, by adding a section; and repealing Minnesota Statutes 1971, Section 504.19.

The bill was read for the first time.

Berg moved that S. F. No. 965 and H. F. No. 1034, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 60, A bill for an act relating to motor vehicles; regulating the type and use of tires on vehicles using the highways; providing for a study of the effect of the use of wire embedded tires on highways; empowering the commissioner of highways to authorize the use of such tires under certain conditions; amending Minnesota Statutes 1971, Section 169.72, Subdivision 1, and by adding a subdivision; repealing Minnesota Statutes 1971, Section 169.72, Subdivision 2.

The bill was read for the first time.

Eken moved that S. F. No. 60 and H. F. No. 85, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 393, A bill for an act relating to public health; hospitals and related institutions; authorizing the state board of health to issue correction orders under certain circumstances to hospitals and related institutions and providing assessments for failure to comply with such correction orders; amending Minnesota Statutes 1971, Section 144.54.

The bill was read for the first time and referred to the Committee on Health and Welfare.

S. F. No. 1361, A bill for an act relating to Hennepin county; removing \$10,000 limitation on revolving fund; amending Laws 1951, Chapter 556, Section 4.

The bill was read for the first time.

Hook moved that S. F. No. 1361 and H. F. No. 1342, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1667, A bill for an an act relating to trade regulations; recorded material; unauthorized reproductions; providing a penalty.

The bill was read for the first time and referred to the Committee on Commerce and Economic Development.

S. F. No. 1584, A bill for an act relating to boilers; regulating the standards of inspection; amending Minnesota Statutes 1971, Section 183.465.

The bill was read for the first time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 20, of the Constitution of the state of Minnesota, Niehaus moved that the rule therein be suspended and an urgency be declared so that S. F. No. 1584 be

given its second and third readings and be placed upon its final passage. The motion prevailed.

Niehaus moved that the rules of the House be so far suspended that S. F. No. 1584 be given its second and third readings and be placed upon its final passage. The motion prevailed.

S. F. No. 1584 was read for the second time.

S. F. No. 1584, A bill for an act relating to boilers; regulating the standards of inspection; amending Minnesota Statutes 1971, Section 183.465.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, D.	Miller, D.	Samuelson
Adams, S.	Dirlam	Johnson, J.	Miller, M.	Sarna
Andersen, R.	Eckstein	Johnson, R.	Moe	Savelkoul
Anderson, G.	Eken	Jopp	Munger	Schulz
Anderson, I.	Enebo	Jude	Myrah	Sherwood
Becklin	Erdahl	Kahn	Nelson	Sieben, H.
Belisle	Erickson	Kelly	Newcome	Sieben, M.
Bell	Esau	Kempe	Niehaus	Skaar
Bennett	Faricy	Klaus	Norton	Smith
Berg	Ferderer	Knickerbocker	Ohnstad	Spanish
Berglin	Fjoslien	Larson	Ojala	Stangeland
Biersdorf	Forsythe	LaVoy	Parish	Stanton
Boland	Fudro	Lenke	Patton	Swanson
Braun	Fugina	Lindstrom, E.	Pavlak, R.	Tomlinson
Brinkman	Graba	Lindstrom, J.	Pavlak, R. L.	Ulland
Carlson, A.	Graw	Lombardi	Pehler	Vanasek
Carlson, B.	Grove	Long	Peterson	Vento
Carlson, L.	Hagedorn	Mann	Pieper	Voss
Casserly	Hanson	McArthur	Prahl	Weaver
Clifford	Haugerud	McCarron	Quirin	Wenzel
Connors	Heimitz	McCauley	Resner	Wigley
Culhane	Hook	McEachern	Rice	Wohlwend
Cummiskey	Jacobs	McFarlin	Ryan	Wolcott
Dahl	Jaros	McMillan	St. Onge	Mr. Speaker
DeGroat	Johnson, C.	Menke	Salchert	

Those who voted in the negative were:

Anderson, D. Carlson, D.

The bill was passed and its title agreed to.

CONSENT CALENDAR

S. F. No. 1080 was reported to the House.

Swanson moved to amend S. F. No. 1080, the printed bill, as follows:

Page 1, after line 10, add a subdivision to read:

“Subd. 2. *In accordance with the terms and provisions of this section, the Minnesota historical society shall administer and*

control this historic site in Hennepin county which is described as follows:"

Remember the remaining subdivisions accordingly.

The motion prevailed and the amendment was adopted.

S. F. No. 1080, A bill for an act relating to historic sites; providing for acquisition, administration, and control of additional sites by the Minnesota historical society; amending Minnesota Statutes 1971, Section 138.025, by adding subdivisions.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Menke	Samuelson
Adams, S.	DeGroat	Johnson, D.	Miller, D.	Sarna
Andersen, R.	Dieterich	Johnson, J.	Miller, M.	Savelkoul
Anderson, D.	Dirlam	Johnson, R.	Moe	Schreiber
Anderson, G.	Eckstein	Jopp	Munger	Schulz
Anderson, I.	Eken	Jude	Nelson	Sherwood
Becklin	Enebo	Kahn	Newcome	Sieben, H.
Belisle	Erdahl	Kelly	Niehaus	Sieben, M.
Bell	Erickson	Kempe	Norton	Skaar
Bennett	Esau	Klaus	Ohnstad	Smith
Berg	Faricy	Knickerbocker	Ojala	Spanish
Berglin	Ferderer	Laidig	Parish	Stangeland
Biersdorf	Fjoslien	Larson	Patton	Stanton
Boland	Forsythe	LaVoy	Pavlak, R.	Swanson
Braun	Fudro	Lemke	Pavlak, R. L.	Tomlinson
Brinkman	Fugina	Lindstrom, E.	Pehler	Ulland
Carlson, A.	Graba	Lindstrom, J.	Peterson	Vanasek
Carlson, B.	Graw	Lombardi	Pieper	Vento
Carlson, D.	Growe	Long	Pleasant	Voss
Carlson, L.	Hagedorn	Mann	Prahl	Weaver
Casserly	Hanson	McArthur	Quirin	Wenzel
Clary	Haugerud	McCarron	Resner	Wigley
Clifford	Heinitz	McCauley	Rice	Wohlwend
Connors	Hook	McEachern	Ryan	Wolcott
Culhane	Jacobs	McFarlin	St. Onge	Mr. Speaker
Cummiskey	Jaros	McMillan	Salchert	

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

S. F. No. 910 was reported to the House.

Hanson moved to amend S. F. No. 910, the printed bill, as follows:

Line 14, after the word "law" and before the period, insert the following: "*unless permitted by resolution of the local governing authority*".

The motion prevailed and the amendment was adopted.

S. F. No. 910, A bill for an act relating to snowmobiles; prohibiting the operation thereof on public airports; prescribing penalties; amending Minnesota Statutes 1971, Section 84.87, by adding a subdivision; and 84.88, Subdivision 1.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Menke	Samuelson
Adams, S.	DeGroat	Johnson, J.	Miller, D.	Sarna
Andersen, R.	Dieterich	Johnson, R.	Miller, M.	Savelkoul
Anderson, D.	Dirlam	Jopp	Moe	Schreiber
Anderson, G.	Eckstein	Jude	Munger	Schulz
Anderson, I.	Eken	Kahn	Nelson	Sherwood
Becklin	Enebo	Kelly	Newcome	Sieben, H.
Belisle	Erdahl	Kempe	Niehaus	Sieben, M.
Bell	Erickson	Klaus	Norton	Skaar
Bennett	Esau	Knickerbocker	Ohnstad	Smith
Berg	Faricy	Kvam	Ojala	Spanish
Berglin	Ferderer	Laidig	Parish	Stangeland
Biersdorf	Fjoslien	Larson	Patton	Swanson
Boland	Forsythe	LaVoy	Pavlak, R.	Tomlinson
Braun	Fudro	Lemke	Pavlak, R. L.	Ulland
Brinkman	Fugina	Lindstrom, E.	Pehler	Vanasek
Carlson, A.	Graba	Lindstrom, J.	Peterson	Vento
Carlson, B.	Grove	Lombardi	Pieper	Voss
Carlson, D.	Hagedorn	Long	Pleasant	Weaver
Carlson, L.	Hanson	Mann	Prahl	Wenzel
Casserly	Haugerud	McArthur	Quirin	Wigley
Cleary	Heinitz	McCarron	Resner	Wohlwend
Clifford	Hook	McCauley	Rice	Wolcott
Connors	Jacobs	McEachern	Ryan	Mr. Speaker
Culhane	Jaros	McFarlin	St. Onge	
Cummiskey	Johnson, C.	McMillan	Salchert	

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

S. F. No. 1627, A bill for an act relating to agriculture; promotion of commodities; amending Minnesota Statutes 1971, Sections 17.54, Subdivision 5; and 17.56, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, A.	Enebo	Heinitz	Laidig
Adams, S.	Carlson, B.	Erdahl	Hook	Larson
Andersen, R.	Carlson, D.	Erickson	Jacobs	LaVoy
Anderson, D.	Carlson, L.	Esau	Jaros	Lemke
Anderson, G.	Casserly	Faricy	Johnson, C.	Lindstrom, E.
Anderson, I.	Cleary	Ferderer	Johnson, D.	Lindstrom, J.
Becklin	Clifford	Fjoslien	Johnson, J.	Lombardi
Belisle	Connors	Forsythe	Johnson, R.	Long
Bell	Culhane	Fudro	Jopp	Mann
Bennett	Cummiskey	Fugina	Jude	McArthur
Berg	Dahl	Graba	Kahn	McCarron
Berglin	DeGroat	Graw	Kelly	McCauley
Biersdorf	Dieterich	Grove	Kempe	McEachern
Boland	Dirlam	Hagedorn	Klaus	McFarlin
Braun	Eckstein	Hanson	Knickerbocker	McMillan
Brinkman	Eken	Haugerud	Kvam	Menke

Miller, D.	Parish	Resner	Sherwood	Ulland
Miller, M.	Patton	Rice	Sieben, H.	Vanasek
Moe	Pavlak, R.	Ryan	Sieben, M.	Vento
Munger	Pavlak, R. L.	St. Onge	Skaar	Voss
Nelson	Pehler	Salchert	Smith	Weaver
Newcome	Peterson	Samuelson	Spanish	Wenzel
Niehaus	Pieper	Sarna	Stangeland	Wigley
Norton	Pleasant	Savelkoul	Stanton	Wohlwend
Ohnstad	Prahl	Schreiber	Swanson	Wolcott
Ojala	Quirin	Schulz	Tomlinson	Mr. Speaker

The bill was passed and its title agreed to.

H. F. No. 1940, A bill for an act relating to insurance; automobile insurance plan governing committee; revising the membership of said committee; amending Minnesota Statutes 1971, Section 65B.03.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	McMillan	Samuelson
Adams, S.	DeGroat	Johnson, D.	Menke	Sarna
Andersen, R.	Dieterich	Johnson, J.	Miller, D.	Savelkoul
Anderson, D.	Dirlam	Johnson, R.	Miller, M.	Schreiber
Anderson, G.	Eckstein	Jopp	Moe	Schulz
Anderson, I.	Elken	Jude	Munger	Sherwood
Becklin	Enebo	Kahn	Nelson	Sieben, H.
Belisle	Erdahl	Kelly	Newcome	Sieben, M.
Bell	Erickson	Kempe	Niehaus	Skaar
Bennett	Esau	Klaus	Norton	Smith
Berg	Faricy	Knickerbocker	Ohnstad	Spanish
Berglin	Ferderer	Kvam	Ojala	Stangeland
Biersdorf	Fjoslien	Laidig	Parish	Stanton
Boland	Forsythe	Larson	Patton	Swanson
Braun	Fudro	LaVoy	Pavlak, R.	Tomlinson
Brinkman	Fugina	Lemke	Pavlak, R. L.	Ulland
Carlson, A.	Graba	Lindstrom, E.	Pehler	Vanasek
Carlson, B.	Graw	Lindstrom, J.	Peterson	Vento
Carlson, D.	Growe	Lombardi	Pieper	Voss
Carlson, L.	Hagedorn	Long	Pleasant	Weaver
Casserly	Hanson	Mann	Prahl	Wenzel
Cleary	Haugerud	McArthur	Quirin	Wigley
Clifford	Heinitz	McCarron	Resner	Wohlwend
Connors	Hook	McCauley	Ryan	Wolcott
Culhane	Jacobs	McEachern	St. Onge	Mr. Speaker
Cummiskey	Jaros	McFarlin	Salchert	

The bill was passed and its title agreed to.

H. F. No. 1681, A bill for an act relating to the municipal housing and redevelopment act, providing for the construction of market rate housing in cities of the first class; amending Minnesota Statutes 1971, Sections 462.415, by adding a subdivision; 462.591, by adding a subdivision; 462.611; 462.621, by adding a subdivision; 462.631; 462.645, Subdivision 6; 462.691; and 462.695, Subdivisions 1 and 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 106, and nays 17, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Jude	Myrah	Sieben, H.
Andersen, R.	Enebo	Kahn	Nelson	Sieben, M.
Anderson, G.	Erdahl	Kelly	Newcome	Skaar
Anderson, I.	Erickson	Kempe	Norton	Smith
Belisle	Faricy	Knickerbocker	Parish	Stangeland
Bennett	Ferderer	Kvam	Patton	Stanton
Berg	Fjoslien	Laidig	Pavlak, R.	Swanson
Biersdorf	Forsythe	Larson	Pehler	Tomlinson
Boland	Fudro	LaVoy	Peterson	Ulland
Braun	Graba	Lemke	Pieper	Vanasek
Brinkman	Grove	Lindstrom, E.	Pleasant	Vento
Carlson, A.	Hagedorn	Lindstrom, J.	Prahl	Voss
Carlson, B.	Hanson	Lombardi	Quirin	Weaver
Carlson, L.	Haugerud	Mann	Resner	Wenzel
Casserly	Heinitz	McArthur	Rice	Wigley
Cleary	Hook	McCarron	Ryan	Wohlwend
Clifford	Jacobs	McMillan	St. Onge	Wolcott
Connors	Jaros	Menke	Salchert	Mr. Speaker
Cummiskey	Johnson, C.	Miller, D.	Samuelson	
Dahl	Johnson, D.	Miller, M.	Sarna	
Dirlam	Johnson, J.	Moe	Schreiber	
Eckstein	Jopp	Munger	Sherwood	

Those who voted in the negative were:

Anderson, D.	DeGroat	Klaus	Niehaus	Spanish
Becklin	Dieterich	Long	Ohnstad	
Carlson, D.	Esau	McEachern	Ojala	
Culhane	Fugina	McFarlin	Savelkoul	

The bill was passed and its title agreed to.

H. F. No. 2162 was reported to the House.

Culhane moved to amend H. F. No. 2162, the printed bill, as follows:

Page 1, line 3, strike "\$850" and insert "\$750".

The motion prevailed and the amendment was adopted.

H. F. No. 2162, A bill for an act authorizing the county board of Rice county to annually appropriate money as a contingent fund for use by the chairman of the board for incidental costs and expenses.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Becklin	Boland	Carlson, L.	Cummiskey
Adams, S.	Belisle	Braun	Casserly	Dahl
Andersen, R.	Bennett	Brinkman	Cleary	DeGroat
Anderson, D.	Berg	Carlson, A.	Clifford	Dieterich
Anderson, G.	Berglin	Carlson, B.	Connors	Dirlam
Anderson, I.	Biersdorf	Carlson, D.	Culhane	Eckstein

Eken	Johnson, C.	Long	Pavlak, R.	Sieben, H.
Enebo	Johnson, D.	Mann	Pavlak, R. L.	Sieben, M.
Erdahl	Johnson, J.	McArthur	Pehler	Skaar
Erickson	Johnson, R.	McCarron	Peterson	Smith
Esau	Jopp	McCauley	Pieper	Spanish
Ferderer	Jude	McEachern	Pleasant	Stangeland
Fjoslien	Kahn	McFarlin	Prahl	Stanton
Forsythe	Kelly	McMillan	Quirin	Swanson
Fudro	Kempe	Menke	Resner	Tomlinson
Fugina	Klaus	Miller, D.	Rice	Ulland
Graba	Knickerbocker	Miller, M.	Ryan	Vanasek
Graw	Kvam	Moe	St. Onge	Vento
Growe	Laidig	Munger	Salchert	Voss
Hanson	Larson	Myrah	Samuelson	Weaver
Haugerud	LaVoy	Newcome	Sarna	Wenzel
Heinitz	Lemke	Niehaus	Savelkoul	Wigley
Hook	Lindstrom, E.	Norton	Schreiber	Wohlwend
Jacobs	Lindstrom, J.	Parish	Schulz	Wolcott
Jaros	Lombardi	Patton	Sherwood	Mr. Speaker

Those who voted in the negative were:

Faricy Ohnstad

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

H. F. No. 1825, A bill for an act relating to insurance; the merger and consolidation of insurance companies; permitting the issuance of securities of a corporation which is not a merging or consolidating corporation or the payment of cash; amending Minnesota Statutes 1971, Section 60A.16, Subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Menke	Salchert
Adams, S.	Dieterich	Johnson, J.	Miller, D.	Samuelson
Andersen, R.	Dirlam	Johnson, R.	Miller, M.	Sarna
Anderson, D.	Eckstein	Jopp	Moe	Savelkoul
Anderson, G.	Eken	Jude	Munger	Schreiber
Anderson, I.	Enebo	Kahn	Myrah	Schulz
Becklin	Erdahl	Kelly	Nelson	Sherwood
Belisle	Erickson	Kempe	Newcome	Sieben, H.
Bell	Esau	Klaus	Niehaus	Sieben, M.
Bennett	Faricy	Knickerbocker	Norton	Skaar
Berg	Ferderer	Kvam	Ohnstad	Smith
Berglin	Fjoslien	Laidig	Ojala	Spanish
Biersdorf	Forsythe	Larson	Parish	Stangeland
Boland	Fudro	LaVoy	Patton	Stanton
Brinkman	Fugina	Lemke	Pavlak, R.	Swanson
Carlson, A.	Graba	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, B.	Graw	Lindstrom, J.	Pehler	Ulland
Carlson, D.	Growe	Lombardi	Peterson	Vanasek
Carlson, L.	Hagedorn	Long	Pieper	Vento
Cassery	Hanson	Mann	Pleasant	Voss
Cleary	Haugerud	McArthur	Prahl	Weaver
Clifford	Heinitz	McCarron	Quirin	Wenzel
Connors	Hook	McCauley	Resner	Wigley
Culhane	Jacobs	McEachern	Rice	Wohlwend
Cummiskey	Jaros	McFarlin	Ryan	Wolcott
Dahl	Johnson, C.	McMillan	St. Onge	Mr. Speaker

The bill was passed and its title agreed to.

H. F. No. 1939, A bill for an act relating to the uniform commercial code; the holding and transferring of investment securities; amending Minnesota Statutes 1971, Sections 336.8-102; 336.8-320; and Chapter 520, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, J.	Miller, M.	Savelkoul
Adams, S.	Dieterich	Johnson, R.	Moe	Schreiber
Andersen, R.	Dirlam	Jopp	Munger	Schulz
Anderson, D.	Eckstein	Jude	Myrah	Sherwood
Anderson, G.	Eken	Kahn	Nelson	Sieben, H.
Anderson, I.	Enebo	Kelly	Newcome	Sieben, M.
Becklin	Erdahl	Kempe	Niehaus	Skaar
Belisle	Erickson	Klaus	Norton	Smith
Bell	Esau	Knickerbocker	Ohnstad	Spanish
Bennett	Faricy	Kvam	Ojala	Stangeland
Berg	Ferderer	Laidig	Parish	Stanton
Berglin	Fjoslien	Larson	Patton	Swanson
Biersdorf	Forsythe	LaVoy	Pavlak, R.	Tomlinson
Boland	Fudro	Lemke	Pavlak, R. L.	Ulland
Braun	Fugina	Lindstrom, E.	Pehler	Vanasek
Brinkman	Graba	Lindstrom, J.	Peterson	Vento
Carlson, A.	Graw	Lombardi	Pieper	Voss
Carlson, B.	Growe	Long	Pleasant	Weaver
Carlson, D.	Hagedorn	Mann	Prahl	Wenzel
Carlson, L.	Hanson	McArthur	Quirin	Wigley
Casserly	Haugerud	McCarron	Resner	Wohlwend
Cleary	Heinitz	McCauley	Rice	Wolcott
Clifford	Hook	McEachern	Ryan	Mr. Speaker
Connors	Jacobs	McFarlin	St. Onge	
Culhane	Jaros	McMillan	Salchert	
Cummiskey	Johnson, C.	Menke	Samuelson	
Dahl	Johnson, D.	Miller, D.	Sarna	

The bill was passed and its title agreed to.

H. F. No. 2127, A bill for an act relating to courts; setting the salary of the judge of municipal court in North St. Paul; amending Minnesota Statutes 1971, Section 488.21, Subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	Becklin	Berglin	Carlson, A.	Cleary
Adams, S.	Belisle	Biersdorf	Carlson, B.	Clifford
Andersen, R.	Bell	Boland	Carlson, D.	Connors
Anderson, G.	Bennett	Braun	Carlson, L.	Culhane
Anderson, I.	Berg	Brinkman	Casserly	Cummiskey

Dahl	Hook	Lindstrom, J.	Parish	Sherwood
Dieterich	Jacobs	Lombardi	Patton	Sieben, H.
Dirlam	Jaros	Long	Pavlak, R.	Sieben, M.
Eckstein	Johnson, C.	Mann	Pavlak, R. L.	Skaar
Eken	Johnson, D.	McArthur	Pehler	Smith
Enebo	Johnson, J.	McCauley	Peterson	Stangeland
Erdahl	Johnson, R.	McEachern	Pieper	Stanton
Erickson	Jopp	McFarlin	Pleasant	Swanson
Faricy	Jude	McMillan	Prahl	Tomlinson
Ferderer	Kahn	Menke	Quirin	Ulland
Fjoslien	Kelly	Miller, D.	Resner	Vanasek
Forsythe	Kempe	Miller, M.	Rice	Vento
Fudro	Klaus	Moe	Ryan	Voss
Fugina	Knickerbocker	Munger	St. Onge	Weaver
Graba	Kvam	Myrah	Salchert	Wenzel
Graw	Laidig	Nelson	Samuelson	Wigley
Grove	Larson	Newcome	Sarna	Wohlwend
Hanson	LaVoy	Norton	Savelkoul	Wolcott
Haugerud	Lemke	Ohnstad	Schreiber	Mr. Speaker
Heinitz	Lindstrom, E.	Ojala	Schulz	

Those who voted in the negative were:

Anderson, D. DeGroat Hagedorn Niehaus

The bill was passed and its title agreed to.

H. F. No. 2164 was reported to the House.

Ojala moved that H. F. No. 2164 be laid over for one day. The motion prevailed.

H. F. No. 2208 was reported to the House.

Anderson, I., moved that H. F. No. 2208 be laid over for one day. The motion prevailed.

CALENDAR

H. F. No. 1295, A bill for an act relating to public education; providing a minute of classroom silence.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 73, and nays 18, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Jacobs	Mann	Samuelson
Adams, S.	Erdahl	Johnson, C.	McArthur	Sarna
Anderson, D.	Erickson	Johnson, J.	McCauley	Savelkoul
Becklin	Esau	Johnson, R.	McEachern	Schreiber
Belisle	Faricy	Jopp	McFarlin	Sherwood
Bennett	Ferderer	Kempe	Myrah	Skaar
Biersdorf	Forsythe	Klaus	Newcome	Stangeland
Carlson, A.	Fudro	Knickerbocker	Niehaus	Swanson
Cleary	Graba	Kvam	Patton	Weaver
Clifford	Graw	Laidig	Pavlak, R. L.	Wenzel
Connors	Hagedorn	Larson	Pehler	Wigley
Culhane	Hanson	Lemke	Peterson	Wohlwend
Dahl	Haugerud	Lindstrom, E.	Pieper	Wolcott
DeGroat	Heinitz	Lombardi	Pleasant	
Dirlam	Hook	Long	Ryan	

Those who voted in the negative were:

Andersen, R.	Boland	Miller, M.	Ojala	Ulland
Bell	Dieterich	Moe	Rice	Mr. Speaker
Berg	Enebo	Munger	St. Onge	
Berglin	Kahn	Norton	Tomlinson	

The bill was passed and its title agreed to.

H. F. No. 140, A bill for an act relating to accident and health insurance; policies to provide for reimbursement for services of osteopath, optometrist or chiropractor; amending Minnesota Statutes 1971, Section 62A.03, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 104, and nays 19, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, D.	Moe	Samuelson
Anderson, G.	Dirlam	Johnson, R.	Munger	Sarna
Anderson, I.	Eckstein	Jopp	Myrah	Schreiber
Becklin	Eken	Jude	Nelson	Schulz
Bennett	Enebo	Kelly	Newcome	Sherwood
Berg	Erdahl	Knickerbocker	Norton	Sieben, H.
Berglin	Erickson	Laidig	Ohnstad	Sieben, M.
Biersdorf	Esau	Larson	Ojala	Skaar
Boland	Faricy	LaVoy	Parish	Smith
Brinkman	Ferderer	Lemke	Patton	Spanish
Carlson, B.	Fudro	Lindstrom, J.	Pavlak, R.	Stanton
Carlson, D.	Fugina	Long	Paviak, R. L.	Swanson
Carlson, L.	Graba	Mann	Pehler	Tomlinson
Casserly	Grove	McArthur	Peterson	Vanasek
Cleary	Hanson	McCarron	Pieper	Vento
Clifford	Haugerud	McCauley	Pleasant	Voss
Connors	Heinitz	McEachern	Prahl	Wenzel
Culhane	Hook	McMillan	Quirin	Wigley
Cummiskey	Jacobs	Menke	Resner	Wohlwend
Dahl	Jaros	Miller, D.	Ryan	Mr. Speaker
DeGroat	Johnson, C.	Miller, M.	St. Onge	

Those who voted in the negative were:

Andersen, R.	Forsythe	Kempe	Niehaus	Ulland
Anderson, D.	Hagedorn	Lindstrom, E.	Salchert	Weaver
Belisle	Johnson, J.	Lombardi	Savelkoul	Wolcott
Fjoslien	Kahn	McFarlin	Stangeland	

The bill was passed and its title agreed to.

H. F. No. 176 was reported to the House.

Clifford moved that H. F. No. 176 be re-referred to the Committee on Health and Welfare.

A roll call was requested and properly seconded.

The question was taken on the motion by Clifford, and the roll being called, there were yeas 29, and nays 84, as follows:

Those who voted in the affirmative were:

Andersen, R.	Carlson, D.	Kahn	McCarron	Stangeland
Becklin	Clifford	Knickerbocker	McFarlin	Ulland
Belisle	Erickson	Lindstrom, E.	Myrah	Weaver
Bell	Forsythe	Lindstrom, J.	Pleasant	Wigley
Braun	Hook	Lombardi	Salchert	Wolcott
Carlson, A.	Johnson, J.	McArthur	Savelkoul	

Those who voted in the negative were:

Adams, J.	Eckstein	Johnson, R.	Munger	Sarna
Adams, S.	Eken	Jude	Niehaus	Schulz
Anderson, D.	Enebo	Kelly	Norton	Sherwood
Anderson, G.	Esau	Kempe	Ohnstad	Sieben, H.
Anderson, I.	Faricy	Klaus	Ojala	Sieben, M.
Bennett	Fudro	Kvam	Parish	Skaar
Berg	Fugina	Laidig	Patton	Smith
Boland	Graba	LaVoy	Pavlak, R. L.	Spanish
Brinkman	Graw	Lemke	Pehler	Stanton
Carlson, B.	Grove	Long	Peterson	Swanson
Carlson, L.	Hagedorn	Mann	Prahl	Tomlinson
Casserly	Hanson	McEachern	Quirin	Vanasek
Connors	Haugerud	McMillan	Resner	Vento
Culhane	Jacobs	Menke	Rice	Voss
Cummiskey	Jaros	Miller, D.	Ryan	Wenzel
Dahl	Johnson, C.	Miller, M.	St. Onge	Mr. Speaker
Dieterich	Johnson, D.	Moe	Samuelson	

The motion did not prevail.

H. F. No. 176, A bill for an act relating to insurance; requiring inclusion of chiropractic services under group accident and health insurance policies; amending Minnesota Statutes 1971, Section 62A.10, Subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 99, and nays 25, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Johnson, D.	Newcome	Schulz
Adams, S.	Eken	Johnson, R.	Niehaus	Sherwood
Anderson, G.	Enebo	Jopp	Norton	Sieben, H.
Anderson, I.	Erickson	Jude	Ohnstad	Sieben, M.
Bennett	Esau	Kelly	Ojala	Skaar
Berg	Faricy	Klaus	Parish	Smith
Berglin	Ferderer	Kvam	Patton	Spanish
Biersdorf	Fjoslien	Laidig	Pavlak, R.	Stangeland
Boland	Fudro	Larson	Pavlak, R. L.	Stanton
Brinkman	Fugina	LaVoy	Pehler	Swanson
Carlson, B.	Graba	Lemke	Peterson	Tomlinson
Carlson, L.	Graw	Long	Pieper	Vanasek
Casserly	Grove	Mann	Prahl	Vento
Cleary	Hagedorn	McCarron	Resner	Voss
Connors	Hanson	McCauley	Rice	Wenzel
Culhane	Haugerud	McEachern	Ryan	Wigley
Cummiskey	Heinitz	McMillan	Samuelson	Wohlwend
Dahl	Jacobs	Menke	Sarna	Wolcott
DeGroat	Jaros	Miller, D.	Savelkoul	Mr. Speaker
Dieterich	Johnson, C.	Munger	Schreiber	

Those who voted in the negative were:

Andersen, R.	Carlson, D.	Hook	Lindstrom, J.	Myrah
Anderson, D.	Clifford	Johnson, J.	Lombardi	St. Onge
Becklin	Dirlam	Kahn	McArthur	Salchert
Belisle	Flakne	Knickerbocker	McFarlin	Ulland
Carlson, A.	Forsythe	Lindstrom, E.	Miller, M.	Weaver

The bill was passed and its title agreed to.

H. F. No. 889, A bill for an act relating to health; payment of medical and hospital benefits to governmental institutions in certain instances.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Miller, M.	Savelkoul
Adams, S.	Dirlam	Johnson, R.	Moe	Schreiber
Andersen, R.	Eckstein	Jopp	Munger	Schulz
Anderson, D.	Eken	Jude	Myrah	Sherwood
Anderson, G.	Enebo	Kahn	Nelson	Sieben, H.
Anderson, I.	Erdahl	Kelly	Newcome	Sieben, M.
Becklin	Erickson	Kempe	Niehaus	Skaar
Belisle	Esau	Klaus	Norton	Smith
Bell	Faricy	Knickerbocker	Ohnstad	Spanish
Bennett	Ferderer	Kvam	Ojala	Stangeland
Berg	Fjoslien	Laidig	Parish	Stanton
Berglin	Flakne	Larson	Patton	Swanson
Boland	Forsythe	LaVoy	Pavliak, R.	Tomlinson
Braun	Fudro	Lemke	Pavliak, R. L.	Ulland
Brinkman	Fugina	Lindstrom, E.	Pehler	Vanasek
Carlson, A.	Graba	Lindstrom, J.	Peterson	Vento
Carlson, B.	Graw	Lombardi	Pieper	Voss
Carlson, D.	Growe	Long	Pleasant	Weaver
Carlson, L.	Hagedorn	Mann	Prahl	Wenzel
Casserly	Hanson	McArthur	Quirin	Wigley
Cleary	Haugerud	McCarron	Resner	Wohlwend
Clifford	Heinitz	McCauley	Rice	Wolcott
Connors	Hook	McEachern	Ryan	Mr. Speaker
Culhane	Jacobs	McFarlin	St. Onge	
Cummiskey	Jaros	McMillan	Salchert	
Dahl	Johnson, C.	Menke	Samuelson	
DeGroat	Johnson, D.	Miller, D.	Sarna	

The bill was passed and its title agreed to.

H. F. No. 1382, A bill for an act relating to insurance; deposits by domestic insurance companies; defining the kind of securities which domestic insurance companies must keep on deposit for the protection of policyholders; requiring all securities to be deposited in a state or national bank in Minnesota; amending Minnesota Statutes 1971, Sections 60A.10, Subdivisions 1 and 4, and by adding a subdivision; 60A.19, Subdivision 5; 61A.41; 63.02; 65A.22; 66A.08, Subdivision 1; and 68A.01, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Savelkoul
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Moe	Schulz
Anderson, D.	Eckstein	Jopp	Munger	Sherwood
Anderson, G.	Eken	Jude	Myrah	Sieben, H.
Anderson, I.	Enebo	Kahn	Newcome	Sieben, M.
Becklin	Erdahl	Kelly	Niehaus	Skaar
Belisle	Erickson	Kempe	Norton	Smith
Bell	Esau	Klaus	Ohnstad	Spanish
Bennett	Faricy	Knickerbocker	Ojala	Stangeland
Berg	Ferderer	Kvam	Parish	Stanton
Berglin	Fjoslien	Laidig	Patton	Swanson
Biersdorf	Flakne	Larson	Pavlak, R.	Tomlinson
Boland	Forsythe	LaVoy	Pavlak, R. L.	Ulland
Braun	Fudro	Lemke	Pehler	Vanasek
Brinkman	Fugina	Lindstrom, E.	Peterson	Vento
Carlson, A.	Graba	Lindstrom, J.	Pieper	Voss
Carlson, B.	Graw	Lombardi	Pleasant	Weaver
Carlson, D.	Growe	Long	Prahl	Wenzel
Carlson, L.	Hagedorn	Mann	Quirin	Wigley
Casserly	Hanson	McArthur	Resner	Wohlwend
Cleary	Haugerud	McCarron	Rice	Wolcott
Clifford	Heinitz	McCauley	Ryan	Mr. Speaker
Connors	Hook	McEachern	St. Onge	
Culhane	Jacobs	McFarlin	Salchert	
Cummiskey	Jaros	McMillan	Samuelson	
Dahl	Johnson, C.	Menke	Sarna	

The bill was passed and its title agreed to.

H. F. No. 1383, A bill for an act relating to insurance; regulating fees for certain licenses; amending Minnesota Statutes 1971, Sections 60A.14, Subdivision 1; 70A.14, Subdivision 4.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 5, as follows:

Those who voted in the affirmative were:

Adams, J.	Cleary	Fudro	Kempe	Menke
Adams, S.	Clifford	Fugina	Klaus	Miller, D.
Andersen, R.	Connors	Graba	Knickerbocker	Miller, M.
Anderson, D.	Cummiskey	Graw	Kvam	Moe
Anderson, G.	Dahl	Growe	Laidig	Munger
Anderson, I.	DeGroat	Hagedorn	Larson	Myrah
Belisle	Dieterich	Hanson	LaVoy	Nelson
Bell	Dirlam	Haugerud	Lemke	Newcome
Bennett	Eckstein	Heinitz	Lindstrom, E.	Niehaus
Berg	Eken	Hook	Lindstrom, J.	Norton
Berglin	Enebo	Jacobs	Lombardi	Ojala
Biersdorf	Erdahl	Jaros	Long	Parish
Boland	Erickson	Johnson, C.	Mann	Patton
Braun	Esau	Johnson, D.	McArthur	Pavlak, R.
Brinkman	Faricy	Johnson, R.	McCarron	Pavlak, R. L.
Carlson, A.	Ferderer	Jopp	McCauley	Pehler
Carlson, B.	Fjoslien	Jude	McEachern	Peterson
Carlson, L.	Flakne	Kahn	McFarlin	Pieper
Casserly	Forsythe	Kelly	McMillan	Pleasant

Prahl	Salchert	Sieben, H.	Swanson	Weaver
Quirin	Samuelson	Sieben, M.	Tomlinson	Wenzel
Resner	Sarna	Skaar	Ulland	Wigley
Rice	Savelkoul	Smith	Vanasek	Wohlwend
Ryan	Schulz	Spanish	Vento	Wolcott
St. Onge	Sherwood	Stanton	Voss	Mr. Speaker

Those who voted in the negative were:

Becklin	Culhane	Johnson, J.	Ohnstad	Stangeland
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The bill was passed and its title agreed to.

Johnson, R., was excused for the remainder of today's session.

GENERAL ORDERS

Pursuant to Rules of the House, the House resolved itself into the Committee of the Whole, with Mr. Sabo in the Chair, for the consideration of bills pending on General Orders of the Day.

Pursuant to Rule 12, a roll call was taken on the motion of Parish to recommend passage of H. F. No. 1451.

There were yeas 62, and nays 41.

Those who voted in the affirmative were:

Adams, J.	DeGroat	Jude	Menke	Salchert
Andersen, R.	Dirlam	Kahn	Moe	Samuelson
Anderson, G.	Eckstein	Kempe	Munger	Sarna
Anderson, I.	Eken	Klaus	Newcome	Schreiber
Bennett	Enebo	LaVoy	Norton	Schulz
Berglin	Faricy	Lemke	Parish	Searle
Braun	Fudro	Lindstrom, J.	Patton	Sieben, H.
Carlson, B.	Fugina	Lombardi	Peterson	Tomlinson
Carlson, L.	Graba	Mann	Quirin	Vanasek
Casserly	Graw	McCarron	Resner	Mr. Speaker
Connors	Hanson	McEachern	Rice	
Cummiskey	Jacobs	McFarlin	Ryan	
Dahl	Jaros	McMillan	St. Onge	

Those who voted in the negative were:

Adams, S.	Erickson	Jopp	Myrah	Voss
Becklin	Esau	Knickerbocker	Ohnstad	Weaver
Belisle	Ferderer	Laidig	Pehler	Wenzel
Biersdorf	Fjoslien	Larson	Pieper	Wigley
Boland	Forsythe	Lindstrom, E.	Savelkoul	Wohlwend
Cleary	Hagedorn	Long	Skaar	
Clifford	Haugerud	McArthur	Smith	
Culhane	Hook	McCauley	Stangeland	
Erdahl	Johnson, J.	Mueller	Ulland	

The motion prevailed.

The Speaker resumed the Chair, whereupon the following proceedings of the Committee were reported to the House:

H. F. Nos. 1191 and 484 which it recommended to pass.

S. F. Nos. 667 and 1386 which it recommended to pass.

H. F. No. 1404 upon which it recommended progress.

S. F. No. 551 upon which it recommended progress.

H. F. No. 1451 upon which it recommended to pass with the following amendment offered by Parish:

The printed bill, as follows:

Page 2, line 32, after "For" and before "purpose" delete "this" and insert in lieu thereof "the".

On the motion of Mr. Anderson, I., the report of the Committee of the Whole was adopted.

MOTION FOR RECONSIDERATION

Sieben, H., moved that the vote whereby H. F. No. 176 was passed on the Calendar today be now reconsidered. The motion prevailed.

H. F. No. 176 was reported to the House.

Sieben, H., moved that H. F. No. 176 be laid over for one day on the Calendar. The motion prevailed.

ADJOURNMENT

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Wednesday, May 2, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

... the ... of ...

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

FIFTIETH DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, MAY 2, 1973

The House convened at 2:00 p.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Samuelson
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Sarna
Andersen, R.	Dirlam	Johnson, R.	Moe	Savelkoul
Anderson, D.	Eckstein	Jopp	Mueller	Schreiber
Anderson, G.	Eken	Jude	Munger	Schulz
Anderson, I.	Enebo	Kahn	Myrah	Sherwood
Becklin	Erdahl	Kelly	Nelson	Sieben, H.
Belisle	Erickson	Kempe	Newcome	Sieben, M.
Bell	Esau	Klaus	Niehaus	Skaar
Bennett	Faricy	Knickerbocker	Norton	Smith
Berg	Ferderer	Kvam	Ohnstad	Spanish
Berglin	Fjoslien	Laidig	Ojala	Stangeland
Biersdorf	Flakne	Larson	Parish	Stanton
Boland	Forsythe	LaVoy	Patton	Swanson
Braun	Fudro	Lemke	Pavlak, R.	Tomlinson
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Ulland
Carlson, A.	Graba	Lindstrom, J.	Pehler	Vanasek
Carlson, B.	Graw	Lombardi	Peterson	Vento
Carlson, D.	Growe	Long	Pieper	Voss
Carlson, L.	Hagedorn	Mann	Pleasant	Weaver
Casserly	Hanson	McArthur	Prahl	Wenzel
Cleary	Haugerud	McCarron	Quirin	Wigley
Clifford	Heinitz	McCauley	Resner	Wohlwend
Connors	Hook	McEachern	Rice	Wolcott
Culhane	Jacobs	McFarlin	Ryan	Mr. Speaker
Cummiskey	Jaros	McMillan	St. Onge	
Dahl	Johnson, C.	Menke	Salchert	

A quorum was present.

Searle was excused until 3:00 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. Kempe, the further reading was dispensed with and the Journal was approved as corrected.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 1989, 1991, 1995, 2015, 2148, 2160, 2197, 2207, 2240, 2241, 2353,

1677, 2227, 2228, 2235, 2236, 279, 680, 932, 1104, 1290, 1732, 1764, 1854, 1895, 2034, 2145, 2225, 2294, 1550, 1306, 85, 286, 523, 805, 1120, 1339, 2189, 469, and 786 and S. F. Nos. 523, 965, 261, 384, 1295, 1575, 1602, 1622, 1741, 1809, 1950, and 2015 have been placed in the members' files.

S. F. No. 1182 and H. F. No. 1071, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 1071, after the enacting clause, reads as follows:

“Section 1. [HOUSTON COUNTY; LICENSING BUREAU.] Subdivision 1. The county board of Houston county may establish a Houston county licensing bureau, to be located at the Houston county seat and such other locations as the county board may designate. Pursuant to and as permitted by the laws of this state, the license bureau may be responsible for and shall administer the issuance of game and fish licenses, snowmobile licenses, boat licenses, drivers' licenses, automobile, trailer, and mobile home licenses, and all other state licenses.

Subd. 2. The county board may appoint a county license agent to be responsible for administering the county license bureau. The county board may also appoint such subagents and other employees as it deems necessary.

Sec. 2. [LOCAL APPROVAL.] This act shall become effective upon its approval by the board of county commissioners of Houston county and upon compliance with Minnesota Statutes, Section 645.021.”;

whereas, S. F. No. 1182, after the enacting clause, reads:

“Section 1. [LICENSE BUREAU AUTHORIZED.] For the purpose of promoting efficiency in county government and to afford better service to the general public any county in the state is authorized to establish a county license bureau. The license bureau may be located in the county seat or at such other location or locations as the county board may designate.

Sec 2. [STATE LICENSES MAY BE ISSUED.] Notwithstanding any other law or regulation designating or authorizing a specific county official to issue any license or permit or to process or assist in preparing an application for any license or permit issued by the state, the county license bureau is authorized to issue, process or assist in preparing an application for any license or permit issued by the state or a state official including but not limited to game and fish, trapping, wild rice harvest, motor vehicle, mobile home, trailer, snowmobile, water craft or drivers license or as many of the licenses as is designated by the county board but this authority shall not include the issuance of marriage licenses. The county board may delegate the responsibility for the issuance of any county license or permit to the county licensing bureau.

Sec. 3. [IMPLEMENTATION, NOTICE.] Subdivision 1. Sections 1 to 6 shall not be operative in any county until the board

of county commissioners shall pass a resolution declaring its intent to proceed under the provisions of these sections and to establish a county license bureau. The resolution establishing a county license bureau shall take effect at such date as the county board shall designate but not less than 30 days after the date of the adoption of the resolution.

Subd. 2. No resolution establishing a county license bureau shall be valid unless a notice of intention to adopt a resolution to establish a county licensing bureau has been mailed by the clerk of the county board to each state department having the responsibility for the issuance of a state license not less than 20 days prior to the date of the meeting at which the adoption of a resolution establishing a license bureau is to be considered. A similar notice shall be delivered by the clerk of the county board to the deputy registrar of motor vehicles for the county and to each county officer having the authority to issue, process or assist in the preparation of an application for the issuance of any license not less than ten days prior to the date of the meeting at which the establishment of a license bureau is to be considered.

Sec. 4. [DIRECTOR OF BUREAU.] Subdivision 1. The county board shall appoint a director of the county license bureau upon the terms and conditions it deems advisable and may appoint any county officer or employee as the director. The county board shall set the compensation of the director and may provide for the expenses of the office including the premium of any bond required to be furnished by the director. The director shall exercise all powers granted to and perform all duties imposed on the county officer who previously had the authority to issue or process the application for any license referred to in section 1 of this act. Notwithstanding the provisions of Minnesota Statutes, Section 168.33, Subdivision 2, the director may be appointed the deputy registrar of motor vehicles in the county and if appointed a deputy registrar he shall have the same authority as a county auditor to appoint one or more deputy registrars as provided in Minnesota Statutes, Section 168.33, Subdivision 2.

Subd. 2. The director shall be responsible for all funds in his custody as the director of the license bureau and shall deposit the funds in the county treasury, a state depository or forward the funds to the appropriate state official at the times and in the manner provided by law or regulation or as designated by the county board not inconsistent with applicable statutes and regulations. The director of the license bureau or an employee in the bureau shall not be permitted to retain any portion of the fee charged by law or any surcharge upon the license or application, his sole compensation shall be the salary provided by the county board.

Sec. 5. [BOND REQUIRED.] Before entering upon the discharge of his duties, the director and each employee having the charge of handling any money, license, license plate or application for license shall give bond to the state in the sum of at least the amount fixed by the commissioner of public safety required

of deputy registrars of motor vehicles conditioned upon the faithful discharge of his duties.

Sec. 6. [TERMINATION OF BUREAU.] A county license bureau may be terminated in the same manner as provided in section 3 of this act to establish a license bureau. Any duties and responsibilities assigned to the director of the license bureau upon termination of the bureau shall be vested in the officer or person which has the responsibility for the function as provided by law at the time of the termination."

The title of H. F. No. 1071, lines 2 and 3, read: "relating to Houston county; providing for a county licensing bureau."; whereas, the title of S. F. No. 1182, lines 2 and 3, read: "relating to county government, providing for county license bureaus."

SUSPENSION OF RULES

Myrah moved that the rules be so far suspended that S. F. No. 1182 be substituted for H. F. No. 1071 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1361 and H. F. No. 1342, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Hook moved that S. F. No. 1361 be substituted for H. F. No. 1342 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1622 and H. F. No. 1384, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Brinkman moved that S. F. No. 1622 be substituted for H. F. No. 1384 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1925 and H. F. No. 1918, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Long moved that S. F. No. 1925 be substituted for H. F. No. 1918 and that the House File be indefinitely postponed. The motion prevailed.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Pursuant to Rule 14, Mr. Anderson, I., for the Committee on Rules and Legislative Administration, designated the following bills as a Special Order for Wednesday, May 2, 1973, to be acted upon immediately following the Calendar:

H. F. Nos. 1675, 1404, 485, 545, 1001, 601, 1309, 1386, 1617, 892, 1897, 543, 713, 2174, 1634, 1658, 945, 1465, 1718, 1539, and 873.

PETITIONS AND COMMUNICATIONS

A copy of the Professional Staff Contract between the Minnesota State Junior College Board and the Minnesota Junior College Faculty Association was received and filed in the Chief Clerk's Office pursuant to Law.

REPORTS OF STANDING COMMITTEES

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 827, A bill for an act relating to retirement; directing a study of private pension funds; appropriating money.

Reported the same back with the following amendments:

Page 2, line 5, after "\$" insert "25,000".

Page 2, after line 6, add the following: "This appropriation shall be available until June 30, 1974.

Sec. 5. This act becomes effective the day following final enactment."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 830, A bill for an act relating to education; authorizing establishment of a higher education consortium to serve Rochester, Minnesota, and its surrounding area; appropriating money.

Reported the same back with the following amendments:

Page 1, line 14, delete "the higher education advisory council" and insert in lieu thereof "one representative each from Rochester state junior college, Rochester area vocational-technical institute, the university of Minnesota Rochester extension center, the Minneapolis campus of the university of Minnesota, Mayo clinic, Winona state college and Mankato state college, and two representatives of private colleges located in planning regions nine and ten to be appointed by the private college council."

Page 1, delete all of lines 15 through 18.

Page 1, line 20, delete "coordinating provost" and insert in lieu thereof "coordinator".

Page 1, line 21, delete "coordinating provost" and insert in lieu thereof "coordinator".

Page 2, delete all of lines 2 through 13.

Page 2, line 15, delete "coordinating" and insert in lieu thereof "coordinator".

Page 2, line 16, delete "provost".

Page 2, line 16, after "consisting of" insert "the higher education advisory council as created by Minnesota Statutes, Section 136A.02, Subdivision 6, the executive director of the Minnesota higher education coordinating commission, who shall serve as chairman, and".

Page 2, line 17, after the period insert "Of the governor's appointees,".

Page 3, line 7, delete "coordinating" and insert "coordinator".

Page 3, line 8, delete "provost".

Page 3, line 11, after "commission" insert "and the committee on appropriations of the house of representatives and the committee on finance of the senate".

Page 3, line 15, delete "coordinating provost" and insert in lieu thereof "coordinator".

Page 3, line 21, after "to the" insert "higher education coordinating commission to be expended for the benefit of the".

Renumber the sections accordingly.

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 2247, A bill for an act authorizing the city of Saint Paul to create development districts within its corporate boundaries; to acquire, construct, reconstruct, improve, alter, extend, operate, maintain and promote development programs to be carried out in each of the districts created; to authorize the city to issue bonds to carry out such development programs; to authorize the city and the county auditor to use the tax increment created in the development districts to pay off the principal and interest on such bonds; to authorize the city to operate pedestrian systems and special lighting and similar systems; to authorize the city to assess the cost of operations against the development districts; to authorize the city to lease space in structures and to lease or sell air rights over structures and to lease or sell property for private development.

Reported the same back with the following amendments:

Page 2, line 18, strike "recommendation from" and insert "consultation with".

Page 2, lines 20 and 21, strike "a newspaper of general circulation" and insert "the official newspaper of the city of Saint Paul".

Page 3, line 2, after "domain," insert "In all such acquisitions the acquiring authority shall provide as a cost of acquisition the relocation assistance, services, payments and benefits required by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 84 Statutes 1894 (1971), 42 United States Code, Section 4601, et seq."

Page 4, line 17, following subparagraph (a) add to said subparagraph (a), after "number.", the following: "No less than 60 percent of the area of any such district shall consist of land which has been platted and developed. The area of such district shall not be enlarged after three years following the date of designation of such district. At the time of adoption of the first development district in the city of Saint Paul, the governing body shall by formal action adopt one of the three following alternative restrictive options. Once the choice is made, the municipality must use the same option for all succeeding development districts.

(1) The total acreage included in any one development district shall not exceed one percent of the total acreage of the municipality. At no time shall the total current acreage within development districts for which unrecovered cost of bonds remain exceed three percent of the total acreage of the municipality.

(2) The total market value of taxable real property of any one development district when adopted shall not exceed five percent of the total market value of taxable real property in the municipality as then most recently certified by the county auditor. At no time shall the current market value of taxable real property within development districts for which unrecovered cost of bonds remain exceed ten percent of the total market value of taxable real property in the municipality as most recently certified by the county auditor.

(3) The governing body may adopt one development district which shall not exceed six acres in area. At no time shall another development district be adopted by the governing body of the municipality until all cost of bonds for the previously adopted district has been paid."

Page 5, line 5, after "plazas," and before "elevators" insert "malls,".

Page 5, line 10, after the period, insert: "The use of a public street or public right of way for pedestrian travel only constitutes a public use and shall not require a vacation of the street or right of way."

Page 7, line 4, after "and", strike "public" and insert "publicly owned".

Page 7, line 17, after "[BONDS.]" strike the rest of the line and all of line 18.

Page 7, strike lines 19 through 24, and insert in lieu thereof: "The governing body of the city of St. Paul may authorize, issue, and sell bonds which shall mature within 30 years from date of issue to finance the acquisition and betterment of real and personal property needed to carry out the development program within the development district together with all relocation costs incidental hereto in accordance with Minnesota Statutes, Sections 475.51, 475.53, 475.54, 475.55, 475.56, 475.60, 475.61, 475.62, 475.63, 475.65, 475.66, 475.69, 475.70, and 475.71. All tax increments received by the municipality pursuant to section 7 shall be pledged for the payment of such bonds and used to reduce or cancel the taxes otherwise required to be extended for that purpose, and the bonds shall not be included when computing the city's net debt."

Page 8, line 14, strike "assessed valuation" and insert "market value".

Page 8, line 24, strike "according to the original" and insert "in the proportion that the original taxable value bears to the current".

Page 8, line 26, after the word "collected," insert "referred to herein as the tax increment,".

Page 9, strike lines 12 through 17.

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 338, A bill for an act creating a Minnesota electronic repair dealer registration board; providing for establishment of rules and regulations; providing for licenses; providing for penalties; and appropriating money.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [DEFINITIONS.] Subdivision 1. As used in this act, the terms defined in this section have the meanings given them, unless the context otherwise requires.

Subd. 2. "Person" includes individual firm, partnership, joint stock association, trust, or corporation.

Subd. 3. "Board" means the Minnesota electronic repair dealer advisory board.

Subd. 4. "Director" means the director appointed by the commissioner.

Subd. 5. "Service dealer" means a person who, for compensation, engages in the business of repairing, servicing, or maintaining television, radio, tape recording, or phonograph equipment normally used or sold for use in the home.

Subd. 6. "Complainant" means the customer of a service dealer who has complained to the director concerning such service dealer.

Subd. 7. "Commissioner" means the commissioner of the department of labor and industry, or his designated representative.

Subd. 8. [PUBLIC MEMBER.] "Public member" means a person who is not, or never was, a member of the profession or occupation being licensed or regulated, or the spouse of any such person, or a person who has not, nor never has had, a material financial interest in either the providing of the professional service being licensed or regulated or an activity directly related to the profession or occupation being licensed or regulated.

Sec. 2. [EXEMPTIONS FROM ACT.] This act does not apply to (a) any employee of a service dealer if the employee repairs, services or maintains television, radio, or phonograph equipment for compensation only as such an employee, or (b) the repair, service, or maintenance of equipment used in commercial, industrial, or governmental establishments.

Sec. 3. [MINNESOTA ELECTRONIC REPAIR DEALER REGISTRATION BOARD.] Subdivision 1. [CREATION.] There is created in the department of labor and industry the Minnesota electronic repair dealer advisory board which shall consist of seven members appointed by the governor. Five of the members of the board shall have been residents of the state for not less than ten years each immediately prior to their appointment and each shall have been engaged in the electronic repair business for not less than five years and be so engaged at the time of appointment. Two members shall be public members.

Subd. 2. [TERM.] Within 30 days after the effective date of this act, the governor shall appoint the members of the board who shall hold office for the following periods of time from the effective date of this act: three for one year; two for two years; and two for three years. On the expiration of the term of any member of the board, the governor shall appoint a successor for a term of three years. In the event of a vacancy on the board, the governor shall fill the vacancy by appointing a member to serve during the unexpired term of the member whose office has become vacant. No member of the board shall hold any other elective or appointive state or federal office.

Subd. 3. [BOARD'S OFFICE; EMPLOYEES; RECORDS.] The office of the board shall be supplied by the commissioner in a state office building in Saint Paul. The commissioner shall employ a director and such other persons as are necessary to carry out the provisions of this act. The director shall keep a record of all of the board's proceedings, transactions, communica-

tions and official acts, retain its records, and perform the other duties necessary to carry out the intent and purpose of this act.

Subd. 4. [COMPENSATION AND EXPENSES.] Each member of the board shall receive the sum of \$35 for each meeting of the board attended by him but not to exceed the total sum of \$700 per annum. Each board member shall also be reimbursed for his actual travel and other expenses incurred by him in attending each meeting of the board and in performing any other duties provided for in this act in the same manner and amount as state employees.

Subd. 5. [MEETINGS AND OFFICERS.] Within 30 days after the appointment of the board and annually thereafter during the month of January, at a time to be fixed by the board, the board shall meet at its office and shall select from its members a chairman, vice chairman, and secretary for the ensuing year or until their successors are selected. No one member of the board shall hold more than one of the offices. Other meetings of the board shall be held upon the written request of the director, chairman, commissioner, or upon the written request of any four members.

Sec. 4. [POWERS AND DUTIES.] Subdivision 1. [GENERAL.] The board shall (a) inquire into the general practices of radio, phonograph, and television repair industry, and (b) inquire into how the board may best fulfill its functions.

Subd. 2. [ESTABLISHMENT AND ENFORCEMENT OF REGULATIONS AND RULES.] The commissioner may, after consultation with the board, establish and enforce such regulations and rules related to the administration and general enforcement of this act, which shall not be inconsistent with the provisions of this act. The director shall distribute to each registered service dealer copies of this act and of the regulations and rules adopted by the board.

Subd. 3. [INVESTIGATIONS.] The director shall gather evidence of violations of this act and of any regulation or rule established hereunder, by any employee, partner, officer, or member of any service dealer. The director shall, at the request of the commissioner or on his own initiative, cause to be conducted spot check investigations of service dealers throughout the state.

Subd. 4. [RECORD OF REGISTERED SERVICE DEALERS.] The director shall keep a complete record of all registered service dealers and shall annually prepare a roster showing the names and addresses of all registered service dealers. A copy of the roster shall be made available to any person requesting it upon the payment of such sum as shall be established by the commissioner as sufficient to cover the costs thereof.

Subd. 5. [BIENNIAL REPORT.] The board shall, through the commissioner, submit to the governor and the legislature, during the month of December prior to each general session of

the legislature, a full and accurate report of its activities during the preceding two years, including a complete statement of its receipts and expenditures during that period. A copy of such report shall be filed with the secretary of state.

Sec. 5. [REGISTRATION OF SERVICE DEALERS.] Subdivision 1. [FEE; FORMS; CONTENTS.] Each service dealer shall pay the fee required by this act for each place of business operated by him in this state and shall register with the director upon forms prescribed by the commissioner. The forms shall contain sufficient information to identify the service dealer, including name, home and business address, and other identifying data to be prescribed by the board. If the business is to be carried on under a fictitious name, such fictitious name shall be stated. If the service dealer is a partnership, identifying data shall be stated for each partner. If the service dealer is a corporation, data shall be included for each of the officers and directors of the corporation as well as for the individual in charge of each place of the service dealer's business in the state of Minnesota, subject to such regulations and rules as the commissioner may make.

Subd. 2. [VALIDATION OF REGISTRATION.] Upon receipt of the form properly filled out and receipt of the required fee, the director shall validate the registration and send a proof of such validation to the service dealer. The commissioner shall by regulation and rules prescribe conditions upon which a person whose registration has previously been invalidated or has previously been refused validation, may have his registration validated.

Subd. 3. [DURATION OF REGISTRATION; RENEWAL.] Every registration shall cease to be valid on June 30 of each year unless the service dealer has paid the renewal fee required by this act in accordance with regulations issued by the commissioner.

Subd. 4. [INVALIDATION OF REGISTRATION.] A registration shall cease to be valid when any of the information provided by the form specified in section 5 ceases to be current. The board shall make regulations and rules prescribing the procedure for keeping such registration information current.

Sec. 6. [VIOLATIONS.] Subdivision 1. [UNLAWFUL TO ACT WITHOUT VALID REGISTRATION.] On or after July 1, 1974, it shall be unlawful to act as service dealer without first having registered in accordance with the provisions of this act and unless such registration is currently valid.

Subd. 2. [GROUNDS FOR REFUSAL TO VALIDATE OR TO INVALIDATE REGISTRATION.] The commissioner, after consultation with the board, may refuse to validate, or may invalidate temporarily or permanently the registration of a service dealer for any of the following acts or omissions done by himself or any employee, partner, officer, or member of the service dealer and related to the conduct of his business:

(a) Making or authorizing any statement or advertisement which is untrue or misleading, and which is known, or which by the exercise of reasonable care should be known, to be untrue or misleading.

(b) Making any false promises of a character likely to influence, persuade, or induce a customer to authorize the repair, service, modification, or maintenance of the equipment covered by this act.

(c) Acting for more than one customer in a transaction without the knowledge or consent of all parties thereto.

(d) Any other conduct which constitutes fraud or dishonest dealing.

(e) Conduct constituting gross negligence.

(f) Failure in any material respect to comply with the provisions of this act or regulations thereunder.

(g) Failure to own or rent a tube checker, multimeter or an oscilloscope.

(h) Failure to file with the commissioner memorandums of insurance policies covering fire, theft, and damage to customers' property in an amount which the commissioner shall by rule prescribe.

Subd. 3. [INVOICE.] All work done by a service dealer shall be recorded on an invoice in such detail as is required by regulations and rules issued by the commissioner and shall describe all service work done and all parts supplied. If any used parts are supplied, the invoice shall clearly state that fact. One copy shall be given to the customer and one copy shall be retained by the service dealer for a period of at least one year.

Subd. 4. [RETURN OF REPLACED PARTS.] The service dealer shall offer to return replaced parts to the customer excepting such parts as may be exempted from this requirement by regulations and rules of the commissioner and excepting such parts as the service dealer needs to return to the manufacturer or distributor under a warranty arrangement.

Subd. 5. [ESTIMATES.] If a customer requests a written estimate for labor and parts necessary for a specific job, the service dealer shall make a written estimate and may not charge for work done or parts supplied in excess of the estimate without previous consent of the customer. The service dealer may charge a reasonable fee for making the estimate.

Subd. 6. [COMPENSATION DEPENDENT UPON PARTS REPLACED PROHIBITED.] A service dealer may not make the compensation of any employee, partner, officer, or member dependent upon the value of parts replaced in any equipment by, or with the consent of, such employee, partner, officer, or member.

Subd. 7. [USE OF WORD "GUARANTEE".] The use of "guarantee" and words of like import shall conform to the regulations and rules adopted by the commissioner.

Subd. 8. [RECORDS; MAINTENANCE; INSPECTION.] Each service dealer shall maintain such records as are required by the regulations adopted to carry out the provisions of this act.

Subd. 9. [CONDUCT OF PROCEEDINGS TO REFUSE TO VALIDATE OR TO INVALIDATE REGISTRATION.] All proceedings to refuse to validate and temporarily or permanently to invalidate a registration shall be open to the public.

Subd. 10. [EFFECT OF EXPIRATION OF REGISTRATION ON JURISDICTION OF COMMISSIONER.] The expiration of a valid registration shall not deprive the commissioner of jurisdiction to proceed with any investigation or hearing on a cease and desist order against a service dealer or to render a decision invalidating a registration temporarily or permanently.

Subd. 11. [VIOLATION; PENALTY.] Any person who fails to comply with the provisions of this act is guilty of a misdemeanor. Each day of violation hereunder shall constitute a separate offense. Any action taken by the commissioner against any service dealer shall be reviewable by the district court.

Subd. 12. [INJUNCTION.] The district court in and for the county wherein any person carries on, or attempts to carry on, business as a service dealer in violation of the provisions of this act, or any regulation thereunder, shall in an action brought by the attorney general, issue an injunction or other appropriate order restraining such conduct. The attorney general shall institute such action only at the request of the commissioner after consultation with the board.

The proceedings under this section shall be open to the public except that no undertaking shall be required and the commissioner shall not be required to allege facts necessary to show or tending to show lack of an adequate remedy at law or irreparable injury.

Subd. 13. [ACTIONS TO RECOVER PENALTIES.] Each district court shall have jurisdiction of proceedings for the collection and enforcement of a penalty imposed because of the violation of any provision of this act. The proceedings shall be summary and in accordance with Minnesota Statutes, Sections 574.33 to 574.35, and may be brought in the county where the offense was committed, or where the offender resides.

Subd. 14. [NO LIEN WITHOUT VALID REGISTRATION.] Notwithstanding any law to the contrary, no person required to have a valid registration under the provisions of this act shall have the benefit of any lien for labor or materials unless he has such a valid registration.

Sec. 7. [INFORMAL ADJUSTMENT OF COMPLAINTS.]
Subdivision 1. [ESTABLISHMENT OF PROCEDURES.]

The commissioner shall establish procedures for accepting complaints from the public against any service dealer.

Subd. 2. [COMPLAINT NOT STATING VIOLATION.] If the complaint does not appear to state any violations of this act or of the regulations and rules made pursuant to this act, the director shall so advise the complainant and take no further action.

Subd. 3. [NOTICE TO DEALER OF POSSIBLE VIOLATION; REPLY; SUMMARY INVESTIGATION.] If such a complaint indicates a possible violation of this act or of the regulations made pursuant to this act, the director shall advise the service dealer of the contents of the complaint and, after the service dealer has had reasonable opportunity to reply thereto, the director shall make a summary investigation of the facts.

Subd. 4. [VIOLATION; SUGGESTIONS FOR COMPENSATION OF COMPLAINANT; FURTHER INVESTIGATION; DISCIPLINARY PROCEEDINGS.] If, upon summary investigation, it appears to the director probable that a violation of this chapter, or the regulations thereunder, has occurred, the director shall, after consultation with the board, suggest measures to the service dealer which would compensate the complainant for the damages he has suffered as a result of alleged violation. If the service dealer accepts the director's suggestions and performs accordingly, the director shall give such fact due consideration in any subsequent disciplinary proceeding. If the service dealer declines to abide by the suggestions of the director, he may investigate further and institute disciplinary proceedings in accordance with the provisions of this act.

Sec. 8. [REVENUE.] Subdivision 1. [DEPOSIT OF FEES.] All fees collected pursuant to this act shall be deposited in the state treasury.

Subd. 2. [FEE SCHEDULE.] The fees prescribed by this act shall be set by the commissioner, provided however that

(a) The service dealer registration fee is not less than \$50 nor more than \$100 for each place of business in this state.

(b) The annual renewal fee for a service dealer registration is not less than \$50 nor more than \$100 for each place of business in this state, if renewed prior to its expiration date.

(c) The renewal fee for a registration that is not renewed prior to its expiration date shall be double the renewal fee required for a registration renewal prior to its expiration date.

Sec. 9. [CITATION.] This act shall be known and may be cited as the Minnesota Electronic Repair Dealer Registration Act.

Sec. 10. There is hereby appropriated from the general fund the sum of \$ to carry out the provisions of this act.

Sec. 11. [EFFECTIVE DATE.] This act is effective January 1, 1974.”.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Moe from the Committee on Crime Prevention and Corrections to which was referred:

H. F. No. 1487, A bill for an act relating to community corrections; authorizing a state subsidy to local units of government for providing community based corrections services; prescribing the powers of the commissioner of corrections; appropriating funds therefor.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. Subdivision 1. [PURPOSE.] For the purpose of more effectively protecting society and to promote efficiency and economy in the delivery of correctional services, the commissioner is hereby authorized to make grants to assist counties in the development, implementation, and operation of community based corrections programs including, but not limited to preventive or diversionary correctional programs, probation, parole, community corrections centers, and facilities for the detention or confinement, care and treatment of persons convicted of crime or adjudicated delinquent.

Subd. 2. [DEFINITION.] For the purposes of this act, “commissioner” means the commissioner of corrections or his designee.

Sec. 2. Any county, or group of contiguous counties situated within the same region designed pursuant to Minnesota Statutes, Sections 462.381 to 462.396, may qualify for a grant as provided in section 1 by the enactment of appropriate resolutions creating and establishing a corrections advisory board and providing for the preparation of a comprehensive plan for the development, implementation and operation of the correctional services described in section 1 of this act, including the assumption of these correctional services other than the operation of state institutions presently provided in such counties by the department of corrections, and providing for centralized administration and control of those correctional services described in section 1 of this act.

Where counties combine as authorized in subdivision 1, they shall comply with the provisions of Minnesota Statutes, Section 471.59.

Sec. 3. The commissioner shall, as provided in Minnesota Statutes, Sections 15.0411 to 15.0422, promulgate rules for the implementation of this act, and shall provide consultation and

technical assistance to counties to aid them in the development of comprehensive plans.

Sec. 4. Any county or group of counties electing to come within the provisions of this act may (a) acquire by any lawful means, including purchase, lease or transfer of custodial control, the lands, buildings and equipment necessary and incident to the accomplishment of the purposes of this act, (b) determine and establish the administrative structure best suited to the efficient administration and delivery of the correctional services described in section 1, and (c) employ a director and such other officers, employees and agents as deemed necessary to carry out the provisions of this act. Any county employees affected by this act shall be transferred to the agency assuming administration and control of the correctional services without loss of grade, civil service rating, seniority or other benefits. To the extent that participating counties shall assume and take over state correctional services presently provided in such counties, preference shall be given to the employment of those state officers, employees and agents thus displaced; if hired by a county, such employment shall, to the extent possible, be deemed a transfer in grade with all of the benefits enjoyed by such officer, employee or agent while in the service of the state.

Sec. 5. Any county or group of counties electing to come within the provisions of this act, may, through their governing bodies, use unexpended funds, accept gifts, grants and subsidies from any lawful source, and apply for and accept federal funds.

Sec. 6. No county or group of counties electing to provide correctional services pursuant to this act shall be eligible for the subsidy herein provided unless and until its comprehensive plan shall have been approved by the commissioner. To remain eligible for subsidy the county or group of counties shall substantially comply with the operating standards established by the commissioner. The commissioner shall review annually the comprehensive plans submitted by participating counties, including the facilities and programs operated under the plans. He is hereby authorized to enter upon any facility operated under the plan, and inspect books and records, for purposes of recommending needed changes or improvements.

When the commissioner shall determine that there are reasonable grounds to believe that a county or group of counties is not in substantial compliance with minimum standards, at least 30 days notice shall be given the county or counties and a hearing held to ascertain whether there is substantial compliance or satisfactory progress being made toward compliance. The commissioner may suspend all or a portion of any subsidy until the required standard of operation has been met.

Sec. 7. Subdivision 1. In any county or group of counties where correctional services are currently being provided by a single jurisdiction within that county, nothing in this act shall be interpreted as requiring a change of authority.

Sec. 8. Subdivision 1. The corrections advisory board provided in section 2 of this act shall consist of no more than 17 members, who shall be representative of law enforcement, prosecution, the judiciary, education, corrections, ethnic minorities, the social services, and the lay citizen, and shall be appointed as follows:

(1) the law enforcement representation shall consist of a sheriff and a chief of police (selected by the chiefs of police of the county), or their respective designees;

(2) the prosecution representative shall be either the county attorney or his designee;

(3) the judiciary representatives shall be designated by the chief judge of each district and county court district, and shall include judges representative of courts having felony, misdemeanor and juvenile jurisdiction respectively;

(4) education shall be represented by an academic administrator appointed by the chairman of the board of county commissioners with the advice and consent of the members of the board;

(5) the director of a county welfare board or his designee;

(6) the public defender or his designee;

(7) with the advice and consent of the other members of the county board, the chairman shall appoint the following additional members of the corrections advisory board:

(a) one parole or probation officer;

(b) one correctional administrator;

(c) a representative from a social service agency, public or private;

(d) an ex-offender;

(e) a licensed medical doctor;

(f) at least four citizens, provided, however, that if the ethnic minorities resident in the county exceed the percentage of ethnic minorities in the state population, at least two of the citizen members shall be members of an ethnic minority group.

Subd. 2. Members of the corrections advisory board appointed by the chairman of the board of county commissioners shall serve for terms of two years from and after the date of their appointment, and shall remain in office until their successors are duly appointed. The other members of the corrections advisory board shall hold office at the pleasure of the appointing authority.

Subd. 3. Where two or more counties combine to come within the provisions of this act the joint corrections advisory board shall contain representation as provided in subdivision 1, but the members comprising the board may come from each of the par-

ticipating counties as may be determined by agreement of the counties. The board may elect its own officers.

Subd. 4. The corrections advisory board provided in this act shall actively participate in the formulation of the comprehensive plan for the development, implementation and operation of the correctional program and services described in section 1 of this act, and shall make a formal recommendation to the county board or joint board at least annually concerning the comprehensive plan and its implementation during the ensuing year.

Sec. 9. Failure of a county or group of counties to elect to come within the provisions of this act shall not effect their eligibility for any other state subsidy for correctional purposes otherwise provided by law. Any comprehensive plan submitted pursuant to this act may include the purchase of selected correctional services from the state by contract, including the temporary detention and confinement of persons convicted of crime or adjudicated delinquent; confinement to be in an appropriate state institution as otherwise provided by law. The commissioner shall annually determine the costs of the purchase of services under this section and deduct them from the subsidy due and payable to the county or counties concerned; provided that no contract shall exceed in cost the amount of subsidy to which the participating county or counties are eligible.

Sec. 10. [CORRECTIONS EQUALIZATION FORMULA.] To determine the amount to be paid participating counties during the biennium ending June 30, 1975, the commissioner of corrections will apply the following formula:

(1) All 87 counties will be ranked in accordance with a formula involving four factors:

(a) per capita income;

(b) per capita taxable value;

(c) per capita expenditure per 1,000 population for correctional purposes, and;

(d) percent of county population aged six through 30 years of age according to the most recent federal census.

"Per capita expenditure per 1,000 population" for each county is to be determined by multiplying the number of adults and "youthful offenders" under supervision in each county at the end of the current year by \$350. To the product thus obtained will be added:

(i) the number of presentence investigations completed in that county for the current year multiplied by \$50;

(ii) the annual cost to the county for county probation officers' salaries for the current year; and

(iii) 33 1/3 percent of such annual cost for probation officers' salaries.

The total figure obtained by adding the foregoing items is then divided by the total county population according to the most recent federal census.

(2) Each county is then ranked as follows:

(a) on the basis of per capita income the ranking is from the lowest to the highest;

(b) per capita taxable value is ranked from lowest to highest;

(c) per capita expenditure is ranked from highest to lowest;

(d) percent of county population aged six through 30 years is ranked from highest to lowest.

(3) The ranking given each county on each of the foregoing four factors is then totaled and the counties ranked in numerical order according to score.

(4) The total score for each county thus determined is then divided into a median total score. The median total score is the score obtained by that county ranked number 44 in the final ranking. The quotient thus obtained then becomes the computation factor for the county. This computation factor is then multiplied by a "dollar value", as fixed by the appropriation pursuant to this act, times the total county population. The resulting product is the amount of subsidy to which the county is eligible under this act. Notwithstanding any law to the contrary, the commissioner of corrections, after notifying the committees on finance of the senate and appropriations of the house of representatives, may, at the end of any fiscal year, transfer any unobligated funds in any appropriation to the department of corrections to the appropriation under this act, which appropriation shall not cancel but is reappropriated for the purposes of this act.

Sec. 11. The comprehensive plan submitted to the commissioner for his approval shall include those items prescribed by regulation of the commissioner, which may require the inclusion of the following: (a) the manner in which presentence and post-sentence investigations and reports for the district courts and social history reports for the juvenile courts will be made; (b) the manner in which probation and parole services to the courts and persons under jurisdiction of the youth conservation commission and the adult corrections commission will be provided; (c) a program for the detention, supervision and treatment of persons under pre-trial detention or under commitment; (d) delivery of other correctional services defined in section 1; (e) proposals for new programs, which proposals must demonstrate a need for the program, its purpose, objective, administrative structure, staffing pattern, staff training, financing, evaluation process, degree of community involvement, client participation and duration of program.

Sec. 12. Participating counties shall not diminish their current level of spending for correctional expenses as defined in sec-

tion 1, to the extent of any subsidy received pursuant to this act; rather the subsidy herein provided is for the expenditure for correctional purposes in excess of those funds currently being expended. Should a participating county be unable to expend the full amount of the subsidy to which it would be entitled in any one year under the provisions of this act, the commissioner shall retain the surplus, subject to disbursement in the following year wherein such county can demonstrate a need for and ability to expend same for the purposes provided in section 1.

Sec. 13. Each participating county will be charged a sum equal to the per diem cost of confinement of those persons committed to the commissioner or the youth conservation commission after the effective date of this act, and confined in a state institution. Provided, however, that no charge shall be made for those persons convicted of offenses for which the penalty provided by law exceeds five years, nor shall the amount charged a participating county for the costs of confinement exceed the amount of subsidy to which the county is eligible. The commissioner shall annually determine costs and deduct them from the subsidy due and payable to the respective participating counties. All charges shall be a charge upon the county of commitment.

Sec. 14. Upon compliance by a county or group of counties with the prerequisites for participation in the subsidy prescribed by this act, and approval of the comprehensive plan by the commissioner, the commissioner shall determine whether funds exist for the payment of the subsidy and proceed to pay same in accordance with applicable rules and regulations.

Sec. 15. Subdivision 1. On or before the end of each calendar quarter, participating counties shall submit to the commissioner certified statements detailing the amounts expended and costs incurred in providing the correctional services provided in this act. Upon receipt of certified statements, the commissioner shall, in the manner provided in sections 9 and 11, determine the amount each participating county is entitled to receive, and certify same to the state auditor who shall thereupon draw his warrant upon the state treasurer in favor of the chief fiscal officer of each participating county for the amount shown to be due each county. Thereafter, the state auditor shall transmit the warrant to the appropriate fiscal officer, together with a copy of the certificate prepared by the commissioner.

Subd. 2. The commissioner shall biennially review the ranking accorded each county by the equalization formula provided in section 9 and compute the subsidy rate accordingly.

Sec. 16. Any participating county may, at the beginning of any calendar quarter, by resolution of its board of commissioners, notify the commissioner of its intention to withdraw from the subsidy program established by this act, and such withdrawal shall be effective the last day of the last month of the quarter in which such notice was given.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

H. F. No. 1656, A bill for an act relating to education; providing, through state support, equally available educational television for the elementary and secondary schools; establishing an advisory committee to the state board of education for future direction within the meaning of the act; and appropriating money.

Reported the same back with the following amendments:

Page 3, line 10, after "of" strike "state educational institutions,".

Page 3, line 11, strike "departments or agencies, or of".

Page 3, line 13, after "television" insert "broadcasting".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

H. F. No. 1657, A bill for an act relating to education; transportation aids; appropriating money to cover certain deficiencies for fiscal year 1972-73.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

H. F. No. 2025, A bill for an act relating to the department of education, division of vocational rehabilitation; providing for the purchase of cattle; and appropriating money.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

H. F. No. 2182, A bill for an act relating to education; prescribing tax levies; and authorizing school districts to levy to

offset certain real estate tax delinquencies; amending Minnesota Statutes 1971, Section 275.125, Subdivision 3.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Taxes.

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

S. F. No. 678, A bill for an act relating to insurance, motor vehicles; prohibiting certain family policy premium increases for families with a handicapped member.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

S. F. No. 695, A bill for an act relating to savings banks; investments, loans and powers; amending Minnesota Statutes 1971, Section 50.14, Subdivision 5; and Chapter 50, by adding sections.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

S. F. No. 943, A bill for an act relating to education; interest on installment purchase of buses; amending Minnesota Statutes 1971, Section 123.39, Subdivision 3.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

S. F. No. 641, A bill for an act relating to the land exchange review board; extending the duration of the board; amending Laws 1967, Chapter 909, Section 2, as amended.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

S. F. No. 1401, A bill for an act relating to state employment; service workers; employment above quotas or complement; amending Minnesota Statutes 1971, Section 43.17, by adding a subdivision; 16.173; repealing Minnesota Statutes 1971, Section 43.17, Subdivision 4.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

S. F. No. 1343, A bill for an act relating to licensing of motor vehicles; authorizing use of farm trucks in certain situations without affecting license status.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Salchert from the Committee on Metropolitan and Urban Affairs to which was referred:

H. F. No. 636, A bill for an act relating to establishing a metropolitan transportation board; assumption by board of metropolitan airports commission powers; assumption by board of Twin City area transit commission powers; granting authority to board of approving highway designs and locations; establishing budget procedure; increasing metropolitan tax levy; amending Minnesota Statutes 1971, Section 473B.08, Subdivision 1.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 473A.01, Subdivision 2 is amended to read:

Subd. 2. "Metropolitan (TRANSIT) *transportation area*" or "(TRANSIT) *transportation area*" or "area" or "MTA" means the (TWIN CITIES) metropolitan (PUBLIC TRANSIT) *transportation area* hereinafter established.

Sec. 2. Minnesota Statutes 1971, Section 473A.01, Subdivision 3 is amended to read:

Subd. 3. "Metropolitan (TRANSIT) *transportation commission*" or "(TRANSIT) *transportation commission*" or "commission" means the (TWIN CITIES AREA)) metropolitan (TRANSIT) *transportation commission* hereinafter created.

Sec. 3. Minnesota Statutes 1971, Section 473A.01, is amended by adding a subdivision to read:

Subd. 12. "Metropolitan council" or "council" means the metropolitan council created by Minnesota Statutes 1971, Section 473B.02.

Sec. 4. Minnesota Statutes 1971, Section 473A.02, is amended to read:

473A.02 [LEGISLATIVE DETERMINATION, POLICY AND PURPOSE.] The legislature finds and determines that nearly half the people of the state live in the metropolitan (TRANSIT) *transportation* area hereinafter established. The population of that area is growing faster than in any other area of the state, and it is continually visited by large numbers of people from other parts of the state, resulting in a heavy and steadily increasing concentration of resident and transient population and creating serious problems of public transit and public highway traffic in the area. The present public transit systems in the area consist largely of bus lines using the public highways and streets. These systems are inadequate to meet the needs for public transit in the area. A major part of the transportation of people in the area is provided by private motor vehicles. All of the foregoing adds heavily to the traffic load on the state highways which constitute the main routes of travel to, from, and through the area, aggravating the congestion and danger of accidents thereon, polluting the surrounding air, intensifying the wear and tear on those highways and streets, increasing the cost of maintenance thereof, and the number, size, and cost of new highways that must be constructed in the area. These effects will progressively grow worse as the population of the area increases, imposing serious handicaps on the business, industry, property development, recreation, and other beneficial activities of the residents of the area and visitors thereto, and causing severe and widespread harm to the public health, safety and welfare of the area and the entire state. It is beyond the capacity of the present operators of public transit systems and other existing public and private agencies unassisted to make adequate provision for public transit in the area or for dealing effectively with the aforesaid problems and conditions therein. The legislature therefore declares as the public policy of the state that for the protection and advancement of the public health, safety, and welfare of the metropolitan (TRANSIT) *transportation* area and the entire state, and in order to provide for adequate public transit within the area, reduce the traffic congestion and hazards on the state and other highways and streets therein, and relieve the other harmful conditions aforesaid, there is urgent need for the establishment of that area as herein defined, for the creation of a metropolitan (TRANSIT) *transportation* commission therefor with the powers and duties herein prescribed, *for the implementation of a comprehensive transportation policy plan for the area and for the other measures herein provided for.*

Sec. 5. Minnesota Statutes 1971, Section 473A.03, is amended to read:

473A.03 [METROPOLITAN TRANSPORTATION AREA, ESTABLISHMENT.] There is hereby established a (TWIN

CITIES) metropolitan (PUBLIC TRANSIT) transportation area comprising the counties of Hennepin, Ramsey, Anoka, Washington, Dakota, Scott, and Carver.

Sec. 6. Minnesota Statutes 1971, Section 473A.04, is amended by adding subdivisions to read:

Subd. 15. [APPOINTMENTS.] The metropolitan transportation commissioners shall be appointed by the governor as hereinafter provided. The governor shall on or before January 1, 1974 appoint one member from each commission district, each comprised of at least two contiguous council districts, by and with the advice and consent of the senate after consulting with all members of the legislature residing within the appropriate district.

Subd. 16. [QUALIFICATIONS.] Each member shall be a resident of the district for which he is appointed and shall not during his term of office as a commission member hold the office of council member. Each member shall qualify by taking and subscribing the oath of office prescribed by the Minnesota Constitution, Article 5, Section 8. Such oath, duly certified by the official administering the same, shall be filed with the secretary of the senate.

Subd. 17. [TERMS: REMOVAL.] Those members from even numbered districts of the first commission shall be appointed for terms ending on December 31, 1974, and those members from odd numbered districts of the first commission shall be appointed for terms ending on December 31, 1976. Thereafter all commission members shall be appointed for four year terms, except that each member shall serve until his successor has been duly appointed and qualified. Commission members may be removed only by the governor and only for cause in the manner provided in chapter 351.

Subd. 18. [VACANCIES.] If the office of any commission member becomes vacant the vacancy shall be filled by appointment in the same manner in which the last regular appointment for that district was made. The office shall be deemed vacant under the conditions specified in chapter 351.

Subd. 19. [CHAIRMAN.] The governor shall appoint the chairman of the transportation commission who shall be a resident of the metropolitan area. The chairman shall preside at all meetings of the commission, if present, and shall perform all other duties and functions usually incumbent upon such an officer, and all administrative functions assigned to him by the commission or council. The commission may elect a vice chairman to act for the chairman during his temporary absence or disability. The chairman may be paid such compensation as the commission shall determine.

Sec. 7. Minnesota Statutes, Chapter 473A, is amended by adding a section to read:

[473A.061.] [POLICY PLANS FOR TRANSPORTATION COMMISSION.] *Subdivision (1).* The council shall adopt a transportation policy plan as a part of its comprehensive development guide. When adopted, the policy plan shall be followed by the transportation commission. In preparing plans the council shall consider and give effect to policy statements, purposes, goals, standards, and maps in its development guide and in applicable statutes directly relating to the commission. Each such policy plan shall include the following:

(a) a statement of the needs of the metropolitan area with respect to the functions covered and the objectives of and the policies to be forwarded by the policy plan;

(b) a general description of the physical facilities and services to be developed by the commission in performing its functions;

(c) a statement as to the general location of physical facilities and service areas;

(d) a general statement of timing and priorities in the development by the commission of the physical facilities and service areas;

(e) a general statement on level of public expenditure, both capital and operating, appropriate to the facilities and a statement of the relationship of the policy plan to other policy plans and to chapters of the metropolitan development guide;

(f) policies, both capital and non capital, relating to all transportation forms; and

(g) such additional general information as may be necessary to develop the policy plan or as may be required by the laws relating to the commission and the function covered by the policy plan.

Subd. 2. In preparing or amending a policy plan the council shall consult with and make maximum use of the expertise of the commission, and each such commission shall cooperate with and make its employees, records, studies, plans and other information available to the council. Before adopting a policy plan, the council shall submit a proposed policy plan to the commission for its review, and the commission shall report its comments to the council within 90 days. It may, within that period, request the council to hold a special public meeting for the purpose of receiving the commission's report and comments. After receipt of the commission's report and public meeting, if any, the council shall make appropriate revisions to the policy plan and shall call and hold a public hearing on the proposed plan as revised at such time and place in the metropolitan area as it shall determine. Not less than 45 days before the hearing, the council shall publish notice thereof in a newspaper or newspapers having general circulation in the metropolitan area, stating the date, time and place of hearing, and the place where the proposed policy plan and commission comments may be examined by any

interested person. At any hearing all interested persons shall be permitted to present their views on the policy plan. The hearing may be continued from time to time. Each such policy plan may be amended on the council's own initiative or upon the request of the commission. At least every four years the council shall engage in a comprehensive review of the policy plan. Development guide policy plans satisfying the requirements of subdivision 2 which heretofore have been adopted by the council pursuant to Minnesota Statutes, Section 473B.06, Subdivision 5, shall be deemed prepared and adopted pursuant to this subdivision; provided, that the council shall not amend a development guide policy plan so adopted except in accordance with the procedures herein established. The transportation commission, state highway department, state planning agency, and affected counties and municipalities may provide such technical assistance as may be requested by the council.

Subd. 3. The metropolitan council shall be the designated planning agency for any long-range comprehensive transportation planning required by Section 134 of Federal Highway Act of 1962 and Section 4 of the Urban Mass Transportation Act of 1964. It shall assure administration and coordination of transportation planning with appropriate agencies and local governmental units, and together with the transportation commission shall establish such an advisory board in fulfillment of the planning responsibilities of the council and commission. The council and commission together shall be the agency for planning and carrying out urban regional transportation programs in the metropolitan area and entitled to receive any federal grants provided for each agency.

Subd. 4. In the event federal statutes require capital funding to be directly apportioned by the federal government to an urban area agency responsible for planning and carrying out projects on the federal aid urban system in an urbanized area, the metropolitan area shall be considered the urbanized area for purposes of such apportionment, and the council, together with the commission if necessary to meet federal requirements, shall be deemed to be such an agency to carry out their respective responsibilities under this act.

Sec. 8. Minnesota Statutes 1971, Chapter 473A, is amended by adding a section to read:

[473A.062] [DEVELOPMENT PROGRAM OF TRANSPORTATION COMMISSION.] Subdivision 1. The transportation commission shall prepare a development program covering the detailed technical planning, engineering, financing and scheduling necessary to the development of the program elements to be performed by the commission and the implementation of the policy plan adopted by the council. In preparing the plan, the commission shall consult with and obtain the views of counties and municipalities in the metropolitan area, the state highway department and the state planning agency, and for that purpose may create such advisory committees as may be necessary.

The program shall provide for and include coordination of routes and operations of all publicly and privately owned transportation facilities within the area to the end that combined efficient and rapid transportation may be provided for the use of the public in the entire area. The program shall cover at least the five-year period commencing with the first calendar year beginning after its submission or such longer period as the council may prescribe.

Subd. 2. The program shall describe all capital improvements to be undertaken in such period and with respect to each improvement shall include the following elements. The transportation development program shall include a description of the improvement and its location, function, the general alignment and profile, approximate points of access, facility classification, approximate cost, relation to other existing and planned transportation routes and facilities, and a statement of the expected general effect on present and future use of the property within the corridor and upon the probable impact of the improvement on the plans or programs of other metropolitan commissions. The program shall be accompanied with a statement of need for the proposed construction or improvement, and evaluation of its relative priority as regards other proposed improvements, a description of alternate routes which were considered, and an explanation of the advantages and disadvantages in the selection of any route considered. It shall describe the proposed manner of financing the capital costs of the improvement, an estimate of the annual operating costs of the improvement, and the sources of revenue available for payment of such costs. The transportation development program shall also contain a description of the type of right of way or routes required; the type of transit service to be provided in each portion of the system, designation of transit mode, and appropriate general operating criteria. The plan may include such other technical information as the commission deems necessary.

Subd. 3. [SUBMISSION TO AND APPROVAL BY COUNCIL.] The development program prepared by the commission shall be submitted to the council for review and approval or disapproval. If the council determines that the program is consistent with the development guide it shall approve the program as submitted. If it determines that the program is inconsistent with the developmental guide, it shall disapprove it and return it to the submitting commission with comments and the commission shall make appropriate revision in the program and resubmit it to the council for review and approval or disapproval. Within two years of the approval of its first development program by the council and biennially thereafter the commission shall review the program, make such revisions as are necessary, including an updating of the five-year capital improvement program, and submit the plan to the council for its review and approval or disapproval as herein provided.

Subd. 4. [EFFECT OF DEVELOPMENT PROGRAM.] After approval by the council of the development program, the commission shall implement the program, and no capital im-

provements not authorized by the program shall be adopted or undertaken by the commission unless approved by the council.

Subd. 5. In implementing the program, the commission may designate a segment of the system planned as a pilot or demonstration transportation project using, without limitation, new technology including airborne systems, or traditional systems of evolved or modern form.

Sec. 9. Minnesota Statutes 1971, Section 473A.05, Subdivision 10, is amended to read:

Subd. 10. [COMMISSION BUDGET; APPROVAL THEREOF.] (DURING THE MONTH OF JUNE IN EACH YEAR, THE COMMISSION SHALL AT ITS REGULAR MEETING ESTABLISH A BUDGET CONSISTING OF AN OPERATING EXPENSE BUDGET FOR THE CURRENT FISCAL YEAR, AND A CAPITAL IMPROVEMENT PROGRAM FOR THE FIVE FISCAL YEARS PAST THE CURRENT FISCAL YEAR. THE CAPITAL EXPENSE BUDGET AND THE CAPITAL IMPROVEMENT PROGRAM SHALL BE SUBMITTED TO THE METROPOLITAN COUNCIL FOR ITS APPROVAL OR DISAPPROVAL AND COMMENT WHICH SHALL BE GIVEN WITHIN 60 DAYS AFTER SUBMISSION. THE ABSENCE OF SUCH APPROVAL OR COMMENT AS TO THE ITEMS CONTAINED THEREIN SHALL CONSTITUTE APPROVAL OF SUCH ITEMS. IF CIRCUMSTANCES REQUIRE A SIGNIFICANT CHANGE IN THE BUDGET OR PROGRAM, THE COMMISSION SHALL SUBMIT THE MATTER TO THE COUNCIL FOR ITS APPROVAL WITHIN 80 DAYS UPON THE ABOVE TERMS.)

(THE COMMISSION AND THE COUNCIL SHALL COOPERATE IN SUCH MANNER AND PROVIDE SUCH INFORMATION SO AS TO MAKE POSSIBLE MEANINGFUL EVALUATION OF THESE ITEMS AND OF THE COMMENTS THEREON IN IMPLEMENTATION OF THE PURPOSES OF MINNESOTA STATUTES 1967, SECTION 473B.06.)

(1.) [CALENDAR YEAR.] The transportation commission shall adopt a budget for each calendar year.

(2.) [BUDGET PREPARATION AND APPROVAL.] The commission shall prepare a proposed budget on or before August 1 in 1974 and each year thereafter, showing for the next calendar year estimated receipts of money from all sources and funds on hand at the beginning of the calendar year, and estimated expenditures for costs of (a) operation, administration, and maintenance; (b) acquisition and betterment of capital improvements and (c) debt service. Between August 1 and October 1 of each year, the commission shall hold a public hearing on the proposed budget. Not less than 14 days before the hearing, the commission shall publish notice thereof in a newspaper having general circulation in the metropolitan area, stating the date, time and place of hearing, and the place where the proposed budget may be examined by any interested person. Those parts of the budget

relating to expenditures for acquisition and betterment of capital improvements shall be submitted to the council on or before August 1 of each year and shall be subject to approval by the council. The council shall act to approve or disapprove by October 1 of each year. Before December 15 of each year the commission, after obtaining approval of the council for any changes in the capital improvements budget, shall by resolution adopt a final budget. The commission shall file its final budget with the council on or before December 20 of each year. Except in an emergency, for which procedures shall be established by the commission, the commission and its officers, agents and employees shall not spend money for any purpose, other than debt service, without an appropriation by the commission or in excess of the amount appropriated therefor, and no obligation to make such an expenditure shall be enforceable except as the obligation of the person or persons incurring it. The creation of any debt obligation or the receipt of any federal or state grant is a sufficient appropriation of the proceeds for the purpose for which it is authorized, and of the tax or other revenues pledged to pay the obligation and interest on it whether or not specifically included in any annual budget. The commission may, after obtaining approval of the council, amend the capital improvements budget at any time by transferring any appropriation from one purpose to another, except appropriations of money for debt service, and appropriations of the proceeds of bonds issued for a specific purpose. The council shall file the budget of the commission with the secretary of the senate and the clerk of the house of representatives not later than January 15 of each year.

(3.) [REVIEW OF USER CHARGES.] *Thirty days prior to the establishment of or change in any user charges or fees or schedule of user charges or fees the commission shall forthwith submit proposed charges or fees or schedule to the council. The council shall review and comment upon the charges, fees, or schedule with particular reference to (a) their consistency with the development guide and policy plan, and (b) their fiscal impact on the metropolitan area, especially their impact on future debt service requirements, the financing of future capital improvements, and the various local government units and classes of users. On or before January 15 of each year, the council shall transmit the charges, user fees or schedules to the commission and its comments thereon to the secretary of the senate and chief clerk of the house of representatives for consideration by the legislature.*

Sec. 10. Minnesota Statutes 1971, Section 473A.05, is amended by adding a subdivision to read:

Subd. 11. [APPROVAL OF HIGHWAY PROJECTS.] *Before acquiring land for or constructing a state highway or principal arterial road in the area (hereinafter a project) the state highway department or local government unit proposing such acquisition or construction shall submit to the council a statement describing the proposed project. The statement shall be in the form and detail required by the council. Immediately upon*

receipt of the statement, the council shall transmit a copy to the commission, which shall review and evaluate the project in relationship to the development program and report its recommendations and comments to the council. The council shall also review the statement to ascertain its consistency with the development guide. No such project may be undertaken unless the council determines that it is consistent with the policy plan and development program. This approval shall be in addition to the requirements of any other statute, ordinance or regulation.

Sec. 11. Minnesota Statutes 1971, Section 473A.16, is amended to read:

473A.16 [ACT EXCLUSIVE.] The exercise by the commission of the powers provided in sections 473A.01 to 473A.18 shall not be subject to regulation by or the jurisdiction or control of any other public body or agency, either state, county, or municipal, except as specifically provided in sections 473A.01 to 473A.18 and (AND FURTHER EXCEPT THAT IN THE EVENT A PUBLIC BODY OR AGENCY SHALL BE CREATED TO EXERCISE THE POWERS OF THE COMMISSION AS PROVIDED IN SECTIONS 473A.01 TO 473A.18, SUCH POWERS SHALL BE EXERCISED BY SUCH OTHER PUBLIC BODY OR AGENCY.) and 473B.01 to 473B.08.

Sec. 12. Minnesota Statutes 1971, Section 473A.18, is amended to read:

473A.18 [CITATION.] Sections 473A.01 to 473A.18 may be cited as the (TWIN CITIES AREA METROPOLITAN TRANSIT COMMISSION ACT OF 1967) *metropolitan transportation commission act of 1973.*

Sec. 13. *In the next edition of Minnesota Statutes, the revisor of statutes shall change the term "metropolitan transit area" to "metropolitan transportation area," the term "transit area" to "transportation area," the term "metropolitan transit commission" to "metropolitan transportation commission," the term "transit commission" to "transportation commission," and the term "transit commissioner" to "transportation commissioner" wherever each such term appears in Minnesota Statutes, Chapter 473A.*

Sec. 14. [REPEALER.] *Minnesota Statutes 1971, Sections 473A.04, Subdivisions 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 14; 473A.06, Subdivision 1; and 473A.065 are hereby repealed.*

Sec. 15. *This act is effective January 1, 1974.*

Further, amend the time by striking it in its entirety and inserting in lieu thereof:

"A bill for an act relating to establishing a metropolitan transportation commission; assumption by commission of Twin City area metropolitan transit commission powers; granting authority to commission to approve highway designs and locations; establishing budget procedure; amending Minnesota Statutes 1971, Chapter 473A by adding sections; and Sections 473A.01,

subdivisions 2 and 3, and by adding a subdivision; 473A.02; 473A.03; 473A.04, by adding subdivisions; 473A.05, subdivision 10, and by adding a subdivision; 473.16; 473A.18; repealing Minnesota Statutes 1971, Sections 473A.04, subdivisions 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 14; 473A.06, subdivision 1; and 473A.065.”.

With the recommendation that when so amended the bill do pass.

The report was adopted.

PURSUANT TO JOINT RULE 20, THE FOLLOWING COMMITTEE REPORTS
WERE RE-REFERRED TO THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 790, A bill for an act relating to commerce; prohibiting certain exclusions, modifications or limitations of warranties and remedies under the Uniform Commercial Code; amending Minnesota Statutes 1971, Section 336.2-316.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. Minnesota Statutes 1971, Chapter 325, is amended by adding a section to read:

[325.95] [DEFINITIONS.] *Subdivision 1. As used in this act, the terms defined in this section have the meanings given them.*

Subd. 2. “Consumer sale” means a sale of new goods, or as regards an express warranty, any goods, purchased primarily for personal, family, or household purposes, and not for agricultural or business purposes.

Subd. 3. “Goods” are as defined in Minnesota Statutes, Section 325.94.

Subd. 4. “New goods” mean those goods which are purchased for the first time other than for purposes of resale.

Subd. 5. “Express warranty” means a written statement arising out of a consumer sale pursuant to which the manufacturer, distributor, or retailer undertakes (1) to preserve or maintain the utility or performance of the goods or provide compensation or replacement if there is a failure in utility or performance; or (2) declares that in the event of any sample or model, that the whole of the goods conforms to the sample or model. It is not necessary to the creation of an express warranty that formal words such as “warrant” or “guarantee” be used or that a specific intention to make a warranty be present, but an affirmation merely of the value of the goods or a statement pur-

porting to be merely an opinion or commendation of the goods does not create a warranty.

Sec. 2. Minnesota Statutes 1971, Chapter 325, is amended by adding a section to read:

[325.96] [IMPLIED WARRANTIES.] *Subdivision 1. Unless disclaimed in the manner prescribed in subdivision 2, every consumer sale in this state shall be accompanied by an implied warranty that the goods are merchantable, and, in a consumer sale where the seller has reason to know that the goods are required for a particular purpose and that the buyer is relying on the seller's skill or judgment to select or furnish suitable goods, an implied warranty of fitness. A seller may, however, limit damages or remedies for breach of implied warranties as provided in Minnesota Statutes, Chapter 336.*

Subd. 2. [DISCLAIMER.] No consumer sale on an "as is" or "with all faults" basis shall be effective to disclaim the implied warranty of merchantability, or, where applicable, the implied warranty of fitness, unless a conspicuous writing clearly informs the buyer, prior to the sale, in simple and concise language each of the following:

(1) The goods are being sold on an "as is" or "with all faults" basis; and

(2) The entire risk as to the quality and performance of the goods is with the buyer.

In event of a consumer sale by means of a mail order catalog, the catalog may contain the required writing in lieu of the requirement of notification prior to the sale.

Sec. 3. Minnesota Statutes 1971, Chapter 325, is amended by adding a section to read:

[325.97] [EXPRESS WARRANTIES.] *Subdivision 1. [DISCLAIMERS.] No express warranty arising out of a consumer sale of new goods shall disclaim implied warranties of merchantability, or, where applicable, of fitness.*

Subd. 2. [HONORING OF EXPRESS WARRANTIES.] The maker of an express warranty arising out of a consumer sale in this state shall honor the terms of the express warranty. In a consumer sale, the manufacturer shall honor an express warranty made by the manufacturer; the distributor shall honor an express warranty made by the distributor; and the retail seller shall honor an express warranty made by the retail seller.

Subd. 3. [LIABILITY OF MANUFACTURER TO RETAILER.] Every manufacturer who makes an express warranty pursuant to a consumer sale, who authorizes a retail seller within this state to perform services or repairs under the terms of the express warranty shall be liable to the retail seller in an amount equal to that which is charged by the retail seller for like service or repairs rendered to retail consumers who are not entitled to warranty protection.

Sec. 4. Minnesota Statutes 1971, Chapter 325, is amended by adding a section to read:

[325.98] [REMEDIES.] *A violation of this act shall be treated as a violation of Minnesota Statutes, Section 325.79. The remedies provided by this act are cumulative and shall not be construed as restricting any remedy that is otherwise available.*

Sec. 5. *This act shall be effective as to all consumer sales made on or after November 1, 1973.*"

Further, amend the title as follows:

Line 2, strike "prohibiting" and insert "limiting the".

Strike lines 3 through 7 and insert in lieu thereof "disclaimer of implied warranties; providing for the honoring of express warranties; providing remedies; amending Minnesota Statutes 1971, Chapter 325, by adding sections."

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 1485, A bill for an act relating to contracts; providing, on the termination of certain contracts, for the repurchase of implements, machinery, attachments and parts held for retail sale.

Reported the same back with the following amendments:

Page 1, line 12, after the word "retailing" and before the word "farm" insert the following: "automobiles or trucks, or repair parts for automobiles or trucks,".

Page 1, line 15, after the word "of" and before the word "farm" insert the following: "automobiles, trucks,".

Page 1, line 17, after the word "whole" and before the word "machines" insert the following: "automobiles, trucks,".

Page 1, line 23, after the word "complete" and before the word "farm" insert the following: "automobiles, trucks,".

Page 2, line 8, after the word "such" and before the word "farm" insert the following: "automobiles, trucks,".

Page 2, line 14, after the word "such" and before the word "farm" insert the following: "automobiles, trucks,".

Page 2, line 18, after the word "such" and before the word "farm" insert the following: "automobiles, trucks,".

Page 2, line 21, after the word "of" and before the word "farm" insert the following: "automobiles, trucks,".

Page 2, line 25, at the beginning of the line before the word "farm" insert the following: "automobiles, trucks,".

Page 3, line 5, after the word "of" and before the word "farm" insert the following: "automobiles, trucks,".

Page 3, line 10, after the word "those" and before the word "farm" insert the following: "automobiles, trucks,".

Page 3, line 16, after the word "retailing" and before the word "farm" insert the following: "automobiles, trucks, or repair parts for automobiles or trucks,".

Page 4, line 1, after the word "of" and before the word "farm" insert the following: "automobiles, trucks, or repair parts for automobiles or trucks,".

Page 4, line 6, after the word "supply" and before the word "farm", insert the following: "automobiles, trucks,".

Page 4, line 15, after the word "such" and before the word "farm" insert the following: "automobiles, trucks,".

Further amend the title:

Page 1, line 4, after "implements," insert "automobiles, trucks and".

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 1875, A bill for an act relating to trade regulations; regulating the labeling of bedding; amending Minnesota Statutes 1971, Section 325.32; repealing Minnesota Statutes 1971, Sections 325.28 and 325.29.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 2065, A bill for an act relating to the promotion of tourism in the state; providing for the financing of tourist and related recreational facilities; amending Minnesota Statutes 1971, Section 474.02, by adding a subdivision.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 2224, A bill for an act establishing the Minnesota outdoor recreation system and prescribing methods and policies for its authorization, acquisition, establishment, management; amending Minnesota Statutes 1971, Sections 84.033; 85.04; 85.05, Subdivision 2; 85.20, Subdivisions 1 and 5.

Reported the same back with the following amendments:

Page 25, line 18, strike "\$5" and restore the stricken "(\$3)".

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 2375, A bill for an act relating to game and fish; refunds of certain fishing license fees.

Reported the same back with the following amendments:

Page 1, line 7, after "1973" insert "prior to April 13, 1973".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Parish from the Committee on Judiciary to which was referred:

H. F. No. 908, A bill for an act relating to municipalities; time limitation upon notice of claims against; amending Minnesota Statutes 1971, Section 466.05, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 13 strike "six".

Page 1, line 14, strike "months" and insert "90 days".

Page 1, line 22, after "given" insert "*or the municipality had actual knowledge within said 90 days*".

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Parish from the Committee on Judiciary to which was referred:

H. F. No. 1236, A bill for an act relating to the Hennepin county municipal court; increasing the number of judges; amending Minnesota Statutes 1971, Section 488A.021, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 10, strike "20" and insert "18".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

SECOND READING OF HOUSE BILLS

H. F. Nos. 2436, 2437, 827, 830, 2247, and 636 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 1182, 1361, 1622, 1925, 678, 695, 943, and 641 were read for the second time.

Sherwood moved that S. F. No. 641 and H. F. No. 2227, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

SECOND READING OF SENATE BILLS, Continued

S. F. Nos. 1401 and 1343 were read for the second time.

INTRODUCTION OF BILLS

Ryan; Vento; Andersen, R.; Johnson, R.; and Pavlak, R. L., introduced:

H. F. No. 2438, A bill for an act relating to the fees of the abstract clerk in Ramsey county; amending Laws 1945, Chapter 561, Section 4 as amended by Laws 1957, Chapter 855, Section 1, Laws 1965, Chapter 628, Section 2 and Laws 1969, Chapter 667, Section 1.

The bill was read for the first time and referred to the Committee on City Government.

Brinkman and Fudro introduced:

H. F. No. 2439, A bill for an act relating to veterans; regulating the appointment, term and compensation of veterans service officers; amending Minnesota Statutes 1971, Section 197.60, Subdivisions 1, 2 and 3.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

Berglin, Moe, Berg, Ulland, and Heinitz introduced:

H. F. No. 2440, A bill for an act relating to public welfare, providing for payment for medical care received prior to application for medical assistance; amending Minnesota Statutes 1971, Chapter 256B, by adding a section.

The bill was read for the first time and referred to the Committee on Health and Welfare.

Carlson, L.; Samuelson; Heinitz; Laidig; and Rice introduced:

H. F. No. 2441, A bill for an act relating to the credentialing of allied health manpower under the state board of health; appropriating money.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Anderson, I.; Sabo; Pavlak, R.; Dirlam; and Newcome introduced:

H. F. No. 2442, A bill for an act relating to the legislature; creating a joint coordinating committee and prescribing its duties; establishing the office of legislative research.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

Pavlak, R.; Menke; LaVoy; Adams, S.; and Pehler introduced:

H. F. No. 2443, A bill for an act relating to taxation; imposing an excise tax upon the gross receipts or gross proceeds from outdoor advertising; providing a penalty.

The bill was read for the first time and referred to the Committee on Taxes.

Anderson, I.; Carlson, B.; Anderson, D.; Newcome; and Sabo introduced:

H. F. No. 2444, A bill for an act relating to transportation; establishing the Minnesota state transportation fund for the appropriation of money to subdivisions of the state for public lands, buildings, and capital improvements needed for public transportation; authorizing the issuance of state bonds for the purposes of the trunk highway fund and the transportation fund; and appropriating money in connection therewith.

The bill was read for the first time and referred to the Committee on Transportation.

Sieben, M.; and Laidig introduced:

H. F. No. 2445, A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of Afton state park.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 694, A bill for an act relating to the state zoological board; regulating the powers and duties of the state zoological board; appropriating money from the Minnesota zoological garden account in the general fund for the acquisition and betterment of public land, buildings and improvements of a capital nature needed for the Minnesota zoological garden; authorizing the issuance and sale of bonds for this purpose under the provisions of Article IX, Section 6 of the Constitution, and appropriating money in connection therewith; creating a state zoological garden bond account in the Minnesota state bond fund; amending Minnesota Statutes 1971, Sections 85A.02, Subdivisions 2 and 5; 85A.03, by adding a subdivision; and 85A.04; Chapter 85A, by adding a section; and repealing Minnesota Statutes 1971, Section 85A.02, Subdivision 8.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Boland moved that the House concur in the Senate amendments to H. F. No. 694 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 694, A bill for an act relating to the state zoological board; regulating the powers and duties of the state zoological board; appropriating money from the Minnesota zoological garden account in the general fund for the acquisition and betterment of public land, buildings and improvements of a capital nature needed for the Minnesota zoological garden; authorizing the issuance and sale of bonds for this purpose under the provisions of Article IX, Section 6 of the Constitution, and appropriating money in connection therewith; creating a state zoological garden bond account in the Minnesota state bond fund; amending Minnesota Statutes 1971, Sections 85A.02, Subdivisions 2 and 5; 85A.03, by adding a subdivision; and 85A.04; Chapter 85A, by adding a section; and repealing Minnesota Statutes 1971, Section 85A.02, Subdivision 8.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 101, and nays 28, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Jopp	Miller, M.	Savelkoul
Adams, S.	Dahl	Jude	Moe	Schreiber
Andersen, R.	Dieterich	Kahn	Munger	Sieben, H.
Anderson, G.	Dirlam	Kelly	Myrah	Sieben, M.
Anderson, I.	Eckstein	Kempe	Nelson	Smith
Belisle	Enebo	Klaus	Newcome	Spanish
Bell	Faricy	Knickerbocker	Norton	Stanton
Bennett	Ferderer	Kvam	Ojala	Tomlinson
Berg	Forsythe	Larson	Parish	Ulland
Berglin	Fudro	LaVoy	Patton	Vanasek
Biersdorf	Fugina	Lindstrom, E.	Pavlak, R.	Vento
Boland	Graw	Lindstrom, J.	Pavlak, R. L.	Voss
Braun	Grove	Lombardi	Pehler	Weaver
Carlson, A.	Hanson	McArthur	Pieper	Wigley
Carlson, B.	Heinitz	McCarron	Pleasant	Wohlwend
Carlson, D.	Hook	McCauley	Quirin	Wolcott
Carlson, L.	Jacobs	McEachern	Resner	Mr. Speaker
Casserly	Jaros	McFarlin	Rice	
Cleary	Johnson, D.	McMillan	Ryan	
Clifford	Johnson, J.	Menke	Salchert	
Connors	Johnson, R.	Miller, D.	Sarna	

Those who voted in the negative were:

Anderson, D.	Erdahl	Haugerud	Peterson	Skaar
Becklin	Erickson	Lemke	Prahl	Stangeland
Brinkman	Esau	Long	St. Onge	Swanson
Culhane	Fjoslien	Mann	Samuelson	Wenzel
DeGroat	Graba	Niehaus	Schulz	
Eken	Hagedorn	Ohnstad	Sherwood	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 7, A bill for an act providing compensation to those members of the armed forces who served during the Vietnam conflict; providing for a bond issue to finance; appropriating money; and providing a penalty.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Samuelson moved that the House concur in the Senate amendments to H. F. No. 7 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 7, A bill for an act providing compensation to those members of the armed forces who served during the Vietnam conflict; providing for a bond issue to finance; appropriating money; and providing a penalty.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 129, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	McMillan	Salchert
Adams, S.	DeGroat	Johnson, D.	Menke	Samuelson
Andersen, R.	Dieterich	Johnson, J.	Miller, D.	Sarna
Anderson, D.	Dirlam	Johnson, R.	Miller, M.	Savelkoul
Anderson, G.	Eckstein	Jopp	Moe	Schreiber
Anderson, I.	Eken	Jude	Munger	Schulz
Becklin	Enebo	Kahn	Myrah	Sherwood
Belisle	Erdahl	Kelly	Nelson	Sieben, H.
Bell	Erickson	Kempe	Newcome	Sieben, M.
Bennett	Esau	Klaus	Niehaus	Skaar
Berg	Farcy	Knickerbocker	Norton	Smith
Berglin	Ferderer	Kvam	Ohnstad	Spanish
Biersdorf	Fjoslien	Laidig	Ojala	Stangeland
Boland	Forsythe	Larson	Parish	Stanton
Braun	Fudro	LaVoy	Patton	Swanson
Brinkman	Fugina	Lemke	Pavlak, R.	Tomlinson
Carlson, A.	Graba	Lindstrom, E.	Pavlak, R. L.	Vanasek
Carlson, B.	Graw	Lindstrom, J.	Pehler	Vento
Carlson, D.	Grove	Lombardi	Peterson	Voss
Carlson, L.	Hagedorn	Long	Pieper	Weaver
Casserly	Hanson	Mann	Prahl	Wenzel
Cleary	Haugerud	McArthur	Quirin	Wigley
Clifford	Heinitz	McCarron	Resner	Wohlwend
Connors	Hook	McCauley	Rice	Wolcott
Culhane	Jacobs	McEachern	Ryan	Mr. Speaker
Cummiskey	Jaros	McFarlin	St. Onge	

Those who voted in the negative were:

Ulland

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1434, A bill for an act relating to counties; authorizing the construction, improvement and maintenance of television translator towers by counties.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Dirlam moved that the House concur in the Senate amendments to H. F. No. 1434 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1434, A bill for an act relating to counties; authorizing the construction, improvement and maintenance of television translator towers by counties.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, R.	Moe	Savelkoul
Adams, S.	DeGroat	Jopp	Mueller	Schreiber
Andersen, R.	Dieterich	Jude	Munger	Schulz
Anderson, D.	Dirlam	Kahn	Myrah	Sherwood
Anderson, G.	Eckstein	Kelly	Nelson	Sieben, H.
Anderson, I.	Eken	Kempe	Newcome	Sieben, M.
Becklin	Enebo	Klaus	Niehau	Skaar
Belisle	Erdahl	Knickerbocker	Norton	Smith
Bell	Erickson	Kvam	Ohnstad	Spanish
Bennett	Esau	Laidig	Parish	Stangeland
Berg	Faricy	Larson	Patton	Stanton
Berglin	Ferderer	LaVoy	Pavlak, R.	Swanson
Biersdorf	Fjoslien	Lemke	Pavlak, R. L.	Tomlinson
Boland	Forsythe	Lindstrom, E.	Pehler	Ulland
Braun	Fudro	Lombardi	Peterson	Vanasek
Brinkman	Graba	Long	Pieper	Vento
Carlson, A.	Graw	Mann	Pleasant	Voss
Carlson, B.	Growe	McArthur	Prahl	Weaver
Carlson, D.	Hagedorn	McCarron	Quirin	Wenzel
Carlson, L.	Hanson	McCauley	Resner	Wigley
Casserly	Haugerud	McEachern	Rice	Wohlwend
Cleary	Heinitz	McFarlin	Ryan	Wolcott
Clifford	Hook	McMillan	St. Onge	Mr. Speaker
Connors	Jacobs	Menke	Salchert	
Culhane	Johnson, D.	Miller, D.	Samuelson	
Cummiskey	Johnson, J.	Miller, M.	Sarna	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 181, 462, 590, 1877, and 2157.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 54, 328, and 1872.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 351 and 746.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. No. 775, 1247, 1232, 2008, and 2014.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 325, 430, 1374, 1460, 1167, 1174, 1377, 1559, 1936, and 2125.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 1654, 1678, 1791, and 1961.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 152, 509, 919, and 1109.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 1943 and 1964.

PATRICK E. FLAHAVER, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 181, A bill for an act relating to insurance; group hospital and medical coverage; requiring inclusion of chiropractic services under group accident and health policies and subscriber contracts.

The bill was read for the first time.

Sieben, H., moved that S. F. No. 181 and H. F. No. 176, now on the Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 462, A bill for an act relating to commerce; limiting the disclaimer of implied warranties; providing for the honoring of express warranties; providing remedies; amending Minnesota Statutes 1971, Chapter 325, by adding sections.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 590, A bill for an act relating to senior citizens; establishing a senior citizens information bureau under the control and supervision of the governor's council on aging.

The bill was read for the first time and referred to the Committee on Governmental Operations.

S. F. No. 1877, A bill for an act relating to municipalities; authorizing the establishment of storm sewer improvement districts.

The bill was read for the first time and referred to the Committee on City Government.

S. F. No. 2157, A bill for an act relating to the county state-aid highway system; payment of contract price; amending Minnesota Statutes 1971, Section 162.04.

The bill was read for the first time.

Lemke moved that S. F. No. 2157 and H. F. No. 2215, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 54, A bill for an act relating to courts, procedures and penalties in petty misdemeanor and traffic violation cases; amending Minnesota Statutes 1971, Sections 169.121; Subdivision 1; 169.89, Subdivision 1; 171.01, Subdivision 13; 171.16, Subdivisions 1 and 3; 484.63; 488.20; and 488A.18, Subdivision 12.

The bill was read for the first time.

Sieben, H., moved that S. F. No. 54 and H. F. No. 166, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 328, A bill for an act relating to motor fuel; requiring display of octane rating; amending Minnesota Statutes 1971, Section 325.77, Subdivisions 1, 3, and 4, and by adding a subdivision.

The bill was read for the first time and referred to the Commerce and Economic Development.

S. F. No. 1872, A bill for an act relating to counties; removing numerous limitations on tax levies; amending Minnesota Statutes 1971, Sections 12.26, Subdivisions 2 and 4; 18.022, Subdivision 2; 38.27, Subdivision 1; 38.36; 40.07, Subdivision 15; 121.712, Subdivision 2; 134.12, Subdivision 3; 145.51, Subdivisions 1 and 2; 163.05, Subdivision 1; 163.06, Subdivision 1; 193.145, Subdivision 2; 245.62; 245.65, Subdivision 1; 252.22; 252.24, Subdivision 4; 275.09, Subdivision 2; 282.38, Subdivision 2; 373.25, Subdivision 1; 373.27, Subdivisions 1 and 2; 375.33, Subdivisions 1 and 2; 376.19; 376.20; 376.28; 381.12, Subdivision 2; 398.33, Subdivisions 1 and 6; 399.07, Subdivision 2; 400.11; 471.16, Subdivision 2; 471.63, Subdivision 2; and Laws 1951, Chapter 289, Section 3; repealing Minnesota Statutes 1971, Sections 38.27, Subdivision 2; 163.05, Subdivisions 2, 3, 4, and 5; 400.12; and Laws 1969, Chapter 905, Section 2.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 351, A bill for an act relating to mineral lands; requiring all leases and extensions of leases by the state of mineral lands or rights to be approved by the legislature before such leases and lease extensions become effective; amending Minnesota Statutes 1971, Chapter 93, by adding a section.

The bill was read for the first time and referred to the Committee on Governmental Operations.

S. F. No. 746, A bill for an act relating to securities; repealing Minnesota Statutes 1971, Chapter 80.

The bill was read for the first time.

Sieben, H., moved that S. F. No. 746 and H. F. No. 950, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 775, A bill for an act relating to crimes and criminals; making uniform the penalties for various misdemeanors and other similar type offenses; amending Minnesota Statutes 1971, Sections 12.34, Subdivision 3; 12.45; 17.23, Subdivision 3; 21.122; 21.58, Subdivision 1; 24.077; 24.181; 29.091, Subdivision 7; 29.28; 31.185, Subdivision 13; 31.403; 31.58; 31.611; 32.101; 32.205; 32.534; 32.645, Subdivision 2; 33.091; 33.171; 34.113; 35.70, Subdivision 1; 54.28; 64A.46, Subdivision 2; 65B.13; 69.58; 71A.08, Subdivision 1; 79.23; 85.20, Subdivisions

3 and 5; 88.11, Subdivision 2; 88.13, Subdivision 3; 88.14, Subdivision 2; 88.19; 97.55, Subdivisions 1, 2, 3, and 4; 127.17, Subdivision 4; 127.19; 127.20; 145.24, Subdivision 3; 145.35, Subdivision 2; 153.15; 154.19; 157.08; 168.013, Subdivision 3; 168.275; 168.36, Subdivision 2; 169.121, Subdivisions 3 and 4; 175.34; 177.19; 180.10; 181.20; 181.21; 181.30; 182.19; 182.28; 182.49; 183.61, Subdivision 6; 197.59; 211.15, Subdivision 1; 218.071, Subdivision 2; 219.383, Subdivision 5; 219.57; 219.97, Subdivisions 1, 6, 8, 9 and 16; 222.06; 223.08, Subdivision 1; 229.19; 229.20; 232.06, Subdivision 7; 233.35; 235.04; 239.23; 239.24; 239.44; 239.45; 239.511, Subdivision 3; 248.06, Subdivision 3; 297.25, Subdivision 1; 299G.10; 299H.28; 299I.22; 325.245, Subdivision 7; 325.48; 325.77, Subdivision 6; 325.83, Subdivision 2; 325.84, Subdivision 5; 326.337; 327.07; 329.17, Subdivision 2; 333.13; 333.135; 340.78; 340.81; 340.90; 346.23; 346.26; 346.28; 346.29; 373.26, Subdivision 5; 395.22; 426.10; 481.05; 488A.06, Subdivision 4; 509.02; 509.03; 514.66; 609.17, Subdivision 4; 617.23; 624.03; 624.65, Subdivision 3; 624.701; 631.04; and 641.10; repealing Minnesota Statutes 1971, Sections 31.405; 35.70, Subdivision 2; and 340.83.

The bill was read for the first time and referred to the Committee on Judiciary.

S. F. No. 1247, A bill for an act relating to elections; providing for applications for and acknowledgement of absentee ballots; amending Minnesota Statutes 1971, Sections 207.03 and 207.08.

The bill was read for the first time.

Tomlinson moved that S. F. No. 1247 and H. F. No. 1313, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1232, A bill for an act relating to education; defining gifted pupil; permitting school districts to provide services for gifted pupils.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 2008, A bill for an act relating to evidence; prescribing use of taped verbatim records of legislative proceedings as evidence of legislative intent or contemporaneous history.

The bill was read for the first time and referred to the Committee on Judiciary.

S. F. No. 2014, A bill for an act relating to natural resources; enlarging certain trail acquisition authority; amending Minnesota Statutes 1971, Section 84.029, Subdivision 2.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

S. F. No. 325, A bill for an act relating to the claim of Carlton county; arising from agreement of highway department to participate in costs of improvement of county road 6; appropriating money for the payment thereof.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 430, A bill for an act relating to education; school districts; permitting increased annual compensation and extended transportation reimbursement to local school board members; amending Minnesota Statutes 1971, Section 123.33, Subdivision 12.

The bill was read for the first time and referred to the Committee on Education.

S. F. No. 1374, A bill for an act relating to elections; nomination, affidavits and election of county court judges; amending Minnesota Statutes 1971, Sections 202.03, Subdivision 1; 202.04, Subdivisions 1 and 3; 203.41; 487.03, Subdivision 2; and repealing Minnesota Statutes 1971, Section 487.03, Subdivision 3.

The bill was read for the first time.

Knickerbocker moved that S. F. No. 1374 and H. F. No. 1518, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1460, A bill for an act relating to the state; regulating the unclassified service for state officers or employees; amending Minnesota Statutes 1971, Section 43.09, Subdivision 2.

The bill was read for the first time and referred to the Committee on Governmental Operations.

S. F. No. 1167, A bill for an act relating to workmen's compensation, medical treatment; specifically including doctors of osteopathy and their services within certain definitions; amending Minnesota Statutes 1971, Section 176.135, by adding a subdivision.

The bill was read for the first time.

Wenzel moved that S. F. No. 1167 and H. F. No. 1677, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1174, A bill for an act relating to corrections; study and diagnosis of children and youth committed to the youth conservation commission; amending Minnesota Statutes 1971, Sections 242.18; 242.385, Subdivision 1; 260.151, Subdivision 1; and 260.175; repealing Minnesota Statutes 1971, Sections 242.385, Subdivision 2; and 242.386.

The bill was read for the first time and referred to the Committee on Crime Prevention and Corrections.

S. F. No. 1377, A bill for an act relating to motor vehicle carriers; regulating the issuance of permits to local cartage carriers; authorizing the transfer of such permits under certain conditions; amending Minnesota Statutes 1971, Section 221.296, Subdivision 4, and by adding a subdivision.

The bill was read for the first time.

Parish moved that S. F. No. 1377 and H. F. No. 1451, now on the Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1559, A bill for an act relating to the metropolitan sewer board and the federal water pollution control act amendments of 1972; amending Minnesota Statutes 1971, Chapter 473C, by adding a section; and Section 473C.15, Subdivision 5.

The bill was read for the first time.

Berglin moved that S. F. No. 1559 and H. F. No. 2008, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1936, A bill for an act relating to Independent School District No. 709, St Louis county; inclusion of other certificated employees in any teachers' retirement fund and association created pursuant to certain provisions of law.

The bill was read for the first time and referred to the Committee on Education.

S. F. No. 2125, A bill for an act relating to transportation; motor vehicle carriers; defining exempt carrier; amending Minnesota Statutes 1971, Section 221.011, Subdivision 22.

The bill was read for the first time.

Johnson, D., moved that S. F. No. 2125 and H. F. No. 2018, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1654, A bill for an act relating to motor vehicles; permissible length; amending Minnesota Statutes 1971, Section 169.81, Subdivisions 2 and 3.

The bill was read for the first time and referred to the Committee on Transportation.

S. F. No. 1678, A bill for an act relating to education; authorizing school districts to become members of certain nonprofit corporations; amending Minnesota Statutes 1971, Section 123.33, by adding subdivisions.

The bill was read for the first time.

Pehler moved that S. F. No. 1678 and H. F. No. 1658, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1791, A bill for an act relating to motor vehicles; prohibiting tampering with odometers and the altering of mileage measurements thereof; prescribing penalties.

The bill was read for the first time.

Casserly moved that S. F. No. 1791 and H. F. No. 1290, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1961, A bill for an act relating to taxes on and measured by net income; definition of gross income; amending Minnesota Statutes 1971, Section 290.01, Subdivision 20.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 152, A bill for an act relating to highway traffic regulations; providing for the adoption of motor vehicle safety standards; providing penalties.

The bill was read for the first time and referred to the Committee on Transportation.

S. F. No. 509, A bill for an act relating to taxation; excise tax on gasoline; certain unrefunded taxes; providing for the distribution and use of unrefunded taxes used for snowmobile purposes; appropriating money; amending Minnesota Statutes 1971, Sections 296.16, Subdivision 1; and 296.421, by adding subdivisions.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 919, A bill for an act relating to intoxicating liquor; issuance of licenses to private persons in municipalities operating municipal stores; amending Minnesota Statutes 1971, Section 340.353, Subdivision 5.

The bill was read for the first time and referred to the Committee on Commerce and Economic Development.

S. F. No. 1109, A bill for an act relating to villages, boroughs and cities of the fourth class; permitting a tax levy for certain purposes without requesting a referendum of the electorate; amending Minnesota Statutes 1971, Section 465.56.

The bill was read for the first time.

Clifford moved that S. F. No. 1109 and H. F. No. 1811, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1943, A bill for an act relating to unemployment compensation; limiting the contribution required of any employing unit or units controlled by the same interests as to any employee; amending Minnesota Statutes 1971, Section 268.04, Subdivision 10.

The bill was read for the first time and referred to the Committee on Governmental Operations.

S. F. No. 1964, A bill for an act relating to watershed districts; prescribing additional powers and duties of managers thereof; authorizing the managers to institute works by resolution; providing procedures for consolidation of districts; amending Minnesota Statutes 1971, Sections 112.35, Subdivision 19; 112.38; 112.42, Subdivision 3; 112.44; 112.47; 112.48, Subdivisions 1 and 3, and by adding a subdivision; 112.52; 112.53, Subdivision 1; 112.54; 112.55; 112.64, Subdivision 4; 112.69, Subdivision 1; and Chapter 112, by adding a section; repealing Minnesota Statutes 1971, Section 112.75; and Laws 1965, Chapter 873, Section 2.

The bill was read for the first time.

Kelly moved that S. F. No. 1964 and H. F. No. 1379, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule No. 13, Quirin reported the progress of H. F. No. 308 now in Conference Committee.

Pursuant to Joint Rule No. 13, Jude reported the progress of H. F. No. 437 now in Conference Committee.

CONSENT CALENDAR

S. F. No. 1593 was reported to the House.

McCauley moved that S. F. No. 1593 be laid over for one day. The motion prevailed.

S. F. No. 1594, A bill for an act relating to game and fish; licensing of fishermen's helpers in the Minnesota-Wisconsin boundary waters; amending Minnesota Statutes 1971, Section 98.46, Subdivisions 6 and 7.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Menke	Salchert
Adams, S.	DeGroat	Johnson, J.	Miller, D.	Sarna
Andersen, R.	Dieterich	Johnson, R.	Miller, M.	Savelkoul
Anderson, D.	Eckstein	Jopp	Moe	Schreiber
Anderson, G.	Eken	Jude	Munger	Schulz
Anderson, I.	Enebo	Kahn	Myrah	Sherwood
Becklin	Erdahl	Kelly	Nelson	Sieben, H.
Belisle	Erickson	Kempe	Newcome	Sieben, M.
Bell	Esau	Klaus	Niehaus	Skaar
Bennett	Faricy	Knickerbocker	Norton	Smith
Berg	Ferderer	Kvam	Ohnstad	Spanish
Berglin	Fjoslien	Laidig	Ojala	Stanton
Biersdorf	Flakne	Larson	Parish	Swanson
Boland	Forsythe	LaVoy	Patton	Tomlinson
Braun	Fudro	Lemke	Pavlak, R.	Ulland
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Vanasek
Carlson, A.	Graw	Lindstrom, J.	Pehler	Vento
Carlson, B.	Grove	Lombardi	Peterson	Voss
Carlson, D.	Hagedorn	Long	Pieper	Weaver
Carlson, L.	Hanson	Mann	Pleasant	Wenzel
Casserly	Haugerud	McArthur	Prahl	Wigley
Cleary	Heinitz	McCarron	Quirin	Wohlwend
Clifford	Hook	McCauley	Resner	Wolcott
Connors	Jacobs	McEachern	Rice	Mr. Speaker
Culhane	Jaros	McFarlin	Ryan	
Cummiskey	Johnson, C.	McMillan	St. Onge	

The bill was passed and its title agreed to.

H. F. No. 2164 was reported to the House.

Ojala moved that H. F. No. 2164 be laid over for one day. The motion prevailed.

H. F. No. 2208, A bill for an act relating to the county of Wa-seca; authorizing the expenditure of money for hospital purposes.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Braun	Dieterich	Graba	Jopp
Adams, S.	Brinkman	Dirlam	Graw	Jude
Andersen, R.	Carlson, A.	Eckstein	Grove	Kahn
Anderson, D.	Carlson, B.	Eken	Hagedorn	Kelly
Anderson, G.	Carlson, D.	Enebo	Hanson	Kempe
Anderson, I.	Carlson, L.	Erdahl	Haugerud	Klaus
Becklin	Casserly	Erickson	Heinitz	Knickerbocker
Belisle	Cleary	Esau	Hook	Kvam
Bell	Clifford	Faricy	Jacobs	Laidig
Bennett	Connors	Ferderer	Jaros	Larson
Berg	Culhane	Fjoslien	Johnson, C.	LaVoy
Berglin	Cummiskey	Forsythe	Johnson, D.	Lemke
Biersdorf	Dahl	Fudro	Johnson, J.	Lindstrom, E.
Boland	DeGroat	Fugina	Johnson, R.	Lindstrom, J.

Lombardi	Munger	Peterson	Schulz	Vanasek
Long	Myrah	Pieper	Searle	Vento
Mann	Nelson	Pleasant	Sherwood	Voss
McArthur	Newcome	Prahl	Sieben, H.	Weaver
McCarron	Niehaus	Quirin	Sieben, M.	Wenzel
McCauley	Norton	Resner	Skaar	Wigley
McEachern	Ohnstad	Rice	Smith	Wohlwend
McFarlin	Ojala	Ryan	Spanish	Wolcott
McMillan	Parish	St. Onge	Stangeland	Mr. Speaker
Menke	Patton	Salchert	Stanton	
Miller, D.	Pavlak, R.	Sarna	Swanson	
Miller, M.	Pavlak, R. L.	Savekoul	Tomlinson	
Mueller	Pehler	Schreiber	Ulland	

The bill was passed and its title agreed to.

H. F. No. 1104 was reported to the House.

McFarlin moved that H. F. No. 1104 be laid over for one day. The motion prevailed.

H. F. No. 1709, A bill for an act relating to city, village, or borough programs of public recreation and playgrounds, the acquisition and betterment of land, buildings, and other facilities therefor, including cultural facilities, and the leasing and sale of such facilities to nonprofit corporations engaged in such programs; amending Minnesota Statutes 1971, Section 471.191, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Jopp	Mueller	Schreiber
Adams, S.	Eckstein	Jude	Munger	Schulz
Andersen, R.	Eken	Kahn	Myrah	Searle
Anderson, D.	Enebo	Kelly	Nelson	Sherwood
Anderson, G.	Erdahl	Kempe	Newcome	Sieben, H.
Anderson, I.	Erickson	Klaus	Niehaus	Sieben, M.
Belisle	Esau	Knickerbocker	Norton	Skaar
Bell	Faricy	Kvam	Ohnstad	Smith
Bennett	Ferderer	Laidig	Ojala	Spanish
Berg	Fjoslien	Larson	Parish	Stangeland
Berglin	Forsythe	LaVoy	Patton	Stanton
Biersdorf	Fudro	Lemke	Pavlak, R.	Swanson
Boland	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Brinkman	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, A.	Graw	Lombardi	Peterson	Vanasek
Carlson, B.	Growe	Long	Pieper	Vento
Carlson, D.	Hagedorn	Mann	Pleasant	Voss
Carlson, L.	Hanson	McArthur	Prahl	Weaver
Casserly	Haugerud	McCarron	Quirin	Wenzel
Cleary	Heinitz	McCauley	Resner	Wigley
Clifford	Hook	McEachern	Rice	Wohlwend
Connors	Jacobs	McFarlin	Ryan	Wolcott
Culhane	Jaros	McMillan	St. Onge	Mr. Speaker
Cummiskey	Johnson, C.	Menke	Salchert	
Dahl	Johnson, D.	Miller, D.	Samuelson	
DeGroat	Johnson, J.	Miller, M.	Sarna	
Dieterich	Johnson, R.	Moe	Savekoul	

The bill was passed and its title agreed to.

H. F. No. 1871, A bill for an act relating to the village of Roseville and the city of Brooklyn Center; authorizing the issuance of on-sale licenses for the sale of intoxicating liquor.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 116, and nays 12, as follows:

Those who voted in the affirmative were:

Adams, S.	Enebo	Kahn	Munger	Schreiber
Anderson, G.	Esau	Kelly	Myrah	Schulz
Anderson, I.	Faricy	Kempe	Nelson	Searle
Belisle	Ferderer	Klaus	Newcome	Sieben, H.
Bell	Fjoslien	Knickerbocker	Niehaus	Sieben, M.
Berg	Forsythe	Kvam	Norton	Smith
Berglin	Fudro	Laidig	Ojala	Spanish
Biersdorf	Fugina	LaVoy	Patton	Stanton
Boland	Graba	Lemke	Pavlak, R.	Swanson
Braun	Graw	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, A.	Growe	Lindstrom, J.	Pehler	Ulland
Carlson, B.	Hagedorn	Lombardi	Peterson	Vanasek
Carlson, L.	Hanson	Mann	Piener	Vento
Casserly	Haugerud	McArthur	Pleasant	Voss
Cleary	Heinitz	McCarron	Prahl	Weaver
Clifford	Hook	McCauley	Quirin	Wenzel
Connors	Jacobs	McEachern	Resner	Wigley
Culhane	Jaros	McFarlin	Rice	Wohlwend
Cummiskey	Johnson, C.	McMillan	Ryan	Wolcott
Dahl	Johnson, D.	Menke	St. Onge	Mr. Speaker
Dieterich	Johnson, J.	Miller, D.	Salchert	
Dirlam	Johnson, R.	Miller, M.	Samuelson	
Eckstein	Jopp	Moe	Sarna	
Eken	Jude	Mueller	Savelkoul	

Those who voted in the negative were:

Andersen, R.	Bennett	Erdahl	Ohnstad	Skaar
Anderson, D.	Brinkman	Erickson	Sherwood	
Becklin	Carlson, D.	Long		

The bill was passed and its title agreed to.

H. F. No. 1965, A bill for an act relating to the suspension of employees in the classified service of the city of Minneapolis.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 134, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Berg	Casserly	Eckstein	Forsythe
Adams, S.	Berglin	Cleary	Eken	Fudro
Andersen, R.	Biersdorf	Clifford	Enebo	Fugina
Anderson, D.	Boland	Connors	Erdahl	Graba
Anderson, G.	Braun	Culhane	Erickson	Graw
Anderson, I.	Brinkman	Cummiskey	Esau	Growe
Becklin	Carlson, A.	Dahl	Faricy	Hagedorn
Belisle	Carlson, B.	DeGroat	Ferderer	Hanson
Bell	Carlson, D.	Dieterich	Fjoslien	Haugerud
Bennett	Carlson, L.	Dirlam	Flakne	Heinitz

Hook	LaVoy	Mueller	Prahl	Smith
Jacobs	Lemke	Munger	Quirin	Spanish
Jaros	Lindstrom, E.	Myrah	Resner	Stangeland
Johnson, C.	Lindstrom, J.	Nelson	Rice	Stanton
Johnson, D.	Lombardi	Newcome	Ryan	Swanson
Johnson, J.	Long	Niehaus	St. Onge	Tomlinson
Johnson, R.	Mann	Norton	Salchert	Ulland
Jopp	McArthur	Ohnstad	Samuelson	Vanasek
Jude	McCarron	Ojala	Sarna	Vento
Kahn	McCauley	Parish	Savelkoul	Voss
Kelly	McEachern	Patton	Schreiber	Weaver
Kempe	McFarlin	Pavlak, R.	Schulz	Wenzel
Klaus	McMillan	Pavlak, R. L.	Searle	Wigley
Knickerbocker	Menke	Pehler	Sherwood	Wohlwend
Kvam	Miller, D.	Peterson	Sieben, H.	Wolcott
Laidig	Miller, M.	Pieper	Sieben, M.	Mr. Speaker
Larson	Moe	Pleasant	Skaar	

The bill was passed and its title agreed to.

H. F. No. 2178, A bill for an act relating to the city of Saint Paul; authorizing the condemnation of real property pursuant to the procedures set forth in its home rule charter.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, D.	McMillan	Sarna
Adams, S.	Dirkam	Johnson, J.	Menke	Savelkoul
Andersen, R.	Eckstein	Johnson, R.	Miller, D.	Schreiber
Anderson, D.	Eken	Jopp	Moe	Schulz
Anderson, G.	Enebo	Jude	Mueller	Searle
Anderson, I.	Erdahl	Kahn	Munger	Sherwood
Becklin	Erickson	Kelly	Myrah	Sieben, H.
Belisle	Esau	Kempe	Nelson	Sieben, M.
Bennett	Faricy	Klaus	Newcome	Skaar
Berg	Ferderer	Knickerbocker	Norton	Smith
Berglin	Fjoslien	Kvam	Ojala	Stangeland
Biersdorf	Flakne	Laidig	Parish	Stanton
Boland	Forsythe	Larson	Pavlak, R.	Swanson
Braun	Fudro	LaVoy	Pavlak, R. L.	Tomlinson
Brinkman	Fugina	Lemke	Pehler	Ulland
Carlson, A.	Graba	Lindstrom, E.	Peterson	Vanasek
Carlson, B.	Graw	Lindstrom, J.	Pieper	Vento
Carlson, D.	Grove	Lombardi	Pleasant	Voss
Carlson, L.	Hagedorn	Long	Quirin	Weaver
Casserly	Hanson	Mann	Resner	Wenzel
Cleary	Haugerud	McArthur	Rice	Wigley
Clifford	Heinitz	McCarron	Ryan	Wohlwend
Connors	Hook	McCauley	St. Onge	Wolcott
Cummiskey	Jacobs	McEachern	Salchert	Mr. Speaker
Dahl	Jaros	McFarlin	Samuelson	

Those who voted in the negative were:

DeGroat	Niehaus	Ohnstad
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The bill was passed and its title agreed to.

H. F. No. 2179 was reported to the House.

Knickerbocker moved to amend H. F. No. 2179, the printed bill, as follows: page 1, line 3, strike "village" and insert "city".

The motion prevailed and the amendment was adopted.

H. F. No. 2179, A bill for an act relating to the city of Hopkins; authorizing the levy, cancellation, and relevy of special assessments for automobile parking facilities.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 133, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Samuelson
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Sarna
Andersen, R.	Dirlam	Johnson, R.	Moe	Savelkoul
Anderson, D.	Eckstein	Jopp	Mueller	Schreiber
Anderson, G.	Eken	Jude	Munger	Schulz
Anderson, I.	Enebo	Kahn	Myrah	Searle
Becklin	Erdahl	Kelly	Nelson	Sherwood
Belisle	Erickson	Kempe	Newcome	Sieben, H.
Bell	Esau	Klaus	Niehau	Sieben, M.
Bennett	Faricy	Knickerbocker	Norton	Skaar
Berg	Ferderer	Kvam	Ohnstad	Smith
Berglin	Fjoslien	Laidig	Ojala	Stangeland
Biersdorf	Flakne	Larson	Parish	Stanton
Boland	Forsythe	LaVoy	Patton	Swanson
Braun	Fudro	Lemke	Pavlak, R.	Tomlinson
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Ulland
Carlson, A.	Graba	Lindstrom, J.	Pehler	Vanasek
Carlson, B.	Graw	Lombardi	Peterson	Vento
Carlson, D.	Growe	Long	Pieper	Voss
Carlson, L.	Hagedorn	Mann	Pleasant	Weaver
Casserly	Hanson	McArthur	Prahl	Wenzel
Cleary	Haugerud	McCarron	Quirin	Wigley
Clifford	Heimitz	McCauley	Resner	Wohlwend
Connors	Hook	McEachern	Rice	Wolcott
Culhane	Jacobs	McFarlin	Ryan	Mr. Speaker
Cummiskey	Jaros	McMillan	St. Onge	
Dahl	Johnson, C.	Menke	Salchert	

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

H. F. No. 937 was reported to the House.

LaVoy moved that H. F. No. 937 be laid over for one day. The motion prevailed.

H. F. No. 1288, A bill for an act relating to motor vehicles; manufacturers and dealers; the sale of mobile homes; exempting certain persons from licensing requirements; amending Minnesota Statutes 1971, Section 168.27.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 133, and nays 0, as follows:

Those who voted in the affirmative were :

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Samuelson
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Sarna
Andersen, R.	Dirlam	Johnson, R.	Moe	Savelkoul
Anderson, D.	Eckstein	Jopp	Mueller	Schreiber
Anderson, G.	Eken	Jude	Munger	Schulz
Anderson, I.	Enebo	Kahn	Myrah	Searle
Becklin	Erdahl	Kelly	Nelson	Sherwood
Belisle	Erickson	Kempe	Newcome	Sieben, H.
Bell	Esau	Klaus	Niehaus	Sieben, M.
Bennett	Faricy	Knickerbocker	Norton	Skaar
Berg	Ferderer	Kvam	Ohnstad	Smith
Berglin	Fjoslien	Laidig	Ojala	Stangeland
Biersdorf	Flakne	Larson	Parish	Stanton
Boland	Forsythe	LaVoy	Patton	Swanson
Braun	Fudro	Lemke	Pavlak, R.	Tomlinson
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Ulland
Carlson, A.	Graba	Lindstrom, J.	Pehler	Vanasek
Carlson, B.	Graw	Lombardi	Peterson	Vento
Carlson, D.	Growe	Long	Pieper	Voss
Carlson, L.	Hagedorn	Mann	Pleasant	Weaver
Casserly	Hanson	McArthur	Prahl	Wenzel
Cleary	Haugerud	McCarron	Quirin	Wigley
Clifford	Heinitz	McCauley	Resner	Wohlwend
Connors	Hook	McEachern	Rice	Wolcott
Culhane	Jacobs	McFarlin	Ryan	Mr. Speaker
Cummiskey	Jaros	McMillan	St. Onge	
Dahl	Johnson, C.	Menke	Salchert	

The bill was passed and its title agreed to.

H. F. No. 1558, A bill for an act relating to commerce; clarifying rule making power of the consumer services section, department of commerce; amending Minnesota Statutes 1971, Section 45.16, Subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were :

Adams, J.	Clifford	Graba	Laidig	Myrah
Adams, S.	Connors	Graw	Larson	Nelson
Andersen, R.	Culhane	Growe	LaVoy	Newcome
Anderson, D.	Cummiskey	Hagedorn	Lemke	Niehaus
Anderson, G.	Dahl	Hanson	Lindstrom, E.	Norton
Anderson, I.	DeGroat	Haugerud	Lindstrom, J.	Ohnstad
Becklin	Dieterich	Heinitz	Lombardi	Ojala
Belisle	Dirlam	Hook	Long	Parish
Bell	Eckstein	Jacobs	Mann	Patton
Bennett	Eken	Jaros	McArthur	Pavlak, R.
Berg	Enebo	Johnson, C.	McCarron	Pavlak, R. L.
Berglin	Erdahl	Johnson, D.	McCauley	Pehler
Biersdorf	Erickson	Johnson, J.	McEachern	Peterson
Boland	Esau	Johnson, R.	McFarlin	Pieper
Braun	Faricy	Jopp	McMillan	Pleasant
Brinkman	Ferderer	Jude	Menke	Prahl
Carlson, A.	Fjoslien	Kahn	Miller, D.	Quirin
Carlson, B.	Flakne	Kelly	Miller, M.	Resner
Carlson, D.	Forsythe	Kempe	Moe	Rice
Carlson, L.	Fudro	Knickerbocker	Mueller	Ryan
Cleary	Fugina	Kvam	Munger	St. Onge

Salchert	Schulz	Skaar	Ulland	Wenzel
Samuelson	Searle	Smith	Vanasek	Wigley
Sarna	Sherwood	Stangeland	Vento	Wohlwend
Savelkoul	Sieben, H.	Swanson	Voss	Wolcott
Schreiber	Sieben, M.	Tomlinson	Weaver	Mr. Speaker

The bill was passed and its title agreed to.

H. F. No. 2107, A bill for an act relating to intoxicating liquor; regulation of the on-sale thereof; amending Minnesota Statutes 1971, Section 340.07, Subdivision 5.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 69, and nays 56, as follows:

Those who voted in the affirmative were:

Adams, J.	Clifford	Jaros	McCarron	Sarna
Adams, S.	Connors	Johnson, D.	McCauley	Schreiber
Anderson, I.	Cummiskey	Johnson, J.	McMillan	Schulz
Belisle	Dahl	Johnson, R.	Mueller	Sieben, M.
Bell	Dieterich	Jopp	Myrah	Stanton
Berg	Enebo	Jude	Nelson	Tomlinson
Berglin	Ferderer	Kahn	Newcome	Vanasek
Boland	Flakne	Kelly	Norton	Voss
Braun	Forsythe	Knickerbocker	Ojala	Weaver
Brinkman	Fudro	Laidig	Parish	Wigley
Carlson, A.	Fugina	LaVoy	Pavlak, R. L.	Wohlwend
Carlson, L.	Graba	Lemke	Pleasant	Wolcott
Casserly	Grove	Lindstrom, E.	Prahl	Mr. Speaker
Cleary	Heinitz	McArthur	St. Onge	

Those who voted in the negative were:

Andersen, R.	Erickson	Larson	Pavlak, R.	Sherwood
Anderson, D.	Esau	Lombardi	Pehler	Sieben, H.
Anderson, G.	Faricy	Long	Peterson	Skaar
Becklin	Fjoslien	Mann	Pieper	Smith
Biersdorf	Graw	McEachern	Quirin	Stangeland
Carlson, D.	Hanson	McFarlin	Resner	Ulland
Culhane	Haugerud	Menke	Rice	Vento
DeGroat	Hook	Miller, D.	Ryan	Wenzel
Dirlam	Johnson, C.	Miller, M.	Salchert	
Eckstein	Kempe	Niehaus	Samuelson	
Eken	Klaus	Ohnstad	Savelkoul	
Erdahl	Kvam	Patton	Searle	

The bill was passed and its title agreed to.

H. F. No. 2180 was reported to the House.

Sieben, H., moved to amend H. F. No. 2180, the printed bill, as follows: page 9, line 18, after "determination" insert "under this act".

Page 9, line 19, after "agency." insert the following: "If the target company is an insurance company subject to regulation by the commissioner of insurance, any additional requirements imposed under Minnesota Statutes, Chapter 60A and Chapter 60D shall also be met."

The motion prevailed and the amendment was adopted.

H. F. No. 2180, A bill for an act relating to corporations; take-overs; regulating corporate take-overs; providing a penalty.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 133, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Samuelson
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Sarna
Andersen, R.	Dirlam	Johnson, R.	Moe	Savelkoul
Anderson, D.	Eckstein	Jopp	Mueller	Schreiber
Anderson, G.	Eken	Jude	Munger	Schulz
Anderson, I.	Enebo	Kahn	Myrah	Searle
Becklin	Erdahl	Kelly	Nelson	Sherwood
Belisle	Erickson	Kempe	Newcome	Sieben, M.
Bell	Esau	Klaus	Niehaus	Sieben, H.
Bennett	Faricy	Knickerbocker	Norton	Skaar
Berg	Ferderer	Kvam	Ohnstad	Smith
Berglin	Fjoslien	Laidig	Ojala	Stangeland
Biersdorf	Flakne	Larson	Parish	Stanton
Boland	Forsythe	LaVoy	Patton	Swanson
Braun	Fudro	Lemke	Pavlak, R.	Tomlinson
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Ulland
Carlson, A.	Graba	Lindstrom, J.	Pehler	Vanasek
Carlson, B.	Graw	Lombardi	Peterson	Vento
Carlson, D.	Grove	Long	Pieper	Voss
Carlson, L.	Hagedorn	Mann	Pleasant	Weaver
Casserly	Hanson	McArthur	Prahl	Wenzel
Cleary	Haugerud	McCarron	Quirin	Wigley
Clifford	Heinitz	McCauley	Resner	Wohlwend
Connors	Hook	McEachern	Rice	Wolcott
Culhane	Jacobs	McFarlin	Ryan	Mr. Speaker
Cummiskey	Jaros	McMillan	St. Onge	
Dahl	Johnson, C.	Menke	Salchert	

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

H. F. No. 876, A bill for an act relating to search warrants; definitions; defining peace officer; amending Minnesota Statutes 1971, Section 626.05, Subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Berg	Casserly	Eckstein	Forsythe
Adams, S.	Berglin	Cleary	Eken	Fudro
Andersen, R.	Biersdorf	Clifford	Enebo	Fugina
Anderson, D.	Boland	Connors	Erdahl	Graba
Anderson, G.	Braun	Culhane	Erickson	Graw
Anderson, I.	Brinkman	Cummiskey	Esau	Grove
Becklin	Carlson, A.	Dahl	Faricy	Hagedorn
Belisle	Carlson, B.	DeGroat	Ferderer	Hanson
Bell	Carlson, D.	Dieterich	Fjoslien	Haugerud
Bennett	Carlson, L.	Dirlam	Flakne	Heinitz

Hook	LaVoy	Mueller	Prahl	Skaar
Jacobs	Lemke	Munger	Quirin	Smith
Jaros	Lindstrom, E.	Myrah	Resner	Stangeland
Johnson, C.	Lindstrom, J.	Nelson	Rice	Stanton
Johnson, D.	Lombardi	Newcome	Ryan	Swanson
Johnson, J.	Long	Niehaus	St. Onge	Tomlinson
Johnson, R.	Mann	Norton	Salchert	Ulland
Jopp	McArthur	Ohnstad	Samuelson	Vanasek
Jude	McCarron	Ojala	Sarna	Vento
Kelly	McCauley	Parish	Savelkoul	Voss
Kempe	McEachern	Patton	Schreiber	Weaver
Klaus	McFarlin	Pavlak, R.	Schulz	Wenzel
Knickerbocker	McMillan	Pavlak, R. L.	Searle	Wigley
Kvam	Menke	Pehler	Sherwood	Wohlwend
Laidig	Miller, D.	Peterson	Sieben, H.	Wolcott
Larson	Miller, M.	Pieper	Sieben, M.	Mr. Speaker

The bill was passed and its title agreed to.

H. F. No. 1292, A bill for an act authorizing the Minnesota peace officer training board to set minimum standards of physical, mental, educational, and moral fitness which shall govern the recruitment of nonelective peace officers within the state; amending Minnesota Statutes 1971, Section 626.843, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Jopp	Mueller	Schreiber
Adams, S.	Dirlam	Jude	Munger	Schulz
Andersen, R.	Eckstein	Kahn	Myrah	Searle
Anderson, G.	Eken	Kelly	Nelson	Sherwood
Anderson, I.	Enebo	Kempe	Newcome	Sieben, H.
Becklin	Erdahl	Klaus	Niehaus	Sieben, M.
Belisle	Erickson	Knickerbocker	Norton	Skaar
Bell	Esau	Kvam	Ohnstad	Smith
Bennett	Fariy	Laidig	Ojala	Spanish
Berg	Ferderer	Larson	Parish	Stangeland
Berglin	Fjoslien	LaVoy	Patton	Stanton
Biersdorf	Flakne	Lemke	Pavlak, R.	Swanson
Boland	Forsythe	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Braun	Fudro	Lindstrom, J.	Pehler	Ulland
Brinkman	Fugina	Lombardi	Peterson	Vanasek
Carlson, A.	Graba	Long	Pieper	Vento
Carlson, B.	Graw	Mann	Pleasant	Voss
Carlson, D.	Growe	McArthur	Prahl	Weaver
Carlson, L.	Hagedorn	McCarron	Quirin	Wenzel
Casserly	Hanson	McCauley	Resner	Wigley
Cleary	Heinitz	McEachern	Rice	Wohlwend
Clifford	Hook	McFarlin	Ryan	Wolcott
Connors	Jacobs	McMillan	St. Onge	Mr. Speaker
Culhane	Jaros	Menke	Salchert	
Cummiskey	Johnson, D.	Miller, D.	Samuelson	
Dahl	Johnson, J.	Miller, M.	Sarna	
DeGroat	Johnson, R.	Moe	Savelkoul	

Those who voted in the negative were:

Anderson, D.

The bill was passed and its title agreed to.

H. F. No. 1895, A bill for an act relating to waters, watercraft safety; authorizing the commissioner of natural resources to regulate the size of motors; amending Minnesota Statutes 1971, Section 361.26, Subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 114, and nays 13, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	McMillan	St. Onge
Adams, S.	Dieterich	Johnson, J.	Menke	Sarna
Andersen, R.	Dirlam	Johnson, R.	Miller, M.	Savelkoul
Anderson, D.	Eckstein	Jopp	Moe	Schreiber
Anderson, G.	Eken	Jude	Mueller	Schulz
Becklin	Enebo	Kahn	Myrah	Searle
Belisle	Erdahl	Kelly	Nelson	Sherwood
Bell	Erickson	Kempe	Newcome	Sieben, H.
Bennett	Esau	Klaus	Niehaus	Sieben, M.
Berg	Faricy	Knickerbocker	Norton	Skaar
Berglin	Ferderer	Kvam	Ohnstad	Smith
Biersdorf	Fjoslien	Laidig	Ojala	Stangeland
Boland	Forsythe	Larson	Parish	Stanton
Braun	Fudro	LaVoy	Patton	Swanson
Brinkman	Fugina	Lemke	Pavlak, R.	Ulland
Carlson, A.	Graba	Lindstrom, J.	Pavlak, R. L.	Vento
Carlson, L.	Growe	Lombardi	Pehler	Weaver
Casserly	Hagedorn	Long	Peterson	Wenzel
Cleary	Hanson	Mann	Pieper	Wigley
Clifford	Haugerud	McArthur	Pleasant	Wohlwend
Connors	Heinitz	McCarron	Prah	Wolcott
Cummiskey	Hook	McCauley	Rice	Mr. Speaker
Dahl	Jaros	McFarlin	Ryan	

Those who voted in the negative were:

Anderson, I.	Graw	McEachern	Resner	Voss
Carlson, D.	Jacobs	Miller, D.	Salchert	
Flakne	Johnson, D.	Quirin	Samuelson	

The bill was passed and its title agreed to.

H. F. No. 1541, A bill for an act relating to housing and redevelopment; relocation assistance; authorizing relocation assistance and payment of relocation allowances in connection with certain federally funded programs by municipalities and other state public bodies.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Anderson, D.	Becklin	Bennett	Biersdorf
Adams, S.	Anderson, G.	Belisle	Berg	Boland
Andersen, R.	Anderson, I.	Bell	Berglin	Braun

Brinkman	Flakne	Klaus	Myrah	Sarna
Carlson, A.	Forsythe	Knickerbocker	Nelson	Savelkoul
Carlson, B.	Fudro	Kvam	Newcome	Schreiber
Carlson, D.	Fugina	Laidig	Niehaus	Schulz
Carlson, L.	Graba	Larson	Norton	Searle
Casserly	Graw	LaVoy	Ohnstad	Sherwood
Cleary	Growe	Lemke	Ojala	Sieben, H.
Clifford	Hagedorn	Lindstrom, E.	Parish	Sieben, M.
Connors	Hanson	Lindstrom, J.	Patton	Skaar
Cummiskey	Haugerud	Lombardi	Pavlak, R.	Smith
Dahl	Heinitz	Long	Pavlak, R. L.	Stangeland
DeGroat	Hook	Mann	Pehler	Stanton
Dieterich	Jacobs	McArthur	Peterson	Swanson
Dirlam	Jaros	McCarron	Pieper	Ulland
Eckstein	Johnson, C.	McCauley	Pleasant	Vanasek
Eken	Johnson, D.	McEachern	Prahl	Vento
Enebo	Johnson, J.	McFarlin	Quirin	Voss
Erdahl	Johnson, R.	McMillan	Resner	Weaver
Erickson	Jopp	Menke	Rice	Wenzel
Esau	Jude	Miller, D.	Ryan	Wigley
Faricy	Kahn	Miller, M.	St. Onge	Wohlwend
Ferderer	Kelly	Moe	Salchert	Wolcott
Fjoslien	Kempe	Munger	Samuelson	Mr. Speaker

The bill was passed and its title agreed to.

H. F. No. 1732, A bill for an act relating to the department of public safety; organization of the department; fixing the term of the commissioner; limiting the number of personnel in the unclassified service and providing for their salaries; amending Minnesota Statutes 1971, Section 299A.01, Subdivisions 1 and 3, and by adding a subdivision.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jacobs	McCauley	Quirin
Adams, S.	DeGroat	Jaros	McEachern	Resner
Andersen, R.	Dieterich	Johnson, C.	McFarlin	Rice
Anderson, D.	Dirlam	Johnson, D.	McMillan	Ryan
Anderson, G.	Eckstein	Johnson, J.	Menke	St. Onge
Anderson, I.	Eken	Johnson, R.	Miller, D.	Salchert
Becklin	Enebo	Jopp	Miller, M.	Samuelson
Belisle	Erdahl	Jude	Moe	Sarna
Bell	Erickson	Kahn	Mueller	Savelkoul
Bennett	Esau	Kelly	Munger	Schreiber
Berg	Faricy	Kempe	Myrah	Schulz
Berglin	Ferderer	Klaus	Nelson	Searle
Biersdorf	Fjoslien	Knickerbocker	Newcome	Sherwood
Boland	Flakne	Kvam	Niehaus	Sieben, H.
Braun	Forsythe	Laidig	Norton	Sieben, M.
Brinkman	Fudro	Larson	Ohnstad	Skaar
Carlson, A.	Fugina	LaVoy	Ojala	Smith
Carlson, B.	Graba	Lemke	Parish	Stangeland
Carlson, D.	Graw	Lindstrom, E.	Pavlak, R.	Stanton
Carlson, L.	Growe	Lindstrom, J.	Pavlak, R. L.	Swanson
Casserly	Hagedorn	Lombardi	Pehler	Tomlinson
Cleary	Hanson	Long	Peterson	Ulland
Clifford	Haugerud	Mann	Pieper	Vanasek
Connors	Heinitz	McArthur	Pleasant	Vento
Cummiskey	Hook	McCarron	Prahl	Voss

Weaver Wigley Wohlwend Wolcott Mr. Speaker
Wenzel

The bill was passed and its title agreed to.

H. F. No. 1898, A bill for an act relating to the commissioner of public safety, term of office; amending Minnesota Statutes 1971, Section 299A.01, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 114, and nays 10, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Kahn	Mueller	Sarna
Andersen, R.	Eckstein	Kelly	Munger	Savelkoul
Anderson, D.	Eken	Kempe	Myrah	Schreiber
Anderson, G.	Enebo	Knickerbocker	Nelson	Schulz
Anderson, I.	Faricy	Kvam	Newcome	Searle
Belisle	Ferderer	Laidig	Niehaus	Sherwood
Bell	Fjoslien	Larson	Norton	Sieben, H.
Bennett	Fudro	LaVoy	Ohnstad	Sieben, M.
Berg	Fugina	Lemke	Ojala	Smith
Berglin	Graba	Lindstrom, E.	Parish	Stangeland
Boland	Growe	Lindstrom, J.	Pavlak, R.	Stanton
Braun	Hanson	Lombardi	Pavlak, R. L.	Swanson
Brinkman	Haugerud	Mann	Pehler	Tomlinson
Carlson, A.	Heinitz	McArthur	Peterson	Ulland
Carlson, B.	Hook	McCarron	Pieper	Vanasek
Carlson, L.	Jacobs	McCauley	Prahl	Vento
Casserly	Jaros	McEachern	Quirin	Weaver
Cleary	Johnson, C.	McFarlin	Resner	Wenzel
Clifford	Johnson, D.	McMillan	Rice	Wigley
Connors	Johnson, J.	Menke	Ryan	Wohlwend
Cummiskey	Johnson, R.	Miller, D.	St. Onge	Wolcott
Dahl	Jopp	Miller, M.	Salchert	Mr. Speaker
Dieterich	Jude	Moe	Samuelson	

Those who voted in the negative were:

Becklin	Erdahl	Flakne	Hagedorn	Long
DeGroat	Erickson	Graw	Klaus	Skaar

The bill was passed and its title agreed to.

H. F. No. 1907, A bill for an act relating to licensing and registration of architects, professional engineers and land surveyors; amending Minnesota Statutes 1971, Sections 326.09; 326.10, Subdivisions 1, 2, 4, 5, and 7; 326.11, Subdivisions 2 and 4; and 326.13.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 119, and nays 10, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Johnson, R.	Miller, D.	Salchert
Andersen, R.	Eken	Jopp	Miller, M.	Samuelson
Anderson, G.	Enebo	Jude	Moe	Sarna
Anderson, I.	Erdahl	Kahn	Mueller	Schreiber
Belisle	Esau	Kelly	Munger	Schulz
Bell	Faricy	Kempe	Myrah	Sherwood
Bennett	Ferderer	Klaus	Nelson	Sieben, H.
Berg	Fjoslien	Knickerbocker	Newcome	Sieben, M.
Berglin	Flakne	Kvam	Niehaus	Skaar
Biersdorf	Forsythe	Laidig	Norton	Smith
Boland	Fudro	Larson	Ohnstad	Stangeland
Braun	Fugina	LaVoy	Ojala	Stanton
Brinkman	Graba	Lemke	Parish	Swanson
Carlson, B.	Graw	Lindstrom, E.	Patton	Tomlinson
Carlson, D.	Grove	Lindstrom, J.	Paviak, R.	Ulland
Carlson, L.	Hanson	Lombardi	Paviak, R. L.	Vanasek
Casserly	Haugerud	Mann	Pehler	Vento
Cleary	Heinitz	McArthur	Peterson	Weaver
Clifford	Hook	McCarron	Pieper	Wenzel
Connors	Jacobs	McCauley	Prahl	Wigley
Cummiskey	Jaros	McEachern	Quirin	Wohlwend
Dahl	Johnson, C.	McFarlin	Resner	Wolcott
Dieterich	Johnson, D.	McMillan	Rice	Mr. Speaker
Dirlam	Johnson, J.	Menke	St. Onge	

Those who voted in the negative were:

Adams, S.	Becklin	DeGroat	Hagedorn	Savelkoul
Anderson, D.	Carlson, A.	Erickson	Long	Searle

The bill was passed and its title agreed to.

H. F. No. 2197, A bill for an act relating to the department of public service; authorizing the public service commission to investigate inadequate telephone service; providing for hearings thereon; authorizing the commission to make reasonable orders in connection therewith; amending Minnesota Statutes 1971, Chapter 237, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 132, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Brinkman	Eckstein	Grove	Kempe
Adams, S.	Carlson, A.	Eken	Hagedorn	Klaus
Andersen, R.	Carlson, B.	Enebo	Hanson	Knickerbocker
Anderson, D.	Carlson, D.	Erdahl	Heinitz	Kvam
Anderson, G.	Carlson, L.	Erickson	Hook	Laidig
Anderson, I.	Casserly	Esau	Jacobs	Larson
Becklin	Cleary	Faricy	Jaros	LaVoy
Belisle	Clifford	Ferderer	Johnson, C.	Lemke
Bell	Connors	Fjoslien	Johnson, D.	Lindstrom, E.
Bennett	Culhane	Flakne	Johnson, J.	Lindstrom, J.
Berg	Cummiskey	Forsythe	Johnson, R.	Lombardi
Berglin	Dahl	Fudro	Jopp	Long
Biersdorf	DeGroat	Fugina	Jude	Mann
Boland	Dieterich	Graba	Kahn	McArthur
Braun	Dirlam	Graw	Kelly	McCarron

McCauley	Newcome	Pleasant	Schulz	Vanasek
McEachern	Niehaus	Prahl	Searle	Vento
McFarlin	Norton	Quirin	Sherwood	Voss
McMillan	Ohnstad	Resner	Sieben, H.	Weaver
Menke	Ojala	Rice	Sieben, M.	Wenzel
Miller, D.	Parish	Ryan	Skaar	Wigley
Miller, M.	Patton	St. Onge	Smith	Wohlwend
Moe	Pavlak, R.	Salchert	Stangeland	Wolcott
Mueller	Pavlak, R. L.	Samuelson	Stanton	Mr. Speaker
Munger	Pehler	Sarna	Swanson	
Myrah	Peterson	Savelkoul	Tomlinson	
Nelson	Pieper	Schreiber	Ulland	

The bill was passed and its title agreed to.

H. F. No. 1340, A bill for an act relating to towns; special assessments; culverts, bridges and other approaches; amending Minnesota Statutes 1971, Chapter 435, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Menke	St. Onge
Adams, S.	DeGroat	Johnson, D.	Miller, D.	Salchert
Andersen, R.	Dieterich	Johnson, J.	Miller, M.	Samuelson
Anderson, D.	Dirlam	Johnson, R.	Moe	Sarna
Anderson, G.	Eckstein	Jopp	Mueller	Savelkoul
Anderson, I.	Eken	Jude	Munger	Schreiber
Becklin	Enebo	Kelly	Myrah	Schulz
Belisle	Erdahl	Kempe	Nelson	Searle
Bell	Erickson	Klaus	Newcome	Sherwood
Bennett	Esau	Knickerbocker	Niehaus	Sieben, H.
Berg	Faricy	Kvam	Norton	Sieben, M.
Berglin	Ferderer	Laidig	Ohnstad	Skaar
Biersdorf	Fjoslien	Larson	Ojala	Stanton
Boland	Flakne	LaVoy	Parish	Swanson
Braun	Forsythe	Lemke	Patton	Tomlinson
Brinkman	Fudro	Lindstrom, E.	Pavlak, R.	Ulland
Carlson, A.	Fugina	Lindstrom, J.	Pavlak, R. L.	Vanasek
Carlson, B.	Gaba	Lombardi	Pehler	Vento
Carlson, D.	Graw	Long	Peterson	Voss
Carlson, L.	Growe	Mann	Pieper	Weaver
Casserly	Hanson	McArthur	Pleasant	Wenzel
Cleary	Haugerud	McCarron	Prahl	Wigley
Clifford	Heinitz	McCauley	Quirin	Wohlwend
Connors	Hook	McEachern	Resner	Wolcott
Culhane	Jacobs	McFarlin	Rice	Mr. Speaker
Cummiskey	Jaros	McMillan	Ryan	

The bill was passed and its title agreed to.

H. F. No. 1854, A bill for an act relating to Ramsey county; renewing authority of Ramsey county hospital and sanitarium commission and revising its membership; amending Laws 1969, Chapter 1104, Sections 2; 3; 4, Subdivisions 2, 3, 4 and 5; 6, Subdivisions 1 and 3; and repealing Laws 1969, Chapter 1104, Section 11.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 133, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Miller, M.	Sarna
Adams, S.	Dirlam	Johnson, R.	Moe	Savelkoul
Andersen, R.	Eckstein	Jopp	Mueller	Schreiber
Anderson, D.	Eken	Jude	Munger	Schulz
Anderson, G.	Enebo	Kahn	Myrah	Searle
Anderson, I.	Erdahl	Kelly	Nelson	Sherwood
Becklin	Erickson	Kempe	Newcome	Sieben, H.
Belisle	Esau	Klaus	Niehaus	Sieben, M.
Bell	Faricy	Knickerbocker	Norton	Skaar
Bennett	Ferderer	Kvam	Ohnstad	Smith
Berglin	Fjoslien	Laidig	Ojala	Spanish
Biersdorf	Flakne	Larson	Parish	Stangeland
Boland	Forsythe	LaVoy	Patton	Stanton
Braun	Fudro	Lemke	Pavlak, R.	Swanson
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, A.	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, B.	Graw	Lombardi	Peterson	Vanasek
Carlson, D.	Grove	Long	Pieper	Vento
Carlson, L.	Hagedorn	Mann	Pleasant	Voss
Casserly	Hanson	McArthur	Prahl	Weaver
Cleary	Haugerud	McCarron	Quirin	Wenzel
Clifford	Heinitz	McCauley	Resner	Wigley
Connors	Hook	McEachern	Rice	Wohlwend
Culhane	Jacobs	McFarlin	Ryan	Wolcott
Cummiskey	Jaros	McMillan	St. Onge	Mr. Speaker
Dahl	Johnson, C.	Menke	Salchert	
DeGroat	Johnson, D.	Miller, D.	Samuelson	

The bill was passed and its title agreed to.

H. F. No. 1948, A bill for an act relating to the town of Ramsey in Anoka county; providing certain powers.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, D.	Ferderer	Johnson, J.	Mann
Adams, S.	Carlson, L.	Fjoslien	Johnson, R.	McCarron
Andersen, R.	Cleary	Flakne	Jopp	McCauley
Anderson, D.	Clifford	Forsythe	Jude	McEachern
Anderson, G.	Connors	Fudro	Kahn	McFarlin
Anderson, I.	Culhane	Fugina	Kelly	McMillan
Becklin	Cummiskey	Graba	Kempe	Menke
Belisle	Dahl	Graw	Klaus	Miller, D.
Bell	DeGroat	Grove	Knickerbocker	Miller, M.
Bennett	Dieterich	Hagedorn	Kvam	Moe
Berg	Dirlam	Hanson	Laidig	Mueller
Berglin	Eckstein	Haugerud	Larson	Munger
Biersdorf	Eken	Heinitz	LaVoy	Myrah
Boland	Enebo	Hook	Lemke	Nelson
Braun	Erdahl	Jacobs	Lindstrom, E.	Newcome
Brinkman	Erickson	Jaros	Lindstrom, J.	Niehaus
Carlson, A.	Esau	Johnson, C.	Lombardi	Norton
Carlson, B.	Faricy	Johnson, D.	Long	Ohnstad

Ojala	Prahl	Savelkoul	Spanish	Wenzel
Parish	Quirin	Schreiber	Stangeland	Wigley
Patton	Resner	Schulz	Swanson	Wohlwend
Pavlak, R.	Rice	Searle	Tomlinson	Wolcott
Pavlak, R. L.	Ryan	Sherwood	Ulland	Mr. Speaker
Pehler	St. Onge	Sieben, H.	Vanasek	
Peterson	Salchert	Sieben, M.	Vento	
Pieper	Samuelson	Skaar	Voss	
Pleasant	Sarna	Smith	Weaver	

The bill was passed and its title agreed to.

H. F. No. 2004, A bill for an act relating to Cass county; authorizing issuance of additional on-sale intoxicating liquor licenses.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 111, and nays 18, as follows:

Those who voted in the affirmative were:

Adams, S.	Dirlam	Jopp	Munger	Schreiber
Andersen, R.	Eckstein	Jude	Myrah	Sieben, H.
Anderson, G.	Eken	Kahn	Nelson	Sieben, M.
Anderson, I.	Enebo	Kelly	Newcome	Smith
Belisle	Faricy	Kempe	Niehaus	Spanish
Bell	Ferderer	Knickerbocker	Norton	Stangeland
Berg	Fjoslien	La Voy	Ojala	Stanton
Berglin	Flakne	Lemke	Patton	Swanson
Biersdorf	Forsythe	Lindstrom, E.	Pavlak, R.	Tomlinson
Boland	Fudro	Lindstrom, J.	Pavlak, R. L.	Ulland
Braun	Fugina	Lombardi	Pehler	Vanasek
Brinkman	Graba	Mann	Peterson	Vento
Carlson, A.	Graw	McArthur	Pieper	Voss
Carlson, B.	Growe	McCarron	Pleasant	Weaver
Carlson, L.	Hagedorn	McCauley	Prahl	Wenzel
Casserly	Hanson	McEachern	Quirin	Wigley
Cleary	Haugerud	McFarlin	Resner	Wohlwend
Clifford	Heinitz	McMillan	Rice	Wolcott
Connors	Jacobs	Menke	Ryan	Mr. Speaker
Culhane	Jaros	Miller, D.	St. Onge	
Cummiskey	Johnson, C.	Miller, M.	Salchert	
Dahl	Johnson, D.	Moe	Samuelson	
Dieterich	Johnson, R.	Mueller	Sarna	

Those who voted in the negative were:

Anderson, D.	DeGroat	Hook	Laidig	Sherwood
Becklin	Erdahl	Johnson, J.	Long	Skaar
Bennett	Erickson	Klaus	Ohnstad	
Carlson, D.	Esau	Kvam	Savelkoul	

The bill was passed and its title agreed to.

H. F. No. 2050 was reported to the House.

There being no objection, H. F. No. 2050 was laid over for one day.

H. F. No. 2098, A bill for an act relating to St. Louis county; authorizing the issuance of seasonal on-sale intoxicating liquor licenses.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 83, and nays 35, as follows:

Those who voted in the affirmative were:

Anderson, G.	Eken	Kahn	Norton	Sieben, H.
Anderson, I.	Enebo	Kelly	Ojala	Sieben, M.
Belisle	Faricy	LaVoy	Patton	Smith
Bell	Ferderer	Lemke	Pavlak, R.	Spanish
Berg	Flakne	Mann	Pehler	Stangeland
Berglin	Forsythe	McArthur	Peterson	Stanton
Boland	Fudro	McCarron	Pleasant	Tomlinson
Braun	Fugina	McCauley	Prahl	Ulland
Carlson, B.	Graba	McEachern	Quirin	Vanasek
Casserly	Growe	McFarlin	Resner	Vento
Cleary	Hagedorn	McMillan	Rice	Voss
Clifford	Hanson	Menke	Ryan	Wenzel
Culhane	Jacobs	Miller, D.	St. Onge	Wohlwend
Cummiskey	Jaros	Miller, M.	Salchert	Wolcott
Dahl	Johnson, D.	Moe	Samuelson	Mr. Speaker
Dieterich	Jopp	Mueller	Sarna	
Eckstein	Jude	Nelson	Schulz	

Those who voted in the negative were:

Anderson, D.	Dirlam	Hook	Lindstrom, E.	Savelkoul
Becklin	Erdahl	Johnson, C.	Lombardi	Schreiber
Bennett	Erickson	Johnson, J.	Long	Sherwood
Brinkman	Esau	Klaus	Myrah	Skaar
Carlson, A.	Graw	Knickerbocker	Niehaus	Swanson
Carlson, D.	Haugerud	Kvam	Ohnstad	Weaver
DeGroat	Heinitz	Laidig	Pieper	Wigley

The bill was passed and its title agreed to.

H. F. No. 2132, A bill for an act relating to civil service in Ramsey county; inclusion of employees of Ramsey county welfare board.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 132, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Brinkman	Eckstein	Growe	Kelly
Adams, S.	Carlson, A.	Eken	Hagedorn	Kempe
Andersen, R.	Carlson, B.	Enebo	Hanson	Klaus
Anderson, D.	Carlson, D.	Erdahl	Haugerud	Knickerbocker
Anderson, G.	Carlson, L.	Erickson	Heinitz	Kvam
Anderson, I.	Casserly	Esau	Hook	Laidig
Becklin	Cleary	Faricy	Jacobs	Larson
Belisle	Clifford	Ferderer	Jaros	LaVoy
Bell	Connors	Fjoslien	Johnson, C.	Lemke
Bennett	Culhane	Flakne	Johnson, D.	Lindstrom, E.
Berg	Cummiskey	Forsythe	Johnson, J.	Lindstrom, J.
Berglin	Dahl	Fudro	Johnson, R.	Lombardi
Biersdorf	DeGroat	Fugina	Jopp	Long
Boland	Dieterich	Graba	Jude	McArthur
Braun	Dirlam	Graw	Kahn	McCarron

McCauley	Newcome	Pleasant	Schulz	Vanasek
McEachern	Niehaus	Prahl	Searle	Vento
McFarlin	Norton	Quirin	Sherwood	Voss
McMillan	Ohnstad	Resner	Sieben, H.	Weaver
Menke	Ojala	Rice	Sieben, M.	Wenzel
Miller, D.	Parish	Ryan	Skaar	Wigley
Miller, M.	Patton	St. Onge	Spanish	Wohlwend
Moe	Pavlak, R.	Salchert	Stangeland	Wolcott
Mueller	Pavlak, R. L.	Samuelson	Stanton	Mr. Speaker
Munger	Pehler	Sarna	Swanson	
Myrah	Peterson	Savelkoul	Tomlinson	
Nelson	Pieper	Schreiber	Ulland	

The bill was passed and its title agreed to.

H. F. No. 2207, A bill for an act relating to intoxicating liquor ; authorizing one additional on-sale license within Todd county.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 115, and nays 14, as follows :

Those who voted in the affirmative were :

Adams, S.	Dieterich	Johnson, J.	Miller, M.	St. Onge
Anderson, R.	Dirlam	Johnson, R.	Moe	Salchert
Anderson, G.	Eckstein	Jopp	Mueller	Samuelson
Anderson, I.	Eken	Jude	Munger	Sarna
Belisle	Enebo	Kahn	Myrah	Savelkoul
Bell	Faricy	Kelly	Nelson	Schreiber
Bennett	Ferderer	Kempe	Newcome	Schulz
Berg	Fjoslien	Knickerbocker	Niehaus	Sieben, H.
Berglin	Flakne	Laidig	Norton	Sieben, M.
Biersdorf	Forsythe	LaVoy	Ojala	Spanish
Boland	Fudro	Lemke	Parish	Stangeland
Braun	Fugina	Lindstrom, E.	Patton	Stanton
Brinkman	Graba	Lindstrom, J.	Pavlak, R.	Tomlinson
Carlson, A.	Graw	Lombardi	Pavlak, R. L.	Ulland
Carlson, B.	Growe	Mann	Pehler	Vanasek
Carlson, L.	Hagedorn	McArthur	Peterson	Vento
Casserly	Hanson	McCarron	Pieper	Voss
Cleary	Haugerud	McCauley	Pleasant	Weaver
Clifford	Heinitz	McEachern	Prahl	Wenzel
Connors	Jacobs	McFarlin	Quirin	Wigley
Culhane	Jaros	McMillan	Resner	Wohlwend
Cummiskey	Johnson, C.	Menke	Rice	Wolcott
Dahl	Johnson, D.	Miller, D.	Ryan	Mr. Speaker

Those who voted in the negative were :

Anderson, D.	DeGroat	Esau	Kvam	Sherwood
Becklin	Erdahl	Hook	Long	Skaar
Carlson, D.	Erickson	Klaus	Ohnstad	

The bill was passed and its title agreed to.

H. F. No. 2270, A bill for an act relating to the village of North St. Paul; authorizing the construction and financing of certain awnings in the village pursuant to Minnesota Statutes, Chapter 429.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, M.	Savelkoul
Adams, S.	Dieterich	Johnson, J.	Moe	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Mueller	Schulz
Anderson, D.	Eckstein	Jopp	Munger	Searie
Anderson, G.	Eken	Jude	Myrah	Sherwood
Anderson, I.	Enebo	Kahn	Nelson	Sieben, H.
Becklin	Erdahl	Kelly	Newcome	Sieben, M.
Belisle	Erickson	Kempe	Niehaus	Skaar
Bell	Esau	Klaus	Norton	Spanish
Bennett	Faricy	Knickerbocker	Ohnstad	Stangeland
Berg	Ferderer	Laidig	Ojala	Stanton
Berglin	Fjoslien	Larson	Parish	Swanson
Biersdorf	Flakne	LaVoy	Patton	Tomlinson
Boland	Forsythe	Lemke	Pavlak, R.	Ulland
Braun	Fudro	Lindstrom, E.	Pavlak, R. L.	Vanasek
Brinkman	Fugina	Lindstrom, J.	Pehler	Vento
Carlson, A.	Graba	Lombardi	Peterson	Voss
Carlson, B.	Graw	Long	Pieper	Weaver
Carlson, D.	Growe	Mann	Prahl	Wenzel
Carlson, L.	Hagedorn	McArthur	Quirin	Wigley
Casserly	Hanson	McCarron	Resner	Wohlwend
Cleary	Haugerud	McCauley	Rice	Wolcott
Clifford	Heinitz	McEachern	Ryan	Mr. Speaker
Connors	Hook	McFarlin	St. Onge	
Culhane	Jacobs	McMillan	Salchert	
Cummiskey	Jaros	Menke	Samuelson	
Dahl	Johnson, C.	Miller, D.	Sarna	

The bill was passed and its title agreed to.

H. F. No. 2294, A bill for an act relating to the issuance of bonds by the village of Emmons.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Cleary	Fudro	Kempe	Miller, M.
Adams, S.	Clifford	Fugina	Klaus	Moe
Andersen, R.	Connors	Graba	Knickerbocker	Mueller
Anderson, D.	Culhane	Graw	Laidig	Munger
Anderson, G.	Cummiskey	Growe	Larson	Myrah
Anderson, I.	Dahl	Hagedorn	LaVoy	Nelson
Becklin	DeGroat	Hanson	Lemke	Newcome
Belisle	Dieterich	Haugerud	Lindstrom, E.	Niehaus
Bell	Dirlam	Heinitz	Lindstrom, J.	Norton
Bennett	Eckstein	Hook	Lombardi	Ohnstad
Berg	Eken	Jacobs	Long	Ojala
Berglin	Enebo	Jaros	Mann	Parish
Biersdorf	Erdahl	Johnson, C.	McArthur	Patton
Boland	Erickson	Johnson, D.	McCarron	Pavlak, R.
Braun	Esau	Johnson, J.	McCauley	Pavlak, R. L.
Brinkman	Faricy	Johnson, R.	McEachern	Pehler
Carlson, A.	Ferderer	Jopp	McFarlin	Peterson
Carlson, D.	Fjoslien	Jude	McMillan	Pieper
Carlson, L.	Flakne	Kahn	Menke	Pleasant
Casserly	Forsythe	Kelly	Miller, D.	Prahl

Quirin	Samuelson	Sieben, H.	Swanson	Weaver
Resner	Sarna	Sieben, M.	Tomlinson	Wenzel
Rice	Savelkoul	Skaar	Ulland	Wigley
Ryan	Schulz	Spanish	Vanasek	Wohlwend
St. Onge	Searle	Stangeland	Vento	Wolcott
Salchert	Sherwood	Stanton	Voss	Mr. Speaker

The bill was passed and its title agreed to.

H. F. No. 2351, A bill for an act relating to Ramsey county; authorizing issuance of bonds for construction and equipping of certain recreational facilities; amending Laws 1969, Chapter 1055, as amended, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 113, and nays 10, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Moe	Sarna
Andersen, R.	Dirlam	Johnson, R.	Mueller	Savelkoul
Anderson, D.	Eckstein	Jopp	Munger	Schulz
Anderson, G.	Eken	Jude	Myrah	Searle
Anderson, I.	Enebo	Kahn	Nelson	Sherwood
Belisle	Ferderer	Kelly	Newcome	Sieben, H.
Bennett	Fjoslien	Kempe	Norton	Sieben, M.
Berg	Flakne	Klaus	Ojala	Spanish
Berglin	Forsythe	Knickerbocker	Parish	Stangeland
Biersdorf	Fudro	Laidig	Patton	Stanton
Boland	Fugina	Larson	Pavlak, R.	Swanson
Braun	Graba	LaVoy	Pavlak, R. L.	Tomlinson
Brinkman	Graw	Lemke	Pehler	Vanasek
Carlson, B.	Grove	Lindstrom, E.	Peterson	Vento
Carlson, D.	Hagedorn	Mann	Pieper	Voss
Carlson, L.	Hanson	McArthur	Prahl	Weaver
Casserly	Haugerud	McCarron	Quirin	Wenzel
Clifford	Heinitz	McCauley	Resner	Wigley
Connors	Hook	McEachern	Rice	Wohlwend
Culhane	Jacobs	McMillan	Ryan	Wolcott
Cummiskey	Jaros	Menke	St. Onge	Mr. Speaker
Dahl	Johnson, C.	Miller, D.	Salchert	
DeGroat	Johnson, D.	Miller, M.	Samuelson	

Those who voted in the negative were:

Becklin	Carlson, A.	Erickson	Long	Ohnstad
Bell	Erdahl	Faricy	Niehaus	Ulland

The bill was passed and its title agreed to.

H. F. No. 2352, A bill for an act relating to the county of Ramsey; tax levy for educational, scientific and artistic purposes; amending Laws 1961, Chapter 583, Section 1, as amended.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Moe	Samuelson
Andersen, R.	Dieterich	Johnson, R.	Mueller	Sarna
Anderson, D.	Dirlam	Jopp	Munger	Savelkoul
Anderson, G.	Eckstein	Jude	Myrah	Schulz
Anderson, I.	Eken	Kahn	Nelson	Sherwood
Becklin	Enebo	Kelly	Newcome	Sieben, H.
Belisle	Erdahl	Kempe	Niehaus	Sieben, M.
Bell	Erickson	Klaus	Norton	Skaar
Bennett	Esau	Laidig	Ohnstad	Spanish
Berg	Ferderer	Larson	Ojala	Stangeland
Berglin	Fjoslien	LaVoy	Parish	Stanton
Biersdorf	Flakne	Lemke	Patton	Swanson
Boland	Forsythe	Lindstrom, J.	Pavlak, R.	Tomlinson
Brinkman	Fudro	Lombardi	Pavlak, R. L.	Ulland
Carlson, A.	Fugina	Long	Pehler	Vanasek
Carlson, B.	Graba	Mann	Peterson	Vento
Carlson, D.	Grove	McArthur	Pieper	Voss
Carlson, L.	Hagedorn	McCarron	Pleasant	Weaver
Casserly	Hanson	McCauley	Prahl	Wenzel
Cleary	Haugerud	McEachern	Quirin	Wigley
Clifford	Heinitz	McFarlin	Resner	Wohlwend
Connors	Hook	McMillan	Rice	Wolcott
Culhane	Jacobs	Menke	Ryan	Mr. Speaker
Cummiskey	Jaros	Miller, D.	St. Onge	
Dahl	Johnson, C.	Miller, M.	Salchert	

Those who voted in the negative were:

Faricy Johnson, J. Lindstrom, E.

The bill was passed and its title agreed to.

H. F. No. 2353 was reported to the House.

Tomlinson moved that H. F. No. 2353 be laid over for one day. The motion prevailed.

H. F. No. 1764 was reported to the House.

Johnson, D., moved to amend H. F. No. 1764, the printed bill, as follows:

Page 2, line 4, strike "a leg" and insert "legs".

Page 2, line 4, strike "route" and insert "routes".

Page 2, after line 9, insert the following paragraph:

"Beginning at a point on trunk highway No. 11 at its junction with trunk highway No. 53 at International Falls; thence easterly along trunk highway No. 11 to its easterly terminus near Island View."

The motion prevailed and the amendment was adopted.

H. F. No. 1764, A bill for an act relating to highways; designating and describing the route of the Voyageur highway; amending Minnesota Statutes 1971, Section 161.14, by adding a subdivision.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	Miller, D.	Samuelson
Adams, S.	DeGroat	Johnson, C.	Miller, M.	Sarna
Andersen, R.	Dieterich	Johnson, D.	Moe	Savelkoul
Anderson, D.	Dirlam	Johnson, J.	Munger	Schreiber
Anderson, G.	Eckstein	Johnson, R.	Myrah	Schulz
Anderson, I.	Eken	Jude	Nelson	Searle
Becklin	Enebo	Kelly	Newcome	Sherwood
Belisle	Erdahl	Kempe	Niehaus	Sieben, H.
Bell	Erickson	Klaus	Norton	Sieben, M.
Bennett	Esau	Knickerbocker	Ohnstad	Skaar
Berg	Faricy	Laidig	Ojala	Smith
Berglin	Ferderer	Larson	Parish	Spanish
Biersdorf	Fjoslien	LaVoy	Patton	Stangeland
Boland	Flakne	Lemke	Pavlak, R.	Stanton
Braun	Forsythe	Lindstrom, E.	Pavlak, R. L.	Swanson
Brinkman	Fudro	Lindstrom, J.	Pehler	Tomlinson
Carlson, A.	Fugina	Lombardi	Peterson	Ulland
Carlson, B.	Graba	Long	Pieper	Vanasek
Carlson, D.	Graw	Mann	Pleasant	Vento
Carlson, L.	Growe	McArthur	Prahl	Voss
Casserly	Hagedorn	McCarron	Quirin	Weaver
Cleary	Hanson	McCauley	Resner	Wenzel
Clifford	Haugerud	McEachern	Rice	Wigley
Connors	Heinitz	McFarlin	Ryan	Wohlwend
Culhane	Hook	McMillan	St. Onge	Wolcott
Cummiskey	Jacobs	Menke	Salchert	Mr. Speaker

Those who voted in the negative were:

Jopp Kahn

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

H. F. No. 2015, A bill for an act relating to aeronautics; increasing the number of intermediate system airports permitted; amending Minnesota Statutes 1971, Section 360.305, Subdivisions 2, 3 and 4.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, A.	Eckstein	Graw	Jude
Adams, S.	Carlson, B.	Eken	Growe	Kahn
Andersen, R.	Carlson, D.	Enebo	Hagedorn	Kelly
Anderson, D.	Carlson, L.	Erdahl	Hanson	Kempe
Anderson, G.	Casserly	Erickson	Haugerud	Klaus
Anderson, I.	Cleary	Esau	Heimitz	Knickerbocker
Becklin	Clifford	Faricy	Hook	Laidig
Belisle	Connors	Ferderer	Jacobs	Larson
Bennett	Culhane	Fjoslien	Jaros	LaVoy
Berglin	Cummiskey	Flakne	Johnson, C.	Lemke
Biersdorf	Dahl	Forsythe	Johnson, D.	Lindstrom, E.
Boland	DeGroat	Fudro	Johnson, J.	Lindstrom, J.
Braun	Dieterich	Fugina	Johnson, R.	Lombardi
Brinkman	Dirlam	Graba	Jopp	Long

Mann	Myrah	Peterson	Schulz	Vanasek
McArthur	Nelson	Pieper	Searle	Vento
McCarron	Newcome	Prahl	Sherwood	Voss
McEachern	Niehaus	Quirin	Sieben, H.	Weaver
McFarlin	Norton	Resner	Sieben, M.	Wenzel
McMillan	Ohnstad	Rice	Skaar	Wigley
Menke	Ojala	Ryan	Smith	Wohlwend
Miller, D.	Parish	St Onge	Spanish	Wolcott
Miller, M.	Patton	Salchert	Stangeland	Mr. Speaker
Moe	Pavlak, R.	Samuelson	Stanton	
Mueller	Pavlak, R. L.	Sarna	Swanson	
Munger	Pehler	Schreiber	Tomlinson	

Those who voted in the negative were:

Bell Berg Ulland

The bill was passed and its title agreed to.

H. F. No. 2016, A bill for an act relating to aeronautics; regulating the powers of the commissioner of aeronautics and authorizing cease and desist orders under certain circumstances; amending Minnesota Statutes 1971, Sections 360.018, Subdivisions 1, 2 and 3; 360.075, Subdivision 6; 360.0751, Subdivisions 4, 5, 6, 7 and 8.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 133, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Sarna
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Savelkoul
Andersen, R.	Dirlam	Johnson, R.	Mueller	Schreiber
Anderson, D.	Eckstein	Jopp	Munger	Schulz
Anderson, G.	Eken	Jude	Myrah	Searle
Anderson, I.	Enebo	Kahn	Nelson	Sherwood
Becklin	Erdahl	Kelly	Newcome	Sieben, H.
Belisle	Erickson	Kempe	Niehaus	Sieben, M.
Bell	Essau	Klaus	Norton	Skaar
Bennett	Faricy	Knickerbocker	Ohnstad	Smith
Berg	Ferderer	Kvam	Ojala	Spanish
Berglin	Fjoslien	Laidig	Parish	Stangeland
Biersdorf	Flakne	Larson	Patton	Stanton
Boland	Forsythe	LaVoy	Pavlak, R.	Swanson
Braun	Fudro	Lemke	Pavlak, R. L.	Tomlinson
Brinkman	Fugina	Lindstrom, E.	Pehler	Ulland
Carlson, A.	Graba	Lindstrom, J.	Peterson	Vanasek
Carlson, B.	Graw	Lombardi	Pieper	Vento
Carlson, D.	Grove	Long	Pleasant	Voss
Carlson, L.	Hagedorn	Mann	Prahl	Weaver
Casserly	Hanson	McArthur	Quirin	Wenzel
Cleary	Haugerud	McCarron	Resner	Wigley
Clifford	Heinitz	McCauley	Rice	Wohlwend
Connors	Hook	McEachern	Ryan	Wolcott
Culhane	Jacobs	McFarlin	St. Onge	Mr. Speaker
Cummiskey	Jaros	McMillan	Salchert	
Dahl	Johnson, C.	Menke	Samuelson	

The bill was passed and its title agreed to.

H. F. No. 2360 was reported to the House.

Carlson, B., moved that H. F. No. 2360 be laid over for one day. The motion prevailed.

S. F. No. 658, A bill for an act relating to architects, engineers and surveyors; exempting certain contractors from certain state registration requirements; amending Minnesota Statutes 1971, Section 326.02, Subdivision 5.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 5, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Miller, D.	Schreiber
Adams, S.	DeGroat	Johnson, D.	Moe	Schulz
Andersen, R.	Dieterich	Johnson, R.	Munger	Searle
Anderson, D.	Dirlam	Jopp	Myrah	Sherwood
Anderson, G.	Eckstein	Jude	Nelson	Sieben, H.
Anderson, I.	Eken	Kelly	Newcome	Sieben, M.
Becklin	Enebo	Kenpe	Niehaus	Skaar
Belisle	Erdahl	Klaus	Norton	Smith
Bell	Erickson	Knickerbocker	Ohnstad	Stanton
Bennett	Esau	Kvam	Ojala	Swanson
Berg	Faricy	Laidig	Parish	Tomlinson
Berglin	Ferderer	Larson	Pavlak, R.	Ulland
Biersdorf	Fjoslien	LaVoy	Pavlak, R. L.	Vanasek
Boland	Flakne	Lemke	Pehler	Vento
Braun	Forsythe	Lindstrom, E.	Peterson	Voss
Brinkman	Fudro	Lindstrom, J.	Prahl	Weaver
Carlson, A.	Fugina	Lombardi	Quirin	Wenzel
Carlson, B.	Graba	Long	Resner	Wigley
Carlson, D.	Graw	Mann	Rice	Wohlwend
Carlson, L.	Grove	McArthur	Ryan	Wolcott
Casserly	Hanson	McCarron	St. Onge	Mr. Speaker
Cleary	Haugerud	McCauley	Salchert	
Connors	Hook	McEachern	Samuelson	
Culhane	Jacobs	McMillan	Sarna	
Cumiskey	Jaros	Menke	Savelkoul	

Those who voted in the negative were:

Clifford	Heinitz	Johnson, J.	Pieper	Pleasant
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The bill was passed and its title agreed to.

S. F. No. 122 was reported to the House.

There being no objection, S. F. No. 122 was laid over for one day.

S. F. No. 690 was reported to the House.

Lindstrom, J., moved that S. F. No. 690 be laid over for one day. The motion prevailed.

POINT OF ORDER

Hook raised a point of order pursuant to Rule 5 that H. F. No. 636 be re-referred to the Committee on Governmental Operations. The Speaker ruled the point of order not well taken.

Hook appealed from the decision of the Speaker.

A roll call was requested and properly seconded.

The roll being called, there were yeas 78, and nays 51, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Kahn	Norton	Schulz
Andersen, R.	Dieterich	Kelly	Ojala	Sherwood
Anderson, G.	Eckstein	Kempe	Parish	Sieben, H.
Anderson, I.	Eken	LaVoy	Patton	Sieben, M.
Bennett	Enebo	Lemke	Pavlak, R.	Smith
Berg	Faricy	Lindstrom, J.	Pehler	Spanish
Berglin	Fudro	Mann	Peterson	Stanton
Boland	Graba	McCarron	Prahl	Stanson
Braun	Growe	McEachern	Quirin	Tomlinson
Brinkman	Hanson	McMillan	Resner	Vanasek
Carlson, B.	Haugerud	Menke	Rice	Vento
Carlson, L.	Jacobs	Miller, D.	Ryan	Voss
Casserly	Jaros	Miller, M.	St. Onge	Wenzel
Connors	Johnson, C.	Moe	Salchert	Mr. Speaker
Culhane	Johnson, D.	Munger	Samuelson	
Cummiskey	Jude	Nelson	Sarna	

Those who voted in the negative were:

Adams, S.	Erdahl	Jopp	McFarlin	Searle
Anderson, D.	Esau	Klaus	Mueller	Stangeland
Becklin	Ferderer	Knickerbocker	Myrah	Ulland
Belisle	Fjoslien	Kvam	Newcome	Weaver
Bell	Flakne	Laidig	Niehaus	Wigley
Biersdorf	Forsythe	Larson	Ohnstad	Wohlwend
Carlson, A.	Graw	Lindstrom, E.	Pavlak, R. L.	Wolcott
Carlson, D.	Hagedorn	Lombardi	Pieper	
Cleary	Heinitz	Long	Pleasant	
Clifford	Hook	McArthur	Savelkoul	
Dirlam	Johnson, J.	McCauley	Schreiber	

It was the judgment of the House that the decision of the Speaker shall stand.

POINT OF ORDER

Norton raised a point of order pursuant to Rule 5 that H. F. No. 1318 be re-referred to the Committee on Appropriations. The Speaker ruled that point of order well taken and H. F. No. 1318 was re-referred to the Committee on Appropriations.

Dieterich was excused for the remainder of today's session.

CALENDAR

H. F. No. 1191, A bill for an act relating to employment agencies; the licensing and regulation thereof; prescribing penalties; amending Minnesota Statutes 1971, Sections 184.21, Subdivision 2, and by adding subdivisions; 184.22; 184.26, Subdivision 1; 184.29; 184.30, Subdivision 1; 184.32; 184.33; 184.35; 184.37; 184.38, Subdivisions 1, 2, 3, and 13; and 184.41; repealing Minnesota Statutes 1971, Sections 184.31 and 184.39.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, R.	Miller, M.	Samuelson
Adams, S.	Eckstein	Jopp	Moe	Sarna
Andersen, R.	Eken	Jude	Mueller	Savelkoul
Anderson, D.	Enebo	Kahn	Munger	Schreiber
Anderson, G.	Erdahl	Kelly	Myrah	Schulz
Anderson, I.	Erickson	Kempe	Nelson	Searle
Becklin	Esau	Klaus	Newcome	Sherwood
Belisle	Faricy	Knickerbocker	Niehaus	Sieben, H.
Bell	Ferderer	Kvam	Norton	Sieben, M.
Bennett	Fjoslien	Laidig	Ohnstad	Skaar
Berg	Flakne	Larson	Ojala	Smith
Berglin	Forsythe	LaVoy	Parish	Spanish
Biersdorf	Fudro	Lemke	Patton	Stangeland
Boland	Graba	Lindstrom, E.	Pavlak, R.	Stanton
Brinkman	Graw	Lindstrom, J.	Pavlak, R. L.	Swanson
Carlson, A.	Growe	Lombardi	Pehler	Tomlinson
Carlson, B.	Hagedorn	Long	Peterson	Ulland
Carlson, D.	Hanson	Mann	Pieper	Vanasek
Carlson, L.	Haugerud	McArthur	Pleasant	Vento
Casserly	Heinitz	McCarron	Prahl	Voss
Cleary	Hook	McCauley	Quirin	Weaver
Clifford	Jacobs	McEachern	Resner	Wenzel
Connors	Jaros	McFarlin	Rice	Wigley
Culhane	Johnson, C.	McMillan	Ryan	Wohlwend
Dahl	Johnson, D.	Menke	St. Onge	Wolcott
DeGroat	Johnson, J.	Miller, D.	Salchert	Mr. Speaker

The bill was passed and its title agreed to.

H. F. No. 484, A bill for an act relating to the practice of medicine; practicing without license; prescribing penalties; amending Minnesota Statutes 1971, Section 147.10.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 132, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, D.	Ferderer	Johnson, R.	McArthur
Adams, S.	Carlson, L.	Fjoslien	Jopp	McCarron
Andersen, R.	Casserly	Flakne	Jude	McCauley
Anderson, D.	Cleary	Forsythe	Kahn	McEachern
Anderson, G.	Clifford	Fudro	Kelly	McFarlin
Anderson, I.	Connors	Graba	Kempe	McMillan
Becklin	Culhane	Graw	Klaus	Menke
Belisle	Cummiskey	Growe	Knickerbocker	Miller, D.
Bell	Dahl	Hagedorn	Kvam	Miller, M.
Bennett	DeGroat	Hanson	Laidig	Moe
Berg	Dirlam	Haugerud	Larson	Mueller
Berglin	Eckstein	Heinitz	LaVoy	Munger
Biersdorf	Eken	Hook	Lemke	Myrah
Boland	Enebo	Jacobs	Lindstrom, E.	Nelson
Braun	Erdahl	Jaros	Lindstrom, J.	Newcome
Brinkman	Erickson	Johnson, C.	Lombardi	Niehaus
Carlson, A.	Esau	Johnson, D.	Long	Norton
Carlson, B.	Faricy	Johnson, J.	Mann	Ohnstad

Ojala	Prahl	Savelkoul	Spanish	Weaver
Parish	Quirin	Schreiber	Stangeland	Wenzel
Patton	Resner	Schulz	Stanton	Wigley
Pavlak, R.	Rice	Searle	Swanson	Wohlwend
Pavlak, R. L.	Ryan	Sherwood	Tomlinson	Wolcott
Pehler	St. Onge	Sieben, H.	Ulland	Mr. Speaker
Peterson	Salchert	Sieben, M.	Vanasek	
Pieper	Samuelson	Skaar	Vento	
Pleasant	Sarna	Smith	Voss	

The bill was passed and its title agreed to.

S. F. No. 667, A bill for an act relating to public health; ambulance services; amending Minnesota Statutes 1971, Sections 144.801, Subdivision 2, and by adding a subdivision; 144.802; 144.804, Subdivisions 1, 2 and 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Jopp	Moe	Sarna
Adams, S.	Dirlam	Jude	Mueller	Savelkoul
Andersen, R.	Eckstein	Kahn	Munger	Schreiber
Anderson, D.	Eken	Kelly	Myrah	Schulz
Anderson, G.	Enebo	Kempe	Nelson	Searle
Anderson, I.	Erdahl	Klaus	Newcome	Sherwood
Becklin	Erickson	Knickerbocker	Niehaus	Sieben, H.
Belisle	Esau	Kvam	Norton	Sieben, M.
Bell	Faricy	Laidig	Ohnstad	Skaar
Bennett	Ferderer	Larson	Ojala	Smith
Berg	Fjoslien	LaVoy	Parish	Spanish
Berglin	Flakne	Lemke	Patton	Stangeland
Biersdorf	Forsythe	Lindstrom, E.	Pavlak, R.	Stanton
Boland	Fudro	Lindstrom, J.	Pavlak, R. L.	Swanson
Brinkman	Graba	Lombardi	Pehler	Tomlinson
Carlson, A.	Graw	Long	Peterson	Ulland
Carlson, B.	Growe	Mann	Pieper	Vanasek
Carlson, D.	Hagedorn	McArthur	Pleasant	Vento
Carlson, L.	Hanson	McCarron	Prahl	Voss
Casserly	Heinitz	McCauley	Quirin	Weaver
Cleary	Hook	McEachern	Resner	Wenzel
Clifford	Jacobs	McFarlin	Rice	Wigley
Connors	Jaros	McMillan	Ryan	Wohlwend
Culhane	Johnson, D.	Menke	St. Onge	Wolcott
Cummiskey	Johnson, J.	Miller, D.	Salchert	Mr. Speaker
Dahl	Johnson, R.	Miller, M.	Samuelson	

Those who voted in the negative were:

Haugerud Johnson, C.

The bill was passed and its title agreed to.

S. F. No. 1386, A bill for an act relating to income taxation; defining a unit investment trust; providing a unit investment trust is not person, corporation, partnership, trust or investment company; amending Minnesota Statutes 1971, Section 290.01, by adding a subdivision.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, R.	Miller, M.	Sarna
Adams, S.	Dirlam	Jopp	Moe	Savelkoul
Andersen, R.	Eckstein	Jude	Mueller	Schreiber
Anderson, D.	Eken	Kahn	Munger	Schulz
Anderson, G.	Enebo	Kelly	Myrah	Searle
Anderson, I.	Erdahl	Kempe	Nelson	Sherwood
Becklin	Erickson	Klaus	Newcome	Sieben, H.
Belisle	Esau	Knickerbocker	Niehous	Sieben, M.
Bell	Faricy	Kvam	Norton	Skaar
Bennett	Ferderer	Laidig	Ohnstad	Smith
Berg	Flakne	Larson	Ojala	Spanish
Berglin	Forsythe	LaVoy	Parish	Stangeland
Biersdorf	Fudro	Lemke	Patton	Stanton
Boland	Graba	Lindstrom, E.	Pavlak, R.	Swanson
Braun	Graw	Lindstrom, J.	Pavlak, R. L.	Tomlinson
Brinkman	Growe	Lombardi	Pehler	Ulland
Carlson, A.	Hagedorn	Long	Peterson	Vanasek
Carlson, B.	Hanson	Mann	Pieper	Vento
Carlson, D.	Haugerud	McArthur	Pleasant	Voss
Carlson, L.	Heinitz	McCarron	Prahl	Weaver
Casserly	Hook	McCauley	Quirin	Wenzel
Cleary	Jacobs	McEachern	Resner	Wigley
Clifford	Jaros	McFarlin	Ryan	Wohlwend
Connors	Johnson, C.	McMillan	St. Onge	Wolcott
Culhane	Johnson, D.	Menke	Salchert	Mr. Speaker
Cummiskey	Johnson, J.	Miller, D.	Samuelson	

Those who voted in the negative were:

DeGroat

The bill was passed and its title agreed to.

McMillan was excused for the remainder of today's session. Haugerud was excused from 5:30 p.m. until 7:30 p.m.

SPECIAL ORDERS

H. F. No. 1404, A bill for an act relating to the attorney general; requiring the appointment of a deputy attorney general for the department of public welfare and the appointment of an assistant attorney general for the department of corrections; amending Minnesota Statutes 1971, Section 8.024.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 114, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	Becklin	Berglin	Carlson, B.	Connors
Adams, S.	Belisle	Boland	Carlson, L.	Culhane
Andersen, R.	Bell	Braun	Casserly	Cummiskey
Anderson, D.	Bennett	Brinkman	Cleary	Dahl
Anderson, I.	Berg	Carlson, A.	Clifford	DeGroat

Dirlam	Jaros	Mann	Pavlak, R.	Sieben, M.
Eckstein	Johnson, C.	McArthur	Pavlak, R. L.	Skaar
Eken	Johnson, D.	McCarron	Pehler	Spanish
Enebo	Johnson, J.	McCauley	Pieper	Stangeland
Erickson	Johnson, R.	McEachern	Prahl	Stanton
Faricy	Jopp	McFarlin	Quirin	Swanson
Ferderer	Jude	Menke	Rice	Tomlinson
Forsythe	Kahn	Miller, D.	Ryan	Ulland
Fudro	Kelly	Miller, M.	St. Onge	Vanasek
Graba	Kempe	Mueller	Salchert	Vento
Graw	Knickerbocker	Munger	Samuelson	Voss
Grove	Laidig	Nelson	Sarna	Weaver
Hagedorn	Larson	Newcome	Savelkoul	Wenzel
Hanson	LaVoy	Niehaus	Schreiber	Wigley
Haugerud	Lemke	Norton	Schulz	Wohlwend
Heinitz	Lindstrom, E.	Ojala	Searle	Wolcott
Hook	Lombardi	Parish	Sherwood	Mr. Speaker
Jacobs	Long	Patton	Sieben, H.	

Those who voted in the negative were:

Carlson, D. Klaus Ohnstad Pleasant

The bill was passed and its title agreed to.

H. F. No. 485, A bill for an act relating to the state junior college board; appropriating money for a special assessment.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Jopp	Moe	Savelkoul
Adams, S.	Dirlam	Jude	Mueller	Schreiber
Anderson, R.	Eckstein	Kahn	Munger	Schulz
Anderson, D.	Eken	Kelly	Myrah	Searle
Anderson, G.	Erdahl	Kempe	Nelson	Sherwood
Anderson, I.	Erickson	Klaus	Newcome	Sieben, H.
Becklin	Esau	Knickerbocker	Niehaus	Sieben, M.
Belisle	Faricy	Kvam	Norton	Skaar
Bennett	Ferderer	Laidig	Ohnstad	Spanish
Berg	Fjoslien	Larson	Ojala	Stangeland
Berglin	Forsythe	LaVoy	Parish	Stanton
Biersdorf	Fudro	Lemke	Patton	Swanson
Boland	Graba	Lindstrom, E.	Pavlak, R.	Tomlinson
Brinkman	Graw	Lindstrom, J.	Pavlak, R. L.	Ulland
Carlson, A.	Grove	Lombardi	Pehler	Vanasek
Carlson, B.	Hagedorn	Long	Pieper	Vento
Carlson, D.	Hanson	Mann	Pleasant	Voss
Carlson, L.	Heinitz	McArthur	Prahl	Weaver
Casserly	Hook	McCarron	Quirin	Wenzel
Cleary	Jacobs	McCauley	Rice	Wigley
Clifford	Jaros	McEachern	Ryan	Wohlwend
Connors	Johnson, C.	McFarlin	St. Onge	Wolcott
Culhane	Johnson, D.	Menke	Salchert	Mr. Speaker
Cummiskey	Johnson, J.	Miller, D.	Samuelson	
Dahl	Johnson, R.	Miller, M.	Sarna	

The bill was passed and its title agreed to.

H. F. No. 545, A bill for an act relating to the Willmar state junior college; appropriating money to the city of Willmar for costs incurred on behalf of the college.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Menke	Samuelson
Adams, S.	Dirlam	Johnson, J.	Miller, D.	Sarna
Andersen, R.	Eckstein	Johnson, R.	Miller, M.	Savelkoul
Anderson, D.	Eken	Jopp	Mueller	Schreiber
Anderson, G.	Enebo	Jude	Munger	Schulz
Anderson, I.	Erdahl	Kahn	Myrah	Searle
Becklin	Erickson	Kelly	Nelson	Sherwood
Belisle	Esau	Kempe	Newcome	Sieben, H.
Bennett	Faricy	Klaus	Niehaus	Sieben, M.
Berg	Ferderer	Knickerbocker	Norton	Skaar
Berglin	Fjoslien	Kvam	Ohnstad	Spanish
Biersdorf	Flakne	Laidig	Ojala	Stangeland
Boland	Forsythe	Larson	Parish	Stanton
Braun	Fudro	LaVoy	Patton	Swanson
Brinkman	Graba	Lemke	Pavlak, R.	Tomlinson
Carlson, A.	Graw	Lindstrom, E.	Pavlak, R. L.	Ulland
Carlson, B.	Growe	Lindstrom, J.	Pehler	Vanasek
Carlson, D.	Hagedorn	Lombardi	Pieper	Vento
Carlson, L.	Hanson	Long	Prahl	Voss
Casserly	Haugerud	Mann	Quirin	Weaver
Clifford	Heinitz	McArthur	Resner	Wenzel
Connors	Hook	McCarron	Rice	Wigley
Culhane	Jacobs	McCauley	Ryan	Wohlwend
Cummiskey	Jaros	McEachern	St. Onge	Wolcott
Dahl	Johnson, C.	McFarlin	Salchert	Mr. Speaker

The bill was passed and its title agreed to.

Sieben, M., was excused for the remainder of today's session.

H. F. No. 1001 was reported to the House.

Boland moved to amend H. F. No. 1001, the printed bill, as follows: page 4, line 3, Section 4, Subdivision 1, strike "public" and insert in lieu thereof "governmental".

The motion prevailed and the amendment was adopted.

H. F. No. 1001, A bill for an act relating to the environment; establishing a state environmental policy and a program for the systematic review of environmental effects of various projects and actions; requiring an annual environmental report; and amending Minnesota Statutes 1971, Sections 4.12, Subdivision 2; 40.02; 104.01, Subdivision 3; 115.03, Subdivision 1; 116.07, Subdivision 2.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, R.	Myrah	Schulz
Adams, S.	Dirlam	Jopp	Nelson	Searle
Andersen, R.	Eken	Jude	Newcome	Sherwood
Anderson, D.	Enebo	Kahn	Niehaus	Sieben, H.
Anderson, G.	Erdahl	Kelly	Norton	Skaar
Anderson, I.	Erickson	Kempe	Ohnstad	Smith
Becklin	Faricy	Knickerbocker	Ojala	Spanish
Belisle	Ferderer	Kvam	Parish	Stangeland
Bell	Fjoslien	Laidig	Patton	Stanton
Bennett	Flakne	Larson	Pavlak, R.	Swanson
Berg	Forsythe	LaVoy	Pavlak, R. L.	Tomlinson
Berglin	Fudro	Lindstrom, E.	Pehler	Ulland
Biersdorf	Graba	Lindstrom, J.	Pieper	Vanasek
Boland	Graw	Lombardi	Pleasant	Vento
Braun	Growe	Long	Prahl	Voss
Brinkman	Hagedorn	Mann	Quirin	Weaver
Carlson, A.	Hanson	McArthur	Resner	Wenzel
Carlson, B.	Haugerud	McCarron	Rice	Wigley
Carlson, D.	Heinitz	McCauley	Ryan	Wohlwend
Carlson, L.	Hook	McEachern	St. Onge	Wolcott
Cleary	Jacobs	McFarlin	Salchert	Mr. Speaker
Clifford	Jaros	Menke	Samuelson	
Connors	Johnson, C.	Miller, D.	Sarna	
Culhane	Johnson, D.	Moe	Savelkoul	
Cummiskey	Johnson, J.	Munger	Schreiber	

Those who voted in the negative were:

DeGroat Klaus

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

H. F. No. 601, A bill for an act relating to negotiable instruments; acts regulating issuance of a worthless check; regulating the proof of intent; regulating the liability of banks for certain disclosures; providing for penalties and prosecutions thereof; amending Minnesota Statutes 1971, Section 609.535, Subdivisions 2 and 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, B.	Esau	Johnson, C.	Lindstrom, J.
Adams, S.	Carlson, D.	Faricy	Johnson, D.	Lombardi
Andersen, R.	Carlson, L.	Ferderer	Johnson, J.	Long
Anderson, D.	Casserly	Fjoslien	Johnson, R.	Mann
Anderson, G.	Cleary	Flakne	Jopp	McArthur
Anderson, I.	Clifford	Forsythe	Jude	McCarron
Becklin	Connors	Fudro	Kahn	McCauley
Belisle	Culhane	Graba	Kelly	McEachern
Bell	Cummiskey	Graw	Kempe	McFarlin
Bennett	Dahl	Growe	Klaus	Menke
Berg	DeGroat	Hagedorn	Knickerbocker	Miller, D.
Berglin	Dirlam	Hanson	Kvam	Miller, M.
Biersdorf	Eckstein	Haugerud	Laidig	Munger
Boland	Eken	Heinitz	Larson	Myrah
Braun	Enebo	Hook	LaVoy	Nelson
Brinkman	Erdahl	Jacobs	Lemke	Newcome
Carlson, A.	Erickson	Jaros	Lindstrom, E.	Niehaus

Norton	Pieper	Samuelson	Spanish	Weaver
Ohnstad	Pleasant	Sarna	Stangeland	Wenzel
Ojala	Prahl	Savelkoul	Stanton	Wigley
Parish	Quirin	Schreiber	Swanson	Wohlwend
Patton	Resner	Schulz	Tomlinson	Wolcott
Pavlak, R.	Rice	Searle	Ulland	Mr. Speaker
Pavlak, R. L.	Ryan	Sherwood	Vanasek	
Pehler	St. Onge	Sieben, H.	Vento	
Peterson	Salchert	Skaar	Voss	

The bill was passed and its title agreed to.

H. F. No. 1386, A bill for an act relating to insurance; requiring insurance agents to issue written memoranda with respect to new or altered insurance coverage; providing a penalty; amending Minnesota Statutes 1971, Section 60A.17, by adding subdivisions.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Miller, D.	Samuelson
Adams, S.	DeGroat	Johnson, D.	Miller, M.	Sarna
Andersen, R.	Dirlam	Johnson, J.	Munger	Savelkoul
Anderson, D.	Eckstein	Johnson, R.	Myrah	Schreiber
Anderson, G.	Eken	Jude	Nelson	Schulz
Anderson, I.	Enebo	Kahn	Newcome	Searle
Becklin	Erdahl	Kelly	Niehaus	Sherwood
Belisle	Erickson	Kempe	Norton	Sieben, H.
Bell	Esau	Klaus	Ohnstad	Skaar
Bennett	Faricy	Knickerbocker	Ojala	Smith
Berg	Ferderer	Kvam	Parish	Spanish
Berglin	Fjoslien	Laidig	Patton	Stangeland
Boland	Flakne	Larson	Pavlak, R.	Stanton
Braun	Forsythe	LaVoy	Pavlak, R. L.	Swanson
Brinkman	Fudro	Lemke	Pehler	Tomlinson
Carlson, A.	Graba	Lindstrom, E.	Peterson	Ulland
Carlson, B.	Graw	Lindstrom, J.	Pieper	Vanasek
Carlson, D.	Grove	Lombardi	Pleasant	Vento
Carlson, L.	Hagedorn	Long	Prahl	Voss
Casserly	Hanson	Mann	Quirin	Weaver
Cleary	Haugerud	McArthur	Resner	Wenzel
Clifford	Heinitz	McCauley	Rice	Wigley
Connors	Hook	McEachern	Ryan	Wohlwend
Culhane	Jacobs	McFarlin	St. Onge	Wolcott
Cummiskey	Jaros	Menke	Salchert	Mr. Speaker

Those who voted in the negative were:

Jopp McCarron

The bill was passed and its title agreed to.

H. F. No. 1617, A bill for an act relating to insurance; cancellation of automobile insurance policies; setting requirements for cancellation of collision and comprehensive coverages; amending Minnesota Statutes 1971, Sections 65B.14, 65B.17, and 65B.18.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Miller, M.	Savelkoul
Adams, S.	DeGroat	Johnson, J.	Munger	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Myrah	Schulz
Anderson, D.	Eckstein	Jopp	Nelson	Searle
Anderson, G.	Eken	Jude	Newcome	Sherwood
Anderson, I.	Enebo	Kahn	Niehaus	Sieben, H.
Becklin	Erdahl	Kelly	Norton	Skaar
Belisle	Erickson	Kempe	Ohnstad	Smith
Bell	Esau	Klaus	Ojala	Spanish
Bennett	Faricy	Knickerbocker	Parish	Stangeland
Berg	Ferderer	Kvam	Patton	Stanton
Berglin	Fjoslien	Larson	Pavlak, R.	Swanson
Biersdorf	Flakne	LaVoy	Pavlak, R. L.	Tomlinson
Boland	Forsythe	Lemke	Pehler	Ulland
Braun	Fudro	Lindstrom, E.	Peterson	Vanasek
Brinkman	Graba	Lindstrom, J.	Pieper	Vento
Carlson, A.	Graw	Lombardi	Pleasant	Voss
Carlson, B.	Growe	Long	Prahl	Weaver
Carlson, D.	Hagedorn	Mann	Quirin	Wenzel
Carlson, L.	Hanson	McArthur	Resner	Wigley
Casserly	Haugerud	McCarron	Rice	Wohlwend
Cleary	Heinitz	McCauley	Ryan	Wolcott
Clifford	Hook	McEachern	St. Onge	Mr. Speaker
Connors	Jacobs	McFarlin	Salchert	
Culhane	Jaros	Menke	Samuelson	
Cummiskey	Johnson, C.	Miller, D.	Sarna	

The bill was passed and its title agreed to.

H. F. No. 892 was reported to the House.

Knickerbocker moved to amend House File No. 892, the printed bill, as follows: page 1, line 15, strike “; and” and insert “.”.

Page 1, strike all of lines 16 and 17.

Page 2, strike all of lines 1 through 3.

The motion prevailed and the amendment was adopted.

H. F. No. 892, A bill for an act relating to labor, veterans; encouraging the employment of Vietnam-era veterans by requiring the listing of job openings with the department of manpower services.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Bell	Carlson, A.	Culhane	Erdahl
Adams, S.	Bennett	Carlson, B.	Cummiskey	Erickson
Andersen, R.	Berg	Carlson, D.	Dahl	Esau
Anderson, D.	Berglin	Carlson, L.	DeGroat	Faricy
Anderson, G.	Biersdorf	Casserly	Dirlam	Ferderer
Anderson, I.	Boland	Cleary	Eckstein	Fjoslien
Becklin	Braun	Clifford	Eken	Forsythe
Belisle	Brinkman	Connors	Enebo	Fudro

Graba	Kempe	Menke	Pleasant	Spanish
Graw	Klaus	Miller, D.	Prahl	Stangeland
Growe	Knickerbocker	Miller, M.	Quirin	Stanton
Hagedorn	Kvam	Munger	Resner	Swanson
Hanson	Laidig	Myrah	Rice	Tomlinson
Haugerud	Larson	Nelson	Ryan	Ulland
Heinitz	LaVoy	Newcome	St. Onge	Vanasek
Hook	Lemke	Niehaus	Salchert	Vento
Jacobs	Lindstrom, E.	Norton	Samuelson	Voss
Jaros	Lindstrom, J.	Ohnstad	Sarna	Weaver
Johnson, C.	Lombardi	Ojala	Savelkoul	Wenzel
Johnson, D.	Long	Parish	Schreiber	Wigley
Johnson, J.	Mann	Patton	Schulz	Wohlwend
Johnson, R.	McArthur	Paviak, R.	Searle	Wolcott
Jopp	McCarron	Paviak, R. L.	Sherwood	Mr. Speaker
Jude	McCauley	Pehler	Sieben, H.	
Kahn	McEachern	Peterson	Skaar	
Kelly	McFarlin	Pieper	Smith	

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

H. F. No. 1897 was reported to the House.

Quirin moved to amend H. F. No. 1897, the printed bill, as follows: page 1, line 8, after "*involved*" strike "*but in no event to exceed the total costs*".

Page 2, line 24, after the word "*existing*" insert "*permit and certificated*".

The motion prevailed and the amendment was adopted.

H. F. No. 1897, A bill for an act relating to regulated industries; certain industries regulated by the department of public service; authorizing fees to defray costs of the department in giving notice in contested cases; defining terms; prescribing conditions for the granting of permits to certain carriers and prescribing conditions for the transfer thereof; specifying the form of license application for livestock buyers; amending Minnesota Statutes 1971, Sections 216.161; 221.011, Subdivision 12; 221.101; 221.121, Subdivision 1; 221.131; 221.141; 221.151, Subdivision 2; 221.281; 221.291; and 239.18, Subdivision 2.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Boland	Dahl	Fudro	Johnson, J.
Adams, S.	Braun	DeGroat	Graba	Johnson, R.
Andersen, R.	Brinkman	Dirlam	Graw	Jopp
Anderson, D.	Carlson, A.	Eckstein	Growe	Kelly
Anderson, G.	Carlson, B.	Eken	Hagedorn	Kahn
Anderson, I.	Carlson, D.	Enebo	Hanson	Kelly
Becklin	Carlson, L.	Erdahl	Haugerud	Kempe
Belisle	Casserly	Erickson	Heinitz	Klaus
Bell	Cleary	Esau	Hook	Knickerbocker
Bennett	Clifford	Faricy	Jacobs	Kvam
Berg	Connors	Ferderer	Jaros	Laidig
Berglin	Culhane	Fjoslien	Johnson, C.	Larson
Biersdorf	Cummiskey	Forsythe	Johnson, D.	LaVoy

Lemke	Miller, M.	Pavlak, R. L.	Savelkoul	Ulland
Lindstrom, E.	Moe	Pehler	Schreiber	Vanasek
Lindstrom, J.	Munger	Peterson	Schulz	Vento
Lombardi	Myrah	Pieper	Searle	Voss
Long	Nelson	Pleasant	Sherwood	Weaver
Mann	Newcome	Prahl	Sieben, H.	Wenzel
McArthur	Niehaus	Quirin	Skaar	Wigley
McCarron	Norton	Rice	Smith	Wohlwend
McCauley	Ohnstad	Ryan	Spanish	Wolcott
McEachern	Ojala	St. Onge	Stangeland	Mr. Speaker
McFarlin	Parish	Salchert	Stanton	
Menke	Patton	Samuelson	Swanson	
Miller, D.	Pavliak, R.	Sarna	Tomlinson	

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

H. F. No. 1309, A bill for an act relating to financial institutions; regulating the investments of savings banks and insurance companies; amending Minnesota Statutes 1971, Sections 50.14, Subdivision 15, and by adding subdivisions; 60A.11, Subdivisions 2 and 5; and 61A.28, Subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, C.	McFarlin	Salchert
Adams, S.	Dahl	Johnson, D.	Menke	Sarna
Andersen, R.	DeGroat	Johnson, J.	Miller, D.	Savelkoul
Anderson, D.	Dirlam	Johnson, R.	Miller, M.	Schreiber
Anderson, G.	Eckstein	Jopp	Moe	Schulz
Anderson, I.	Eken	Jude	Munger	Searle
Becklin	Enebo	Kahn	Nelson	Sherwood
Belisle	Erdahl	Kelly	Newcome	Sieben, H.
Bell	Erickson	Kempe	Niehaus	Skaar
Bennett	Esau	Klaus	Norton	Smith
Berg	Faricy	Knickerbocker	Ohnstad	Stangeland
Berglin	Ferderer	Kvam	Ojala	Stanton
Biersdorf	Fjoslien	Laidig	Parish	Swanson
Boland	Forsythe	Larson	Patton	Tomlinson
Braun	Fudro	LaVoy	Pavlak, R.	Ulland
Brinkman	Graba	Lemke	Pavliak, R. L.	Vanasek
Carlson, A.	Graw	Lindstrom, E.	Pehler	Vento
Carlson, B.	Growe	Lindstrom, J.	Peterson	Voss
Carlson, D.	Hagedorn	Lombardi	Pieper	Weaver
Carlson, L.	Hanson	Long	Pleasant	Wenzel
Casserly	Haugerud	Mann	Prahl	Wigley
Cleary	Heinitz	McArthur	Quirin	Wohlwend
Clifford	Hook	McCarron	Rice	Wolcott
Connors	Jacobs	McCauley	Ryan	Mr. Speaker
Culhane	Jaros	McEachern	St. Onge	

The bill was passed and its title agreed to.

H. F. No. 1675 was reported to the House.

Salchert moved to amend H. F. No. 1675, the printed bill, as follows: page 8, after line 12, add a new Sec. 11 to read:

"Sec. 11. Sec. 4 of this act shall not apply to any judge who seeks early retirement and who has over 22 years of judicial

service who would elect early retirement prior to July 2, 1973. Such judge shall be entitled to full retirement benefits, provided he has attained the age of 65.”

Renumber the old Sec. 11 to Sec. 12.

Page 8, line 13, after “through” and before “of” strike “10” and insert in lieu thereof “11”.

The motion prevailed and the amendment was adopted.

H. F. No. 1675, A bill for an act relating to courts; providing for uniform retirement and survivors' annuities for judges and establishing a judges' retirement fund; appropriating money.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 105, and nays 12, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	McFarlin	St. Onge
Adams, S.	DeGroat	Johnson, J.	Miller, D.	Salchert
Andersen, R.	Dirlam	Johnson, R.	Miller, M.	Samuelson
Anderson, G.	Eken	Jopp	Moe	Sarna
Anderson, I.	Enebo	Jude	Myrah	Savelkoul
Becklin	Esau	Kahn	Nelson	Schreiber
Belisle	Faricy	Kelly	Newcome	Sherwood
Bell	Ferderer	Kempe	Norton	Sieben, H.
Bennett	Fjoslien	Klaus	Ohnstad	Smith
Berg	Flakne	Knickerbocker	Parish	Stanton
Berglin	Forsythe	Kvam	Patton	Swanson
Biersdorf	Fudro	Laidig	Pavlak, R.	Tomlinson
Boland	Graba	Larson	Pavlak, R. L.	Ulland
Braun	Graw	Lindstrom, E.	Pehler	Vanasek
Carlson, D.	Grove	Lindstrom, J.	Peterson	Voss
Carlson, L.	Hagedorn	Lombardi	Pieper	Weaver
Cassery	Hanson	Mann	Prahl	Wenzel
Cleary	Heinitz	McArthur	Quirin	Wigley
Clifford	Hook	McCarron	Resner	Wohlwend
Connors	Jacobs	McCauley	Rice	Wolcott
Cummiskey	Jaros	McEachern	Ryan	Mr. Speaker

Those who voted in the negative were:

Anderson, D.	Erdahl	Long	Pleasant	Stangeland
Brinkman	Erickson	Niehaus	Skaar	
Carlson, A.	Johnson, D.	Ojala		

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

H. F. No. 2174, A bill for an act relating to laws and the statutory compilation thereof; prescribing times of and other conditions of publication; appropriating money; amending Minnesota Statutes 1971, Sections 482.07, by adding subdivisions; 648.31, by adding subdivisions; 648.41, Subdivision 2; 648.42; and 648.45.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, J.	Miller, D.	Sarna
Adams, S.	Eckstein	Johnson, R.	Miller, M.	Savelkoul
Andersen, R.	Eken	Jopp	Munger	Schreiber
Anderson, D.	Enebo	Jude	Myrah	Schulz
Anderson, G.	Erdahl	Kahn	Nelson	Sherwood
Anderson, I.	Erickson	Kelly	Newcome	Sieben, H.
Becklin	Esau	Kempe	Niehaus	Skaar
Belisle	Faricy	Klaus	Norton	Smith
Bell	Ferderer	Knickerbocker	Ohnstad	Spanish
Bennett	Fjosien	Kvam	Ojala	Stangeland
Berg	Flakne	Laidig	Parish	Stanton
Biersdorf	Forsythe	Larson	Patton	Swanson
Boland	Fudro	LaVoy	Pavliak, R.	Tomlinson
Braun	Graba	Lemke	Pavliak, R. L.	Ulland
Carlson, A.	Graw	Lindstrom, E.	Pehler	Vento
Carlson, B.	Growe	Lindstrom, J.	Peterson	Voss
Carlson, D.	Hagedorn	Lombardi	Pieper	Wenzel
Carlson, L.	Hanson	Long	Pleasant	Wigley
Casserly	Haugerud	Mann	Prahl	Wohlwend
Cleary	Heinitz	McArthur	Resner	Wolcott
Clifford	Hook	McCarron	Rice	Mr. Speaker
Connors	Jacobs	McCauley	Ryan	
Culhane	Jaros	McEachern	St. Onge	
Cummiskey	Johnson, C.	McFarlin	Salchert	
Dahl	Johnson, D.	Menke	Samuelson	

The bill was passed and its title agreed to.

H. F. No. 543 was reported to the House.

CALL OF THE HOUSE

On the motion of Mr. Kempe and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

Adams, J.	Dahl	Jopp	Moe	Sarna
Adams, S.	Dirlam	Jude	Munger	Savelkoul
Andersen, R.	Eckstein	Kahn	Myrah	Schreiber
Anderson, D.	Enebo	Kelly	Nelson	Schulz
Anderson, G.	Erdahl	Kempe	Newcome	Sherwood
Anderson, I.	Erickson	Klaus	Niehaus	Sieben, H.
Becklin	Esau	Knickerbocker	Norton	Skaar
Belisle	Faricy	Kvam	Ohnstad	Smith
Bell	Ferderer	Laidig	Ojala	Stangeland
Bennett	Flakne	Larson	Parish	Stanton
Berg	Forsythe	LaVoy	Patton	Swanson
Berglin	Fudro	Lemke	Pavliak, R.	Tomlinson
Biersdorf	Graba	Lindstrom, E.	Pavliak, R. L.	Ulland
Boland	Graw	Lindstrom, J.	Pehler	Vanasek
Braun	Growe	Lombardi	Peterson	Vento
Carlson, A.	Hagedorn	Long	Pieper	Wenzel
Carlson, B.	Hanson	Mann	Pleasant	Wigley
Carlson, D.	Heinitz	McArthur	Prahl	Wohlwend
Carlson, L.	Hook	McCarron	Quirin	Wolcott
Casserly	Jacobs	McCauley	Resner	Mr. Speaker
Cleary	Jaros	McEachern	Rice	
Clifford	Johnson, C.	McFarlin	Ryan	
Connors	Johnson, D.	Menke	St. Onge	
Culhane	Johnson, J.	Miller, D.	Salchert	
Cummiskey	Johnson, R.	Miller, M.	Samuelson	

Mr. Kempe moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

Weaver was excused for the remainder of today's session.

H. F. No. 543, A bill for an act relating to health; repealing Minnesota Statutes 1971, Section 617.251.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill.

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

Anderson, I., moved that those not voting be excused from voting. The motion did not prevail.

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

Salchert moved that Eken be excused from voting. The motion prevailed.

Flakne moved that Mueller be excused from voting. The motion did not prevail.

Carlson, D., moved that those not voting be excused from voting. The motion prevailed.

The roll being called, there were yeas 58, and nays 64, as follows:

Those who voted in the affirmative were:

Adams, J.	Casserly	Grove	Menke	Ryan
Adams, S.	Cleary	Hanson	Miller, D.	Salchert
Andersen, R.	Clifford	Heinitz	Moe	Sieben, H.
Anderson, G.	Cummiskey	Jaros	Munger	Stanton
Anderson, I.	Eckstein	Johnson, D.	Nelson	Swanson
Bell	Enebo	Johnson, J.	Norton	Tomlinson
Berg	Faricy	Jude	Ojala	Ulland
Berghin	Fjoslien	Kelly	Parish	Vanasek
Boland	Flakne	Knickerbocker	Pleasant	Wohltwend
Carlson, A.	Forsythe	Laidig	Prahl	Mr. Speaker
Carlson, B.	Fugina	LaVoy	Resner	
Carlson, L.	Graba	McCarron	Rice	

Those who voted in the negative were:

Anderson, D.	DeGroat	Jacobs	Lindstrom, E.	Myrah
Becklin	Dirlam	Johnson, C.	Lindstrom, J.	Newcome
Belisle	Erdahl	Johnson, R.	Lombardi	Niehaus
Bennett	Erickson	Jopp	Long	Ohnstad
Biersdorf	Esau	Kahn	Mann	Patton
Braun	Ferderer	Kempe	McArthur	Pavlak, R.
Carlson, D.	Fudro	Klaus	McCauley	Pehler
Connors	Graw	Kvam	McEachern	Peterson
Culhane	Hagedorn	Larson	McFarlin	Pieper
Dahl	Hook	Lemke	Miller, M.	St. Onge

Samuelson	Schreiber	Smith	Vento	Wigley
Sarna	Schulz	Spanish	Voss	Wolcott
Savelkoul	Skaar	Stangeland	Wenzel	

The bill was not passed.

Norton was excused for the remainder of today's session.

H. F. No. 1634 was reported to the House.

Anderson, I., moved that H. F. No. 1634 be continued on Special Orders, immediately following the Calendar, for Thursday, May 3, 1973. The motion prevailed.

H. F. No. 1658 was reported to the House.

Anderson, I., moved that H. F. No. 1658 be continued on Special Orders, immediately following the Calendar, for Thursday, May 3, 1973. The motion prevailed.

CALL OF THE HOUSE LIFTED

Mr. LaVoy moved that the call of the House be dispensed with. The motion prevailed and it was so ordered.

H. F. No. 713, A bill for an act relating to labor and industry; voluntary apprenticeship; establishing a division of voluntary apprenticeship in the department of labor and industry and prescribing its powers and duties; authorizing the commissioner of labor and industry to promulgate rules and regulations relating to voluntary apprenticeship; amending Minnesota Statutes 1971, Sections 178.01; 178.02; 178.03; 178.05; 178.06; 178.07; 178.08; 178.09; and Chapter 178 by adding a section; and repealing Minnesota Statutes 1971, Section 178.04.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 111, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	Connors	Haugerud	Mann	Pieper
Adams, S.	Cummiskey	Heinitz	McCarron	Prahl
Andersen, R.	Dahl	Hook	McCauley	Quirin
Anderson, G.	Dirlam	Jacobs	McEachern	Resner
Anderson, I.	Eckstein	Jaros	McFarlin	Rice
Belisle	Eken	Johnson, C.	Menke	Ryan
Bell	Enebo	Johnson, D.	Miller, D.	St. Onge
Bennett	Erdahl	Jopp	Miller, M.	Salchert
Berg	Esau	Jude	Moe	Samuelson
Berglin	Faricy	Kahn	Munger	Sarna
Biersdorf	Ferderer	Kelly	Nelson	Savelkoul
Boland	Fjoslien	Kempe	Newcome	Schreiber
Braun	Flakne	Klaus	Niehaus	Schulz
Carlson, A.	Fudro	Knickerbocker	Ohnstad	Searle
Carlson, B.	Fugina	Kvam	Ojala	Sherwood
Carlson, D.	Graba	Larson	Parish	Sieben, H.
Carlson, L.	Graw	LaVoy	Patton	Skaar
Cassery	Growe	Lemke	Pavlak, P.	Smith
Cleary	Hagedorn	Lindstrom, J.	Pehler	Stangeland
Clifford	Hanson	Lombardi	Peterson	Stanton

Swanson	Vanasek	Wenzel	Wolcott	Mr. Speaker
Tomlinson	Vento	Wigley		
Ulland	Voss	Wohlwend		

Those who voted in the negative were:

Anderson, D. Culhane Lindstrom, E. Long

The bill was passed and its title agreed to.

H. F. No. 945, A bill for an act relating to safety in the use of waters of this state; establishing a watercraft safety program; increasing certain license fees; providing penalties; amending Minnesota Statutes 1971, Sections 361.055; 361.22, Subdivision 2; and Chapter 361, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 81, and nays 30, as follows:

Those who voted in the affirmative were:

Adams, J.	Faricy	Kempe	Newcome	Savelkoul
Anderson, I.	Ferderer	Laidig	Ojala	Sherwood
Belisle	Flakne	Lemke	Parish	Sieben, H.
Bell	Forsythe	Lindstrom, E.	Patton	Smith
Bennett	Fudro	Lindstrom, J.	Pavlak, R.	Stanton
Berg	Fugina	Lombardi	Pavlak, R. L.	Swanson
Berglin	Graba	McArthur	Pehler	Tomlinson
Boland	Grove	McCarron	Peterson	Ulland
Carlson, A.	Hanson	McEachern	Pleasant	Vanasek
Carlson, L.	Heinitz	McFarlin	Prahl	Vento
Casserly	Hook	Menke	Quirin	Wohlwend
Cleary	Jaros	Miller, D.	Rice	Wolcott
Clifford	Johnson, D.	Miller, M.	Ryan	Mr. Speaker
Connors	Johnson, J.	Moe	St. Onge	
Cummiskey	Jude	Munger	Salchert	
Dahl	Kahn	Myrah	Samuelson	
Enebo	Kelly	Nelson	Sarna	

Those who voted in the negative were:

Andersen, R.	DeGroat	Fjoslien	LaVoy	Resner
Anderson, D.	Dirlam	Jacobs	Long	Schulz
Anderson, G.	Eckstein	Johnson, C.	Mann	Skaar
Braun	Erdahl	Jopp	Niehaus	Stangeland
Carlson, D.	Erickson	Klaus	Ohnstad	Wenzel
Culhane	Esau	Kvam	Pieper	Wigley

The bill was passed and its title agreed to.

Bennett was excused for the remainder of today's session.

H. F. No. 1465 was reported to the House.

Sherwood moved to amend H. F. No. 1465, the printed bill, as follows: page 4, line 19, restore the stricken language.

Page 4, lines 22 and 23, restore the stricken language.

The motion prevailed and the amendment was adopted.

H. F. No. 1465, A bill for an act relating to water resources; modifying and strengthening certain powers of the commissioner

of natural resources in connection therewith; providing penalties; amending Minnesota Statutes 1971, Sections 105.37, by adding subdivisions; 105.38; 105.39, by adding a subdivision; 105.41; 105.42; 105.43; 105.44, Subdivisions 1, 3, 5, 6; 105.45; 105.47; 105.51, Subdivision 1; and Chapter 105, by adding sections; repealing Minnesota Statutes 1971, Section 105.54.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 73, and nays 44, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, J.	Newcome	Schreiber
Andersen, R.	Dieterich	Jude	Ojala	Sherwood
Anderson, I.	Enebo	Kahn	Parish	Sieben, H.
Belisle	Faricy	Kempe	Pavlak, R.	Smith
Bell	Ferderer	Knickerbocker	Pehler	Stanton
Berg	Flakne	LaVoy	Pleasant	Swanson
Berglin	Forsythe	Lindstrom, E.	Quirin	Tomlinson
Boland	Fudro	Mann	Resner	Ulland
Carlson, A.	Fugina	McArthur	Rice	Vanasek
Carlson, L.	Growe	McCarron	Ryan	Vento
Casserly	Hanson	McFarlin	St. Onge	Wenzel
Cleary	Heinitz	Menke	Salchert	Wolcott
Clifford	Hook	Moe	Samuelson	Mr. Speaker
Connors	Jaros	Munger	Sarna	
Cummiskey	Johnson, D.	Nelson	Savelkoul	

Those who voted in the negative were:

Anderson, D.	Eken	Johnson, R.	McEachern	Pieper
Anderson, G.	Erdahl	Jopp	Miller, D.	Prahl
Becklin	Erickson	Kelly	Miller, M.	Schulz
Biersdorf	Esau	Klaus	Myrah	Searle
Braun	Fjoslien	Kvam	Niehaus	Skaar
Carlson, D.	Graw	Larson	Ohnstad	Stangeland
DeGroat	Hagedorn	Lombardi	Patton	Wigley
Dirlam	Jacobs	Long	Pavlak, R. L.	Wohlwend
Eckstein	Johnson, C.	McCauley	Peterson	

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

H. F. No. 1718 was reported to the House.

Skaar moved to amend H. F. No. 1718, the printed bill, as follows: page 1, line 3, delete "*which has no public facilities for the kind of service to*".

Page 1, line 4, delete "*be provided, or*".

Page 10, line 7, restore the stricken "un-".

Page 10, line 8, restore the stricken "der".

Page 10, line 14, after "(SECURE)" but before the comma, insert "*this section*".

Page 11, line 31, after the period, insert: "*The county board or the commission may also provide by resolution for discontinuance of water services to any premises in the event of nonpayment of charges for any water or sewer service provided to the premises,*

upon reasonable notice to the owner and opportunity for hearing upon any claim that the charges are not properly due and payable."

Page 12, line 7, after "serve" strike "at".

Page 12, line 8, strike "the pleasure of the county board".

Page 12, line 9, delete "*which appointed them*" and insert in lieu thereof before the period "*for terms of four years and until their successors are appointed and qualify. The commencement date of the term of each member and his successors shall be fixed by order of the board or court so that as nearly as possible an equal number of members will be replaced or reappointed each year*".

Page 12, line 11, after the period, insert: "*When the area served by any system is enlarged pursuant to section 116A.12, subdivision 9, the board or court shall reapportion or increase the membership and reestablish the terms so as to conform to the foregoing provisions, but each member shall continue to serve for the term for which he was appointed. Vacancies due to death, incapacity to serve, removal, or resignation shall be filled by the appointing boards for the unexpired terms.*".

Page 12, after line 31, add a new section as follows:

"Sec. 24. Minnesota Statutes 1971, Section 116A.24, is amended by adding a subdivision to read:

Subd. 4. A commission appointed to construct, operate, and maintain any system pursuant to this section, when authorized by order of the county board or, in the case of a multi-county system, by orders of the county boards of all counties containing areas served by the system, filed with and confirmed by order of the district court, may exercise within the area served by the system and any extensions thereof all powers granted in this chapter to county boards for the financing of the construction, improvement, extension, operation, and maintenance of the system, including the power to levy taxes upon all taxable property within such area, to assess benefits and damages, and to issue general obligation bonds and certificates of indebtedness of the commission, supported by an irrevocable pledge of its power to tax such property, without limitation of rate or amount and without affecting the amount of debt to be incurred or taxes levied by any county or other political subdivision. Such authorization shall be irrevocable so long as any indebtedness of the commission is outstanding."

Renumber the sections in sequence.

Further, amend the title as follows: in line 6 of the title before the semicolon, strike "a subdivision" and insert in lieu thereof "subdivisions".

The motion prevailed and the amendment was adopted.

H. F. No. 1718, A bill for an act relating to public waters and sewer systems, improvements, and extensions established by

counties and district courts; amending Minnesota Statutes 1971, Sections 116A.01, by adding a subdivision; 116A.02, Subdivision 1; 116A.09; 116A.12, Subdivisions 2 and 3a, and by adding subdivisions; 116A.15, Subdivisions 1 and 2; 116A.16; 116A.17, Subdivisions 1, 2, and 4; 116A.18, Subdivision 1; 116A.19, Subdivision 2; 116A.20, Subdivisions 1, 2, and 5; 116A.21; 116A.22; 116A.24, Subdivision 1, and by adding subdivisions, and 273.111, Subdivision 14.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Jopp	Moe	Savelkoul
Adams, S.	Enebo	Jude	Munger	Schreiber
Andersen, R.	Erdahl	Kahn	Myrah	Schulz
Anderson, D.	Erickson	Kelly	Nelson	Searle
Anderson, G.	Esau	Kempe	Newcome	Sherwood
Anderson, I.	Faricy	Klaus	Niehause	Sieben, H.
Becklin	Ferderer	Knickerbocker	Ohnstad	Skaar
Belisle	Fjoslien	Kvam	Ojala	Smith
Bell	Flakne	Laidig	Parish	Stangeland
Berg	Forsythe	Larson	Patton	Stanton
Berglin	Fudro	LaVoy	Pavlak, R.	Swanson
Boland	Fugina	Lemke	Pavlak, R. L.	Tomlinson
Braun	Graba	Lindstrom, E.	Pehler	Ulland
Carlson, A.	Graw	Lindstrom, J.	Peterson	Vanasek
Carlson, B.	Growe	Lombardi	Pieper	Vento
Carlson, D.	Hagedorn	Long	Pleasant	Voss
Carlson, L.	Hanson	Mann	Prahl	Wenzel
Casserly	Haugerud	McArthur	Quirin	Wigley
Clifford	Heimitz	McCarron	Resner	Wohlwend
Connors	Hook	McCauley	Rice	Wolcott
Cummiskey	Jacobs	McEachern	Ryan	Mr. Speaker
Dahl	Jaros	McFarlin	St. Onge	
DeGroat	Johnson, C.	Menke	Salchert	
Dirlam	Johnson, D.	Miller, D.	Samuelson	
Eckstein	Johnson, R.	Miller, M.	Sarna	

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

H. F. No. 1539 was reported to the House.

Fugina moved to amend H. F. No. 1539, the printed bill, as follows: page 1, line 3, after "separate" strike "nonpartisan".

The motion prevailed and the amendment was adopted.

Pavlak, R., moved to amend H. F. No. 1539, the printed bill, as follows: page 1, after line 14, add a new section to read:

"Sec. 2. This act shall not apply to any governmental unit unless approved by its governing body."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Pavlak, R., amendment, and the roll being called, there were yeas 79, and nays 33, as follows:

Those who voted in the affirmative were:

Adams, S.	Dirlam	Jopp	McCauley	Pleasant
Andersen, R.	Eckstein	Jude	McEachern	St. Onge
Anderson, D.	Eken	Kelly	McFarlin	Salchert
Anderson, G.	Erdahl	Kempe	McFariin	Savelkoul
Becklin	Erickson	Klaus	Miller, D.	Schreiber
Belisle	Esau	Knickerbocker	Miller, M.	Searle
Biersdorf	Ferderer	Kvam	Myrah	Sieben, H.
Boland	Fjoslien	Laidig	Newcome	Stangeland
Carlson, A.	Flakne	Larson	Niehaus	Stanton
Carlson, D.	Forsythe	Lemke	Ohnstad	Swanson
Carlson, L.	Graw	Lindstrom, E.	Patton	Ulland
Cleary	Growe	Lombardi	Pavlak, R.	Wenzel
Clifford	Heinitz	Long	Pavlak, R. L.	Wigley
Culhane	Hook	Mann	Pehler	Wohlwend
Dahl	Johnson, J.	McArthur	Peterson	Wolcott
DeGroat	Johnson, R.	McCarron	Pieper	

Those who voted in the negative were:

Adams, J.	Enebo	Johnson, C.	Parish	Spanish
Anderson, I.	Faricy	Johnson, D.	Rice	Tomlinson
Berglin	Fudro	LaVoy	Ryan	Vanasek
Braun	Fugina	Moe	Samuelson	Vento
Carlson, B.	Hanson	Munger	Sarna	Voss
Connors	Jacobs	Nelson	Skaar	
Cummiskey	Jaros	Ojala	Smith	

The motion prevailed and the amendment was adopted.

H. F. No. 1539, A bill for an act relating to elections; providing an "alley system" of election for local government officials.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 50, and nays 66, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jacobs	Nelson	Salchert
Anderson, I.	Enebo	Jaros	Ohnstad	Samuelson
Becklin	Faricy	Johnson, D.	Ojala	Sarna
Boland	Flakne	Kelly	Parish	Sieben, H.
Braun	Fudro	Klaus	Patton	Spanish
Carlson, B.	Fugina	LaVoy	Pavlak, R.	Tomlinson
Carlson, D.	Growe	Lemke	Quirin	Ulland
Casserly	Hagedorn	Menke	Resner	Vanasek
Connors	Hanson	Miller, D.	Rice	Vento
Cummiskey	Haugerud	Moe	Ryan	Voss

Those who voted in the negative were:

Adams, S.	Dirlam	Jopp	Miller, M.	Skaar
Andersen, R.	Eckstein	Jude	Myrah	Smith
Anderson, D.	Eken	Kempe	Newcome	Stangeland
Anderson, G.	Erdahl	Kvam	Niehaus	Stanton
Belisle	Erickson	Laidig	Pavlak, R. L.	Swanson
Bell	Esau	Larson	Pehler	Wenzel
Berg	Ferderer	Lindstrom, E.	Peterson	Wigley
Biersdorf	Forsythe	Lindstrom, J.	Pieper	Wohlwend
Carlson, A.	Graw	Lombardi	Pleasant	Wolcott
Carlson, L.	Heinitz	Long	Prahl	Mr. Speaker
Cleary	Hook	Mann	Savelkoul	
Clifford	Johnson, C.	McArthur	Schreiber	
Culhane	Johnson, J.	McCarron	Schulz	
DeGroat	Johnson, R.	McFarlin	Searle	

The bill, as amended, was not passed.

H. F. No. 873. A bill for an act relating to subdivided lands; the regulation of the disposition of lots, parcels, units or interests in lands within real estate subdivisions; to require registration; to protect the purchaser from unfair and deceptive trade practices; to provide for the filing of bonds and performance assurances; to regulate advertising, promotion and sales contracts; to provide for the payment of fees; and to provide penalties; repealing Minnesota Statutes 1971, Sections 83.01 to 83.19.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 103, and nays 12, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Jacobs	McCarron	Resner
Adams, S.	Dirlam	Jaros	McEachern	Rice
Andersen, R.	Eckstein	Johnson, D.	McFarlin	Ryan
Anderson, D.	Eken	Johnson, J.	Menke	Salchert
Anderson, I.	Enebo	Johnson, R.	Miller, D.	Samuelson
Belisle	Erdahl	Jude	Moe	Sarna
Bell	Erickson	Kahn	Munger	Schreiber
Berg	Esau	Kelly	Nelson	Sherwood
Berglin	Faricy	Kempe	Newcome	Sieben, H.
Biersdorf	Ferderer	Knickerbocker	Niehaus	Stanton
Boland	Flakne	Kvam	Ojala	Swanson
Braun	Forsythe	Laidig	Parish	Tomlinson
Carlson, A.	Fudro	Larson	Patton	Vanasek
Carlson, B.	Fugina	LaVoy	Pavlak, R.	Vento
Carlson, L.	Graba	Lemke	Pavlak, R. L.	Voss
Casserly	Graw	Lindstrom, E.	Pehler	Wenzel
Cleary	Growe	Lindstrom, J.	Peterson	Wohlwend
Clifford	Hanson	Lombardi	Pieper	Wolcott
Connors	Haugerud	Long	Pleasant	Mr. Speaker
Cummiskey	Heinitz	Mann	Prahl	
Dahl	Hook	McArthur	Quirin	

Those who voted in the negative were:

Becklin	Hagedorn	St. Onge	Skaar	Wigley
Carlson, D.	Jopp	Savelkoul	Stangeland	
Culhane	Myrah	Searle		

The bill was passed and its title agreed to.

GENERAL ORDERS

Pursuant to Rules of the House, the House resolved itself into the Committee of the Whole, with Mr. Sabo in the Chair, for the consideration of bills pending on General Orders of the Day.

The Speaker resumed the Chair, whereupon the following proceedings of the Committee were reported to the House:

H. F. No. 286 upon which it recommended progress with the following amendment offered by Swanson:

The printed bill, as follows: on page 4, Section 9, strike all of the language in subdivision 1, and renumber subsequent subdivisions accordingly.

On page 5, line 23, after the word "investigate" strike the words "and use".

On the motion of Mr. Anderson, I., the report of the Committee of the Whole was adopted.

ADJOURNMENT

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Thursday, May 3, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

FIFTY-FIRST DAY

SAINT PAUL, MINNESOTA, THURSDAY, MAY 3, 1973

The House convened at 2:00 p.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J.	Dieterich	Johnson, J.	Moe	Savelkoul
Adams, S.	Dirlam	Jopp	Mueller	Schreiber
Andersen, R.	Eckstein	Jude	Munger	Schulz
Anderson, D.	Eken	Kahn	Myrah	Searle
Anderson, G.	Enebo	Kelly	Nelson	Sherwood
Anderson, I.	Erdahl	Kempe	Newcome	Sieben, H.
Becklin	Erickson	Klaus	Niehaus	Sieben, M.
Belisle	Esau	Knickerbocker	Norton	Skaar
Bennett	Faricy	Kvam	Ohnstad	Smith
Berg	Ferderer	Laidig	Ojala	Spanish
Berglin	Fjoslien	Larson	Parish	Stangeland
Biersdorf	Flakne	LaVoy	Patton	Stanton
Boland	Forsythe	Lemke	Pavlak, R.	Swanson
Braun	Fudro	Lindstrom, E.	Pavlak, R. L.	Ulland
Brinkman	Fugina	Lindstrom, J.	Pehler	Vanasek
Carlson, A.	Graba	Lombardi	Peterson	Vento
Carlson, B.	Graw	Long	Pieper	Voss
Carlson, D.	Growe	Mann	Pleasant	Weaver
Carlson, L.	Hagedorn	McArthur	Prahl	Wenzel
Casserly	Hanson	McCarron	Quirin	Wigley
Cleary	Haugerud	McCauley	Resner	Wohlwend
Clifford	Heinitz	McEachern	Rice	Wolcott
Connors	Hook	McFarlin	Ryan	Mr. Speaker
Culhane	Jacobs	McMillan	St. Onge	
Cummiskey	Jaros	Menke	Salchert	
Dahl	Johnson, C.	Miller, D.	Samuelson	
DeGroat	Johnson, D.	Miller, M.	Sarna	

A quorum was present.

Bell was excused. Johnson, R., was excused until 4:30 p.m. Tomlinson was excused until 5:00 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. Johnson, C., the further reading was dispensed with and the Journal was approved as corrected.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 961, 972, 1192, 1316, 1436, 1451, 1524, 1575, 1577, 1837, 2008, 2162, 2166, 2308, 2436, 2437, 1870, 827, 1318, 1659, 2179, and 2180 and S. F. Nos. 162, 1881, 1955, 152, 509, 919, 1109, 1654, 1678, 1791, 1961, 325, 430, 1374, 1460, 1167, 1174, 1377, 1559, 1936, 2125, 775, 1247, 1232, 2008, 2014, 351, 746, 181, 462, 590, 1877, 2157, 54, 328, 1872, 1943, and 1964 have been placed in the members' files.

S. F. No. 1955 and H. F. No. 1909, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 1955, page 1, lines 19 and 20, contain the language:

"Sec. 2. This act shall be effective the day following its final enactment.";

whereas, H. F. No. 1909 does not contain this language.

SUSPENSION OF RULES

Smith moved that the rules be so far suspended that S. F. No. 1955 be substituted for H. F. No. 1909 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1678 and H. F. No. 1658, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 1658, page 1, lines 24 and 25 read:

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

whereas, S. F. No. 1678, page 1, lines 24 and 25 read:

"Sec. 3. *This act shall take effect on the day following its enactment.*".

SUSPENSION OF RULES

Pehler moved that the rules be so far suspended that S. F. No. 1678 be substituted for H. F. No. 1658 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2189 and H. F. No. 2228, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 2189, page 1, lines 6 through 8, read:

"Section 1. Notwithstanding any law to the contrary, the governor, upon the recommendation of the commissioner of administration, and upon receipt of the consideration";

whereas, H. F. No. 2228, page 1, lines 6 through 8, read:

"Section 1. Notwithstanding any law to the contrary, the commissioner of administration upon receipt of the consideration specified herein shall convey by quitclaim".

S. F. No. 2189, page 2, line 5, reads: "oath shall be attached to the report of such appraisal."; whereas, H. F. No. 2228, page 2, line 4, reads: "oath shall be attached to the report of such appraisal."

S. F. No. 2189, page 2, after line 9, contains the language:

"Sec. 4. This act is effective the day following its final enactment.";

whereas, H. F. No. 2228 does not contain this language.

SUSPENSION OF RULES

Sherwood moved that the rules be so far suspended that S. F. No. 2189 be substituted for H. F. No. 2228 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1559 and H. F. No. 2008, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Berglin moved that S. F. No. 1559 be substituted for H. F. No. 2008 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2125 and H. F. No. 2018, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Johnson, D., moved that S. F. No. 2125 be substituted for H. F. No. 2018 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1377 and H. F. No. 1451, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Parish moved that S. F. No. 1377 be substituted for H. F. No. 1451 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 641 and H. F. No. 2227, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Sherwood moved that S. F. No. 641 be substituted for H. F. No. 2227 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 60 and H. F. No. 85, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Eken moved that S. F. No. 60 be substituted for H. F. No. 85 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following communication was received:

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
1827		143	April 30	April 30

Sincerely,

ARLEN ERDAHL
Secretary of State

REPORTS OF STANDING COMMITTEES

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 1478, A bill for an act relating to highways; the establishment of recreational vehicle lanes on state, county and town road rights of way, including bridges and underpasses; and appropriating money; amending Minnesota Statutes 1971, Sections 161.20, Subdivision 2; 161.21, Subdivision 1; 165.02; and 167.50, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 11, strike "VEHICLE".

Page 1, line 14, strike "vehicle".

Page 1, line 18, strike "vehicle".

Page 1, line 21, strike "vehicle".

Page 1, line 27, strike "vehicle".

Page 2, line 14, strike "vehicle".

Page 3, line 9, strike "vehicle".

Page 4, line 20, strike "vehicle".

Page 5, line 1, strike "use of".

Page 5, line 2, strike "vehicles" and insert in lieu thereof "use".

Page 5, line 13, strike "vehicle".

Page 5, line 19, strike "vehicle".

Page 5, line 26, strike "vehicle".

Amend the title in line 3 thereof by deleting "vehicle".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 1810, A bill for an act authorizing municipalities to create development districts within their corporate boundaries; to acquire, reconstruct, improve, alter, extend, operate, maintain and promote development programs to be carried out in each of the districts created; authorizing the issuance of bonds to carry out such development programs; authorizing the use of the tax increment created in the development districts to pay off the principal and interest on such bonds; authorizing municipalities to operate pedestrian systems and special lighting and similar systems; authorizing municipalities to assess the cost of operations against the development districts; authorizing municipalities to lease space in structures and to lease or sell air rights over structures and to lease or sell property for private development.

Reported the same back with the following amendments:

Page 2, line 18, after the period, insert the following: "No less than 60 percent of the area of any such district shall consist of land which has been platted and developed. The area of such district shall not be enlarged after three years following the date of designation of such district. At the time of adoption of the first development district, the governing body shall by formal action adopt one of the three following alternative restrictive options. Once the choice is made, the municipality must use the same option for all succeeding development districts.

(1) The total acreage included in any one development district shall not exceed one percent of the total acreage of the municipality. At no time shall the total current acreage within development districts for which unrecovered cost of bonds remain exceed three percent of the total acreage of the municipality.

(2) The total market value of taxable real property of any one development district when adopted shall not exceed five percent of the total market value of taxable real property in the municipality as then most recently certified by the county auditor. At no time shall the current total market value of taxable real property within development districts for which unrecovered costs of bonds remain exceed ten percent of the total market value of taxable real property in the municipality as most recently certified by the county auditor.

(3) The governing body may adopt one development district which shall not exceed six acres in area. At no time shall another development district be adopted by the governing body of the municipality until all cost of bonds for the previously adopted district has been paid.”

Page 4, line 16, after “domain,” insert “In all acquisitions the acquiring authority shall provide as a cost of acquisition the relocation assistance, services, payments and benefits required by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 84 Statutes 1834, (1971), 42 United States Code, Section 4601, et seq.”

Page 6, strike lines 13 through 20, and insert:

“Sec. 6. [ISSUANCE OF BONDS.] The governing body of the municipality may authorize, issue, and sell bonds, which shall mature within 30 years, to finance the acquisition and betterment of real and personal property needed to carry out the development program within the development district together with all relocation costs incidental hereto in accordance with Minnesota Statutes, Sections 475.51, 475.53, 475.54, 475.55, 475.56, 475.60, 475.61, 475.62, 475.63, 475.65, 475.66, 475.69, 475.70, 475.71. All tax increments received by the municipality pursuant to section 7 shall be pledged for the payment of such bonds and used to reduce or cancel the taxes otherwise required to be extended for that purpose, and the bonds shall not be included when computing the municipality’s net debt.”

Page 7, line 10, strike “according to the original” and insert “in the proportion that the original taxable value bears to the current”.

Page 7, line 12, after the word “collected,” insert “referred to herein as the tax increment.”

Page 9, line 15, strike “In its discretion.”

Page 9, line 16, strike “may” and insert in lieu thereof “shall”.

Page 9, line 16, strike “and appoint”, and insert “appointed or”.

Page 9, line 16, after “an” insert “elected”.

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

H. F. No. 1609, A bill for an act relating to taxation; school aids and levy limitations; amending Minnesota Statutes 1971, Sections 124.04; 124.212; and 275.125.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Section 120.17, Subdivision 7, is amended to read:

Subd. 7. [PLACEMENT IN STATE INSTITUTION; RESPONSIBILITY.] Responsibility for special instruction and services for a handicapped child placed in a state institution on a temporary basis shall be determined in the following manner:

(a) The legal residence of such child shall be the school district in which his parent resides, if living, or his guardian (IF NEITHER PARENT IS LIVING WITHIN THE STATE OR THE DISTRICT DESIGNATED BY THE COMMISSIONER OF EDUCATION IF NEITHER PARENT OR GUARDIAN IS LIVING WITHIN THE STATE);

(b) When the educational needs of such child can be met through the institutional program, the costs for such instruction shall be paid by the department to which the institution is assigned;

(c) When it is determined that such child can benefit from public school enrollment, provision for such instruction shall be made in the following manner:

(1) Determination of eligibility for special instruction and services shall be made by the commissioner of education and the commissioner of the department responsible for the institution;

(2) The school district where the institution is located shall provide an appropriate educational program for the child and shall make a tuition charge to the child's district of residence for the actual cost of providing the program;

(3) The district of the child's residence shall pay the tuition and other program costs and may claim foundation aid for the child. *Special transportation costs shall be paid by the district of the child's residence and the state shall reimburse such costs within the limits provided by law.*

Sec. 2. Minnesota Statutes 1971, Section 120.17, is amended by adding a subdivision to read:

Subd. 8a. [RESIDENCE OF CHILD UNDER SPECIAL CONDITIONS.] The legal residence of a handicapped child placed in a foster facility for care and treatment when: (1) parental rights have been terminated by court order; (2) parent or guardian is not living within the state; or (3) no other school district residence can be established, shall be the school district in which the child resides. The School Board of the district of residence shall provide the same educational program for such child as it provides for all resident handicapped children in the district.

Sec. 3. Minnesota Statutes 1971, Section 124.04, is amended to read:

124.04 [CAPITAL EXPENDITURE TAXING AUTHORITY.] In addition to the tax levy prescribed by law for general

and special school purposes, the board of any district may levy annually an amount equal to eight mills on each dollar of assessed valuation of the taxable property in the district as adjusted for the preceding year by the equalization aid review committee notwithstanding the provisions of sections 272.64 and 275.49, provided that said levy may not exceed by more than two mills the levy under this section in the previous year. The tax so levied shall be collected in the manner provided by law for the collection of (OTHER) school taxes. The proceeds of the tax may be used only to acquire *land*, improve and repair school sites and to erect, (EQUIP) *re-equip*, repair and improve buildings and permanent attached fixtures(, AND). *Subject to the commissioner's approval, the tax proceeds may also be used to rent or lease buildings for school purposes and to acquire or construct relocatable classrooms and minor buildings.* The board (MAY) shall establish a fund in which the proceeds of this tax (MAY) shall be accumulated until expended (BY THE BOARD).

The proceeds of the tax shall not be used for custodial or *annual maintenance* services.

Sec. 4. Minnesota Statutes 1971, Section 124.17, Subdivision 1, is amended to read:

124.17 [DEFINITION OF PUPIL UNITS.] Subdivision 1. Pupil units for each resident pupil in average daily membership shall be counted as follows:

(1) In an elementary school, for kindergarten and for handicapped pre-kindergarten pupils as defined in section 120.03, and enrolled in one-half day sessions throughout the school year or the equivalent thereof, approved by the commissioner of education, one-half pupil unit and other elementary pupils, one pupil unit.

(2) In secondary schools, pupils in junior high school or a six-year school and all other pupils in secondary schools, one and four-tenths pupil units. Pupils enrolled in the seventh and eighth grades of a middle school shall be counted as secondary pupils.

(3) In area vocational-technical schools one and one-half pupil units.

(4) To meet the problems of educational overburden caused by broken homes, poverty and low income, each pupil from families receiving aid to families with dependent children or its successor program shall be counted as an additional five-tenths pupil unit. The department of public welfare is directed to furnish to the department of education that information concerning children from families with dependent children which is necessary to calculate pupil units. Additional aids to a district for such pupils may be distributed on a delayed basis until the department of education publicly certifies that the information needed for paying such aids is available on such a timely basis that such aids may be paid concurrently with other foundation aids.

(5) *In every district where the number of pupils from families receiving aid to families with dependent children or its suc-*

cessor program exceeds ten percent of the total actual pupil units in the district for the same year as computed in clauses (1), (2), and (3), each such pupil shall be counted as an additional two-tenths pupil unit in school year 1973-1974 and 25/100 in 1974-1975 and for those districts where the number of such pupils is more than five percent but less than ten percent of the total pupil units in the district for the same year as computed in clauses (1), (2), and (3), each such pupil shall be counted as an additional one-tenth pupil unit in both 1973-74 and 1974-75. Such weighting shall be in addition to the weighting provided in clauses (1), (2), (3), and (4) of this section. Districts with these pupil units shall receive aid of \$788 for each pupil unit described in this clause in 1973-1974 and \$820 in 1974-1975.

((5)) (6) Where the total pupil units of a district are used as a multiplier in determining foundation aids and spending and levy limitations and where the actual number of pupil units has decreased from the prior year, the number of pupil units for such district shall equal the average of actual pupil units for the prior and current year. This adjustment shall not be made in computing adjusted maintenance cost per pupil unit.

Sec. 5. Minnesota Statutes 1971, Section 124.212, Subdivision 1, is amended to read:

124.212 [FOUNDATION AID.] Subdivision 1. The foundation aid program for school districts for fiscal years (1972) 1974 and (1973) 1975 shall be governed by the terms and provisions of this section.

Sec. 6. Minnesota Statutes 1971, Section 124.212, Subdivision 3, is amended to read:

Subd. 3. Notwithstanding any of the other provisions of this section, (FOR THE YEAR ENDING JUNE 30, 1972, THE SUM OF FOUNDATION AID, SALES TAX PER CAPITA PAYMENTS PURSUANT TO SECTIONS 297A.55 AND 297A.57, EXEMPT PERSONAL PROPERTY REPLACEMENT PAYMENTS PURSUANT TO SECTION 273.69 AND STATE PAYMENT OF AGRICULTURAL PROPERTY MILL RATE DIFFERENTIAL SHALL NOT BE LESS THAN THE SUM OF THE PAYMENTS FROM THE SAME SOURCES FOR THE YEAR ENDING JUNE 30, 1971. FOR THE YEAR ENDING JUNE 30, 1973, THE SUM OF THE PAYMENTS FROM THE SAME SOURCES SHALL NOT BE LESS THAN THE SUM OF THE PAYMENTS FROM THOSE SOURCES FOR THE YEAR ENDING JUNE 30, 1971, OR JUNE 30, 1972, WHICHEVER IS HIGHER) *for the year ending June 30, 1974 and 1975, the foundation aid earned shall not be less than the sum of foundation aid earned in 1972-1973 and any additional payments to a school district under the provisions of Extra Session Laws 1971, Chapter 31, Article XX, Section 3, Subdivision 3, which were received for the school year 1972-1973.*

Sec. 7. Minnesota Statutes 1971, Section 124.212, Subdivision 4, is amended to read:

Subd. 4. Notwithstanding any of the other provisions of this section, foundation aids computed under subdivisions 6 and 7 shall be reduced by the amount of moneys received by the district from the permanent school fund (AND SHALL BE FURTHER REDUCED BY THE AMOUNT OF SALES TAX PER CAPITA PAYMENTS MADE TO THE DISTRICT PURSUANT TO SECTIONS 297A.57 AND 297A.55).

Sec. 8. Minnesota Statutes 1971, Section 124.212, is amended by adding a subdivision to read:

Subd. 6a. For the 1973-1974 school year a district shall receive in foundation aid the lesser of (1) \$788 per pupil unit less 30 mills times the 1971 adjusted assessed valuation of the district, or (2) the amount that bears the same relation to the difference in (1) as the sum of the 1970-1971 adjusted maintenance cost per pupil unit increased by \$87, and the greater of (a) one-sixth of the difference that results when the adjusted maintenance cost per pupil unit, so increased, is subtracted from \$788, or (b) \$38, bears to \$788.

Sec. 9. Minnesota Statutes 1971, Section 124.212, is amended by adding a subdivision to read:

Subd. 7a. For the 1974-1975 school year a district shall receive in foundation aid, the lesser of: (1) \$820 per pupil unit less 30 mills times the 1972 adjusted assessed valuation of the district, or (2) the amount that bears the same relation to the difference in (1) as the sum of the greater sum computed pursuant to section 8, clause (2) of this act, and the greater of (a) one-third of the difference that results when such greater sum is subtracted from \$820, or (b) \$32, bears to \$820.

Sec. 10. Minnesota Statutes 1971, Section 124.212, is amended by adding a subdivision to read:

Subd. 8a. Notwithstanding any provisions of any other law to the contrary, the adjusted assessed valuation used in calculating foundation aid shall include only that property which is currently taxable in the district. For districts receiving payments under sections 298.23 to 298.28; 298.32; 298.34 to 298.39; 298.391 to 298.396; 298.405; 298.51 to 298.67; 294.21 to 294.28; 124.215, subdivision 2a; 124.25; 124.30; 124.31; 124.801; 360.133; 360.135; and 124.28; any law imposing a tax upon severed mineral values, or under any other law distributing proceeds in lieu of ad valorem tax assessments on copper or nickel properties, the foundation aid shall be reduced by 20 percent of the previous year's payments to the district pursuant to said sections in the 1971-1972 school year, 30 percent in 1972-1973 school year, and thereafter there shall be deducted from state foundation aids an amount that equals the following calculations:

The previous year's payment times the ratio of the maximum levy allowed the district under section 20 of this act to the total levy allowed by section 275.125, but not to exceed 35 percent in 1973-1974 and 40 percent in 1974-1975 of the previous year's payment.

Sec. 11. Minnesota Statutes 1971, Section 124.22, Subdivision 1, is amended to read:

124.22 [TRANSPORTATION AID.] Subdivision 1. To receive state aid for transportation, the schools in independent, *unorganized territory and special districts* shall be in session at least nine months in the year and shall have suitable school houses with the necessary rooms and equipment. For transportation or board of resident pupils in such districts who reside one mile or more from the public schools which they could attend or from the school they attend pursuant to a program approved by the commissioner of education or who reside one mile or more from a private school actually attended, but only to the extent permitted by Minnesota Statutes, Section 123.76 through Section 123.79 with respect to private school pupils, the state shall reimburse such districts, notwithstanding any statute, rule or regulation to the contrary regarding limitations of municipal boundaries, (AT RATES TO BE DETERMINED BY THE STATE BOARD PROVIDED, THAT NO DISTRICT SHALL RECEIVE ANNUALLY MORE THAN AN AVERAGE OF \$80 PER PUPIL PER YEAR TRANSPORTED OR BOARDED, AND PROVIDED FURTHER THAT SUCH REIMBURSEMENT SHALL NOT EXCEED) *in an amount equal to 80 percent of the actual total cost thereof including the actual depreciation at rates to be determined by the state board.*

Sec. 12. Minnesota Statutes 1971, Section 124.22, is amended by adding a subdivision to read:

Subd. 2a. The state shall also reimburse at the same rate as provided for in subdivision 1, for the cost of transporting resident elementary pupils who reside within one mile of the public schools which they attend or from the school they attend pursuant to a program approved by the commissioner of education or who reside within one mile of a private school actually attended, but only to the extent permitted by Minnesota Statutes, Section 123.76 to 123.79 with respect to private school pupils, if the commissioner determines that the transportation is necessary because of extraordinary traffic hazards.

There is hereby appropriated the sum of \$500,000 for the purposes of this subdivision. If the funds are insufficient to reimburse such districts at the prescribed rate, they shall be prorated among the approved districts.

Sec. 13. Minnesota Statutes 1971, Section 124.22, Subdivision 3, is amended to read:

Subd. 3. In a district or unorganized territory without a secondary school resident pupils including seventh and eighth grade pupils may attend a classified secondary school in another district and shall receive board and lodging in or transportation to a district having a classified secondary school at the expense of the district of the pupil's residence. The state will reimburse the county or school district therefor (NOT TO EXCEED \$80 PER PUPIL PER YEAR NOR TO EXCEED) *at the rate of 80 percent of the total cost including actual depreciation.*

Sec. 14. Minnesota Statutes 1971, Section 124.28, Subdivision 3, is amended to read as follows:

Subd. 3. For the purpose of determining the applicability of this section to any district in *fiscal 1974 and subsequent years*, the valuation of taxable property shall be the (1969) adjusted value of such property as determined by the equalization aid review committee *and used in calculating foundation aid for the corresponding school year*, (EXCLUSIVE OF CLASS 2 PERSONAL PROPERTY AND PERSONAL PROPERTY EXEMPT FROM TAXATION BY EXTRA SESSION LAWS 1967, CHAPTER 32,) and the valuation of the exempt property shall be the full value of the exempt *railroad* property as reported annually by the department of public service. For the purpose of determining refunds the valuations of the taxable property shall be taken at 30 percent of the valuations as adjusted by the equalization aid review committee and the valuation of the exempt property shall be taken at 30 percent of its full value. The eligibility of a school district under this section is determined by adding the adjusted taxable valuation of the taxable property of the district as determined by the equalization aid review committee to the full value of the exempt property as reported by the department of public service; then by dividing the amount of the exempt property by the total of such taxable property and exempt property; if the result is 20 percent or more the school district is eligible, otherwise not, unless it qualifies temporarily under subdivision 1 *or the following paragraph*.

Any district disqualified from receiving refunds because this subdivision as amended substitutes a more recent adjusted assessed valuation for the 1969 adjusted assessed valuation previously specified, shall nevertheless continue to receive such refunds for three additional years, but the net amounts due prior to any required proration shall be reduced by 25 percent the first year, by 50 percent the second year, and by 75 percent the third year.

Sec. 15. Minnesota Statutes 1971, Section 124.32, Subdivision 1, is amended to read:

124.32 [HANDICAPPED CHILDREN.] Subdivision 1. The state shall pay to any district and unorganized territory; (a) for the employment in its educational program for handicapped children, 60 percent of the salary of essential personnel, but this amount shall not exceed (\$5,300) \$5,600 for the normal school year for each full time person employed, or a pro rata amount for a part time person or a person employed for a limited time, including but not limited to summer school; (b) for the employment of an individual jointly with another district or districts or unorganized territory in its educational program for handicapped children, 60 percent of the salary of essential personnel, but this amount shall not exceed (\$5,300) \$5,600 per annum for each full time person employed, or a pro rata amount for a part time person or a person employed for a limited time including but not limited to summer school.

Sec. 16. Minnesota Statutes 1971, Section 124.32, Subdivision 3, is amended to read:

Subd. 3. When a handicapped or a mentally retarded pupil cannot be transported on a regular school bus, the state shall reimburse each district or unorganized territory for the transportation or board and lodging including a pro rata amount for summer school for a mentally retarded or otherwise handicapped pupil when approved by the state board, at rates to be determined by the state board. Actual transportation costs (MAY) shall be reimbursed (BUT SHALL NOT EXCEED \$225 ANNUALLY FOR EACH SUCH PUPIL) at the rate of 80 percent of the total cost thereof including actual depreciation. Transportation funds may be used to reimburse for expenditures in conveying mentally retarded or otherwise handicapped pupils between home and school and within the school plant. In addition to transportation provided school pupils pursuant to any other provisions of law, any school district may provide transportation for children residing within the district who are attending a licensed daytime activity center and such district shall be eligible for the state reimbursement authorized by this subdivision for mentally retarded or otherwise handicapped children.

When it is necessary to provide board and lodging for a non-resident handicapped pupil in a district maintaining special classes, reimbursement shall be made for 80 percent of the actual cost of board and lodging (BUT NOT TO EXCEED \$900) during the regular school year and (A PRO RATA AMOUNT) for summer school. This amount may be in addition to the reimbursement for transportation of such child from the place where the pupil is boarded to the school building.

Sec. 17. Minnesota Statutes 1971, Section 124.32, Subdivision 5, is amended to read:

Subd. 5. When a handicapped child is placed in a residential facility approved by the commissioner and established primarily to serve handicapped children and when the child's educational program is approved by the commissioner, the state shall pay to the resident district not to exceed 60 percent of instructional costs charged to the resident district, less the foundation aid per pupil unit payable to the resident district. Not more than (\$125,000) \$300,000 shall be spent annually for purposes of implementing this subdivision. If that amount does not suffice, the aid shall be pro rated among all qualifying districts.

The following types of facilities may be approved by the commissioner:

(a) A residential facility operated by a public school district and designed to serve the low incidence handicapped, the multiple handicapped, or the most severely handicapped children, either within or outside of the state, or, a state residential school outside of the state.

(b) A private, nonsectarian residential facility designed to provide educational services for handicapped children either within or outside of the state.

(c) A state hospital or private nonsectarian residential center designed to provide care and treatment for handicapped children.

Sec. 18. Minnesota Statutes 1971, Section 124.32, is amended by adding a subdivision to read:

Subd. 6. The state shall reimburse each district or unorganized territory the actual cost incurred in providing instruction and services for a handicapped child whose district of residence has been determined by section 12 of this act, and who is temporarily placed in a state institution or a licensed residential facility for care and treatment. This section does not apply for a child placed in a foster home or a foster group home.

Upon following such procedure as requested by the commissioner of education a district or unorganized territory providing instruction and services for such handicapped child may bill the state the actual cost incurred in providing said services including transportation costs and a proportionate amount of capital outlay and debt service, minus the amount of foundation aid, special education aid, transportation aid, and any other aid earned in behalf of such child, such action pursuant to limits set forth in Minnesota Statutes, Section 124.32, Subdivision 4.

Sec. 19. Minnesota Statutes 1971, Chapter 124, is amended by adding a section to read:

[124.781] [LIMITATION ON TAX ANTICIPATION BORROWING.] *Except as approved by the commissioner, a district may not issue certificates of indebtedness pursuant to sections 124.71 to 124.78, for a larger proportion of its total anticipated tax or aid revenues than it borrowed against such revenues which were received in calendar 1973.*

Sec. 20. Minnesota Statutes 1971, Section 275.125, is amended by adding a subdivision to read:

Subd. 2a. (1) In 1973, a school district may levy for all general and special school purposes, an amount equal to the amount raised by the number of mills, not to exceed 30, times the 1972 adjusted assessed valuation of the district that bears the same relation to 30, as the greater sum computed pursuant to section 9, clause (2) of this act, bears to \$820.

(2) In 1974, a school district may levy for all general and special school purposes, an amount equal to the amount raised by the number of mills, not to exceed 30, times the 1973 adjusted assessed valuation of the district that bears the same relation to 30, as the sum of the greater sum computed pursuant to section 9, clause (2) of this act, and the greater of (a) one-half of the difference that results when such greater sum is subtracted from \$860, or (b) \$40, bears to \$860.

(3) *The levy authorized by clauses (1) or (2) may be increased in any amount which is approved by the voters of the district at a referendum called for the purpose. Such a referendum may be called by the school board or shall be called by the school board upon written petition of qualified voters of the district. The referendum shall be held on a date set by the school board. Only one such election may be held in a single school year. The question on the ballot shall be whether a specific adjusted assessed millage may be added to that authorized by clauses (1) or (2). If approved, the additional adjusted assessed millage shall be authorized for each year until revoked by the voters of the district at a subsequent referendum, which may be called by the school board and which shall be called by the school board upon the written petition of qualified voters of the district unless the petition for revocation is submitted in the same year in which a levy has been increased by the voters pursuant to this clause. A petition authorized by this clause shall be effective if signed by a number of qualified voters in excess of 25 percent of the number of votes cast for the school board member who received the greatest number of votes at the most recent district wide school board election. A referendum invoked by petition shall be held within three months of submission of the petition to the school board unless the petition for revocation is submitted in the same year in which a levy has been increased by the voters pursuant to this clause. Notwithstanding any law to the contrary, the approval of 50 percent plus one of those voting on the question is required to pass a referendum.*

Sec. 21. Minnesota Statutes 1971, Section 275.125, Subdivision 3, is amended to read:

Subd. 3. In addition to the levy (PRESCRIBED) authorized by (SUBDIVISION 2) section 20 of this act, (EACH) a qualifying district may levy additional amounts as follows:

(1) *The amounts necessary to make payments for bonds issued and for interest thereon, (AND FOR REPAYMENT OF DEBT SERVICE LOANS AND CAPITAL LOANS, THE AMOUNT AUTHORIZED FOR CAPITAL OUTLAY) including the bonds and interest thereon, issued as authorized by clause (6)(C) of this subdivision, and for repayment of debt service loans and capital loans, the amount authorized for capital expenditures pursuant to section 124.04 and the amount authorized for liabilities of dissolved districts pursuant to section 122.45.*

(2) *An amount necessary to pay the estimated actual transportation costs of the district for the following school year less estimated state transportation reimbursement for the current year. The money raised by this additional levy may be used only for costs incurred in transportation which is partially reimbursable under sections 124.22 and 124.32 other than transportation of elementary pupils for which the commissioner authorizes aid for extraordinary traffic hazards. A district may levy under this clause for the annual cash payments incident to the purchase of buses, but only for that portion of said payments not reimbursed by state transportation aid received on account of depreciation.*

((3) FOR PURPOSES OF THE 1971 LEVY, COLLECTIBLE IN 1972, ANY DISTRICT, IN WHICH THE SUM OF \$87 PER PUPIL UNIT IN AVERAGE DAILY MEMBERSHIP AND THE DIFFERENCE BETWEEN THE REIMBURSEMENT ENTITLEMENT PER PUPIL UNIT IN AVERAGE DAILY MEMBERSHIP FOR 1970-1971 SCHOOL YEAR PROGRAMS FOR HANDICAPPED CHILDREN AND THE 1970-1971 ADJUSTED MAINTENANCE COST PER PUPIL UNIT IN AVERAGE DAILY MEMBERSHIP IS GREATER THAN \$750 PER PUPIL UNIT, MAY LEVY AN AMOUNT PER PUPIL UNIT WHICH IS EQUAL TO OR LESS THAN THE DIFFERENCE BETWEEN SAID SUM AND \$750 PER PUPIL UNIT. A DISTRICT WHICH IS LOCATED IN A CITY OF THE FIRST CLASS MAY NOT QUALIFY FOR AN ADDITIONAL LEVY THAT EXCEEDS 1.5 MILLS TIMES THE ADJUSTED ASSESSED VALUATION OF THE DISTRICT.)

((4) FOR PURPOSES OF THE 1972 LEVY COLLECTIBLE IN 1973, ANY DISTRICT, WHICH QUALIFIED FOR AN ADDITIONAL LEVY UNDER SUBPARAGRAPH (3) OF THIS SUBDIVISION, AND IN WHICH THE SUM OF THE ADDITIONAL AMOUNT PER PUPIL UNIT AUTHORIZED BY SUBPARAGRAPH (3) AND \$750 PER PUPIL UNIT IS GREATER THAN \$700 PER PUPIL UNIT MAY LEVY AN ADDITIONAL AMOUNT PER PUPIL UNIT WHICH IS EQUAL TO OR LESS THAN \$30 PER PUPIL UNIT PLUS THE DIFFERENCE BETWEEN SAID SUM AND \$700 PER PUPIL UNIT. A DISTRICT WHICH IS LOCATED IN A CITY OF THE FIRST CLASS MAY NOT QUALIFY FOR AN ADDITIONAL LEVY THAT EXCEEDS 1.5 MILLS TIMES THE ADJUSTED ASSESSED VALUATION OF THE DISTRICT.)

((5) EACH DISTRICT WHICH MAINTAINS A POST-SECONDARY AREA VOCATIONAL-TECHNICAL SCHOOL SHALL REPORT TO THE COMMISSIONER OF EDUCATION THE RECEIPTS AND EXPENDITURES OF THE DISTRICT FOR THE AREA VOCATIONAL-TECHNICAL SCHOOL BY SEPTEMBER OF THE FISCAL YEAR ENDING IN THE PRECEDING JUNE. THE COMMISSIONER SHALL PRESCRIBE THE FORM OF THE REPORT.)

(EACH DISTRICT OR COUNTY MAINTAINING A POST-SECONDARY AREA VOCATIONAL-TECHNICAL SCHOOL MAY LEVY AN ADDITIONAL LEVY EXCLUSIVELY FOR THIS SCHOOL, BUT SUCH LEVY IN A DISTRICT WITHIN A CITY OF THE FIRST CLASS MAY NOT EXCEED .5 MILLS TIMES THE ADJUSTED ASSESSED VALUATION OF THE DISTRICT AS DETERMINED BY THE EQUALIZATION AID REVIEW COMMITTEE FOR THE YEAR PRIOR TO THE CERTIFICATION OF THE LEVY.)

(3) For purposes of the 1973 levy, collectible in 1974, any district which qualified for an extra levy under Extra Session Laws 1971, Chapter 31, Article XX, Section 8, Subdivision 3, Clause (4), shall be allowed to levy the same amount allowed in

the 1972 levy collectible in 1973. Provided, however, that a district within a city of the first class which was affected by the limitation of an extra levy not to exceed 1.5 mills times the adjusted assessed valuation of the district shall be allowed to levy 2.25 mills. For purposes of the 1973 levy, collectible in 1974, any district which qualified for an extra levy in 1971, collectible in 1972, under Extra Session Laws 1971, Chapter 31, Article XX, Section 8, Subdivision 3, Clause (3), but did not qualify for an extra levy in 1972, collectible in 1973, shall be allowed to levy 133 percent of the amount it was qualified to levy under Extra Session Laws 1971, Chapter 31, Article XX, Section 8, Subdivision 3, clause (3).

(4) *Any district which qualified for a levy under clause (3) above shall be allowed to levy that same amount in 1974 reduced by the lesser of five percent of that amount or \$5 per pupil unit in average daily membership. Provided, however, that a district within a city of the first class which was affected by the limitation of an extra levy not to exceed 2.25 mills times the adjusted assessed valuation of the district shall be allowed to levy the 2.25 mills.*

(5) *For districts in cities of the first class, maintaining post secondary vocational schools, one-half mills times the adjusted assessed valuation of the taxable property of the district for the preceding year; and for other districts maintaining post secondary vocational schools, three mills times the adjusted assessed valuation of the taxable property of the district for the preceding year, provided that districts formed pursuant to Laws 1967, Chapter 822, and Laws 1969, Chapters 775 and 1060, shall be subject to the levy limitations imposed by those laws, as amended.*

(6) (A) In order that the transition from existing patterns of financing public schools to the system prescribed in Extra Session Laws 1971, Chapter 31, Article 20 may be made in an orderly fashion, a district may levy an additional levy under the terms of this section.

(B) If that part of the levy certified by the school district in 1970, received in 1971, plus so much of the levy, allowed under subdivisions 2 and 3, sections 1 to 5 of this act, to be certified in 1971, received in 1972, as will be received between July 1, 1971 and June 30, 1972, and when added to all other state aids, local funds available and net existing local debts, exclusive of bonded debt and existing capital loans will not be sufficient to allow a district to spend an amount per pupil unit sufficient to raise its 1970-1971 adjusted maintenance cost per pupil unit by \$42 it may petition the commissioner of education for authority to levy an additional levy. Before such a levy can be made, the commissioner must authorize such a levy. Such authorization shall specify the amount of the levy, provided that such levy may not exceed .5 mills in a city of the first class or 1.5 mills in any other district times the 1970 adjusted assessed valuation of the district as determined by the equalization aid review committee.

(C) If the additional levy allowed in (B) is insufficient to raise the adjusted maintenance cost of a district to \$42 above its costs in 1970-1971 it may petition the commissioner of education for authority to issue general obligation bonds of an amount sufficient to meet the deficiency. The commissioner must authorize such a bond issue. The authorization shall specify the amount of the bond issue provided that the levy authorization to pay the principal and interest on the bonds may not exceed .5 mills in a district within a city of the first class, or 1.5 mills in any other district, times the 1970 adjusted assessed valuation of the district as determined by the equalization aid review committee. The bonds authorized by this section shall be sold and issued pursuant to the provisions of chapter 475, except as otherwise provided herein. Such bonds shall not be included in computing any debt limitation for a district and no election shall be required for their sale and issuance.

A district may not be authorized an additional levy under both (B) and (C) of this section.

(7) In 1973, and each year thereafter, for a district which has established a community school advisory council pursuant to section 121.88, whether or not the district receives reimbursement from the state pursuant to section 121.89, an amount of money, to raise \$1 per capita, for community services including summer school, nonvocational adult programs, recreation programs, and programs contemplated by sections 121.85 to 121.89.

The population of the district for purposes of this clause is the population determined as provided in section 275.14.

(8) Districts which receive payments which result in deductions from foundation aid pursuant to section 10 of this act, shall reduce the permissible levies authorized by this subdivision by 25 percent in 1973, 50 percent in 1974, 75 percent in 1975, and 100 percent for each year thereafter of that portion of the previous year's payment not deducted from foundation aid on account of the payment, unless such a levy reduction is otherwise required by law. The levy reductions shall be made in the proportions that each permissible levy made bears to the sum of the permissible levies made.

Sec. 22. Minnesota Statutes 1971, Section 275.125, is amended by adding a subdivision to read:

Subd. 3a. School District No. 625 is authorized to issue general obligation bonds in the amount of \$15,000,000. Such bonds shall be sold and issued pursuant to the provisions of Minnesota Statutes, Chapter 475, except as provided herein. Such bonds shall not be included in computing any debt limitation for a district and no election shall be required for their sale and issuance.

Sec. 23. Minnesota Statutes 1971, Section 360.133, Subdivision 2, is amended to read:

Subd. 2. [VALUATION OF PROPERTIES.] For the purposes of determining the amount of this refund, the value of such properties shall be set at 30 percent of their full and true value except that in no case shall the assessed value of said properties for this purpose exceed such an amount as when added to the assessed value of all other property in the school district exceed (\$2,600) \$6,500 per resident pupil unit.

Sec. 24. *The state board of education shall summarize and disseminate to boards of education, individual school faculty groups, individual school and school district parent organizations, the legislature and the governor, from presently available reports or from new reports it may require of school districts, the following types of information: individual elementary, secondary and area vocational technical school district program costs, student enrollments, staffing and staffing ratios, district capital and operating debt or surplus, per pupil per mile costs of transportation, and other school district fiscal and demographic characteristics of importance.*

The state board of education shall submit a report on or before November 15, 1974, to the house appropriations committee and senate finance committee detailing a plan for a fiscal accounting and reporting system of program expenditures for each elementary, secondary and area vocational technical school building and school district in the state and additional information as listed above with procedures to summarize this material for regional and state description and comparison.

Sec. 25. [APPROPRIATIONS.] *The sums set forth are appropriated from the general fund for the indicated purposes. The figures appearing below designated years are for the fiscal years beginning on July 1 of those years.*

	1973	1974
School Foundation Aids	\$535,000,000	\$550,000,000
School Transportation		
Reimbursement Aid	40,555,000	44,255,000
Classes for Handicapped		
Children	26,625,000	27,060,000
Secondary School Vocational Aid	10,500,000	10,500,000
Post-secondary school		
Vocational Aid	30,152,000	30,152,000
Adult Vocational Aid	2,950,000	2,950,000
AFDC Concentration Aid	4,475,000	5,750,000
Gross Earnings Aid	900,000	900,000
Exempt Land Aid Pursuant to		
M.S. 124.30	400,000	400,000
Airport Aid (M.S. 360.133)	145,000	145,000

School Aid—Counties	1973	1974
A/C of Non Tax Areas \$	48,000	\$ 48,000
Shared Time	500,000	500,000

Sec. 26. [RETARDED; INDETERMINATE RESIDENCY; AID 1972-73.] *A district which provides educational services in 1972-1973 to trainable mentally retarded children residing in a state hospital mental retardation unit or other licensed residential facility, other than a group or foster home, and for which children parental rights have been legally terminated, or for which children no district of residency has been established, shall receive \$550 per child served in that year.*

Sec. 27. [VOCATIONAL REIMBURSEMENT CEILING.] *Notwithstanding any reimbursement formula which is inconsistent with this section, for secondary, post-secondary and adult vocational programs provided in fiscal year 1974 to be reimbursed in fiscal year 1975, the state shall not be obligated to reimburse in fiscal year 1975, or any other fiscal year, any amounts in excess of the appropriations made for fiscal year 1975 in this act for those purposes.*

Sec. 28. *Notwithstanding any other provisions of law, any school district which has received aid pursuant to Minnesota Statutes, Section 124.802, for the preceding eight years shall be entitled to receive in any school year commencing after July 1, 1973, the greater of the aid under section 124.802 or the average of the aid received during the preceding eight years. This section shall not apply to a district in which the average of the aids received during the eight preceding years exceeds \$90,000.*

Sec. 29. *Minnesota Statutes 1971, Sections 124.212, Subdivisions 6, 7, and 8; 275.125, Subdivision 2; and 360.133, Subdivision 3, are repealed."*

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

"A bill for an act relating to taxation; school aids and levy limitations; appropriating money; amending Minnesota Statutes 1971, Sections 120.17, Subdivision 7, and by adding a subdivision; 124.04; 124.17, Subdivision 1; 124.212, Subdivisions 1, 3, 4, and by adding subdivisions; 124.22, Subdivisions 1 and 3, and by adding a subdivision; 124.28, Subdivision 3; 124.32, Subdivisions 1, 3, 5, and by adding a subdivision; 275.125, Subdivision 3, and by adding subdivisions; 360.133, Subdivision 2; and Chapter 124, by adding a section; repealing Minnesota Statutes 1971, Sections 124.212, Subdivisions 6, 7, and 8; 275.125, Subdivision 2; and 360.133, Subdivision 3."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

H. F. No 1976, A bill for an act relating to Independent School District No. 709, St. Louis county; inclusion of other certificated employees in any teachers' retirement fund and association created pursuant to certain provisions of law.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Governmental Operations.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

S. F. No. 1936, A bill for an act relating to Independent School District No. 709, St. Louis county; inclusion of other certificated employees in any teachers' retirement fund and association created pursuant to certain provision of law.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Governmental Operations.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 923, A bill for an act relating to water pollution control; authorizing certain advisory and regulatory powers of the pollution control agency over sewage disposal systems and sanitary districts; providing for certain tax levies and bond issues; providing penalties; amending Minnesota Statutes 1971, Sections 115.01, Subdivisions 1, 2, 5, and by adding subdivisions; 115.03, Subdivisions 1 and 4, and by adding a subdivision; 115.04; 115.05, Subdivision 1; 115.07, Subdivisions 3, 4, and 6; 115.18, Subdivisions 3 and 9; 115.19; 115.20, Subdivisions 1, 3, 4, 5, 6, 7, and 9; 115.21, Subdivisions 1 to 4; 115.23, Subdivisions 1, 3, and 8; 115.24, by adding a subdivision; 115.25, Subdivisions 1 and 6; 115.28; 115.44, Subdivisions 5 and 8; 115.49, Subdivision 1, and by adding a subdivision; Chapter 115, by adding sections; 116.075, Subdivision 2; 116.08, by adding a subdivision; 414.01, Subdivision 1; and Chapter 414, by adding a section; repealing Minnesota Statutes 1971, Sections 115.07, Subdivision 2; 115.18, Subdivision 10; 115.20, Subdivision 2; 115.33, Subdivisions 1, 3 and 4; 115.34; 115.43, Subdivision 3; 115.45, Subdivision 2; 115.61; 115.62; 115.63; 115.64; 115.65; 115.66; and 115.67.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Section 115.01, Subdivision 1, is amended to read:

115.01 [DEFINITIONS.] Subdivision 1. The following words and phrases when used in (SECTIONS 115.01 TO 115.09) chapter 115 and, with respect to the pollution of the waters of the state, in chapter 116, unless the context clearly indicates otherwise, shall have the meanings ascribed to them in this section.

Sec. 2. Minnesota Statutes 1971, Section 115.01, Subdivision 2, is amended to read:

Subd. 2. "Sewage" means the water carried waste products from residences, public buildings, institutions or other buildings, or any mobile source, including the excrementitious or other discharge from the bodies of human beings or animals, together with such ground water infiltration and surface water as may be present.

Sec. 3. Minnesota Statutes 1971, Section 115.01, Subdivision 4, is amended to read:

Subd. 4. "Other wastes" mean garbage, municipal refuse, decayed wood, sawdust, shavings, bark, lime, sand, ashes, offal, oil, tar, chemicals, dredged spoil, solid waste, incinerator residue, sewage sludge, munitions, chemical wastes, biological materials, radioactive materials, heat, wrecked or discarded equipment, rock, cellar dirt or municipal or agricultural waste, and all other substances not included within the definitions of sewage (OR) and industrial waste set forth in this chapter which may pollute or tend to pollute the waters of the state.

Sec. 4. Minnesota Statutes 1971, Section 115.01, Subdivision 5, is amended to read:

Subd. 5. "(POLLUTION)" "Pollution of water", "water pollution", or "pollute the water" means (a) the discharge of any pollutant into any waters of the state or the contamination of any waters of the state so as to create a nuisance or render such waters unclean, or noxious, or impure so as to be actually or potentially harmful or detrimental or injurious to public health, safety or welfare, to domestic, agricultural, commercial, industrial, (OR) recreational (USE) or other legitimate uses, or to livestock, (WILD) animals, (BIRD) birds, fish, or other aquatic life; or (b) the man-made or man-induced alteration of the chemical, physical, biological, or radiological integrity of waters of the state.

Sec. 5. Minnesota Statutes 1971, Section 115.01, Subdivision 10, is amended to read:

Subd. 10. "Person" means the state or any agency or institution thereof, any municipality, governmental subdivision, public or private corporation, individual, partnership, or other entity, including, but not limited to, association, commission or any interstate body, and includes any officer or governing or managing body of any municipality, governmental subdivision, or public or private corporation, or other entity.

Sec. 6. Minnesota Statutes 1971, Section 115.01, is amended by adding subdivisions to read:

Subd. 12. "Discharge" means the addition of any pollutant to the waters of the state or to any disposal system.

Subd. 13. "Pollutant" means any "sewage," "industrial waste," or "other wastes," as defined in chapter 115, discharged into a disposal system or to waters of the state.

Subd. 14. "Toxic pollutants" means those pollutants, or combinations of pollutants, including disease-causing agents, which after discharge and upon exposure, ingestion, inhalation or assimilation into any organism, either directly from the environment or indirectly by ingestion through food chains, will, on the basis of information available to the agency, cause death, disease, behavioral abnormalities, cancer, genetic mutations, physiological malfunctions, including malfunctions in reproduction, or physical deformation, in such organisms or their offspring.

Subd. 15. "Point source" means any discernible, confined and discrete conveyance, including, but not limited to, any pipe, ditch, channel, tunnel, conduit, well, discrete fissure, container, rolling stock, concentrated animal feeding operation, or vessel or other floating craft, from which pollutants are or may be discharged.

Subd. 16. "Standards" means effluent standards, effluent limitations, standards of performance for new sources, water quality standards, pre-treatment standards, and prohibitions.

Subd. 17. "Schedule of compliance" means a schedule of remedial measures including an enforceable sequence of actions or operations leading to compliance with an effluent limitation, other limitation prohibition, or standard.

Sec. 7. Minnesota Statutes 1971, Section 115.03, Subdivision 1, is amended to read:

115.03 [POWERS AND DUTIES.] Subdivision 1. The agency is hereby given and charged with the following powers and duties:

(a) To administer and enforce all laws relating to the pollution of any of the waters of the state;

(b) To investigate the extent, character, and effect of the pollution of the waters of this state and to gather data and information necessary or desirable in the administration or enforcement of pollution laws, and to make such classification of the waters of the state as it may deem advisable;

(c) To establish and alter such reasonable pollution standards for any waters of the state in relation to the public use to which they are or may be put as it shall deem necessary for the purposes of (SECTIONS 115.01 TO 115.09) *chapter 115 and, with respect to the pollution of waters of the state, chapter 116;*

(TO MAKE AND ALTER REASONABLE ORDERS REQUIRING THE DISCONTINUANCE OF THE DISCHARGE OF SEWAGE, INDUSTRIAL WASTE OR OTHER WASTES INTO ANY WATERS OF THE STATE RESULTING IN POL-

UTION IN EXCESS OF THE APPLICABLE POLLUTION STANDARD ESTABLISHED UNDER THIS SUBDIVISION.)

(d) To adopt, issue, reissue, modify, deny, or revoke, enter into or enforce reasonable orders, permits, variances, standards, regulations, schedules of compliance, and stipulation agreements, under such conditions as it may prescribe, in order to prevent, control or abate water pollution, or for the installation or operation of disposal systems or parts thereof, or for other equipment and facilities;

(1) Requiring the discontinuance of the discharge of sewage, industrial waste or other wastes into any waters of the state resulting in pollution in excess of the applicable pollution standard established under this chapter;

(2) Prohibiting or directing the abatement of any discharge of sewage, industrial waste, or other wastes, into any waters of the state or the deposit thereof or the discharge into any municipal disposal system where the same is likely to get into any waters of the state in violation of this chapter and, with respect to the pollution of waters of the state, chapter 116, or standards or regulations promulgated or permits issued pursuant thereto, and specifying the schedule of compliance within which such prohibition or abatement must be accomplished;

(3) Prohibiting the storage of any liquid or solid substance or other pollutant in a manner which does not reasonably assure proper retention against entry into any waters of the state that would be likely to pollute any waters of the state;

(4) Requiring the construction, installation, maintenance, and operation by any person of any disposal system or any part thereof, or other equipment and facilities, or the reconstruction, alteration, or enlargement of its existing disposal system or any part thereof, or the adoption of other remedial measures to prevent, control or abate any discharge or deposit of sewage, industrial waste or other wastes by any person;

(5) Establishing, and from time to time revising, standards of performance for new sources taking into consideration, among other things, classes, types, sizes, and categories of sources, processes, pollution control technology, cost of achieving such effluent reduction, and any non-water quality environmental impact and energy requirements. Said standards of performance for new sources shall encompass those standards for the control of the discharge of pollutants which reflect the greatest degree of effluent reduction which the agency determines to be achievable through application of the best available demonstrated control technology, processes, operating methods, or other alternatives, including, where practicable, a standard permitting no discharge of pollutants. New sources shall encompass buildings, structures, facilities, or installations from which there is or may be the discharge of pollutants, the construction of which is commenced after the publication by the agency of proposed regulations prescribing a standard of performance which will be applicable to such source. Notwithstanding any other provision of the

law of this state, any point source the construction of which is commenced after the date of enactment of this Act and which is so constructed as to meet all applicable standards of performance for new sources shall, consistent with and subject to the provisions of section 306(d) of the Amendments of 1972 to the Federal Water Pollution Control Act, not be subject to any more stringent standard of performance for new sources during a ten-year period beginning on the date of completion of such construction or during the period of depreciation or amortization of such facility for the purposes of section 167 or 169, or both, of the Federal Internal Revenue Code of 1954, whichever period ends first. Construction shall encompass any placement, assembly, or installation of facilities or equipment, including contractual obligations to purchase such facilities or equipment, at the premises where such equipment will be used, including preparation work at such premises;

(6) Establishing and revising pretreatment standards to prevent or abate the discharge of any pollutant into any publicly owned disposal system, which pollutant interferes with, passes through, or otherwise is incompatible with such disposal system.

(7) Requiring the owner or operator of any disposal system or any point source to establish and maintain such records, make such reports, install, use, and maintain such monitoring equipment or methods, including where appropriate biological monitoring methods, sample such effluents in accordance with such methods, at such locations, at such intervals, and in such a manner as the agency shall prescribe, and providing such other information as the agency may reasonably require.

(8) Notwithstanding any other provision of chapter 115, and with respect to the pollution of waters of the state, chapter 116, requiring the achievement of more stringent limitations than otherwise imposed by effluent limitations in order to meet any applicable water quality standard by establishing new effluent limitations, based upon section 115.01, subdivision (5)(b), including alternative effluent control strategies for any point source or group of point sources to insure the integrity of water quality classifications, whenever the agency determines that discharges of pollutants from such point source or sources, with the application of effluent limitations required to comply with any standard of best available technology, would interfere with the attainment or maintenance of the water quality classification in a specific portion of the waters of the state. Prior to establishment of any such effluent limitation, the agency shall hold a public hearing to determine the relationship of the economic and social costs of achieving such limitation or limitations, including any economic or social dislocation in the affected community or communities, to the social and economic benefits to be obtained and to determine whether or not such effluent limitation can be implemented with available technology or other alternative control strategies. If a person affected by such limitation demonstrates at such hearing that, whether or not such technology or other alternative control strategies are available, there is no reasonable relationship between the economic and social

costs and the benefits to be obtained, such limitation shall not become effective and shall be adjusted as it applies to such person.

(9) To modify, in its discretion, any requirement or limitation based upon best available technology with respect to any point source for which a permit application is filed after July 1, 1977 upon a showing by the owner or operator of such point source satisfactory to the agency that such modified requirements will represent the maximum use of technology within the economic capability of the owner or operator and will result in reasonable further progress toward the elimination of the discharge of pollutants.

(e) To require to be submitted and to approve plans and specifications for disposal systems or point sources, or any part thereof and to inspect the construction thereof for compliance with the approved plans and specifications thereof;

(TO ISSUE, CONTINUE IN EFFECT OR DENY PERMITS, UNDER SUCH CONDITIONS AS IT MAY PRESCRIBE FOR THE PREVENTION OF POLLUTION, FOR THE DISCHARGE OF SEWAGE, INDUSTRIAL WASTE OR OTHER WASTES, OR FOR THE INSTALLATION OR OPERATION OF DISPOSAL SYSTEMS OR PARTS THEREOF;)

(TO REVOKE OR MODIFY ANY PERMIT ISSUED UNDER SECTIONS 115.01 TO 115.09 WHENEVER IT IS NECESSARY, IN THE OPINION OF THE AGENCY, TO PREVENT OR ABATE POLLUTION OF ANY WATERS OF THE STATE;)

(f) To prescribe and alter rules and regulations, not inconsistent with law, for the conduct of the agency and other matters within the scope of the powers granted to and imposed upon it by (SECTIONS 115.01 TO 115.09) *this chapter and, with respect to pollution of waters of the state, in chapter 116*, provided that every rule or regulation affecting any other department or agency of the state or any person other than a member or employee of the agency shall be filed with the secretary of state; (AND)

(g) To conduct such investigations, *issue such notices, public and otherwise*, and hold such hearings as *are necessary or which it may deem advisable* (AND NECESSARY) for the discharge of its duties under (SECTIONS 115.01 TO 115.09) *this chapter and, with respect to the pollution of waters of the state, under chapter 116, including, but not limited to, the issuance of permits*, and to authorize any member, employee, or agent appointed by it to conduct such investigations or, *issue such notices and hold such hearings* (.);

(h) For the purpose of water pollution control planning by the state and pursuant to the Federal Water Pollution Control Act, as amended, to establish and revise planning areas, adopt plans and programs and continuing planning processes, including, but not limited to, basin plans and areawide waste treatment management plans, and to provide for the implementation of any

such plans by means of, including but not limited to, standards, plan elements, procedures for revision, intergovernmental cooperation, residual treatment process waste controls, and needs inventory and ranking for construction of disposal systems;

(i) To train water pollution control personnel, and charge such fees therefor as are necessary to cover the agency's costs. All such fees received shall be paid into the state treasury and credited to the water pollution control training fund of the agency, from which the agency shall have the power to make disbursements to pay expenses relating to such training;

(j) To impose as additional conditions in permits to publicly owned disposal systems appropriate measures to insure compliance by industrial and other users with any pretreatment standard, including, but not limited to, those related to toxic pollutants, and any system of user charges ratably as is hereby required under state law or said Federal Water Pollution Control Act, as amended, or any regulations or guidelines promulgated thereunder; and

(k) To set a period not to exceed five years for the duration of any National Pollutant Discharge Elimination System permit;

Sec. 8. Minnesota Statutes 1971, Section 115.03, Subdivision 4, is amended to read:

Subd. 4. It is unlawful for any person to issue or grant a building permit for, or otherwise permit, the construction, enlargement, or relocation of a commercial or industrial building to be used as the place of employment of more than 12 persons, or any other commercial or industrial building to house a process producing industrial or other wastes, unless the sewage or industrial or other waste originating in such buildings is or will be discharged into a disposal system for which a permit has first been granted by the agency *unless the agency has cause not to apply this requirement*, provided that this subdivision shall not apply to building permits issued for buildings, which have an estimated value of less than \$500,000, located or to be located within an incorporated municipality. *After January 1, 1975 (IF AN APPLICATION FOR) such (PERMIT) permits (IS NOT) shall be acted upon by the agency within 90 days after submitted, (THE PERMIT SHALL BE DEEMED TO BE GRANTED),* provided that the agency, for good cause, may order said 90 day period to be extended for a reasonable time.

Sec. 9. Minnesota Statutes 1971, Section 115.03, is amended by adding a subdivision to read:

Subd. 5. Notwithstanding any other provisions prescribed in or pursuant to chapter 115 and, with respect to the pollution of waters of the state, in chapter 116, or otherwise, the agency shall have the authority to perform any and all acts minimally necessary including, but not limited to, the establishment and application of standards, procedures, regulations, orders, variances, stipulation agreements, schedules of compliance, and permit conditions, consistent with and, therefore not less stringent

than the provisions of the Federal Water Pollution Control Act, as amended, applicable to the participation by the state of Minnesota in the National Pollutant Discharge Elimination System (NPDES); provided that this provision shall not be construed as a limitation on any powers or duties otherwise residing with the agency pursuant to any provision of law.

Sec. 10. Minnesota Statutes 1971, Section 115.04, is amended to read:

115.04 [DISPOSAL SYSTEMS AND POINT SOURCES.] Subdivision 1. [INFORMATION.] Any person operating or installing a disposal system or other point source, or portion thereof, when requested by the agency, or any member, employee or agent thereof, when authorized by it, shall furnish to it any information which he may have or which is relevant to the subject of (SECTIONS 115.01 TO 115.09) chapter 115 and, with respect to the pollution of waters of the state, of chapter 116.

Subd. 2. [EXAMINATION OF RECORDS.] The agency or any member, employee or agent thereof, when authorized by it, upon presentation of credentials, may examine and copy any books, papers, records or memoranda pertaining to the installation, maintenance, or operation of discharge, including but not limited to, monitoring data, of (A) disposal (SYSTEM) systems or other point sources, in accordance with the purpose of chapter 115 and, with respect to the pollution of waters of the state, chapter 116.

Subd. 3. [ACCESS TO PREMISES.] Whenever it shall be necessary for the purposes of (SECTIONS 115.01 TO 115.09) chapter 115 and, with respect to pollution of waters of the state, chapter 116, the agency or any member, employee, or agent thereof, when authorized by it, upon presentation of credentials, may enter upon any property, public or private, for the purpose of obtaining information or examination of records or conducting surveys or investigations.

Sec. 11. Minnesota Statutes 1971, Section 115.05, Subdivision 1, is amended to read:

115.05 [FINAL ORDER.] Subdivision 1. [NOTICE: HEARING.] No final order of the agency shall be effective as to the vested rights of any person adversely affected thereby nor as to any disposal system or point source operated by any person unless the agency or its authorized officer, member, or agent shall have held a hearing upon the matter therein involved at which evidence may be taken, of which hearing such person shall have had notice as hereinafter provided. Any person who will be directly affected by the final order therein shall have the right to be heard at the hearing and to submit evidence thereat. Written notice specifying the time and place of the hearing shall be served by the agency upon all persons known by it to be directly affected by the final order, personally or by mail not less than 30 days before the date of the hearing. A copy of the final order shall be served in the same manner upon all persons who entered an appearance at the hearing. *Stipulation agreements*

or permits for treatment works or disposal systems for pollution abatement shall be construed to be orders of the agency.

Sec. 12. Minnesota Statutes 1971, Section 115.07, Subdivision 3, is amended to read:

Subd. 3. [PERMISSION FOR EXTENSION.] It shall be unlawful for any person to make any change in, addition to or extension of any existing disposal system or point source, or part thereof that would (MATERIALLY ALTER THE METHOD OR THE EFFECT OF TREATING OR DISPOSING OF THE SEWAGE, INDUSTRIAL WASTE OR OTHER WASTES), to effect any facility expansion, production increase, or process modification which results in new or increased discharges of pollutants, or to operate such system or point source, or part thereof as so changed, added to, or extended until plans and specifications therefor shall have been submitted to the agency unless the agency shall have waived the submission thereof to it and a written permit therefor shall have been granted by the agency.

Sec. 13. Minnesota Statutes 1971, Chapter 115, is amended by adding a section to read:

[115.07] [ENFORCEMENT.] Subdivision 1. [REMEDIES AVAILABLE.] *The provisions of Minnesota Statutes, Chapter 115 and Chapter 116 and all regulations, standards, orders, stipulation agreements, schedules of compliance, and permits adopted or issued by the agency thereunder or under any other law now in force or hereafter enacted for the prevention, control, or abatement of pollution may be enforced by any one or any combination of the following: criminal prosecution; action to recover civil penalties; injunction; action to compel performance; or other appropriate action, in accordance with the provisions of said chapters and this section.*

Subd. 2. [CRIMINAL PENALTIES.] (a) [VIOLATIONS OF LAWS; ORDERS; PERMITS.] (1) *Any person who willfully or negligently violates any provision of chapter 115 or chapter 116, or any standard, regulation, variance, order, stipulation agreement, schedule of compliance or permit issued or adopted by the agency thereunder, which violation is not included in clause (2) of this subdivision, shall upon conviction be guilty of a misdemeanor.*

(2) *Any person who willfully or negligently violates any effluent standard, and limitation or water quality standard or any other standard, limitation, regulation, rule, order, license, stipulation agreement or permit adopted or issued by the agency pursuant to Chapter 115 or 116, or any term or condition thereof, any duty to permit or carry out any recording, reporting, monitoring, sampling, information entry, access, copying, or other inspection or investigation requirement as provided under applicable provisions of chapter 115 or chapter 116, any National Pollutant Discharge Elimination System filing requirement, shall upon conviction be punished by a fine of not less than \$2,500 in the event of a willful violation or not less than \$300 in the event of a negligent violation. In any case the penalty shall not be more*

than \$25,000 per day of violation or by imprisonment for not more than one year, or both. If the conviction is for conduct committed after a first conviction of such person under this subdivision, punishment shall be by fine of not more than \$50,000 per day of violation, or by imprisonment for not more than two years, or both.

(b) [INFORMATION AND MONITORING.] Any person who knowingly makes any false statement, representation, or certification in any application, record, report, plan, or other document filed or required to be maintained under chapter 115 or chapter 116, or standards, regulations, orders, stipulation agreements, schedule of compliance or permits pursuant hereto, or who falsifies, tampers with, or knowingly renders inaccurate any monitoring device or method required to be maintained under chapter 115 or chapter 116, or standards, regulations, variances, orders, stipulation agreements, schedules of compliance, or permits pursuant thereto, shall upon conviction, be punished by a fine of not more than \$10,000 per day of violation, or by imprisonment for not more than six months, or both.

(c) [DUTY OF LAW ENFORCEMENT OFFICIALS.] It shall be the duty of all county attorneys, sheriffs and other peace officers, and other officers having authority in the enforcement of the general criminal laws to take all action to the extent of their authority, respectively, that may be necessary or proper for the enforcement of said provisions, regulations, standards, orders, stipulation agreements, variances, schedule of compliance, or permits.

Subd. 3. [CIVIL PENALTIES.] Any person who violates any provision of chapter 115 or chapter 116 or of (1) any effluent standards and limitations or water quality standards, (2) any National Pollutant Discharge Elimination System permit or term or condition thereof, (3) any National Pollutant Discharge Elimination System filing requirements, (4) any duty to permit or carry out inspection, entry or monitoring activities, or (5) any rules, regulations, stipulation agreements, variances, schedules of compliance, or orders issued by the agency, shall forfeit and pay to the state a penalty, in an amount to be determined by the court, of not more than \$10,000 per day of violation.

In addition, in the discretion of the court, the defendant may be required to:

(a) forfeit and pay to the state a sum which will adequately compensate the state for the reasonable value of cleanup and other expense directly resulting from unauthorized discharge of pollutants, whether or not accidental;

(b) forfeit and pay to the state an additional sum to constitute just compensation for any loss or destruction to wildlife, fish or other aquatic life and for other actual damages to the state caused by an unauthorized discharge of pollutants.

As a defense to any of said damages, the defendant may prove that the violation was caused solely by (1) an act of God, (2) an

act of war, (3) negligence on the part of the state of Minnesota, or (4) an act or failure to act which constitutes sabotage or vandalism, or any combination of the foregoing clauses.

The civil penalties and damages provided for in this subdivision may be recovered by a civil action brought by the attorney general in the name of the state.

Subd. 4. [INJUNCTIONS.] *Any violation of the provisions, regulations, standards, orders, stipulation agreements, variances, chapter 116, shall constitute a public nuisance and may be enjoined as provided by law in an action, in the name of the state, brought by the attorney general.*

Subd. 5. [ACTIONS TO COMPEL PERFORMANCE.] *In any action to compel performance of an order of the agency for any purposes relating to the prevention, control or abatement of pollution under chapter 115 and chapter 116, the court may require any defendant adjudged responsible to do and perform any and all acts and things within his power which are reasonably necessary to accomplish the purposes of the order. In case a municipality or its governing or managing body or any of its officers is a defendant, the court may require him to exercise his powers, without regard to any limitation of any requirement for an election or referendum imposed thereon by law and without restricting the powers of the agency to do any or all of the following, without limiting the generality hereof; to levy taxes, levy special assessments, prescribe service or use charges, borrow money, issue bonds, employ assistance, acquire real or personal property, let contracts or otherwise provide for the doing of work of the construction, installation, maintenance, or operation of facilities, and do all other acts and things reasonably necessary to accomplish the purposes of the order, but the court shall grant the municipality the opportunity to determine the appropriate financial alternatives to be utilized in complying with the court imposed requirements.*

Sec. 14. Minnesota Statutes 1971, Chapter 115, is amended by adding a section to read:

[115.072] [RECOVERY OF LITIGATION COSTS AND EXPENSES.] *In any action brought by the attorney general, in the name of the state, pursuant to the provisions of chapter 115 and chapter 116, for civil penalties, injunctive relief, or in an action to compel compliance, if the state shall finally prevail, and if the proven violation was willful, the state, in addition to other penalties provided in chapter 115, may be allowed an amount determined by the court to be the reasonable value of all or a part of the litigation expenses incurred by the state. In determining the amount of such litigation expenses to be allowed, the court shall give consideration to the economic circumstances of the defendant.*

All amounts recovered under the provisions of this section and section 13 of this act, subdivisions 3, 4, and 5, shall be paid into the state treasury.

Sec. 15. Minnesota Statutes 1971, Section 115.44, Subdivision 5, is amended to read:

Subd. 5. In establishing such standards, consideration should be given to the following factors:

(a) The extent, if any, to which floating solids may be permitted in the water;

(b) The extent to which suspended solids, colloids or a combination of solids with other substances suspended in water, may be permitted;

(c) The extent to which organism of the coliform group (intestinal bacilli) or any other bacteriological organisms may be permitted in the water;

(d) The extent of the oxygen demand which may be permitted in the receiving waters;

(e) Such other chemical or biological properties necessary for the attainment of the objectives of (LAWS 1963, CHAPTER 874) *chapter 115 and, with respect to pollution of the waters of the state, chapter 116.*

(f) *Wherever deemed practicable and advisable by the agency, standards specifying the quality and purity, or maximum permissible pollutional content, of effluent entering waters of the state may be established without (PREVIOUSLY ESTABLISHING) respect to water quality standards; provided, however, that whenever the owner or operator of any point source, after opportunity for public hearing, can demonstrate to the satisfaction of the agency that any effluent limitation proposed for the control of the heat component of any discharge from such source will require effluent limitations more stringent than necessary to assure the protection and propagation of a balanced, indigenous population of fish and wildlife in and on the body of water into which the discharge is to be made, the agency may impose an effluent limitation for such plan, with respect to the heat component of such discharge, taking into account the interaction of such heat component with other pollutants, that will assure the protection and propagation of a balanced, indigenous population of fish and wildlife in and on that body of water; and provided further that notwithstanding any other provision of chapter 115 and, with respect to the pollution of the waters of the state, chapter 116, any point source of a discharge having a heat component, the modification of which point source is commenced after the date of enactment of this act, and which, as modified, meets applicable effluent limitations, and which effluent limitations will assure protection and propagation of a balanced, indigenous population of fish and wildlife in or on the water into which the discharge is made, shall not be subject to any more stringent effluent limitation with respect to the heat component of its discharge during a ten year period beginning on the date of completion of such modification or during the period of depreciation or amortization of such facility for the*

purpose of section 167 or 169, or both, of the Internal Revenue Code of 1954, whichever period ends first.

Sec. 16. Minnesota Statutes 1971, Section 115.44, Subdivision 8, is amended to read:

Subd. 8. If the agency finds in order to comply with the federal water pollution control act or any other federal law or rule or regulation promulgated thereunder that it is impracticable to comply with the requirements of this section in classifying waters or adopting standards or in meeting any of the requirements thereof, compliance with the requirements of such section are waived to the extent necessary to enable the agency to comply with federal laws and rules and regulations promulgated thereunder. The agency may classify waters and adopt criteria and standards in such form and based upon such evidence as it may deem necessary and sufficient for the purpose of meeting requirements of such federal laws, notwithstanding any provisions in chapter 115 or any other state law to the contrary. In the event waters are classified and criteria and standards are adopted to meet the requirements of federal law, the agency shall thereafter proceed to otherwise comply with the provisions of this section which were waived as rapidly as is practicable. This authority shall extend to proceedings pending before the agency on (APRIL 20, 1967) the *effective date of this act.*

Notwithstanding the provisions of subdivision 4, wherever advisable and practicable the agency may establish standards for effluent (OF) or disposal systems (ENTERING) *discharging into waters of the state* regardless of whether such waters are or are not classified.

Sec. 17. Minnesota Statutes 1971, Section 115.49, Subdivision 1, is amended as follows:

115.49 [COOPERATION BETWEEN MUNICIPALITIES: CONTRACTS.] Subdivision 1. If the agency determines after a hearing on the subject matter that cooperation between two or more municipalities is necessary to *provide for areawide waste management and treatment, in accordance with the Federal Water Pollution Control Act, as amended, or to prevent, control, or abate pollution*, it may adopt a resolution so declaring and determining whether it will be feasible to secure such cooperation by contract between the municipalities concerned.

Sec. 18. Minnesota Statutes 1971, Section 115.49, is amended by adding a subdivision to read:

Subd. 9. *Any contract ordered by the agency pursuant to this section may be reformed or terminated upon: (a) mutual agreement among all parties to the contract as exhibited by a joint written application to the agency and approval thereof by the agency; or (b) unilateral application to the agency by registered mail by any party to such a contract, with a copy thereof served by registered mail upon all other parties to the contract, and subsequent order of reformation or termination of the agreement by the agency. The applicant may in its application for reforma-*

tion or termination seek other relief in addition to said order of reformation or termination, including, but not limited to, an order directing the refund by the municipality operating the disposal system of overpayments made by the municipality being served during the life of the contract, or the further payment by the municipality being served to the municipality operating the disposal system made necessary by the inadequacy of payments made by the municipality being served to the municipality operating the disposal system during the life of the contract. In the event of a unilateral application to the agency, the agency may, after 30 days written notice, hold a public hearing for the purpose of hearing evidence relating to the application. Pursuant to an application under this subdivision, the agency may enter its order reforming or terminating the contract, ordering a refundment of overpayment or payment of underpayment, as aforesaid, or granting any further relief that is reasonable under the circumstances. Any party aggrieved by the agency's decision may thereafter appeal to district court from the agency's order.

Sec. 19. Minnesota Statutes 1971, Section 116.05, Subdivision 1, is amended to read:

Subdivision 1. All state departments and agencies are hereby directed to cooperate with the pollution control agency and its director and assist them in the performance of their duties, and are authorized to enter into necessary agreements with the agency, and the pollution control agency is authorized to cooperate and to enter into necessary agreements with other departments and agencies of the state, with municipalities, with other states, with the federal government and its agencies and instrumentalities, in the public interest and in order to control pollution under this chapter and chapter 115.

Sec. 20. Minnesota Statutes 1971, Section 116.075, is amended to read:

116.075 [HEARINGS AND RECORDS PUBLIC.] Subdivision 1. All hearings conducted by the pollution control agency pursuant to (THIS CHAPTER) chapters 115 and 116 shall be open to the public, and the transcripts thereof are public records. All final records, studies, reports, orders, and other documents prepared in final form by order of, or for the consideration of, the agency, are public records. Any documents designated as public records by this section may be inspected by members of the public at all reasonable hours and places under such rules and regulations as the agency shall promulgate.

Subd. 2. Any records or other information obtained by the pollution control agency or furnished to the agency by the owner or operator of one or more air contaminant or water or land pollution sources which are certified by said owner or operator, and said certification as it applies to water pollution sources, is approved in writing by the director, to relate to (a) (PRODUCTION OR) sales figures, (b) processes or methods of production unique to the owner or operator, or (c) information which would tend to affect adversely the competitive position of said owner

or operator, shall be only for the confidential use of the agency in discharging its statutory obligations, unless otherwise specifically authorized by said owner or operator. Provided, however, that all such information may be used by the agency compiling or publishing analysis or summaries relating to the general conditions of the (OUTDOOR ATMOSPHERE) *state's water, air and land resources* so long as such analyses or summaries do not identify any owner or operator who has so certified. *Notwithstanding the foregoing, the agency may disclose any information, whether or not otherwise considered confidential which it is obligated to disclose in order to comply with federal law and regulations, to the extent and for the purpose of such federally required disclosure.*

Sec. 21. Minnesota Statutes 1971, Section 116.11, is amended to read:

Sec. 116.11 [EMERGENCY POWERS.] In the event that there is imminent *and substantial* danger to the health or welfare of the people of the state, or at any part thereof, as a result of the pollution of air, land or water; upon such finding, the agency may by emergency order direct the *immediate discontinuance or abatement* of such pollution without notice and without a hearing *or at the request of the agency, the attorney general of the state may bring an action in the name of the state in the appropriate district court for a temporary restraining order to immediately abate or prevent such pollution. Such agency order or temporary restraining order shall remain effective until notice, hearing and determination are effected pursuant to other provisions of law, or, in the interim, as otherwise ordered.* Such agency order shall be appealable to the appropriate district court and the provisions of chapter 15 shall govern the procedure and scope of review on such appeal.

Sec. 22. [REPEALER.] *Minnesota Statutes 1971, Section 115.05, Subdivision 2; 115.07, Subdivisions 2, 4, and 6; 115.43, Subdivision 3; 115.45, Subdivision 2; 115.47; 115.81; 116.08; 116.30; and 116.31 are repealed.*

Sec. 23. *This act is effective the day following its final enactment."*

Strike the title and insert in lieu thereof:

"A bill for an act relating to water pollution control; authorizing certain advisory and regulatory powers of the pollution control agency over disposal systems; providing penalties; amending Minnesota Statutes 1971, Section 115.01, Subdivisions 1, 2, 4, 5, and 10, and by adding subdivisions; 115.03, Subdivisions 1 and 4, and by adding a subdivision; 115.04; 115.05, Subdivision 1; 115.07, Subdivision 3; 115.44, Subdivisions 5 and 8; 115.49, Subdivision 1, and by adding a subdivision; Chapter 115, by adding sections; 116.05, Subdivision 1; 116.075; 116.11; repealing Minnesota Statutes 1971, Section 115.05, Subdivision 2; 115.07, Subdivisions 2, 4, and 6; 115.43, Subdivision 3; 115.45, Subdivision 2; 115.47; 115.81; 116.08; 116.30 and 116.31."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 712, A bill for an act relating to county attorneys; creating a county attorneys council and the office of executive director; creating the offices of district attorney; prescribing powers and duties; and appropriating money; amending Minnesota Statutes 1971, Section 15A.083, Subdivision 3.

Reported the same back with the following amendments:

Page 4, strike lines 7 through 28.

Page 5, strike lines 1 through 28.

Page 6, strike lines 1 through 28.

Page 7, strike lines 1 through 27.

Renumber the remaining sections in sequence.

Further, amend the title as follows: line 4, strike "creating the".

Line 5, strike "offices of district attorney;"

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1581, A bill for an act relating to the Minnesota housing finance agency; prescribing its powers and duties; providing for the financing thereof; appropriating money; amending Minnesota Statutes 1971, Sections 462A.03, Subdivisions 2, 4, 9, and 10, and by adding subdivisions; 462A.05, Subdivisions 2, 3, 4, 5, and 10; 462A.06, Subdivision 11; 462A.07, Subdivision 5; 462A.08, Subdivision 1; 462A.10, Subdivision 5; 462A.17, Subdivision 1; 462A.18, Subdivision 2; 462A.21, Subdivisions 2 and 3; 462A.22; and 462A.23.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Section 462A.02, is amended by adding a subdivision to read:

Subd. 7. It is further declared that housing assistance programs provided by the federal government frequently require cooperation by or coordination with an agency of state government and that the availability of particular housing assistance

programs of the federal government may depend upon the existence of an agency in state government with the authority and capacity to coordinate and administer such federal housing assistance programs.

Sec. 2. Minnesota Statutes 1971, Section 462A.03, Subdivision 2, is amended to read:

Subd. 2. "Development costs" means the costs approved by the agency as appropriate expenditures which may be incurred by sponsors of land development for residential housing or of residential housing, within this state, prior to commitment and initial advance of the proceeds of a (FEDERALLY INSURED) *an eligible* construction loan, or (FEDERALLY INSURED) *eligible* mortgage, and for which temporary loans from the housing development fund may be made by the agency subject to the provisions of section 462A.05, subdivision (2) 5, including but not limited to:

(a) Payments for options to purchase properties on the proposed residential housing site, deposits on contracts of purchase, or, with prior approval of the (HOUSING DEVELOPMENT FUND) *agency*, payments for the purchase of such properties;

(b) Legal and organizational expenses, including payments of attorneys' fees, project manager and clerical staff salaries, office rent and other incidental expenses;

(c) Payment of fees for preliminary feasibility studies, advances for planning, engineering and architectural work;

(d) Expenses for tenant surveys and market analyses; and

(e) Necessary application and other fees.

Sec. 3. Minnesota Statutes 1971, Section 462A.03, Subdivision 4, is amended to read:

Subd. 4. "Federally insured mortgage" means a mortgage loan for residential housing *which is* insured or guaranteed by the United States or an instrumentality thereof, or by a commitment by the United States or an instrumentality thereof to insure such a mortgage.

Sec. 4. Minnesota Statutes 1971, Section 462A.03, Subdivision 7, is amended to read:

Subd. 7. "Residential housing" means a specific work or improvement within this state undertaken primarily to provide dwelling accommodations *for persons and families of low and moderate income and for others when determined to be necessary in furtherance of the policy stated in section 462A.02, subdivision 6*, including land development and the acquisition, construction or rehabilitation of buildings and improvements thereto, for residential housing, and such other nonhousing facilities as may be incidental or appurtenant thereto.

Sec. 5. Minnesota Statutes 1971, Section 462A.03, Subdivision 9, is amended to read:

Subd. 9. ("LOAN FUND," AND "BOND FUND," AND) "Housing development (FUND,") *fund*" and "bond funds" mean the funds which may be created and established in accordance with sections 462A.20 (,) and 462A.22 (AND 462A.23,) respectively.

Sec. 6. Minnesota Statutes 1971, Section 462A.03, Subdivision 10, is amended to read:

Subd. 10. "Persons and families of low and moderate income" means persons and families, irrespective of race, creed, national origin or sex, determined by the agency to require such assistance as is made available by sections 462A.01 to 462A.24 on account of personal or family income not sufficient to afford adequate housing (, AND TO BE ELIGIBLE OR POTENTIALLY ELIGIBLE TO OCCUPY RESIDENTIAL HOUSING CONSTRUCTED AND FINANCED, WHOLLY OR IN PART, WITH FEDERALLY INSURED CONSTRUCTION LOANS, FEDERALLY INSURED MORTGAGES, FEDERALLY INSURED SECURITIES, OR WITH OTHER PUBLIC OR PRIVATE ASSISTANCE, AND). In making such determination the agency shall take into account the following: (a) The amount of the total income of such persons and families available for housing needs, (b) the size of the family, (c) the cost and condition of housing facilities available, (d) the eligibility of such persons and families to compete successfully in the normal housing market and to pay the amounts at which private enterprise is providing sanitary, decent and safe housing. In the case of federally (INSURED) *subsidized* mortgages with respect to which income limits have been established by any agency of the federal government having jurisdiction thereover for the purpose of defining eligibility of low and moderate income families, the limits so established shall govern under the provision of sections 462A.01 to 462A.24. In all other cases income limits for the purpose of defining low or moderate income persons shall be established by the agency in its rules.

Sec. 7. Minnesota Statutes 1971, Section 462A.03, is amended by adding a subdivision to read:

Subd. 11. "Eligible loan" means any mortgage loan, construction loan, or other loan, whether or not federally insured, granted by the agency to an eligible mortgagor.

Sec. 8. Minnesota Statutes 1971, Section 462A.03, is amended by adding a subdivision to read:

Subd. 12. "Eligible security" means any security payable from or evidencing an interest in mortgages securing loans to finance residential housing.

Sec. 9. Minnesota Statutes 1971, Section 462A.03, is amended by adding a subdivision to read:

Subd. 13. "Eligible mortgagor" means a non-profit corporation or limited profit entity as the same are defined by the agency in its rules, or a natural person of low or moderate income except that the return to a limited dividend entity shall not ex-

ceed 8 percent annually of the capital contribution of the investors or such lesser percentage as the agency shall establish in its rules.

Sec. 10. Minnesota Statutes 1971, Section 462A.03, is amended by adding a subdivision to read:

Subd. 14. "*Federal housing assistance supplements*" means and refers to all funds made available to the state of Minnesota by the federal government or any agency or instrumentality thereof for the purpose of assisting in providing adequate and economic housing in the state of Minnesota.

Sec. 11. Minnesota Statutes 1971, Section 462A.05, Subdivision 2, is amended to read:

Subd. 2. It may make or participate in the making of (FEDERALLY INSURED) *eligible* construction loans to sponsors 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. 12. Minnesota Statutes 1971, Section 462A.05, Subdivision 3, is amended to read:

Subd. 3. It may *agree to purchase*, make, or *otherwise* participate in the making and enter into commitments for the *purchase, making, or participation in the making* of long term (FEDERALLY INSURED) *eligible* mortgage loans to sponsors of residential housing for occupancy by persons and families of low and moderate income, or to persons and families of low and moderate income, who may purchase such residential housing. Such loans shall be made only upon determination by the agency that long term mortgage loans are not otherwise available, wholly or in part, from private lenders upon equivalent terms and conditions.

Sec. 13. Minnesota Statutes 1971, Section 462A.05, Subdivision 4, is amended to read:

Subd. 4. It may purchase and enter into commitments for the purchase of (FEDERALLY INSURED) *eligible* securities provided that the agency shall first determine that the proceeds of such securities will be utilized for the purpose of residential housing for occupancy by persons or families of low and moderate income.

Sec. 14. Minnesota Statutes 1971, Section 462A.05, Subdivision 5, is amended to read:

Subd. 5. It may make temporary loans *solely* to "nonprofit" sponsors as defined by the agency, with or without interest, and with such security for repayment, if any, as the agency determines reasonably necessary and practicable, solely from the housing development fund, in accordance with the provisions of section 462A.21, to defray development costs to sponsors of residential housing construction for occupancy by persons and

families of low and moderate income which development costs are eligible or potentially eligible for (FEDERALLY INSURED) construction loans (,) or (FEDERALLY INSURED) mortgages. (PROVIDED THAT NO TEMPORARY LOANS SHALL BE MADE TO LIMITED DIVIDEND CORPORATIONS.)

Sec. 15. Minnesota Statutes 1971, Section 462A.05, Subdivision 9, is amended to read:

Subd. 9. It may invest any funds not required for immediate disbursement in direct obligations of the United States government or in obligations the principal of (WHICH) and interest on which are guaranteed by the United States government or an agency thereof (, SUBJECT TO THE PROVISIONS OF SECTION 462A.23.)

Sec. 16. Minnesota Statutes 1971, Section 465A.05, Subdivision 10, is amended to read:

Subd. 10. It may sell (FEDERALLY INSURED MORTGAGES) *eligible loans or eligible securities to the federal national mortgage association or (ANOTHER) any other agency or instrumentality of the United States, and may invest in the capital stock (OF SUCH) issued by said association or other agency or instrumentality to the extent, if any, required as a condition of such sale.*

Sec. 17. Minnesota Statutes 1971, Section 462A.05, is amended by adding a subdivision to read:

Subd. 11. It may receive federal housing assistance supplements from the federal government, or from agencies or instrumentalities thereof; may administer and distribute said funds in accordance with the applicable provisions of federal law or regulations governing the administration and distribution of said supplements; and may make and publish such rules and regulations as are necessary to enable it to receive, administer, and distribute said supplements in accordance with said federal laws and regulations.

Sec. 18. Minnesota Statutes 1971, Section 462A.05, is amended by adding a subdivision to read:

Subd. 12. It may, from time to time, establish such funds as may be needed in order to receive, administer, and distribute federal housing assistance supplements. All federal housing assistance supplements received by the agency are hereby appropriated to the agency.

Sec. 19. Minnesota Statutes 1971, Section 462A.05, is amended by adding a subdivision to read:

Subd. 13. In carrying out the policies and purposes declared in section 462A.02, the agency shall prefer those housing projects which are federally subsidized and those loans which are federally insured or guaranteed, to the extent that the agency finds such projects and loans to be available at the times and in

the amounts needed to meet the shortage of residential housing for persons and families of low and moderate income.

Sec. 20. Minnesota Statutes 1971, Section 462A.06, Subdivision 11, is amended to read:

Subd. 11. It may make and publish rules and regulations respecting its (FEDERALLY INSURED) mortgage lending, construction lending, and temporary lending, and any such other rules and regulations as are necessary to effectuate its corporate purpose.

Sec. 21. Minnesota Statutes 1971, Section 462A.06, Subdivision 12, is amended to read:

Subd. 12. It may borrow money to carry out and effectuate its corporate purpose and may issue its negotiable bonds or notes as evidence of any such borrowing (IN SUCH PRINCIPAL AMOUNTS AND UPON SUCH TERMS AS SHALL BE NECESSARY TO PROVIDE SUFFICIENT FUNDS FOR ACHIEVING ITS CORPORATE PURPOSE, EXCEPT THAT NO NEGOTIABLE NOTE SHALL BE ISSUED TO MATURE MORE THAN TEN YEARS FROM DATE OF ISSUANCE AND NO NEGOTIABLE BONDS SHALL BE ISSUED TO MATURE MORE THAN 50 YEARS FROM DATE OF ISSUANCE) *in accordance with sections 462A.08 to 462A.17.*

Sec. 22. Minnesota Statutes 1971, Section 462A.07, Subdivision 5, is amended to read:

Subd. 5. It may enter into agreements with sponsors, mortgagors, or the issuers of securities for the purpose of regulating the planning, development, and management of housing projects financed in whole or in part by the proceeds of (FEDERALLY INSURED MORTGAGES) *eligible loans or eligible securities purchased by the agency.*

Sec. 23. Minnesota Statutes 1971, Section 462A.08, Subdivision 1, is amended to read:

Subdivision 1. The agency from time to time may issue its negotiable bonds and notes in such principal amount, as, in the opinion of the agency, shall be necessary to provide sufficient funds for achieving its purposes (THROUGH), *including the making of (FEDERALLY INSURED) eligible construction loans and mortgage loans (FOR RESIDENTIAL HOUSING FOR LOW AND MODERATE INCOME PERSONS AND FAMILIES) and the purchase of (FEDERALLY INSURED) eligible securities, the payment of interest on bonds and notes of the agency, the establishment of reserves to secure such bonds and notes, and the (MAINTENANCE OF A RESERVE AS PROVIDED IN SECTION 462A.22) payment of all other expenditures of the agency incident to and necessary or convenient to carry out its corporate purposes and powers.*

Sec. 24. Minnesota Statutes 1971, Section 462A.08, Subdivision 2, is amended to read:

Subd. 2. The agency from time to time may issue (RENEWAL NOTES, ISSUE) bonds (TO PAY NOTES AND WHENEVER IT DEEMS) or notes for the purpose of refunding (EXPEDIENT, REFUND) any bonds (BY THE ISSUANCE OF NEW BONDS, WHETHER THE BONDS TO BE REFUNDED HAVE OR HAVE NOT MATURED, AND ISSUE BONDS PARTLY TO REFUND BONDS THEN OUTSTANDING AND PARTLY FOR ANY OTHER PURPOSE) or notes of the agency then outstanding, including the payment of any redemption premiums thereon and any interest accrued or to accrue to the redemption date next succeeding the date of delivery of such refunding bonds or notes. The (REFUNDING BONDS SHALL BE SOLD AND THE) proceeds of any such refunding bonds or notes may, in the discretion of the agency, be applied to the purchase (, REDEMPTION) or payment at maturity of the bonds or notes to be refunded, or to the redemption of such outstanding bonds or notes on the redemption date next succeeding the date of delivery of such refunding bonds or notes and may, pending such application, be placed in escrow to be applied to such purchase, retirement, or redemption. Any such escrowed proceeds, pending such use, may be invested and reinvested in obligations issued or guaranteed by the state or the United States or by any agency or instrumentality thereof, or in certificates of deposit or time deposits secured in such manner as the agency shall determine, maturing at such time or times as shall be appropriate to assure the prompt payment of the principal of and interest and redemption premiums, if any, on the bonds or notes to be refunded. The income earned or realized on any such investment may also be applied to the payment of the bonds or notes to be refunded. After the terms of the escrow have been fully satisfied, any balance of such proceeds and investment income may be returned to the agency for use by it in any lawful manner. All refunding bonds or notes issued under the provisions of this subdivision shall be issued and secured in the manner provided by resolution of the agency.

Sec. 25. Minnesota Statutes 1971, Section 462A.08, Subdivision 3, is amended to read:

Subd. 3. All notes or bonds issued hereunder shall be negotiable investment securities (UNDER) within the meaning and for all purposes of the uniform commercial code, subject only to any provisions of the bonds and notes for registration. All notes and bonds so issued shall be general obligations of the agency, secured by its full faith and credit, and payable out of any moneys, assets, or revenues of the agency, subject to the provisions of resolutions or indentures pledging and appropriating particular moneys, assets, or revenues to particular notes or bonds.

Sec. 26. Minnesota Statutes 1971, Section 462A.09, is amended to read:

462A.09. The notes and bonds of the agency shall be authorized by a resolution (OF THE MEMBERS OF) or resolutions adopted by the agency, shall bear such date or dates, (AND)

shall mature at such time or times, (IN THE CASE OF ANY NOTE, OR ANY RENEWAL THEREOF, NOT EXCEEDING TEN YEARS FROM THE DATE OF ISSUE OF SUCH ORIGINAL NOTE, AND IN THE CASE OF ANY BOND, NOT EXCEEDING 50 YEARS FROM THE DATE OF ISSUE, AS THE RESOLUTION MAY PROVIDE. THE NOTES AND BONDS) shall bear interest at such rate or rates, be in such denominations, be in such form, (EITHER COUPON OR REGISTERED,) carry such registration privileges, be executed in such manner, be payable in (SUCH MEDIUM OF PAYMENT) *lawful money of the United States of America*, at such place or places *within or without the state*, and be subject to such terms of redemption *prior to maturity* as such (RESOLUTION OR) resolutions or certificates may provide. *No note shall mature more than ten years from its date or from the date of any note refunded thereby. The maximum maturity of any bond, whether or not issued for the purpose of refunding, shall be 50 years from its date.* The notes and bonds of the agency may be sold (BY THE AGENCY,) at public or private sale, at such price or prices as the agency shall determine.

Sec. 27. Minnesota Statutes 1971, Section 462A.10, Subdivision 2, is amended to read:

Subd. 2. It may pledge *or create a lien on* all or any part of the moneys (RECEIVED IN PAYMENT OF LOANS AND INTEREST THEREON, AND) *or property of the agency and any moneys held in trust or otherwise (,) by others* to secure the payment of the notes or bonds or of any issue thereof, subject to such agreements with bondholders or noteholders as may then exist (, AND SUBJECT TO THE PROVISIONS OF SECTIONS 462A.22 AND 462A.23.)

Sec. 28. Minnesota Statutes 1971, Section 462A.10, Subdivision 3, is amended to read:

Subd. 3. It may provide for the (USE AND DISPOSITION OF THE GROSS INCOME FROM MORTGAGES OWNED BY THE AGENCY AND PAYMENT OF PRINCIPAL OF MORTGAGES OWNED BY) *custody, collection, securing, investment, and payment of any moneys of the agency.*

Sec. 29. Minnesota Statutes 1971, Section 462A.10, Subdivision 4, is amended to read:

Subd. 4. It may set aside reserves (IN THE BOND FUND) *or sinking funds* and provide for the regulation and disposition thereof *and may create other special funds into which any moneys of the agency may be deposited.*

Sec. 30. Minnesota Statutes 1971, Section 462A.10, Subdivision 5, is amended to read:

Subd. 5. It may limit the (GUARANTEED) loans and securities to which the proceeds of sale of notes or bonds may be applied and may pledge repayments thereon to secure the payment of the notes or bonds or of any issue thereof.

Sec. 31. Minnesota Statutes 1971, Section 462A.10, Subdivision 9, is amended to read:

Subd. 9. It may *define the acts or omissions to act which shall constitute a default in the obligations and duties of the agency and may provide for the rights and remedies of the holders of bonds or notes in the event of such default, and provide any other matters of like or different character, consistent with (SECTIONS 462A.01 TO 462A.24) the general laws of the state and other provisions of this chapter, which in any way affect the security or protection of the notes or bonds and the rights of the holders thereof.*

Sec. 32. Minnesota Statutes 1971, Section 462A.16, is amended to read:

462A.16. If the agency defaults in the payment of principal or interest on any issue of notes or bonds after the same shall become due, whether at maturity or upon call for redemption, and such default continues for a period of 30 days, or if the agency fails or refuses to comply with the provisions of (SECTIONS 462A.01 TO 462A.24) *this chapter*, or defaults in any agreement made with the holders of any issue of notes or bonds, the holders of 25 percent in aggregate principal amount of the notes or bonds of such issue then outstanding may appoint a trustee to represent the holders of such notes or bonds for the purposes set forth in section 462A.17, *unless the notes or bonds are issued under an indenture made and entered into by the agency with a designated trustee.*

Sec. 33. Minnesota Statutes 1971, Section 462A.17, Subdivision 1, is amended to read:

Subdivision 1. The trustee *designated in any indenture or resolution securing an issue of notes or bonds, or a trustee appointed pursuant to section (462A.14) 462A.16, may, and upon written request of the holders of 25 percent in principal amount of such notes or bonds then outstanding shall, in his own name, subject to the provisions of such indenture or resolution:*

(a) Enforce all rights of the noteholders or bondholders, including the right to require the agency to collect fees and charges and interest and (AMORTIZATION) payments on (MORTGAGE) *eligible loans and mortgages made and eligible securities purchased* by it adequate to carry out any agreement as to, or pledge of, such fees and charges and (INTEREST) *payments* and to require the agency to carry out any other agreements with the holders of such notes or bonds and to perform its duties under (SECTIONS 462A.01 TO 462A.24) *this chapter*;

(b) Bring suit upon such notes or bonds;

(c) Require the agency to account as if it were the trustee of any express trust for the holders of such notes or bonds;

(d) Enjoin any acts or things which may be unlawful or in violation of the *rights* of holders of such notes or bonds; or

(e) Declare all such notes or bonds due and payable, and if all defaults shall be made good, then, with the consent of the holders of 25 percent of the principal amount of such notes or bonds then outstanding, (TO) *the trustee may annul such declaration and consequences.*

Sec. 34. Minnesota Statutes 1971, Section 462A.18, Subdivision 2, is amended to read:

Subd. 2. Notwithstanding the provisions of this section, the agency shall have power, subject to the approval of the state treasurer, to contract with the holders of any of its notes or bonds, as to the custody, collection, securing, investment, and payment of any moneys of the (AGENCIES) *agency*, or any moneys held in trust or otherwise for the payment of notes or bonds, and to carry out such contract. Moneys held in trust or otherwise for the payment of notes or bonds or in any way to secure notes or bonds and deposits of such moneys may be secured in the same manner as moneys of the agency, and all banks and trust companies are authorized to give such security for such deposits. *All moneys so paid to the state treasurer as agent of the agency, from whatever source, are appropriated to the agency.*

Sec. 35. Minnesota Statutes 1971, Section 462A.20, Subdivision 2, is amended to read:

Subd. 2. There shall be paid into the housing development fund:

(a) Any moneys appropriated and made available by the state for the purposes of the fund;

(b) Any moneys which the agency receives in repayment of advances made from the fund;

(c) Any other moneys which may be made available to the authority for the purpose of the fund from any other source or sources;

(d) All fees and charges collected by the agency;

(e) All interest or other income not required (TO BE PAID INTO THE BOND FUND OR LOAN FUND) *by the provisions of a resolution or indenture securing notes or bonds to be paid into another special fund.*

Sec. 36. Minnesota Statutes 1971, Section 462A.21, Subdivision 2, is amended to read:

Subd. 2. To make temporary loans to "nonprofit" sponsors to defray development costs, as provided by section 462A.05, subdivision 5. Each such loan shall be repaid in full by the borrower to the agency concurrent with the initial endorsement of such (BORROWERS FEDERALLY INSURED) *borrower's eligible* construction loan, unless the authority extends for the period for the repayment of the advances. In no event shall the time of repayment be extended later than the date of the final endorsement of the (FEDERALLY INSURED) *eligible* mortgage loan. If no permanent financing is obtained (FROM THE FEDERAL

AGENCY,) the loan shall be repaid in accordance with such terms and conditions as the agency has prescribed by rule.

Sec. 37. Minnesota Statutes 1971, Section 462A.21, Subdivision 3, is amended to read:

Subd. 3. To make planning grants to local communities, pursuant to rules promulgated by the agency, in such amounts as the agency determines, not to exceed the net costs, exclusive of any federal or other aid or assistance, as are incurred by the local community in planning for land and building acquisition, improvements, renewal, relocation or conservation. Such grants shall be limited to planning for specific sites upon which housing is, or is to be, situated and sites designated for other uses that are reasonably related to such housing.

Sec. 38. Minnesota Statutes 1971, Section 462A.21, Subdivision 4, is amended to read:

Subd. 4. For the payment of all costs, expenses, and financing not paid out of (THE LOAN FUND) *a special fund created by a resolution or indenture securing notes or bonds.*

Sec. 39. Minnesota Statutes 1971, Section 462A.22, is amended to read:

462A.22. *Subdivision 1.* (BEFORE ISSUING ANY BONDS OR NOTES THE AGENCY SHALL ESTABLISH A SPECIAL BOND FUND ON ITS OFFICIAL BOOKS AND RECORDS, AND SHALL DEPOSIT IN IT, WHENEVER MONEY IS RECEIVED OR AVAILABLE FROM ANY OF THE SOURCES DESCRIBED BELOW, SUCH AMOUNT OF SUCH MONEY AS MAY BE NEEDED TO INCREASE THE BALANCE THEN ON HAND IN THE BOND FUND TO AN AMOUNT AT LEAST EQUAL TO THE MAXIMUM AMOUNT OF PRINCIPAL AND INTEREST TO BECOME DUE IN ANY SUBSEQUENT FISCAL YEAR ON ALL BONDS THEN OUTSTANDING AND PAYABLE FROM THE BOND FUND, OR TO SUCH GREATER AMOUNT AS MAY BE COVENANTED AND AGREED IN THE RESOLUTIONS, INDENTURES, OR OTHER INSTRUMENTS AUTHORIZING THE ISSUANCE OF THE BONDS. THE OBLIGATION TO MAKE THESE DEPOSITS SHALL BE A FIRST AND PRIOR LIEN AND CHARGE ON (A) THE PROCEEDS OF EACH ISSUE OF AGENCY BONDS, (B) ALL REPAYMENTS OF PRINCIPAL AND INTEREST ON FEDERALLY INSURED MORTGAGE LOANS MADE AND SECURITIES PURCHASED FROM THE LOAN FUND, AND (C) ALL CASH AND INVESTMENTS FROM TIME TO TIME ON HAND IN THE LOAN FUND (OTHER THAN PROCEEDS OF NOTES AND REPAYMENTS OF FEDERALLY INSURED CONSTRUCTION LOANS AND INTEREST THEREON). THE BOND FUND SHALL BE USED ONLY TO PAY WHEN DUE THE PRINCIPAL OF AND INTEREST ON BONDS OF THE AGENCY, AND ALL FEES AND EXPENSES OF TRUSTEES AND PAYING AGENTS DESIGNATED FOR BOND ISSUES. INVESTMENTS OF MONEY IN THE BOND FUND SHALL BE

LIMITED TO DIRECT OBLIGATIONS OF THE UNITED STATES GOVERNMENT MATURING WITHIN ONE YEAR FROM THE DATE OF INVESTMENT, AND SHALL BE VALUED AT THEIR MATURITY VALUE.) The aggregate principal amount of bonds and notes which are outstanding at any time, *excluding the principal amount of any bonds and notes refunded by the issuance of new bonds or notes*, shall not exceed \$150,000,000. (TO THE EXTENT CONSISTENT WITH THE PROVISIONS OF RESOLUTIONS OF THE AGENCY OR OTHER INSTRUMENTS AUTHORIZING THE ISSUANCE OF BONDS, THE INTEREST RATE ON LOANS MADE FROM THE PROCEEDS THEREOF MAY BE DECREASED OR INCREASED FROM TIME TO TIME, PROVIDED THAT THE RATE SHALL AT NO TIME BE LESS THAN THE RATE PAID BY THE AGENCY ON BONDS ISSUED TO FUND THE LOAN.)

Subd. 2. Subdivision 1 is not a contract with the holders of any bonds or notes excluding the issuance of bonds or notes in excess of said maximum amount, if such maximum shall be increased by law.

Subd. 3. The agency may create and establish a special fund or funds for the security of one or more or all series of its bonds or notes, which funds shall be known as debt service reserve funds. The agency may pay into each debt service reserve fund (a) any moneys appropriated by the state only for the purposes of such fund, (b) any proceeds of sale of bonds or notes to the extent provided in the resolution or indenture authorizing the issuance thereof, (c) any funds directed to be transferred by the agency to such debt service reserve fund, and (d) any other moneys made available to the agency only for the purpose of such fund from any other source or sources.

Subd. 4. The moneys held in or credited to each debt service reserve fund, except as provided in this section, shall be used solely for the payment of the principal of bonds or notes of the agency as the same mature, the purchase of such bonds or notes, the payment of interest thereon, or the payment of any premium required when such bonds or notes are redeemed before maturity; provided, that moneys in any such fund shall not be withdrawn therefrom at any time in such amount as would reduce the amount of the fund to less than the amount which the agency shall determine to be reasonably necessary for the purposes of the fund, except for the purpose of paying principal or interest due on bonds or notes secured by the fund, for the payment of which other moneys of the agency are not available.

Subd. 5. Moneys in any debt service reserve fund not required for immediate use or disbursement may be invested in obligations of the state or the United States of America, or obligations the principal and interest of which are guaranteed by the state or the United States of America. In computing the amount of any debt service reserve fund for the purpose of this section, securities in which all or a portion of the fund are in-

vested shall be valued at par or, if purchased at less than par, at their cost to the agency.

Subd. 6. If the agency shall create and establish a debt service reserve fund for the security of any series of bonds or notes, it shall not issue any additional bonds or notes which are similarly secured if the amount of any of the debt service reserve funds at the time of such issuance does not equal or exceed the minimum amount, if any, required by the resolution creating such fund, unless the agency shall deposit in each such fund at the time of such issuance, from the proceeds of the bonds or notes or otherwise, an amount which, together with the amount then in the fund, will be not less than the minimum amount so required.

Subd. 7. To the extent consistent with the resolutions and indentures securing outstanding bonds and notes, the agency may at the close of any fiscal year transfer to any other fund or account from any debt service reserve fund, any excess in that fund over the amount deemed by the agency to be reasonably necessary for the purpose of the fund.

Subd. 8. In order to assure the payment of the principal of and interest on bonds and notes of the agency and the continued maintenance of all debt service reserve funds created and established therefor, the agency shall annually determine and certify to the governor, on or before December 1, (a) the amount, if any, then be used to restore each debt service reserve fund to the minimum amount required by the resolution of indenture establishing the fund, not exceeding the maximum amount of principal and interest to become due and payable in any subsequent year on all bonds or notes which are then outstanding and secured by such fund; and (b) the amount, if any, determined by the agency to be needed in the then immediately ensuing fiscal year, with other funds pledged and estimated to be received during that year, for the payment of the principal and interest due and payable in that year on all then outstanding bonds and notes secured by a debt service reserve fund the amount of which is then less than the minimum amount agreed. The governor shall include and submit to the legislature, in the budget for the following fiscal year, or in a supplemental budget if the regular budget for that year has previously been approved, the amounts certified to him by the agency in accordance with this subdivision 8.

Subd. 9. The agency shall also submit a biennial report of its activities to the governor and the legislature on or before January 15 in each odd-numbered year.

Subd. 10. All of the official books and records of the agency shall be subject to audit by the public examiner in the manner prescribed for other agencies of state government. The agency is authorized also to employ and to contract in its resolutions and indentures for the employment of independent accountants for the audit of books and records pertaining to any fund or funds, and the public examiner is authorized to cooperate with such accountants as provided in Minnesota Statutes, sections 215.31 to 215.37.

Sec. 40. *Minnesota Statutes 1971, Section 462A.06, Subdivisions 13, 14, 15, and 16, and 462A.23, are repealed.*"

Further, amend the title in the following manner:

Line 6, after the word "Sections", add "462A.02, by adding a Subdivision;"

Line 7, after "4," add "7,"

Line 9, after "5," add "9,"; after "10" strike the semicolon and insert a comma and add "and by adding Subdivisions,"

Line 10, delete the word "Subdivision" and insert in lieu thereof "Subdivisions"; after "11" and before the semicolon add "and 12".

Line 11, delete the second word "Subdivision" and insert in lieu thereof "Subdivisions"; after "1" and before the semicolon add ", 2 and 3".

Line 12, before "462A.10" add "462.09;"; delete the word "Subdivision 5;" and insert in lieu thereof "Subdivisions 2, 3, 4, 5 and 9;"; before "462A.17" add "462A.16;".

Line 13, at the end of the line, add "462A.20, Subdivision 2;".

Line 14, after "2" add a comma; delete the word "and" and insert in lieu thereof "3 and 4".

Line 15, delete "462A.23" and insert "repealing Minnesota Statutes 1971, Section 462A.06, Subdivisions 13 to 16, and 462A.23".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1834, A bill for an act relating to civil defense; revising the provisions of the state civil defense law; enacting the Interstate Civil Defense and Disaster Compact; providing penalties; repealing Minnesota Statutes 1971, Chapter 12, and Laws 1951, Chapter 669.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert the following in lieu thereof:

"Section 1. Minnesota Statutes 1971, Section 12.03, is amended by adding subdivisions to read:

Subd. 9. "Disaster" means the occurrence or imminent threat of widespread or severe damage, injury, or loss of life or property resulting from any natural or man-made cause, including but not limited to fire, flood, earthquake, wind, storm, wave action, oil spill, or other water contamination requiring emer-

gency action to avert danger or damage, epidemic, air contamination, blight, drought, infestation, explosion, riot, hostile military or paramilitary action, or shortages of crucial materials such as fuel and energy.

Subd. 10. "Emergency" means an unforeseen combination of circumstances which calls for immediate action to protect life and property and to prevent a disaster from developing or occurring, including but not limited to the management of resources in crisis situations.

Sec. 2. Minnesota Statutes 1971, Chapter 12, is amended by adding a section to read:

[12.38] [THE GOVERNOR AND EMERGENCIES.] Subdivision 1. The governor is responsible for meeting the dangers to the state and people presented by disasters.

Subd. 2. Under this act, the governor may issue executive orders, proclamations, and regulations, and amend or rescind them. Executive orders, proclamations, and regulations have the force and effect of law.

Subd. 3. (a) An emergency shall be declared by executive order or proclamation of the governor if he finds a disaster has occurred or that the occurrence or the threat thereof is imminent. The state of emergency shall continue until the governor finds that the threat or danger has passed or the disaster has been dealt with to the extent that emergency conditions no longer exist, and terminates the state of emergency by executive order or proclamation, but no state of emergency may continue for longer than 30 days unless renewed by the governor. The legislature by concurrent resolution may terminate a state of emergency at any time. Thereupon, the governor shall issue an executive order or proclamation ending the state of emergency. All executive orders or proclamations issued under this subdivision shall indicate the nature of the disaster, the area or areas threatened, the conditions which have brought it about or which make possible termination of the state of emergency. An executive order or proclamation shall be disseminated promptly by means calculated to bring its contents to the attention of the general public and, unless the circumstances attendant upon the disaster prevent or impede, shall be promptly filed with the division of civil defense and the secretary of state.

(b) An executive order or proclamation of a state of emergency shall activate the disaster response and recovery aspects of the state, local, and interjurisdictional emergency plans applicable to the political subdivision or area in question, and shall be authority for the deployment and use of any forces to which the plan or plans apply and for the use or distribution of any supplies, equipment, and materials and facilities assembled, stockpiled, or arranged to be made available pursuant to this act or other provision of law relating to disaster emergencies.

(c) During the continuance of any state of emergency, the governor is commander-in-chief of the organized and unorga-

nized militia and of all other forces available for emergency duty. To the greatest extent practicable, the governor shall delegate or assign command authority by prior arrangement embodied in appropriate executive orders or regulations, but nothing herein shall restrict his authority to do so by orders issued at the time of the emergency.

Subd. 4. In addition to any other powers conferred upon the governor by law, he may:

(a) Suspend the provisions of any regulatory statute prescribing the procedures for conduct of state business, or the orders, rules, or regulations, of any state agency, if strict compliance with the provisions of any statute, order, rule, or regulation would in any way prevent, hinder, or delay necessary action in coping with the emergency;

(b) Utilize all available resources of the state government and of each political subdivision of the state as reasonably necessary to cope with the emergency;

(c) Transfer the direction, personnel, or functions of state departments and agencies or units thereof for the purpose of performing or facilitating emergency services;

(d) Subject to any applicable requirements for compensation, commandeer or utilize any private property if he finds this necessary to cope with the emergency;

(e) Establish priorities and prescribe allocation of any or all fuel oil, gasoline, diesel fuel, natural gas, propane, or other petroleum products within or entering the state;

(f) Direct a study of the emergency with authority to hold hearings, subpoena witnesses and records, and adopt rules and regulations he deems proper.”.

Page 1, strike lines 2 through 8 and insert the following in lieu thereof: “relating to civil defense; clarifying the authority of the governor in time of emergency; amending Minnesota Statutes 1971, Section 12.03, by adding subdivisions; and Chapter 12, by adding a section.”.

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2260, A bill for an act relating to labor; regulating the powers, duties and procedures of certain state agencies and others; regulating the divisions of the department of labor and industry; providing penalties; amending Minnesota Statutes 1971, Sections 175.08; 175.10; 175.16; 175.17; 175.171; 175.20; 175.24; 175.27; and 175.32; repealing Minnesota Statutes 1971, Sections 175.12; 175.13; 175.18; 175.19; 175.21; 175.22; 175.23; 175.28; and 175.29.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

S. F. No. 17, A bill for an act abolishing the commission on taxation and production of iron ore and other minerals; repealing Minnesota Statutes 1971, Section 3.923.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

S. F. No. 147, A bill for an act relating to public health; abolishing certain advisory committees; amending Minnesota Statutes 1971, Section 145.10; repealing Minnesota Statutes 1971, Sections 144.75 and 144.93.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

S. F. No. 170, A bill for an act relating to real estate; qualifications of advisory commission members; amending Minnesota Statutes 1971, Section 82.125, Subdivision 1.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

S. F. No. 662, A bill for an act relating to the department of manpower services; changing the name thereof to the department of employment services; amending Minnesota Statutes 1971, Sections 268.12, Subdivision 1a; and 268.24.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

S. F. No. 935, A bill for an act relating to education; authorizing employment of retired teachers as substitutes in cities of the first class; amending Minnesota Statutes 1971, Section 354.19.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

S. F. No. 1165, A bill for an act relating to real property; abolishing tax judgment sales and county auditor's certificates; amending Minnesota Statutes 1971, Chapter 280, by adding a section.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

S. F. No. 1319, A bill for an act relating to the state civil service; extending the appointment of unskilled labor service from five months to seven months; amending Minnesota Statutes 1971, Section 43.09, Subdivision 3.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 1911, A bill for an act relating to child support; requiring the employer of certain persons required to pay support to withhold, upon order, from the pay of such person and pay the money so withheld over to the department of public welfare; prohibiting certain acts by an employer; amending Minnesota Statutes 1971, Section 256.873.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 2048, A bill for an act relating to welfare; limiting the payments under medical assistance to physicians in teaching hospitals; amending Minnesota Statutes 1971, Section 256B.05, Subdivision 2.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 2084, A bill for an act relating to public welfare; placing a limit on assets for old age assistance applicants in order to restore conformity with federal regulations; amending Minnesota Statutes 1971, Section 256.18.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 2085, A bill for an act relating to child welfare; requiring consents for adoption to be executed before a child-placing agency; amending Minnesota Statutes 1971, Section 259.24, Subdivision 5.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 2332, A bill for an act relating to adoption; amending Minnesota Statutes 1971, Sections 259.24, Subdivisions 1 and 2; 259.25, Subdivision 1; 259.26, Subdivisions 1 and 2; 260.221; 260.231, Subdivision 3; and Chapter 259, by adding a section.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 2333, A bill for an act relating to welfare; providing for mandatory certification to the commissioner of manpower services; amending Minnesota Statutes 1971, Section 256.736, Subdivisions 3 and 4.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 2334, A bill for an act relating to child welfare; requiring agency placement prior to adoption; amending Minnesota Statutes 1971, Section 259.22.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 2335, A bill for an act relating to public welfare, authorizing access to certain records for the purpose of verifying assets of recipients and applicants; amending Minnesota Statutes 1971, Section 256.978.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 2364, A bill for an act relating to human services; providing for the rendering of human services by a single board; permitting the joint exercise of powers by counties in the provision of human services; appropriating money.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Paylak, R., from the Committee on Taxes to which was referred:

H. F. No. 2121, A bill for an act relating to taxation; providing for imposition of certain excise and ad valorem taxes; distribution of revenue derived; appropriating money; amending Minnesota Statutes 1971, Chapters 272, by adding a section; 273; 275; and 290, by adding sections; and Sections 93.52, Subdivision 2; 93.55; 93.58; 124.03, Subdivision 3; 124.212, Subdivision 3; 272.03, Subdivisions 1, 2 and 3, and by adding subdivisions; 272.04, Subdivision 1; 273.13, Subdivisions 6 and 7, and by adding a subdivision; 273.17, Subdivision 1; 273.41; 275.50,

Subdivisions 2, 4 and 5; 275.51, Subdivisions 1, 2, 3 and 4, and by adding a subdivision; 275.52, Subdivisions 2 and 3; 275.53, Subdivisions 1 and 3; 275.55; 287.12; 290.06, Subdivision 1; 290.0601, Subdivisions 6 and 9; 290.0604; 290.061; 290.081; 290.17; 290.19, Subdivision 1, and by adding a subdivision; 290.361, Subdivision 2; 290.982; 290.983, Subdivision 1; 290.99; 291.33, Subdivision 2; 297A.25, Subdivision 1; 297.13, Subdivision 1; 340.60, Subdivision 1; 414.01, by adding a subdivision; 477A.01, Subdivisions 1, 2, 3, 4, 5, 7, 8, 9, 10, 11, 13, 14, 16 and 17; repealing Minnesota Statutes 1971, Sections 93.53; 93.54; 93.56; 93.57; 124.28; 124.281; 124.29; 290.0607; 290.0617; 290.361, Subdivision 4; 297.13, Subdivisions 2, 3, 4, 5, 6, 7 and 8; 297.15; 297.16; 297A.252; 340.60, Subdivisions 2, 3, 4, 5, 6 and 7; and 477A.01, Subdivisions 12 and 15.

Reported the same back with the following amendments:

Page 3, line 23, after "section 256.12" and before semicolon, insert "*if such blind person is the owner thereof or if such blind person and his or her spouse are the sole owners thereof*".

Page 6, line 6, after "be" and before the period, insert "*and all amounts paid for the unit during the selected claimant's occupancy shall be considered as paid by him*".

Page 22, line 13, change the effective date of this Article XI from "1973" to "1974".

Page 31, after line 14, add a new paragraph to read as follows:

"Sales made by or through a corporation which is qualified as a domestic international sales corporation under section 992 of the Internal Revenue Code of 1954, as amended through December 31, 1972, shall not be considered to have been made within this state."

Page 31, line 16, change the effective date of this Article XIII from "December 31, 1972" to "December 31, 1973".

Page 31, beginning on line 17, strike all of Article XIV, ending on page 36, line 11. Renumber the remaining articles.

Strike all the material beginning on page 36, line 20 and ending on page 41, line 1, and insert in lieu thereof the following:

		Total Household Income				
Property Tax						
At Least	But Less Than	\$ 0 to \$1,499	\$ 1,500 to \$1,999	\$ 2,000 to \$2,499	\$ 2,500 to \$2,999	\$ 3,000 to \$3,499
\$ 0 -	\$ 25	\$ 22	\$ 21	\$ 19	\$ 16	\$ 12
25 -	50	45	42	38	32	25
50 -	75	68	64	56	49	38

51st Day]

THURSDAY, MAY 3, 1973

2559

75 - 100	90	85	75	65	50
100 - 125	112	106	94	81	62
125 - 150	135	128	112	98	75
150 - 175	158	149	131	114	88
175 - 200	180	170	150	130	100
200 - 225	202	191	169	146	112
225 - 250	225	212	188	162	125
250 - 275	248	234	206	179	138
275 - 300	270	255	225	195	150
300 - 325	292	276	244	211	162
325 - 350	315	298	262	228	175
350 - 375	338	319	281	244	188
375 - 400	360	340	300	260	200
400 - 425	382	361	319	276	212
425 - 450	405	382	338	292	225
450 - 475	428	404	356	309	238
475 - 500	450	425	375	325	250
500 - 525	472	446	394	341	262
525 - 550	495	468	412	358	275
550 - 575	518	489	431	374	288
575 - 600	540	510	450	390	300
600 - 625	562	531	469	406	312
625 - 650	585	552	488	422	325
650 - 675	608	574	506	439	338
675 - 700	630	595	525	455	350
700 - 725	652	616	544	471	362
725 - 750	675	638	562	488	375
750 - 775	698	659	581	504	388
775 - 800	720	680	600	520	400

Property Tax

At Least	But Less Than	\$3,500 to \$3,999	\$4,000 to \$4,499	\$4,500 to \$4,999	\$5,000 to \$5,499	\$5,500 to \$5,999
\$ 0 -	\$ 25	\$ 9	\$ 5	\$ 4	\$ 2	\$ 1
25 -	50	18	10	8	5	2

50 - 75	26	15	11	8	4
75 - 100	35	20	15	10	5
100 - 125	44	25	19	12	6
125 - 150	52	30	22	15	8
150 - 175	61	35	26	18	9
175 - 200	70	40	30	20	10
200 - 225	79	45	34	22	11
225 - 250	88	50	38	25	12
250 - 275	96	55	41	28	14
275 - 300	105	60	45	30	15
300 - 325	114	65	49	32	16
325 - 350	122	70	52	35	18
350 - 375	131	75	56	38	19
375 - 400	140	80	60	40	20
400 - 425	149	85	64	42	21
425 - 450	158	90	68	45	22
450 - 475	166	95	71	48	24
475 - 500	175	100	75	50	25
500 - 525	184	105	79	52	26
525 - 550	192	110	82	55	28
550 - 575	201	115	86	58	29
575 - 600	210	120	90	60	30
600 - 625	219	125	94	62	31
625 - 650	228	130	98	65	32
650 - 675	236	123	101	68	34
675 - 700	245	140	105	70	35
700 - 725	254	145	109	72	36
725 - 750	262	150	112	75	38
750 - 775	271	155	116	78	39
775 - 800	280	160	120	80	40

Page 44, line 20, insert after the word "credit" the words "*an equal amount to the excess of current tax over base tax*".

Page 48, line 8 through line 25, strike out everything after "Subd. 5" and insert "(IF THE TOTAL AMOUNT DISTRIBUTED TO THE SEVERAL TAXING AUTHORITIES WITHIN A COUNTY PURSUANT TO SUBDIVISION 1 IS LESS THAN

THE TOTAL AMOUNT THE SEVERAL TAXING AUTHORITIES WITHIN THE COUNTY, EXCEPT SCHOOL DISTRICTS, WERE ENTITLED TO RECEIVE IN 1971 PURSUANT TO MINNESOTA STATUTES 1969, SECTIONS 273.69 AND 297A.51 TO 297A.60, THE STATE SHALL SUPPLY AND DISTRIBUTE THE DIFFERENCE FROM THE GENERAL FUND WHICH SHALL BE DISTRIBUTED AS PART OF THE DISTRIBUTION PURSUANT TO SUBDIVISION 1.)

(a) *The department of taxation shall calculate the aggregate of the following aids (before adjustments for prior year aid payments) for each city, village, town, and county government within each county subject to the provisions of Subdivision 1 or within the territory specified in Subdivision 7:*

(1) *1973 local government aids pursuant to Extra Session Laws 1971, Chapter 31, Article 21;*

(2) *1973 cigarette tax distribution aids pursuant to Minnesota Statutes 1971, Section 297.13;*

(3) *1973 liquor tax distribution aids pursuant to Minnesota Statutes 1971, Section 340.60;*

(4) *1973 gross earnings aids to cities, villages, towns, and counties pursuant to Minnesota Statutes 1971, Sections 276.15 to 276.18; 368.39 to 368.42; and 373.20 to 373.24;*

(5) *The November 30, 1972 and May 31, 1973 distributions of bank excise tax aids pursuant to Minnesota Statutes 1971, Section 290.361;*

(6) *Fifty percent of the 1973 inheritance tax distribution to counties pursuant to Minnesota Statutes 1971, Section 291.33;*

(7) *Seventy percent of the amount county governments were entitled to receive and 100 percent of the amount city, village, and town governments were entitled to receive in 1973 pursuant to Minnesota Statutes 1971, Section 287.12.*

(b) *If the total amount distributed to the several taxing authorities within a county pursuant to Subdivision 1 or to the territory specified in Subdivision 7 is less than the aggregate of aids to the several taxing authorities within such county or territory, except school districts, as calculated by the Department of Taxation pursuant to clause (a), the state shall supply and distribute the difference from the general fund which shall be distributed as part of the distribution to the several taxing authorities within the territory specified in Subdivision 7."*

Page 48, after line 25, insert "Sec. 6 Minnesota Statutes 1971, Section 477A.01, Subdivision 6 is amended to read:

Subd. 6 (IF THE AMOUNT DISTRIBUTED TO A CITY, VILLAGE OR TOWN PURSUANT TO SUBDIVISION 4, IS LESS THAN IT WAS ENTITLED TO RECEIVE IN 1971 PURSUANT TO MINNESOTA STATUTES 1969, SECTIONS 273.69 AND 297A.51 TO 297A.60, THE AMOUNT DIS-

TRIBUTED TO IT SHALL BE RAISED TO THE AMOUNT DISTRIBUTED IN 1971 AND THE DISTRIBUTIONS TO EACH OF THE OTHER CITIES, VILLAGES AND TOWNS AND THE COUNTY, SHALL BE PROPORTIONATELY REDUCED AS NECESSARY TO SUPPLY THE DIFFERENCE.)

(a) *The Department of Taxation shall calculate the aggregate of the following aids (before adjustments for prior year aid payments) for each city, village, town and county government within each county subject to the provisions of Subdivision 1:*

(1) *1973 local government aids pursuant to Extra Session Laws 1971, Chapter 31, Article 21;*

(2) *1973 cigarette tax distribution aids pursuant to Minnesota Statutes 1971, Section 297.13;*

(3) *1973 liquor tax distribution aids pursuant to Minnesota Statutes 1971, Section 340.60;*

(4) *1973 gross earnings aids to cities, villages, towns and counties pursuant to Minnesota Statutes 1971, Sections 276.15 to 276.18; 368.39 to 368.42; 373.20 to 373.24;*

(5) *The November 30, 1972 and May 31, 1973 distribution of bank excise tax aids pursuant to Minnesota Statutes 1971, Section 290.361;*

(6) *Fifty percent of the 1973 inheritance tax distribution to counties pursuant to Minnesota Statutes 1971, Section 291.33;*

(7) *Seventy percent of the amount county governments were entitled to receive and 100 percent of the amount city, village, and town governments were entitled to receive in 1973 pursuant to Minnesota Statutes 1971, Section 287.12.*

(b) *If the amount distributed to a city, village, borough, town or county government pursuant to Subdivision 2 or Subdivision 4 is less than the aggregate of aids for such county government, city, village, borough, or town as calculated by the Department of Taxation pursuant to clause (a), the amount distributed to it shall be raised to the amount for such county, city, village, borough or township as calculated by the Department of Taxation pursuant to clause (a), and the distributions to each of the other cities, villages, boroughs and towns and the county government shall be proportionately reduced as necessary to supply the difference."*

Renumber the remaining sections in Article XVIII.

Page 52, lines 4 through 19, delete everything after "Subd. 16" and insert in lieu thereof "(IF THE AMOUNT DISTRIBUTED TO A CITY, VILLAGE, BOROUGH OR TOWN IN 1972 OR 1973 IN THE SEVEN NAMED COUNTIES PURSUANT TO THIS SECTION, IS LESS THAN IT WAS ENTITLED TO RECEIVE IN 1971 PURSUANT TO MINNESOTA STATUTES 1969, SECTIONS 273.69 AND 297A.51 TO 297A.60, THE AMOUNT SHALL BE RAISED TO THE AMOUNT DIS-

TRIBUTED IN 1971 AND THE DISTRIBUTIONS TO EACH OF THE OTHER CITIES, VILLAGES, BOROUGHS AND TOWNS SHALL BE PROPORTIONATELY REDUCED AS NECESSARY TO SUPPLY THE DIFFERENCE.) (a) *The Department of Taxation shall calculate the aggregate of the following aids (before adjustments for prior year aid payments) for each city, village, borough, town, and county government within the territory specified in Subdivision 7.*

(1) *1973 local government aids pursuant to Extra Session Laws 1971, Chapter 31, Article 21;*

(2) *1973 cigarette tax distribution aids pursuant to Minnesota Statutes 1971, Section 297.13;*

(3) *1973 liquor tax distribution aids pursuant to Minnesota Statutes 1971, Section 340.60;*

(4) *1973 gross earnings aids to cities, villages, towns and counties pursuant to Minnesota Statutes 1971, Sections 276.15 to 276.18; 368.39 to 368.42; 373.20 to 373.24;*

(5) *The November 30, 1972 and May 31, 1973 distribution of bank excise tax aids pursuant to Minnesota Statutes 1971, Section 290.361.*

(6) *Fifty percent of the 1973 inheritance tax distribution to counties pursuant to Minnesota Statutes 1971, Section 291.33;*

(7) *Seventy percent of the amount county governments were entitled to receive and 100 percent of the amount city, village, borough and town governments were entitled to receive in 1973 pursuant to Minnesota Statutes 1971, Section 287.12.*

(b) *If the amount distributed to a city, village, borough, town, or county in 1974 or 1975 in the seven named counties pursuant to this section is less than the aggregate of aids for such county, city, village, borough, or town as calculated by the Department of Taxation pursuant to clause (a), the amount distributed to it shall be raised to the amount for such county, city, village, borough or town as calculated by the Department of Taxation pursuant to clause (a), and the distributions to each of the other counties, cities, villages, boroughs and towns shall be proportionately reduced as necessary to supply the difference."*

Page 54, line 19, before the word "notwithstanding," insert "*Except as provided in section 3 and*".

Page 54, after line 23, insert :

"*Sec. 3. (a) Notwithstanding the provisions of section 2, if in the opinion of the town board, governing body of the borough, village council, city council or, in the case of unorganized territory only, the board of county commissioners (hereinafter referred to as the taxing authorities) any class of property within such taxing district, or property located in a particular area of such taxing district would reflect a substantially lower level of assessment than that of other property within such taxing dis-*

trict, the taxing authorities of such taxing district by resolution may conduct a public meeting for the purpose of informing interested persons attending such meeting that the assessor will be directed by the taxing authority to list and assess such property for the purpose of taxes due and payable in 1974 and 1975 and why the taxing authority feels the reassessment must be conducted at this time. Such notice shall be published by the clerk no later than 15 days prior to such meeting, and shall state the purpose of the meeting, the areas and the classes of property which the taxing authority is requesting to be reassessed. Such notice shall be published in a general circulation newspaper designated by such taxing authorities for that purpose. In addition, such notice shall be posted in the building or structure in which such taxing authorities are located. After such hearing, the taxing authority may direct the assessor to list and assess such property.

(b) The reassessment of property as provided by clause (a) shall be subject to the provisions of sections 270.12 and 270.07 relating to the duties of the commissioner of taxation and the state board of equalization.

It is specifically provided that the commissioner of taxation and the state board of equalization shall not increase the level of assessments, except for iron ore and utilities, in a taxing district where no reassessment as provided in clause (a) has occurred, in order to equalize the level of assessment between such taxing district and any other taxing districts whether or not reassessed. The commissioner of taxation or the state board of equalization is hereby authorized to reduce the level of assessment made pursuant to clause (a) where such reduction would be appropriate under the authority of section 271.12.

Sec. 4. The provisions of section 3 shall be effective for the assessment year 1973."

Page 54, line 24, change Sec. 3 to Sec. 5 and insert before the phrase "the provisions" the following material: "except as provided in section 4".

Page 55, line 12, after "to" and before "the" insert "the general economic needs and development of the state, the special needs of employment and job opportunity and".

Page 56, line 2, after the word "to" strike "290.0617" and insert in lieu thereof "290.0618".

Page 56, line 8, strike "290.0617" and insert in lieu thereof "290.0618".

Page 56, line 12, strike "290.0617" and insert in lieu thereof "290.0618".

Page 57, line 18, after the word "to" strike "290.0617" and insert in lieu thereof "290.0618".

Page 58, line 7, strike "290.0617" and insert in lieu thereof "290.0618".

Page 58, line 13, strike "290.0617" and insert in lieu thereof "290.0618".

Page 58, line 22, strike "290.0617" and insert in lieu thereof "290.0618".

Page 70, after line 20, insert:

"For the purpose of determining the amount of property taxes that a governmental subdivision may levy, in 1973 and thereafter, taxes payable in 1974 and thereafter, for all purposes except special levies and special assessments, the following amounts (increased by 12.36 percent and divided by the 1973 population of the governmental subdivision established pursuant to section 275.53) shall be added to the governmental subdivision's 1972 payable 1973 levy limit base per capita and adjusted pursuant to section 275.52, subdivision 2:

(1) The amount of a county auditor's error of omission in the ad valorem taxes extended in levy year 1970, taxes payable in 1971, but only to the extent that when included in the governmental subdivision's levy in 1970, taxes payable in 1971, such amount is not in excess of any applicable statutory, special law or charter limitation imposed on the governmental subdivision in levy year 1970.

(2) The amount of an error of omission in the levy certified to the appropriate county auditor or auditors by the governing body of a city, village, borough or town with village powers in levy year 1970, taxes payable in 1971, but only to the extent that when included in the governmental subdivision's levy in 1970, taxes payable in 1971, such amount is not in excess of any applicable statutory, special law or charter limitation imposed on the governmental subdivision in levy year 1970.

The foregoing addition shall not be construed to alter in any way the amount of state formula aids estimated by the department of taxation to be paid a governmental subdivision pursuant to section 477A.01 in calendar years 1972 and 1973."

Page 71, lines 23 and 24, strike "Extra Session Laws 1971, Chapter 31, Articles XXI and XXX" and insert "sections 477A.01 and 298.282, as amended".

Page 72, lines 7 and 8, strike "Extra Session Laws 1971, Chapter 31, Articles XXI and XXX" and insert "sections 477A.01 and 298.282, as amended".

Page 72, lines 23 and 24, strike "Extra Session Laws 1971, Chapter 31, Article XXI" and insert "section 477.01, as amended".

Page 72, lines 25 and 26, strike "Extra Session Laws 1971, Chapter 31, Article XXX" and insert "section 298.282, as amended".

Page 73, line 11, strike "presume" and insert "resume".

Page 81, strike the sentence beginning on line 17 with the words "A stenographic" and ending on line 20 with the number "15.0419."

Page 85, lines 7 to 28, delete all of the language and insert in lieu thereof the following: "*Section 1. Minnesota Statutes 1971, Sections 276.15; 276.16; 276.17; 276.18; 295.38; 368.39; 368.40; 368.41; 368.42; 373.20; 373.21; 373.22; 373.23; and 373.24 are repealed for all payments required to be made thereunder subsequent to December 31, 1973.*"

Page 86, lines 1 and 2, delete all of the language.

Page 87, line 23, strike "act" and insert in lieu thereof "article".

Page 95, line 4, after "section." insert "*The register of deeds and registrar of titles shall file with the county auditor a copy of each document so recorded within 60 days after recording in the office of register of deeds or registrar of titles.*"

Page 98, line 6, strike "6" and insert in lieu thereof "7".

Page 98, line 7, strike "act" and insert in lieu thereof "article".

Page 98, line 8, after "1974." insert "*As soon as possible after final enactment but before the effective date of this article the register of deeds and registrar of titles in each county shall file with the county auditor a copy of each document recorded pursuant to Minnesota Statutes, Sections 93.52 to 93.58, before the effective date of this article.*"

Further, amend the title as follows:

Lines 11 and 12, strike "272.03, Subdivisions 1, 2 and 3, and by adding subdivisions;"

Line 31, after "5," insert "6,"

Line 34, after "124.29;" insert "276.15; 276.16; 276.17; 276.18;"

Line 35, after "Subdivision 4;" insert "295.38;"

Line 38, after "7;" insert "368.39; 368.40; 368.41; 368.42; 373.20; 373.21; 373.22; 373.23; 373.24;"

With the recommendation that when so amended the bill do pass.

The report was adopted.

PURSUANT TO JOINT RULE 20, THE FOLLOWING COMMITTEE REPORTS
WERE RE-REFERRED TO THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 2284, A bill for an act authorizing the commissioner of administration to acquire certain lands for the commissioner of natural resources for wildlife management areas, spawning areas, and trout stream management and angling by the public.

Reported the same back with the following amendments:

Page 4, strike lines 18 through 28.

Page 5, strike lines 1 through 28.

Page 6, strike lines 1 through 28 and insert in lieu thereof:

“Subd. 11. Stewart and Little Stewart Rivers Trout Stream Improvement, Management, and Angling Easements:

Strips of land lying in Gov't. Lot 2 and in the E 1/2 NW 1/4 of Section 29, T. 53 N., R. 10 W., and in W 1/2 SW 1/4 of S. 20, T. 53 N., R. 10 W., said strips described as follows:

From the center line of the beds of the Stewart and the Little Stewart Rivers, extending to the right and to the left looking down stream, to the natural ordinary high water marks of said Stewart and Little Stewart Rivers.

Also a strip of land 66 ft. in width lying to the right of said ordinary high water marks of said Rivers and a strip of land 66 ft. in width lying to the left of said ordinary high water marks of said Rivers.

Also easements for ingress and egress by employees and agents of the State, for the purpose of fish management, to and from the Stewart and Little Stewart Rivers over and across Gov't. Lot 2, and the E 1/2 NW 1/4 of said S. 29 and over and across the S 1/2 SW 1/4 and the NW 1/4 SW 1/4 of said S. 20.”

Page 7, line 10, after the first word “said” strike “NW 1/4 SW 1/4” and insert in lieu thereof “NE 1/4 SE 1/4”.

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Parish from the Committee on Judiciary to which was referred:

H. F. No. 1795, A bill for an act relating to the Hennepin county conciliation court; amending Minnesota Statutes 1971, Sections 488A.14, Subdivisions 1 and 5, and by adding a subdivision; 488A.16, Subdivisions 6 and 8; and 488A.17, Subdivisions 2, 4 and 5.

Reported the same back with the following amendments:

Page 1, delete lines 9 to 17.

Page 1, line 28, strike “\$3” and restore “\$2”.

Renumber the sections in sequence.

Further amend title in line 5 by striking “Subdivisions 1 and 5” and inserting in lieu thereof “Subdivision 5”.

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1478, 1810, 923, 1581, 1834, and 2121 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 1955, 1678, 2189, 1559, 2125, 1377, 641, 60, and 17 were read for the second time.

Ojala moved that S. F. No. 17 and H. F. No. 768, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

SECOND READING OF SENATE BILLS, Continued

S. F. Nos. 147, 170, 662, 935, 1165, and 1319 were read for the second time.

INTRODUCTION OF BILLS

Moe, Berglin, and Sarna introduced:

H. F. No. 2446, A bill for an act relating to trading stamps; providing for redemption of such stamps by retail distributors of stamps.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

Berg; Fudro; Enebo; Carlson, A.; and Salchert introduced:

H. F. No. 2447, A bill for an act relating to the city of Minneapolis; disability, retirement, and survivor benefits for city employees; amending Laws 1973, Chapter 133, Sections 6, Subdivision 5; 8, Subdivision 2; 9, Subdivision 2; 15, Subdivisions 1, 2, and 3; 16, Subdivisions 2, 4, 7, 9, and by adding a subdivision; 18, Subdivision 3; 21, Subdivision 1; 22, by adding a subdivision; and 23, Subdivision 5.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Pehler; Pavlak, R.; Johnson, D.; Lindstrom, E.; and LaVoy introduced:

H. F. No. 2448, A bill for an act relating to taxes on and measured by net income; definition of gross income; amending Minnesota Statutes 1971, Section 290.01, Subdivision 20.

The bill was read for the first time and referred to the Committee on Taxes.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 5 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 308, A bill for an act relating to the organization and operation of the state government; creating a department of finance; a legislative audit commission and a legislative auditor; appropriating moneys; amending Minnesota Statutes 1971, Sections 6.21; 9.031; 11.10; 215.04; 215.05; 215.06; 215.07; 215.08 and 215.09; repealing Minnesota Statutes 1971, Sections 16.02, Subdivisions 11, 12, 20 and 22; and 215.02.

The Senate has appointed as such committee Messrs. Gearty, Pillsbury, Schaaf, Milton and McCutcheon.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2275, A bill for an act relating to the organization and operation of the state government; appropriating moneys therefor, permitting transfers in certain cases and limiting the use thereof, including appropriations for the departments of public welfare, corrections, health, commission on alcohol problems, board of examiners for nursing home administrators, public assistance programs, old age assistance, aid to dependent children, aid to the blind, aid to the disabled, and public relief.

PATRICK E. FLAHAVEN, Secretary of the Senate

Norton moved that the House refuse to concur in the Senate amendments to H. F. No. 2275, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 813 and 1626.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 1847.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 813, A bill for an act relating to elections; providing for the administration of absentee ballots by the municipalities in certain instances; amending Minnesota Statutes 1971, Sections 207.03; 207.04; 207.05, Subdivisions 1 and 3; 207.06; 207.07; 207.08; 207.09; 207.10; 207.13; 207.19; 207.20, Subdivisions 1 and 2; 207.22; 207.221; 207.24; 207.28; 207.30, Subdivisions 1 and 3; repealing Minnesota Statutes 1971, Section 207.15.

The bill was read for the first time.

Laidig moved that S. F. No. 813 and H. F. No. 2035, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1626, A bill for an act relating to education; school aids and levies; authorizing the issuance of bonds by independent school district No. 625; appropriating money; amending Minnesota Statutes 1971, Chapter 124, by adding sections; Sections 120.17, Subdivision 7, and by adding a subdivision; 124.17, by adding a subdivision; 124.212, Subdivision 8, and by adding subdivisions; 124.32, Subdivisions 1 and 5, and by adding a subdivision; and 275.125, by adding subdivisions; repealing Minnesota Statutes 1971, Sections 120.17, Subdivision 8; 124.04; 124.17, Subdivision 1; 124.212, Subdivisions 3, 4, 6, and 7; 124.22, Subdivisions 1, 3, 4, and 6; 124.31; 124.32, Subdivision 3; and 275.125, Subdivisions 2 and 3.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1847, A bill for an act changing the name of the department of taxation to the department of revenue; amending Minnesota Statutes 1971, Section 270.02.

The bill was read for the first time and referred to the Committee on Taxes.

UNANIMOUS CONSENT

Anderson, I., requested unanimous consent to introduce a resolution. The request was granted.

Anderson, I., introduced:

House Concurrent Resolution No. 9, A house concurrent resolution providing for a joint convention of the Senate and House

of Representatives for the purpose of electing members to the Board of Regents of the University of Minnesota.

SUSPENSION OF RULES

Anderson, I., moved that the Rules of the House be so far suspended that House Concurrent Resolution No. 9 be now considered and be placed upon its adoption. The motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 9

A house concurrent resolution providing for a joint convention of the Senate and the House of Representatives for the purpose of electing members of the Board of Regents of the University of Minnesota.

Be It Resolved, by the House of Representatives of the State of Minnesota, the Senate concurring therein, that the House of Representatives and the Senate meet in joint convention on Monday, May 7, 1973, at 7:00 p.m. in the House of Representatives for the purpose of electing four members to the Board of Regents of the University of Minnesota; and

Be It Further Resolved, that the Education Committee of the Senate and the Higher Education Committee of the House of Representatives in a joint meeting be and they are hereby appointed to submit a slate of nominations and to report same at the meeting of the joint convention aforesaid.

Anderson, I., moved that House Concurrent Resolution No. 9 be now adopted.

The question was taken on the adoption of House Concurrent Resolution No. 9, and House Concurrent Resolution No. 9 was adopted.

MOTION FOR RECONSIDERATION

Kahn moved that the vote whereby H. F. No. 543 was not passed on Special Orders on May 2, 1973, be now reconsidered. The motion prevailed.

H. F. No. 543 was reported to the House.

CALL OF THE HOUSE

On the motion of Mr. Carlson, A., and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

Adams, J.	Berglin	Clifford	Enebo	Fudro
Andersen, R.	Boland	Connors	Erdahl	Fugina
Anderson, D.	Braun	Culhane	Erickson	Graba
Anderson, G.	Brinkman	Cummiskey	Esau	Graw
Anderson, I.	Carlson, A.	Dahl	Farcy	Growe
Becklin	Carlson, B.	Dieterich	Ferderer	Hagedorn
Belisle	Carlson, L.	Dirlam	Fjoslien	Haugerud
Bennett	Casserly	Eckstein	Flakne	Heinitz
Berg	Cleary	Eken	Forsythe	Hook

Jacobs	LaVoy	Miller, M.	Peterson	Sieben, M.
Jaros	Lemke	Moe	Pieper	Skaar
Johnson, C.	Lindstrom, E.	Munger	Pleasant	Stangeland
Johnson, D.	Lindstrom, J.	Myrah	Resner	Stanton
Johnson, J.	Lombardi	Nelson	Rice	Swanson
Jopp	Long	Newcome	Ryan	Ulland
Jude	Mann	Niehaus	St. Onge	Vanasek
Kahn	McArthur	Norton	Salchert	Vento
Kelly	McCarron	Ohnstad	Samuelson	Voss
Kempe	McCauley	Ojala	Sarna	Weaver
Klaus	McEachern	Parish	Savelkoul	Wenzel
Knickerbocker	McFarlin	Patton	Schreiber	Wigley
Kvam	McMillan	Pavlak, R.	Schulz	Wohlwend
Laidig	Menke	Pavlak, R. L.	Sherwood	Wolcott
Larson	Miller, D.	Pehler	Sieben, H.	Mr. Speaker

Mr. Flakne moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

Connors moved to amend H. F. No. 543, the printed bill, as follows:

Delete everything after the enacting clause and insert in lieu thereof:

“Section 1. Minnesota Statutes 1971, Section 617.251, is amended to read:

617.251 [SALE OF ARTICLES RELATING TO PREVENTION OF CONCEPTION OR DISEASE.] *No instruments, articles, drugs or medicines for the prevention of conception or disease may be sold, offered for sale, distributed or dispensed in or upon any government owned or operated buildings or property except pursuant to rules or regulations promulgated by the state board of health. No public elementary or secondary school shall sell, offer for sale, distribute or dispense any of the aforesaid instruments, articles, drugs or medicines to pupils therein without approval of the local school board after public hearing thereon. In no event however shall any of the aforesaid instruments, articles, drugs or medicines be sold, offered for sale, distributed or dispensed to any minor pupil or student within a public elementary or secondary school without the consent of his parent or legal guardian. (ONLY BY PERSONS OR ORGANIZATIONS RECOGNIZED AS DEALING PRIMARILY WITH HEALTH OR WELFARE).* Anyone convicted of violation of this section shall be guilty of a gross misdemeanor and punished by imprisonment not to exceed one year or by a fine of not more than \$500 or both.”.

Further, amend the title in the first line by deleting “repealing” and inserting in lieu thereof “amending”.

The motion prevailed and the amendment was adopted.

Ojala moved to amend H. F. No. 543, the printed bill, as amended by the Connors amendment, as follows:

In Section 1, line 17, of the Connors amendment, after “a” and before “misdemeanor” strike “gross”. Also in line 17, after “mis-

demeanor" and continuing through lines 18 and 19 to the period, strike "and punished by imprisonment not to exceed one year or by a fine of not more than \$500 or both".

The motion prevailed and the amendment was adopted.

Kempe moved to amend H. F. No. 543, the printed bill, as amended by the Connors amendment, as follows:

In Section 1, line 14, of the Connors amendment, after "*student*" and continuing in line 15 to "*without*" strike "*within a public elementary or secondary school*".

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

H. F. No. 543, A bill for an act relating to health; amending Minnesota Statutes 1971, Section 617.251.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 80, and nays 39, as follows:

Those who voted in the affirmative were:

Adams, J.	Clifford	Grove	Lindstrom, J.	Salchert
Adams, S.	Connors	Hagedorn	McCarron	Samuelson
Andersen, R.	Culhane	Hanson	McMillan	Savelkoul
Anderson, G.	Cummiskey	Haugerud	Menke	Schreiber
Anderson, I.	Dahl	Heinitz	Moe	Sherwood
Bennett	Dieterich	Jaros	Munger	Sieben, M.
Berg	Eckstein	Johnson, D.	Nelson	Stangeland
Berglin	Eken	Johnson, J.	Norton	Stanton
Biersdorf	Enebo	Jude	Ojala	Swanson
Boland	Faricy	Kahn	Parish	Ulland
Carlson, A.	Ferderer	Kelly	Pavlak, R. L.	Vanasek
Carlson, B.	Fjoslien	Knickerbocker	Pleasant	Vento
Carlson, D.	Flakne	Laidig	Quirin	Voss
Carlson, L.	Forsythe	LaVoy	Resner	Weaver
Casserly	Fugina	Lemke	Rice	Wohlwend
Cleary	Graba	Lindstrom, E.	Ryan	Mr. Speaker

Those who voted in the negative were:

Anderson, D.	Erickson	Klaus	Niehaus	Sarna
Becklin	Esau	Kvam	Ohnstad	Schulz
Belisle	Fudro	Long	Patton	Skaar
Braun	Graw	Mann	Pavlak, R.	Spanish
Brinkman	Jacobs	McArthur	Pehler	Wenzel
DeGroat	Johnson, C.	McFarlin	Peterson	Wigley
Diriam	Jopp	Miller, M.	Pieper	Wolcott
Erdahl	Kempe	Newcome	St. Onge	

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

CONSENT CALENDAR

S. F. No. 1593 was reported to the House.

Fjoslien moved to amend S. F. No. 1593, the printed bill, as follows:

Page 1, line 11, strike "pheasants,".

Page 1, line 17, after the period add the following language: "*Pheasants may be taken and possessed, subject to all other provisions of chapters 97-102, only in such areas of the state and during such times between October 1 and 31, between the hours of 12 noon to sunset, as the commissioner shall prescribe.*"

Anderson, G., moved to amend the Fjoslien amendment, as follows:

In line 3 of the new language in the Fjoslien amendment after the word "*between*" and before the comma strike "*October 1 and 31*" and insert in lieu thereof "*October 15 and November 15*".

The motion prevailed and the amendment was adopted.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Fjoslien amendment, as amended, and the roll being called, there were yeas 60, and nays 63, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Miller, D.	Samuelson
Adams, S.	Dieterich	Johnson, J.	Mueller	Savelkoul
Anderson, D.	Dirlam	Jopp	Munger	Schulz
Anderson, G.	Erdahl	Klaus	Nelson	Smith
Becklin	Erickson	Knickerbocker	Newcome	Spanish
Belisle	Esau	Kvam	Niehaus	Stangeland
Boland	Fjoslien	Laidig	Ohnstad	Stanton
Braun	Fugina	Larson	Ojala	Ulland
Carlson, A.	Graw	Lindstrom, J.	Patton	Vanasek
Carlson, D.	Hagedorn	Long	Pieper	Wenzel
Cleary	Heinitz	Mann	Resner	Wigley
Clifford	Hook	McFarlin	Ryan	Wolcott

Those who voted in the negative were:

Andersen, R.	Dahl	Jude	Myrah	Searle
Anderson, I.	Eckstein	Kahn	Norton	Sherwood
Bennett	Eken	Kempe	Pavlak, R.	Sieben, H.
Berg	Enebo	LaVoy	Pavlak, R. L.	Sieben, M.
Berglin	Faricy	Lemke	Pehler	Skaar
Biersdorf	Ferderer	Lindstrom, E.	Pleasant	Swanson
Brinkman	Forsythe	McArthur	Prahl	Vento
Carlson, B.	Fudro	McCarron	Quirin	Voss
Carlson, L.	Growe	McCauley	Rice	Weaver
Casserly	Hanson	McEachern	St. Onge	Wohlwend
Connors	Haugerud	McMillan	Salchert	Mr. Speaker
Culhane	Jaros	Menke	Sarna	
Cummiskey	Johnson, D.	Moe	Schreiber	

The motion did not prevail and the amendment, as amended, was not adopted.

S. F. No. 1593, A bill for an act relating to game and fish; seasons for taking game birds, amending Minnesota Statutes 1971, Section 100.27, Subdivision 5.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, J.	Miller, D.	Samuelson
Adams, S.	Eckstein	Jopp	Miller, M.	Sarna
Andersen, R.	Eken	Jude	Mueller	Savelkoul
Anderson, D.	Enebo	Kahn	Munger	Stangelder
Anderson, I.	Erdahl	Kelly	Myrah	Schulz
Becklin	Erickson	Kempe	Nelson	Searle
Belisle	Esau	Klaus	Newcome	Sherwood
Bennett	Faricy	Knickerbocker	Niehaus	Sieben, H.
Berg	Ferderer	Kvam	Norton	Sieben, M.
Biersdorf	Flakne	Laidig	Ohnstad	Skaar
Boland	Forsythe	Larson	Ojala	Smith
Braun	Fudro	LaVoy	Parish	Spanish
Brinkman	Fugina	Lemke	Pattin	Stangeland
Carlson, A.	Graba	Lindstrom, E.	Pavlak, R.	Stanton
Carlson, B.	Graw	Lindstrom, J.	Pavlak, R. L.	Swanson
Carlson, D.	Growe	Lombardi	Pehler	Ulland
Carlson, L.	Hagedorn	Long	Peterson	Vanasek
Casserly	Hanson	Mann	Pieper	Vento
Cleary	Haugerud	McArthur	Prahl	Voss
Clifford	Heinitz	McCarron	Quirin	Weaver
Connors	Hook	McCauley	Resner	Wenzel
Culhane	Jacobs	McEachern	Rice	Wohlwend
Cummiskey	Jaros	McFarlin	Ryan	Wolcott
Dahl	Johnson, C.	McMillan	St. Onge	Mr. Speaker
Dieterich	Johnson, D.	Menke	Salchert	

Those who voted in the negative were:

Anderson, G. DeGroat Fjoslien Wigley

The bill was passed and its title agreed to.

MOTION TO LIFT CALL OF THE HOUSE

Cummiskey moved that the call of the House be dispensed with. The motion did not prevail.

S. F. No. 1361, A bill for an act relating to Hennepin county; removing \$10,000 limitation on revolving fund; amending Laws 1951, Chapter 556, Section 4.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, A.	Eken	Hagedorn	Kvam
Adams, S.	Carlson, B.	Enebo	Hanson	Laidig
Andersen, R.	Carlson, D.	Erdahl	Haugerud	Larson
Anderson, D.	Carlson, L.	Erickson	Heinitz	LaVoy
Anderson, G.	Casserly	Esau	Hook	Lemke
Anderson, I.	Cleary	Faricy	Jacobs	Lindstrom, E.
Becklin	Clifford	Ferderer	Jaros	Lindstrom, J.
Belisle	Connors	Fjoslien	Johnson, C.	Lombardi
Bennett	Culhane	Flakne	Johnson, D.	Long
Berg	Cummiskey	Forsythe	Jopp	Mann
Berglin	Dahl	Fudro	Jude	McArthur
Biersdorf	DeGroat	Fugina	Kahn	McCarron
Boland	Dieterich	Graba	Kelly	McCauley
Braun	Dirlam	Graw	Kempe	McEachern
Brinkman	Eckstein	Growe	Knickerbocker	McFarlin

McMillan	Ohnstad	Quirin	Searle	Vanasek
Menke	Ojala	Resner	Sherwood	Vento
Miller, D.	Parish	Rice	Sieben, H.	Voss
Miller, M.	Patton	Ryan	Sieben, M.	Weaver
Moe	Pavlak, R.	St. Onge	Skaar	Wenzel
Munger	Pavlak, R. L.	Salchert	Smith	Wigley
Myrah	Pehler	Samuelson	Spanish	Wohlwend
Nelson	Peterson	Sarna	Stangeland	Wolcott
Newcome	Pieper	Savelkoul	Stanton	Mr. Speaker
Njehaus	Pleasant	Schreiber	Swanson	
Norton	Prahl	Schulz	Ulland	

Those who voted in the negative were:

Johnson, J.

The bill was passed and its title agreed to.

S. F. No. 1925, A bill for an act relating to Pipestone county; fees of registered abstractors who are county employees; repealing Laws 1971, Chapter 439.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Menke	Salchert
Adams, S.	Dieterich	Johnson, D.	Miller, D.	Samuelson
Andersen, R.	Dirlam	Johnson, J.	Miller, M.	Sarna
Anderson, D.	Eckstein	Jopp	Moe	Savelkoul
Anderson, G.	Eken	Jude	Munger	Schreiber
Anderson, I.	Enebo	Kahn	Myrah	Schulz
Becklin	Erdahl	Kelly	Nelson	Sherwood
Belisle	Erickson	Kempe	Newcome	Sieben, H.
Bennett	Esau	Klaus	Niehaus	Sieben, M.
Berg	Faricy	Knickerbocker	Norton	Skaar
Berglin	Ferderer	Kvam	Ohnstad	Spanish
Bjersdorf	Fjoslien	Laidig	Ojala	Stangeland
Boland	Flakne	Larson	Parish	Stanton
Braun	Forsythe	LaVoy	Patton	Swanson
Brinkman	Fudro	Lemke	Pavlak, R.	Ulland
Carlson, A.	Fugina	Lindstrom, E.	Pavlak, R. L.	Vanasek
Carlson, B.	Graba	Lindstrom, J.	Pehler	Vento
Carlson, D.	Graw	Lombardi	Peterson	Voss
Carlson, L.	Growe	Long	Pieper	Weaver
Casserly	Hagedorn	Mann	Pleasant	Wenzel
Cleary	Hanson	McArthur	Prahl	Wigley
Clifford	Haugerud	McCarron	Quirin	Wohlwend
Connors	Heinitz	McCauley	Resner	Wolcott
Culhane	Hook	McEachern	Rice	Mr. Speaker
Cummiskey	Jacobs	McFarlin	Ryan	
Dahl	Jaros	McMillan	St. Onge	

The bill was passed and its title agreed to.

S. F. No. 1182, A bill for an act relating to county government, providing for county licensing bureaus.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 72, and nays 33, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, D.	McCauley	Skaar
Adams, S.	Dieterich	Johnson, J.	McFarlin	Smith
Andersen, R.	Dirlam	Jopp	Munger	Stangeland
Anderson, G.	Erdahl	Jude	Myrah	Stanton
Anderson, I.	Erickson	Kahn	Newcome	Swanson
Becklin	Esau	Kelly	Ohnstad	Ulland
Belisle	Ferderer	Klaus	Ojala	Voss
Berg	Fjoslien	Knickerbocker	Pavlak, R. L.	Weaver
Carlson, A.	Forsythe	Kvam	Peterson	Wenzel
Carlson, L.	Fugina	Larson	Pieper	Wigley
Casserly	Graw	Lindstrom, E.	Pleasant	Wohlwend
Cleary	Haugerud	Lindstrom, J.	Rice	Mr. Speaker
Clifford	Heinitz	Lombardi	Ryan	
Connors	Hook	McArthur	Schreiber	
Culhane	Jacobs	McCarron	Sieben, H.	

Those who voted in the negative were:

Anderson, D.	Eckstein	Hanson	Miller, M.	Salchert
Biersdorf	Eken	Johnson, C.	Niehaus	Samuelson
Boland	Enebo	Kempe	Patton	Schulz
Braun	Faricy	LaVoy	Pavlak, R.	Vento
Brinkman	Flakne	Lemke	Pehler	Wolcott
Carlson, D.	Graba	McEachern	Prahl	
DeGroat	Hagedorn	McMillan	St. Onge	

The bill was passed and its title agreed to.

H. F. No. 2164, A bill for an act relating to the town of White, St. Louis county; authorizing an increase in the salaries of clerk, assessor and treasurer.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 94, and nays 20, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Kelly	Nelson	Sarna
Andersen, R.	Enebo	Kempe	Newcome	Savelkoul
Anderson, G.	Faricy	Klaus	Norton	Sherwood
Anderson, I.	Ferderer	Knickerbocker	Ojala	Sieben, H.
Belisle	Flakne	LaVoy	Parish	Sieben, M.
Bennett	Fudro	Lemke	Patton	Spanish
Berg	Fugina	Lindstrom, J.	Pavlak, R.	Stangeland
Berglin	Graba	Mann	Pehler	Stanton
Boland	Growe	McArthur	Peterson	Swanson
Brinkman	Hagedorn	McCarron	Pieper	Ulland
Carlson, A.	Hanson	McCauley	Pleasant	Vanasek
Carlson, B.	Haugerud	McEachern	Prahl	Vento
Carlson, L.	Heinitz	McMillan	Quirin	Voss
Casserly	Jacobs	Menke	Resner	Weaver
Clifford	Jaros	Miller, D.	Rice	Wenzel
Connors	Johnson, D.	Miller, M.	Ryan	Wohlwend
Cummiskey	Johnson, J.	Moe	St. Onge	Wolcott
Dahl	Jude	Mueller	Salchert	Mr. Speaker
Dieterich	Kahn	Myrah	Samuelson	

Those who voted in the negative were :

Adams, S.	Eckstein	Graw	Kvam	Niehaus
Anderson, D.	Erdahl	Hook	Lindstrom, E.	Ohnstad
DeGroat	Erickson	Johnson, C.	Lombardi	Skaar
Dirlam	Esau	Jopp	Long	Wigley

The bill was passed and its title agreed to.

H. F. No. 1104 was reported to the House.

McFarlin moved that H. F. No. 1104 be laid over until Monday, May 7, 1973. The motion prevailed.

H. F. No. 937 was reported to the House.

LaVoy moved that H. F. No. 937 be returned to the end of General Orders. The motion prevailed.

MOTION TO LIFT CALL OF THE HOUSE

Ulland moved that the call of the House be dispensed with. The motion did not prevail.

H. F. No. 2050, A bill for an act relating to Aitkin county; authorizing issuance of additional on-sale intoxicating liquor licenses.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 109, and nays 15, as follows :

Those who voted in the affirmative were :

Adams, J.	Dieterich	Jude	Moe	Samuelson
Adams, S.	Dirlam	Kahn	Munger	Savelkoul
Andersen, R.	Eken	Kelly	Myrah	Schreiber
Anderson, G.	Enebo	Kempe	Nelson	Schulz
Anderson, I.	Faricy	Knickerbocker	Newcome	Sieben, H.
Belisle	Ferderer	Laidig	Niehaus	Sieben, M.
Bennett	Flakne	Larson	Norton	Smith
Berg	Forsythe	LaVoy	Ojala	Spanish
Berglin	Fudro	Lemke	Patton	Stangeland
Biersdorf	Fugina	Lindstrom, E.	Pavlak, R.	Stanton
Boland	Graba	Lindstrom, J.	Pavlak, R. L.	Swanson
Braun	Graw	Lombardi	Pehler	Ulland
Brinkman	Grove	Mann	Peterson	Vanasek
Carlson, B.	Hagedorn	McArthur	Pieper	Vento
Carlson, L.	Hanson	McCarron	Pleasant	Voss
Casserly	Haugerud	McCauley	Prahl	Weaver
Cleary	Heinitz	McEachern	Quirin	Wenzel
Clifford	Jacobs	McFarlin	Resner	Wigley
Connors	Jaros	McMillan	Rice	Wohlwend
Culhane	Johnson, C.	Menke	Ryan	Wolcott
Cummiskey	Johnson, D.	Miller, D.	St. Onge	Mr. Speaker
Dahl	Jopp	Miller, M.	Salchert	

Those who voted in the negative were :

Anderson, D.	DeGroat	Esau	Klaus	Ohnstad
Becklin	Erdahl	Hook	Kvam	Sarna
Carlson, D.	Erickson	Johnson, J.	Long	Skaar

The bill was passed and its title agreed to.

H. F. No. 2353 was reported to the House.

There being no objection, H. F. No. 2353 was laid over for one day.

H. F. No. 2360 was reported to the House.

Objection having been made by ten members, H. F. No. 2360 was returned to General Orders.

S. F. No. 122 was reported to the House.

Fugina moved that S. F. No. 122 be laid over for one day. The motion prevailed.

S. F. No. 690 was reported to the House.

Lindstrom, J., moved that S. F. No. 690 be laid over until Monday, May 7, 1973. The motion prevailed.

H. F. No. 2308, A bill for an act relating to the city of Saint Paul; providing for the contracting out to a private party of the operation and management of the parking ramps and other parking facilities owned by the city which are located within or adjacent to the city's civic center and auditorium; amending Laws 1967, Chapter 459, Section 4, as amended.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Menke	Samuelson
Adams, S.	Dieterich	Johnson, D.	Miller, D.	Sarna
Andersen, R.	Dirlam	Johnson, J.	Miller, M.	Savelkoul
Anderson, D.	Eckstein	Jopp	Moe	Schreiber
Anderson, G.	Eken	Jude	Munger	Schulz
Anderson, I.	Enebo	Kahn	Myrah	Searle
Becklin	Erdahl	Kelly	Nelson	Sherwood
Belisle	Erickson	Kempe	Newcome	Sieben, H.
Bennett	Esau	Klaus	Niehaus	Sieben, M.
Berg	Faricy	Knickerbocker	Norton	Skaar
Berglin	Ferderer	Kvam	Ohnstad	Smith
Biersdorf	Fjoslien	Laidig	Ojala	Spanish
Boland	Flakne	Larson	Parish	Stangeland
Braun	Forsythe	LaVoy	Pavlak, R.	Stanton
Brinkman	Fudro	Lemke	Pavlak, R. L.	Swanson
Carlson, A.	Fugina	Lindstrom, E.	Pehler	Ulland
Carlson, B.	Graba	Lindstrom, J.	Peterson	Vanasek
Carlson, D.	Graw	Lombardi	Pieper	Vento
Carlson, L.	Grove	Long	Pleasant	Voss
Cassery	Hagedorn	Mann	Prahl	Wenzel
Cleary	Hanson	McArthur	Quirin	Wigley
Clifford	Haugerud	McCarron	Resner	Wohlwend
Connors	Heinitz	McCauley	Rice	Wolcott
Culhane	Hook	McEachern	Ryan	Mr. Speaker
Cummiskey	Jacobs	McFarlin	St. Onge	
Dahl	Jaros	McMillan	Salchert	

The bill was passed and its title agreed to.

H. F. No. 1577, A bill for an act relating to the state board of electricity; compensation; amending Minnesota Statutes 1971, Section 326.241, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Miller, D.	Samuelson
Adams, S.	Dieterich	Johnson, D.	Miller, M.	Sarna
Andersen, R.	Dirlam	Johnson, J.	Moe	Savelkoul
Anderson, D.	Eckstein	Jopp	Munger	Schreiber
Anderson, G.	Eken	Jude	Myrah	Searle
Anderson, I.	Enebo	Kahn	Nelson	Sherwood
Becklin	Erdahl	Kelly	Newcome	Sieben, H.
Belisle	Erickson	Kempe	Niehaus	Sieben, M.
Bennett	Esau	Klaus	Norton	Skaar
Berg	Faricy	Knickerbocker	Ohnstad	Smith
Berglin	Ferderer	Kvam	Ojala	Spanish
Biersdorf	Fjoslien	Laidig	Parish	Stangeland
Boland	Flakne	Larson	Patton	Stanton
Braun	Forsythe	LaVoy	Paviak, R.	Swanson
Brinkman	Fudro	Lemke	Pavlak, R. L.	Ulland
Carlson, A.	Fugina	Lindstrom, J.	Pehler	Vanasek
Carlson, B.	Graba	Lombardi	Peterson	Vento
Carlson, D.	Graw	Long	Pieper	Voss
Carlson, L.	Growe	Mann	Pleasant	Weaver
Casserly	Hagedorn	McArthur	Prahl	Wenzel
Cleary	Hanson	McCarron	Quirin	Wigley
Clifford	Haugerud	McCauley	Resner	Wohlwend
Connors	Heinitz	McEachern	Rice	Wolcott
Culhane	Hook	McFarlin	Ryan	Mr. Speaker
Cummiskey	Jacobs	McMillan	St. Onge	
Dahl	Jaros	Menke	Salchert	

Those who voted in the negative were:

Lindstrom, E.

The bill was passed and its title agreed to.

H. F. No. 972 was reported to the House.

Laidig moved that H. F. No. 972 be laid over for one day. The motion prevailed.

MOTION FOR RECONSIDERATION

Haugerud moved that the vote whereby S. F. No. 1182 was passed on the Consent Calendar today be now reconsidered. The motion prevailed.

S. F. No. 1182 was reported to the House.

Quirin moved to amend S. F. No. 1182, the printed bill, as follows:

Page 4, after line 11, add a new section to read:

"Sec. 7. All such offices must maintain open hours to best serve the public's need and must include a minimum of five and

one-half days per week. Two of these days shall include a minimum of three hours after 5:00 p.m.”.

The motion prevailed and the amendment was adopted.

S. F. No. 1182, A bill for an act relating to county government, providing for county licensing bureaus.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 71, and nays 48, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Johnson, J.	Miller, D.	Sieben, M.
Adams, S.	Cummiskey	Jopp	Miller, M.	Smith
Andersen, R.	Dieterich	Jude	Moe	Spanish
Anderson, I.	Faricy	Kahn	Myrah	Stangeland
Belisle	Ferderer	Kelly	Nelson	Ulland
Bennett	Flakne	Klaus	Newcome	Vento
Berg	Forsythe	Knickerbocker	Norton	Voss
Berglin	Graw	Laidig	Pavlak, R. L.	Weaver
Boland	Grove	Larson	Peterson	Wigley
Carlson, A.	Hagedorn	Lindstrom, J.	Pieper	Wohlwend
Carlson, L.	Hanson	Lombardi	Prahl	Mr. Speaker
Cassery	Haugerud	McArthur	Quirin	
Cleary	Heinitz	McFarlin	Resner	
Clifford	Hook	McMillan	Ryan	
Connors	Jacobs	Menke	Sieben, H.	

Those who voted in the negative were:

Anderson, D.	Eken	Johnson, D.	Niehaus	Sarna
Anderson, G.	Enebo	Kempe	Ohnstad	Schulz
Becklin	Erdahl	Kvam	Parish	Searle
Biersdorf	Erickson	LaVoy	Patton	Sherwood
Braun	Esau	Lemke	Paviak, R.	Skaar
Brinkman	Fjoslien	Lindstrom, E.	Pehler	Swanson
Carlson, D.	Fudro	Long	Pleasant	Wenzel
DeGroat	Fugina	Manu	Rice	Wolcott
Dirlam	Graba	McCarron	Salchert	
Eckstein	Johnson, C.	McEachern	Samuelson	

The bill was repassed, as amended, and its title agreed to.

H. F. No. 1436 was reported to the House.

McArthur moved to amend H. F. No. 1436, the printed bill, as follows:

Page 1, line 1, in the headnotes, after “CENTER” strike “AND” and insert a comma in lieu thereof. Continuing in line 1, after “ROBBINSDALE” insert “AND BROOKLYN PARK”.

The motion prevailed and the amendment was adopted.

H. F. No. 1436, A bill for an act relating to the cities of Brooklyn Center, Robbinsdale and Brooklyn Park; creating a housing and redevelopment authority.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 122, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Jopp	Moe	Schreiber
Adams, S.	Eckstein	Jude	Munger	Schulz
Anderson, D.	Eken	Kelly	Myrah	Searle
Anderson, G.	Enebo	Kempe	Newcome	Sherwood
Anderson, I.	Erdahl	Klaus	Niehaus	Sieben, H.
Becklin	Erickson	Knickerbocker	Norton	Sieben, M.
Belisle	Esau	Kvam	Ojala	Skaar
Bennett	Faricy	Laidig	Parish	Smith
Berg	Ferderer	Larson	Patton	Spanish
Berglin	Fjoslien	LaVoy	Pavlak, R.	Stangeland
Biersdorf	Flakne	Lemke	Pavlak, R. L.	Stanton
Boland	Forsythe	Lindstrom, E.	Pehler	Swanson
Brinkman	Fudro	Lindstrom, J.	Peterson	Ulland
Carlson, A.	Fugina	Lombardi	Pieper	Vanasek
Carlson, B.	Graba	Long	Pleasant	Vento
Carlson, D.	Graw	Mann	Prahl	Voss
Carlson, L.	Hagedorn	McArthur	Quirin	Weaver
Casserly	Hanson	McCarron	Resner	Wenzel
Cleary	Haugerud	McCauley	Rice	Wigley
Clifford	Heinitz	McEachern	Ryan	Wohlwend
Connors	Hook	McFarlin	St. Onge	Wolcott
Cummiskey	Jacobs	McMillan	Salchert	Mr. Speaker
Dahl	Johnson, C.	Menke	Samuelson	
DeGroat	Johnson, D.	Miller, D.	Sarna	
Dieterich	Johnson, J.	Miller, M.	Savelkoul	

Those who voted in the negative were:

Andersen, R. Growe Ohnstad

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

H. F. No. 2166, A bill for an act relating to Anoka county; authorizing issuance of bonds for county park acquisition and development.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, D.	Esau	Jaros	Lindstrom, J.
Adams, S.	Carlson, L.	Faricy	Johnson, C.	Long
Andersen, R.	Casserly	Ferderer	Johnson, D.	Mann
Anderson, D.	Cleary	Fjoslien	Johnson, J.	McArthur
Anderson, G.	Clifford	Flakne	Jopp	McCarron
Anderson, I.	Connors	Forsythe	Jude	McCauley
Becklin	Culhane	Fudro	Kahn	McEachern
Belisle	Cummiskey	Fugina	Kelly	McFarlin
Bennett	Dahl	Graba	Kempe	McMillan
Berg	DeGroat	Graw	Klaus	Menke
Berglin	Dieterich	Growe	Knickerbocker	Miller, D.
Biersdorf	Dirlam	Hagedorn	Kvam	Miller, M.
Boland	Eckstein	Hanson	Laidig	Moe
Braun	Eken	Haugerud	Larson	Munger
Brinkman	Enebo	Heinitz	LaVoy	Newcome
Carlson, A.	Erdahl	Hook	Lemke	Niehaus
Carlson, B.	Erickson	Jacobs	Lindstrom, E.	Norton

Ohnstad	Pleasant	Sarna	Smith	Weaver
Ojala	Prahl	Savelkoul	Spanish	Wenzel
Parish	Quirin	Schreiber	Stangeland	Wigley
Patton	Resner	Schulz	Stanton	Wohlwend
Pavlak, R.	Rice	Searle	Swanson	Wolcott
Pavlak, R. L.	Ryan	Sherwood	Ulland	Mr. Speaker
Pehler	St. Onge	Sieben, H.	Vanasek	
Peterson	Salchert	Sieben, M.	Vento	
Pieper	Samuelson	Skaar	Voss	

The bill was passed and its title agreed to.

S. F. No. 1042, A bill for an act relating to courts; setting times for general terms in ninth judicial district, western area; amending Minnesota Statutes 1971, Section 484.17, Subdivisions 11, 12, 13, 14, 15, 16, 17, and 18.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Samuelson
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Sarna
Andersen, R.	Dirlam	Jopp	Moe	Savelkoul
Anderson, D.	Eckstein	Jude	Munger	Schreiber
Anderson, G.	Eken	Kahn	Myrah	Schulz
Anderson, I.	Enebo	Kelly	Nelson	Searle
Becklin	Erdahl	Kempe	Newcome	Sherwood
Belisle	Erickson	Klaus	Niehaus	Sieben, H.
Bennett	Esau	Knickerbocker	Norton	Sieben, M.
Berg	Faricy	Kvam	Ohnstad	Skaar
Berglin	Ferderer	Laidig	Ojala	Smith
Biersdorf	Fjoslien	Larson	Parish	Spanish
Boland	Flakne	LaVoy	Patton	Stangeland
Braun	Forsythe	Lemke	Pavlak, R.	Stanton
Brinkman	Fudro	Lindstrom, E.	Pavlak, R. L.	Swanson
Carlson, A.	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, B.	Graw	Lombardi	Peterson	Vanasek
Carlson, D.	Grove	Long	Pieper	Vento
Carlson, L.	Hagedorn	Mann	Pleasant	Voss
Casserly	Hanson	McArthur	Prahl	Weaver
Cleary	Haugerud	McCarron	Quirin	Wenzel
Clifford	Heinitz	McCauley	Resner	Wigley
Connors	Hook	McEachern	Rice	Wohlwend
Culhane	Jacobs	McFarlin	Ryan	Wolcott
Cummiskey	Jaros	McMillan	St. Onge	Mr. Speaker
Dahl	Johnson, C.	Menke	Salchert	

The bill was passed and its title agreed to.

S. F. No. 103, A bill for an act relating to the trunk highway system; discontinuing and removing a route from the trunk highway system.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Miller, M.	Schreiber
Adams, S.	Dirlam	Jopp	Moe	Schulz
Andersen, R.	Eckstein	Jude	Munger	Searle
Anderson, D.	Eken	Kahn	Myrah	Sherwood
Anderson, G.	Enebo	Kelly	Nelson	Sieben, H.
Anderson, I.	Erdahl	Kempe	Newcome	Sieben, M.
Becklin	Erickson	Klaus	Niehaus	Skaar
Belisle	Esau	Knickerbocker	Norton	Smith
Bennett	Faricy	Kvam	Ohnstad	Spanish
Berg	Ferderer	Laidig	Ojala	Stangeland
Biersdorf	Fjoslien	Larson	Parish	Stanton
Boland	Flakne	LaVoy	Pavlak, R.	Swanson
Braun	Forsythe	Lemke	Pavlak, R. L.	Ulland
Brinkman	Fudro	Lindstrom, E.	Pehler	Vanasek
Carlson, A.	Graba	Lindstrom, J.	Peterson	Vento
Carlson, B.	Graw	Lombardi	Pieper	Voss
Carlson, D.	Growe	Long	Prahl	Weaver
Carlson, L.	Hagedorn	Mann	Quirin	Wenzel
Casserly	Hanson	McArthur	Resner	Wigley
Cleary	Haugerud	McCarron	Rice	Wohlwend
Clifford	Heinitz	McCauley	Ryan	Wolcott
Connors	Hook	McEachern	St. Onge	Mr. Speaker
Culhane	Jacobs	McFarlin	Salchert	
Cummiskey	Jaros	McMillan	Samuelson	
Dahl	Johnson, C.	Menke	Sarna	
DeGroat	Johnson, D.	Miller, D.	Savelkoul	

The bill was passed and its title agreed to.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule No. 13, Kahn reported the progress of S. F. No. 765 now in Conference Committee.

Pursuant to Joint Rule No. 13, St. Onge reported the progress of H. F. No. 225 now in Conference Committee.

CALENDAR

S. F. No. 1622, A bill for an act relating to bonds; increasing the fee for filing and mailing of notice; amending Minnesota Statutes 1971, Section 574.32.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Braun	Dieterich	Fudro	Johnson, D.
Adams, S.	Brinkman	Dirlam	Graba	Johnson, J.
Andersen, R.	Carlson, A.	Eckstein	Graw	Jopp
Anderson, D.	Carlson, B.	Eken	Growe	Jude
Anderson, G.	Carlson, L.	Enebo	Hagedorn	Kahn
Anderson, I.	Casserly	Erdahl	Hanson	Kelly
Becklin	Cleary	Erickson	Haugerud	Kempe
Belisle	Clifford	Esau	Heinitz	Klaus
Bennett	Connors	Faricy	Hook	Knickerbocker
Berg	Cummiskey	Ferderer	Jacobs	Kvam
Biersdorf	Dahl	Flakne	Jaros	Laidig
Boland	DeGroat	Forsythe	Johnson, C.	Larson

LaVoy	Miller, M.	Pehler	Schreiber	Vanasek
Lemke	Moe	Peterson	Schulz	Vento
Lindstrom, E.	Munger	Pieper	Searle	Voss
Lombardi	Myrah	Prahl	Sherwood	Weaver
Long	Nelson	Quirin	Sieben, H.	Wenzel
Mann	Newcome	Resner	Sieben, M.	Wigley
McArthur	Niehaus	Rice	Skaar	Wohlwend
McCarron	Norton	Ryan	Smith	Wolcott
McCauley	Ojala	St. Onge	Spanish	Mr. Speaker
McEachern	Parish	Salchert	Stangeland	
McFarlin	Patton	Samuelson	Stanton	
Menke	Pavlak, R.	Sarna	Swanson	
Miller, D.	Pavlak, R. L.	Savelkoul	Ulland	

Those who voted in the negative were:

Culhane Ohnstad

The bill was passed and its title agreed to.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of H. F. Nos. 2365 and 1355.

H. F. No. 2365 was reported to the House.

Faricy moved to amend H. F. No. 2365, the printed bill, as follows:

Page 13, line 34, strike "cigarette tax apportionment fund and the liquor tax apportionment" and insert in lieu thereof "general".

The motion prevailed and the amendment was adopted.

H. F. No. 2365, A bill for an act relating to claims against the state; appropriating moneys for the payment thereof.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, L.	Ferderer	Jopp	McEachern
Adams, S.	Cassery	Fjoslien	Jude	McFarlin
Andersen, R.	Cleary	Flakne	Kahn	McMillan
Anderson, D.	Clifford	Fudro	Kelly	Menke
Anderson, G.	Connors	Fugina	Kempe	Miller, D.
Anderson, I.	Culhane	Graba	Klaus	Miller, M.
Becklin	Cummiskey	Graw	Knickerbocker	Moe
Belisle	Dahl	Growe	Kvam	Mueller
Bennett	DeGroat	Hagedorn	Laidig	Munger
Berg	Dieterich	Hanson	Larson	Myrah
Berglin	Dirlam	Haugerud	Lemke	Newcome
Biersdorf	Eckstein	Heinitz	Lindstrom, E.	Niehaus
Boland	Eken	Hook	Lindstrom, J.	Norton
Braun	Enebo	Jacobs	Lombardi	Ohnstad
Brinkman	Erdahl	Jaros	Long	Ojala
Carlson, A.	Erickson	Johnson, C.	Mann	Parish
Carlson, B.	Esau	Johnson, D.	McArthur	Patton
Carlson, D.	Faricy	Johnson, J.	McCauley	Pavlak, R.

Pavlak, R. L.	Ryan	Schulz	Stangeland	Weaver
Pehler	St. Onge	Searle	Stanton	Wenzel
Peterson	Salchert	Sherwood	Swanson	Wigley
Pieper	Samuelson	Sieben, H.	Ulland	Wohlwend
Quirin	Sarna	Sieben, M.	Vanasek	Wolcott
Resner	Savelkoul	Skaar	Vento	Mr. Speaker
Rice	Schreiber	Smith	Voss	

Those who voted in the negative were:

Prahl

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

H. F. No. 1355 was reported to the House.

Lindstrom, J., moved to amend H. F. No. 1355, the printed bill, as follows:

Page 2, at the end of line 20 add "*Nothing in this subdivision shall apply to persons in the judicial branch.*"

Page 9, line 22, strike the new language and restore the old language.

Page 9, line 30, strike the new language and restore the old language.

The motion prevailed and the amendment was adopted.

H. F. No. 1355, A bill for an act relating to the operation of the state government; prescribing compensation, retirement and related benefits for certain state officers and employees, and establishing certain compulsory retirement requirements; amending Minnesota Statutes 1971, Sections 43.01, Subdivision 9, and by adding subdivisions; 43.03, Subdivision 3; 43.051; 43.111; 43.12, Subdivisions 2, 2a, 2b and 3; 43.121, Subdivision 2; 43.122; 43.126, Subdivision 1; 43.24, Subdivision 1; 43.50, Subdivision 1; 299D.03, Subdivision 2; 352.04, Subdivisions 2 and 3; 352.115, Subdivisions 2 and 3, and by adding subdivisions; 352.116, Subdivision 1; 352.118; 352.22, Subdivision 1; 356.21, Subdivision 5; and Chapter 352, by adding sections; repealing Minnesota Statutes 1971, Section 16.02, Subdivision 20a.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Boland	Cummiskey	Faricy	Hanson
Andersen, R.	Braun	Dahl	Ferderer	Haugerud
Anderson, D.	Brinkman	DeGroat	Fjoslien	Heinitz
Anderson, G.	Carlson, A.	Dieterich	Flakne	Hook
Anderson, I.	Carlson, B.	Dirlam	Forsythe	Jacobs
Becklin	Carlson, D.	Eckstein	Fudro	Jaros
Belisle	Carlson, L.	Eken	Fugina	Johnson, C.
Bennett	Casserly	Enebo	Graba	Johnson, D.
Berg	Cleary	Erdahl	Graw	Johnson, J.
Berglin	Connors	Erickson	Grove	Johnson, R.
Biersdorf	Culhane	Esau	Hagedorn	Jude

Kahn	McArthur	Norton	St. Onge	Swanson
Kelly	McCarron	Ohnstad	Salchert	Ulland
Kempe	McCauley	Ojala	Samuelson	Vanasek
Klaus	McEachern	Parish	Sarna	Vento
Knickerbocker	McFarlin	Patton	Savelkoul	Voss
Kvam	McMillan	Pavlak, R.	Schreiber	Weaver
Laidig	Menke	Pavlak, R. L.	Schulz	Wenzel
Larson	Miller, D.	Pehler	Searle	Wigley
LaVoy	Miller, M.	Peterson	Sherwood	Wohlwend
Lemke	Moe	Pieper	Sieben, H.	Wolcott
Lindstrom, E.	Munger	Prahl	Sieben, M.	Mr. Speaker
Lindstrom, J.	Myrah	Quirin	Skaar	
Lombardi	Nelson	Resner	Smith	
Long	Newcome	Rice	Stangeland	
Mann	Niehaus	Ryan	Stanton	

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

Larson and Ohnstad were excused for the remainder of today's session.

SPECIAL ORDERS

H. F. No. 1634 was reported to the House.

Dieterich moved to amend H. F. No. 1634, the printed bill, as follows:

Page 2, line 13, after the words "*law shall*" insert the word "*specifically*" and further, after the words "*include the*" strike the words "*specifically observed*" and insert in lieu thereof, the words "*proposed patients*".

Page 2, line 22, after the words "*evidence of*" strike the word "*observed*" and insert in lieu thereof "*the proposed patient's*"; and after the words "*shows that*" strike the words "*the person's*" and insert in lieu thereof the word "*his*".

Page 2, line 24, after the words "*necessary for*" strike the words "*the person's*" and insert in lieu thereof, the word "*his*".

Page 2, line 25, after the words "*evidence of*" strike the word "*observed*" and insert in lieu thereof the word "*his*", and further, after the words "*(i) that*" strike the words "*the person*" and insert in lieu thereof the word "*he*".

The motion prevailed and the amendment was adopted.

Dieterich moved to amend H. F. No. 1634, the printed bill, as amended, as follows:

Page 2, line 13, after "*conduct*" and before "*which*" strike "*of the proposed patient*".

The motion prevailed and the amendment was adopted.

Flakne moved that H. F. No. 1634 be re-referred to the Committee on Judiciary.

A roll call was requested and properly seconded.

The question was taken on the motion by Flakne and the roll being called, there were yeas 63, and nays 59, as follows:

Those who voted in the affirmative were :

Adams, J.	Connors	Hook	McArthur	Schreiber
Adams, S.	DeGroat	Johnson, C.	McCauley	Schulz
Andersen, R.	Dirlam	Johnson, J.	McFarlin	Searle
Anderson, D.	Eckstein	Johnson, R.	Mueller	Skaar
Anderson, G.	Eken	Jopp	Myrah	Stangeland
Becklin	Erdahl	Klaus	Newcome	Ulland
Belisle	Erickson	Knickerbocker	Niehaus	Voss
Bennett	Esau	Kvam	Norton	Weaver
Biersdorf	Flakne	Laidig	Pavlak, R. L.	Wigley
Carlson, A.	Forsythe	Larson	Pieper	Wohlwend
Carlson, D.	Graw	Lindstrom, E.	Pleasant	Wolcott
Cleary	Hagedorn	Lombardi	Ryan	
Clifford	Heinitz	Long	Salchert	

Those who voted in the negative were :

Anderson, I.	Faricy	Kahn	Munger	Sarna
Berg	Ferderer	Kelly	Ojala	Sherwood
Berglin	Fudro	Kempe	Parish	Sieben, H.
Boland	Fugina	LaVoy	Patton	Sieben, M.
Brinkman	Graba	Lemke	Pavlak, R.	Stanton
Carlson, B.	Growe	Mann	Pehler	Swanson
Casserly	Hanson	McCarron	Peterson	Tomlinson
Culhane	Haugerud	McEachern	Prahl	Vanasek
Cummiskey	Jacobs	Menke	Quirin	Vento
Dahl	Jaros	Miller, D.	Resner	Wenzel
Dieterich	Johnson, D.	Miller, M.	Rice	Mr. Speaker
Enebo	Jude	Moe	Samuelson	

The motion did not prevail.

H. F. No. 1634, A bill for an act relating to commitment proceedings involving mentally ill and inebriate persons; amending Minnesota Statutes 1971, Sections 253A.02, Subdivisions 3 and 4; 253A.07, Subdivisions 13, 17, and 21; 253A.21, Subdivision 5, and by adding a subdivision; and 525.11.

The bill was read for the third time, as amended, and placed upon its final passage.

The question was taken on the passage of the bill.

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

The roll being called, there were yeas 61, and nays 62, as follows:

Those who voted in the affirmative were :

Anderson, I.	Faricy	Kelly	Patton	Stanton
Berg	Ferderer	Kempe	Pavlak, R.	Swanson
Berglin	Fudro	LaVoy	Pehler	Tomlinson
Boland	Fugina	Lemke	Prahl	Ulland
Brinkman	Graba	Lindstrom, J.	Quirin	Vanasek
Carlson, B.	Growe	McCarron	Resner	Vento
Casserly	Hanson	McEachern	Rice	Voss
Cleary	Haugerud	Menke	St. Onge	Wenzel
Cummiskey	Jacobs	Miller, M.	Samuelson	Mr. Speaker
Dahl	Jaros	Moe	Sarna	
Dieterich	Johnson, D.	Munger	Sherwood	
Eckstein	Jude	Ojala	Sieben, H.	
Enebo	Kahn	Parish	Sieben, M.	

Those who voted in the negative were:

Adams, J.	Culhane	Hook	McArthur	Salchert
Adams, S.	DeGroat	Johnson, C.	McCauley	Schreiber
Andersen, R.	Dirlam	Johnson, J.	McFarlin	Schulz
Anderson, D.	Eken	Johnson, R.	Mueller	Searle
Anderson, G.	Erdahl	Jopp	Myrah	Skaar
Becklin	Erickson	Klaus	Newcome	Stangeland
Belisle	Esau	Knickerbocker	Niehaus	Weaver
Bennett	Fjoslien	Kvam	Norton	Wigley
Biersdorf	Flakne	Laidig	Pavlak, R. L.	Wohlwend
Carlson, A.	Forsythe	Lindstrom, E.	Peterson	Wolcott
Carlson, D.	Graw	Lombardi	Pieper	
Clifford	Hagedorn	Long	Pleasant	
Connors	Heinitz	Mann	Ryan	

The bill, as amended, was not passed.

There being no objection, S. F. No. 1678, substituted today for H. F. No. 1658, was continued on Special Orders, immediately following the Calendar, for Friday, May 4, 1973.

ADJOURNMENT

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Friday, May 4, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

FIFTY-SECOND DAY

SAINT PAUL, MINNESOTA, FRIDAY, MAY 4, 1973

The House convened at 2:00 p.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Savelkoul
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Moe	Schulz
Anderson, D.	Eckstein	Jopp	Munger	Searle
Anderson, G.	Eken	Jude	Myrah	Sherwood
Anderson, I.	Enebo	Kahn	Nelson	Sieben, H.
Becklin	Erdahl	Kelly	Newcome	Sieben, M.
Belisle	Erickson	Kempe	Niehaus	Skaar
Bell	Esau	Klaus	Norton	Smith
Bennett	Faricy	Knickerbocker	Ohnstad	Spanish
Berg	Ferderer	Kvam	Ojala	Stangeland
Berglin	Fjoslien	Laidig	Parish	Stanton
Biersdorf	Flakne	Larson	Patton	Swanson
Boland	Forsythe	LaVoy	Pavlak, R.	Tomlinson
Braun	Fudro	Lemke	Pavlak, R. L.	Ulland
Brinkman	Fugina	Lindstrom, E.	Pehler	Vanasek
Carlson, A.	Graba	Lindstrom, J.	Peterson	Vento
Carlson, E.	Graw	Lombardi	Pieper	Voss
Carlson, D.	Growe	Long	Pleasant	Weaver
Carlson, L.	Hagedorn	Mann	Prahl	Wenzel
Casserly	Hanson	McArthur	Quirin	Wigley
Cleary	Haugerud	McCarron	Resner	Wohlwend
Clifford	Heintz	McCauley	Rice	Wolcott
Connors	Hook	McEachern	Ryan	Mr. Speaker
Culhane	Jacobs	McFarlin	St. Onge	
Cummiskey	Jaros	McMillan	Salchert	
Dahl	Johnson, C.	Menke	Sarna	

A quorum was present.

Samuelson was excused. Mueller was excused until 3:30 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. Adams, J., the further reading was dispensed with and the Journal was approved as corrected.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 2121, 286, 830, 892, 1675, 1718, 1764, 1897, 2247, 1001, 1465, 1834, 1436, 1478, 1810, and 543 and S. F. Nos. 1847, 813, and 1626 have been placed in the members' files.

S. F. No. 181 and H. F. No. 176, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 176, after the enacting clause reads as follows:

"Section 1. Minnesota Statutes 1971, Section 62A.10, Subdivision 2, is amended to read:

Subd. 2. [POLICY FORMS.] No policy of group accident and health insurance may be issued or delivered in this state unless the same has been approved by the commissioner in accordance with section 62A.02, subdivisions 1 to 6. These forms shall contain the standard provisions relating and applicable to health and accident insurance in so far as they may be applicable to group accident and health insurance, and also the following provisions:

(1) [ENTIRE CONTRACT.] A provision that the policy and the application of the employer, or executive officer or trustee of any association, and the individual applications, if any, of the employees or members insured, shall constitute the entire contract between the parties, and that all statements made by the employer or any executive officer or trustee in behalf of the group to be insured, shall, in the absence of fraud, be deemed representations and not warranties, and that no such statement shall be used in defense to a claim under the policy, unless it is contained in the written application;

(2) [MASTER POLICY-CERTIFICATES.] A provision that the insurer will issue a master policy to the employer, or to the executive officer or trustee of the association; and the insurer shall also issue to the employer or to the executive officer or trustee of the association, for delivery to the employee or member who is insured under the policy, an individual certificate setting forth a statement as to the insurance protection to which he is entitled and to whom payable, together with a statement as to when and where the master policy, or a copy thereof, may be seen for inspection by the individual insured; this individual certificate may contain the names of, and insure the dependents of, the employee or member, as provided for herein;

(3) [NEW INSUREDS.] A provision that to the group or class thereof originally insured may be added, from time to time, all new employees of the employer or members of the association eligible to and applying for insurance in that group or class and covered or to be covered by the master policy(.);

(4) [BENEFITS.] *All benefits provided by the policy relating to expenses incurred for medical treatment or services of a physician shall also include chiropractic treatment and services*

of a chiropractor to the extent that such chiropractic services and treatment are within the scope of chiropractic licensure.”; whereas, S. F. 181, after the enacting clause reads:

“Section 1. Subdivision 1. [APPLICABILITY.] The provisions of this section shall apply to all group policies or subscriber contracts providing payment for care in this state, which are issued or renewed after the effective date of this act by accident and health insurance companies regulated under Minnesota Statutes, Chapter 62A, and nonprofit health service plan corporations regulated under Minnesota Statutes, Chapter 62C.

Subd. 2. [CHIROPRACTIC SERVICES.] All benefits provided by any policy or contract referred to in subdivision 1, relating to expenses incurred for medical treatment or services of a physician shall also include chiropractic treatment and services of a chiropractor to the extent that the chiropractic services and treatment are within the scope of chiropractic licensure.”.

In the title of S. F. No. 181, lines 2 through 6 read “relating to insurance; group hospital and medical coverage; requiring inclusion of chiropractic services under group accident and health policies and subscriber contracts.”; whereas, in the title of H. F. No. 176, lines 2 through 6 read: “relating to insurance; requiring inclusion of chiropractic services under group accident and health insurance policies; amending Minnesota Statutes 1971, Section 62A.10, Subdivision 2.”.

SUSPENSION OF RULES

Sieben, H., moved that the rules be so far suspended that S. F. No. 181 be substituted for H. F. No. 176 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1881 and H. F. No. 1872, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 1872, page 1, lines 21 through 30 and page 2, lines 1 through 4, read:

“Subd. 3. If the council approves the preliminary plan it may adopt, record and publish the ordinance. After the effective date of the ordinance, the council shall have jurisdiction to acquire, regulate, maintain and improve the area or areas designated as the off-street parking system, and to levy assessments on taxable properties within the central business district, whether abutting on the parking system or not, in accordance with law, and to recall and pay in full from the proceeds of any bond sale made pursuant to this act, all outstanding revenue bonds previously issued for off-street parking. In levying such assessments the city council shall determine and consider the proportionate benefits of the parking system to the various properties within the central business district.”;

whereas, S. F. No. 1881, page 1, lines 21 through 30, and page 2, lines 1 through 4, read:

"Subd. 3. If the council approves the preliminary plan it may adopt, record and publish the ordinance. After the effective date of the ordinance, the council shall have jurisdiction to acquire, regulate, maintain and improve the area or areas designated as the off-street parking system, and to levy assessments, and to recall and pay in full from the proceeds of any bond sale made pursuant to this act, all outstanding revenue bonds previously issued for off-street parking on taxable properties within the central business district, whether abutting on the parking system or not, in accordance with law. In levying such assessments the city council shall determine and consider the proportionate benefits of the parking system to the various properties within the central business district."

SUSPENSION OF RULES

Kvam moved that the rules be so far suspended that S. F. No. 1881 be substituted for H. F. No. 1872 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1791 and H. F. No. 1290, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Casserly moved that S. F. No. 1791 be substituted for H. F. No. 1290 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1167 and H. F. No. 1677, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Wenzel moved that S. F. No. 1167 be substituted for H. F. No. 1677 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1441 and H. F. No. 1430, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 1430, page 1, lines 9 and 10, read: "law to the contrary, the town of Woodside, Polk county, is a municipality within the meaning of Minnesota Statutes,"; whereas, S. F. No. 1441, page 1, lines 9 through 11, read in part: "law to the contrary, the town of Woodside, Polk county, shall have the power of a municipality within the meaning of Minnesota Statutes,".

SUSPENSION OF RULES

Eken moved that the rules be so far suspended that S. F. No. 1441 be substituted for H. F. No. 1430 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 965 and H. F. No. 1034, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 965, page 4, lines 2 through 5, read in part: "*in which the monthly rent shall be \$300 or less.*"

In any tenancy in which the monthly rent shall exceed \$300, this section may be waived by the landlord and tenant in writing.”; whereas, H. F. No. 1034 does not contain this language.

SUSPENSION OF RULES

Berg moved that the rules to so far suspended that S. F. No. 965 be substituted for H. F. No. 1034 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1374 and H. F. No. 1518, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Knickerbocker moved that S. F. No. 1374 be substituted for H. F. No. 1518 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 17 and H. F. No. 768, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 17, page 1, lines 9 and 10, contain the language:

“Sec. 2. This act is effective the day following its final enactment.”;

whereas, H. F. No. 768, does not contain this language.

SUSPENSION OF RULES

Ojala moved that the rules be so far suspended that S. F. No. 17 be substituted for H. F. No. 768 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 746 and H. F. No. 950, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 950, page 9, line 23, reads: “(2) has violated or failed to comply with any provision”; whereas, S. F. No. 746, page 9, line 23, reads: “(2) has wilfully violated or failed to comply with any”.

H. F. No. 950, page 24, lines 24 through 26 read:

“(1) effecting transactions in a security exempted by clauses (a), (b), (c), (d), (e), (g), (h) or (j) of section 15, subdivision 1;”;

whereas, S. F. No. 746, page 24, lines 25 through 27, read:

“(1) effecting transactions in a security exempted by clauses (a), (b), (c), (g) or (h) of section 15, subdivision 1;”.

H. F. No. 950, page 35, lines 13 through 15, read: “than those designated in clause (g) during any period of 12 consecutive months, whether or not the offeror or any of the purchasers is then present in this state, if (1) the issuer”; whereas, S. F. No. 746, page 35, lines 14 and 15 read: “than those designated in

clause (g) during any period of 12 consecutive months, whether or not any of the purchasers is”.

H. F. No. 950, page 49, line 1, reads: “subdivision 1 of this section more than three years after”; whereas, S. F. No. 746, page 49, line 2, reads: “subdivision 1 of this section more than one year after the”.

SUSPENSION OF RULES

Sieben, H., moved that the rules be so far suspended that S. F. No. 746 be substituted for H. F. No. 950 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 523 and H. F. No. 279, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 279, page 1, line 18, reads: “employed by, or in a business relationship with, a seller of”; whereas, S. F. No. 523, page 1, line 18, reads: “employed by, nor in a business relationship with, a seller”.

H. F. No. 279, page 1, lines 20 and 21, read in part: ““person” means an audiologist, otolaryngologist, otologist, or licensed medical doctor.”; whereas, S. F. No. 523, page 1, line 20, reads: ““person” means an audiologist or licensed medical doctor.”.

H. F. No. 279, page 2, lines 3 through 5, contain the language “or to the sale of a replacement hearing aid to an aid already owned by a consumer.”; whereas, S. F. No. 523, does not contain this language.

H. F. No. 279, page 2, lines 8 through 14 contain the language:

“Sec. 2. Adults who are legally competent may be exempted from the provisions of section 1, subdivisions 2 and 3, if they sign a waiver acknowledging that they have been provided a copy of this law printed in large typeface (at least 14-point) and that the law has been read aloud to them by the hearing aid vendor. A copy of the signed waiver will be kept on file for three years from the date of sale.”;

whereas, S. F. No. 523, does not contain this language.

SUSPENSION OF RULES

Sieben, M., moved that the rules be so far suspended that S. F. No. 523 be substituted for H. F. No. 279 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 771 and H. F. No. 523, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 523, page 2, lines 9 through 18, read:

“Subd. 2. No lessor shall deny any mobile home park tenant the right to sell said tenant’s mobile home within the park or require the tenant to remove the mobile home from the park solely on the basis of the sale thereof. The lessor may reserve the right

to approve the purchaser of said mobile home as a tenant, but such permission may not be unreasonably withheld, and the lessor shall not exact a commission or fee with respect to the price realized by the seller unless the lessor has acted as agent for the seller in the sale pursuant to a written contract.”;

whereas, S. F. No. 771, page 2, lines 9 through 11, read:

“Subd. 2. The lessor shall give the tenant at least 60 days notice in writing of any change in the terms and conditions of a lease or rental agreement.”.

H. F. No. 523, page 2, lines 27 and 28 and page 3, lines 1 and 2 read:

“Subd. 2. A fee shall not be charged to mobile home park tenant for transferring his right to a mobile home space or lot or for transferring ownership of a mobile home situated thereon.”;

whereas, S. F. No. 771, page 2, lines 20 through 28, and page 3, line 1 read:

“Subd. 2. No lessor shall deny any mobile home park tenant the right to sell said tenant’s mobile home within the park or require the tenant to remove the mobile home from the park solely on the basis of the sale thereof. The lessor may reserve the right to approve the purchaser of said mobile home as a tenant, but such permission may not be unreasonably withheld, and the lessor shall not exact a commission or fee with respect to the price realized by the seller unless the lessor has acted as agent for the seller in the sale pursuant to a written contract.”.

SUSPENSION OF RULES

McCarron moved that the rules be so far suspended that S. F. No. 771 be substituted for H. F. No. 523 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Mann from the Committee on Agriculture to which was referred:

S. F. No. 537, A bill for an act relating to agriculture; nurserymen’s and dealer’s certificates; providing penalties; amending Minnesota Statutes 1971, Sections 18.46, Subdivision 9; 18.51, Subdivision 2; and 18.52, Subdivision 5.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 1000, A bill for an act creating a commission on Minnesota’s future; describing its duties and functions; and appropriating funds for its operation.

Reported the same back with the following amendments :

Page 4, line 11, strike "150,000" and insert in lieu thereof "140,000".

Page 4, after line 12, add the following :

"Sec. 10. Minnesota Statutes 1971, Section 4.14, is repealed."

Amend the title in line 5 thereof by adding after "operation" the following: "; repealing Minnesota Statutes 1971, Section 4.14".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred :

H. F. No. 1779, A bill for an act relating to education; teaching practices and certification; providing a penalty; appropriating money; amending Minnesota Statutes 1971, Sections 125.04; 125.05; Subdivisions 1 and 2; 125.06; 125.08; 125.09; 125.181; 125.182; 125.183; 125.184; and 125.185.

Reported the same back with the following amendments :

Page 7, line 11, strike "13" and substitute "14".

Page 7, line 25, strike "four" and substitute "five".

Page 7, line 26, strike the comma after "1974" and insert "and" in lieu thereof.

Page 7, line 26, add a comma following "1975".

Page 7, line 27, following "and" insert "four members shall be appointed for terms ending November 15,".

Page 12, line 3, after "appropriated" add "for the biennium".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred :

H. F. No. 1821, A bill for an act relating to the environmental impact, reduction, reuse and recycling of solid waste; authorizing state grants to regions, municipalities, and institutions therefor; prescribing duties and powers of the Minnesota pollution control agency; providing penalties; imposing a solid waste disposal charge; appropriating funds.

Reported the same back with the following amendments :

Page 3, line 20, after "county" and before the period insert the following: "or designed to service areas of the state where natural geologic conditions make sanitary landfills undesirable".

Page 5, strike all of lines 14 through 19 and insert in lieu thereof the following:

"Sec. 6. [PACKAGES AND CONTAINERS; ASSISTANCE; ORDERS; REPORT.] Subdivision 1. The agency shall advise and assist industry and business within the state in providing and developing packaging and environmental protection goals of the state.

Subd. 2. The agency shall review new or revised packages or containers except when such changes involve only color, size, shape or printing. The agency shall review innovations including, but not limited to, changes in constituent materials or combinations thereof and changes in closures. When the agency determines that any new or revised package or container would constitute a solid waste disposal or environmental protection problem, the agency may, by order made after notice and hearing as provided in Minnesota Statutes, Chapter 15, and following an additional period not to exceed 30 days during which the environmental quality council may review the proposed action, prohibit the sale of the package or container in the state. Any such prohibition shall continue in effect until revoked by the agency or until the last legislative day of the next following legislative session, whichever occurs first, unless extended by law. This subdivision shall not apply to any package or container sold at retail in this state prior to final enactment of this act.

Subd. 3. The agency shall prepare guidelines identifying the types of new or revised containers and packaging that are subject to its review. Any person may submit to the agency a sample of a package or container for agency review. The agency shall review the sample, and may require the person to furnish such additional samples and information as may be necessary for it to determine the environmental or solid waste disposal problems that the container or packaging would cause. If the agency fails to issue an order prohibiting sale of a package or container within 120 days after the sample was submitted, the agency shall not prohibit it thereafter. The agency may, however, for good cause, order the 120 day period to be extended for an additional period not to exceed 30 days.

Subd. 4. The agency's report to the legislature on progress on abatement of land pollution required by Minnesota Statutes, Section 116.10, shall be supplemented by annual recommendations concerning problems relating to solid waste generation and suggested remedies, including but not limited to the prohibition of the sale or use of any package or container.

Subd. 5. [NON-SEVERABILITY.] The provisions of this section shall not be severable. If any provision of this section is found to be void for any reason, the remaining provisions of the section shall be void also."

Page 6, line 16, after the period insert the following: "Not less than 90 percent of the money appropriated by this section shall be spent for grants-in-aid as specified in section 3 of this act."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 1626, A bill for an act relating to education; school aids and levies; authorizing the issuance of bonds by independent school district No. 625; appropriating money; amending Minnesota Statutes 1971, Chapter 124, by adding sections; Sections 120.17, Subdivision 7, and by adding a subdivision; 124.17, by adding a subdivision; 124.212, Subdivision 8, and by adding subdivisions; 124.32, Subdivisions 1 and 5, and by adding a subdivision; and 275.125, by adding subdivisions; repealing Minnesota Statutes 1971, Sections 120.17, Subdivision 8; 124.04; 124.17, Subdivision 1; 124.212, Subdivisions 3, 4, and 7; 124.22, Subdivisions 1, 3, 4, and 6; 124.31; 124.32, Subdivision 3; and 275.125, Subdivisions 2 and 3.

Reported the same back with the following amendments:

Strike everything after the enacting clause and substitute in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 120.17, Subdivision 7, is amended to read:

Subd. 7. [PLACEMENT IN STATE INSTITUTION; RESPONSIBILITY.] Responsibility for special instruction and services for a handicapped child placed in a state institution on a temporary basis shall be determined in the following manner:

(a) The legal residence of such child shall be the school district in which his parent resides, if living, or his guardian (IF NEITHER PARENT IS LIVING WITHIN THE STATE OR THE DISTRICT DESIGNATED BY THE COMMISSIONER OF EDUCATION IF NEITHER PARENT OR GUARDIAN IS LIVING WITHIN THE STATE);

(b) When the educational needs of such child can be met through the institutional program, the costs for such instruction shall be paid by the department to which the institution is assigned;

(c) When it is determined that such child can benefit from public school enrollment, provision for such instruction shall be made in the following manner:

(1) Determination of eligibility for special instruction and services shall be made by the commissioner of education and the commissioner of the department responsible for the institution;

(2) The school district where the institution is located shall provide an appropriate educational program for the child and

shall make a tuition charge to the child's district of residence for the actual cost of providing the program;

(3) The district of the child's residence shall pay the tuition and other program costs and may claim foundation aid for the child. *Special transportation costs shall be paid by the district of the child's residence and the state shall reimburse such costs within the limits provided by law.*

Sec. 2. Minnesota Statutes 1971, Section 120.17, is amended by adding a subdivision to read:

Subd. 8a. [RESIDENCE OF CHILD UNDER SPECIAL CONDITIONS.] The legal residence of a handicapped child placed in a foster facility for care and treatment when: (1) parental rights have been terminated by court order; (2) parent or guardian is not living within the state; or (3) no other school district residence can be established, shall be the school district in which the child resides. The school board of the district of residence shall provide the same educational program for such child as it provides for all resident handicapped children in the district.

Sec. 3. Minnesota Statutes 1971, Section 124.04, is amended to read:

124.04 [CAPITAL EXPENDITURE TAXING AUTHORITY.] In addition to the tax levy prescribed by law for general and special school purposes, the board of any district may levy annually an amount (EQUAL TO EIGHT) *not to exceed \$65 per pupil unit and not to exceed 10 mills* on each dollar of assessed valuation of the taxable property in the district as adjusted for the preceding year by the equalization aid review committee notwithstanding the provisions of sections 272.64 and 275.49, provided that said levy may not exceed by more than two mills the levy under this section in the previous year. The tax so levied shall be collected in the manner provided by law for the collection of (OTHER) school taxes. The proceeds of the tax may be used only to acquire *land*, improve and repair school sites and to (ERECT,) equip, *re-equip*, repair and improve buildings and permanent attached fixtures(, AND). *Subject to the commissioner's approval, the tax proceeds may also be used to rent or lease buildings for school purposes and to acquire or construct relocatable classrooms and minor buildings.* The board (MAY) shall establish a fund in which the proceeds of this tax (MAY) shall be accumulated until expended (BY THE BOARD).

The proceeds of the tax shall not be used for custodial or *annual maintenance* services.

Sec. 4. Minnesota Statutes 1971, Section 124.17, Subdivision 1, is amended to read:

124.17 [DEFINITION OF PUPIL UNITS.] Subdivision 1. Pupil units for each resident pupil in average daily membership shall be counted as follows:

(1) In an elementary school, for kindergarten and for handicapped pre-kindergarten pupils as defined in section 120.03, and enrolled in one-half day sessions throughout the school year or the equivalent thereof, approved by the commissioner of education, one-half pupil unit and other elementary pupils, one pupil unit.

(2) In secondary schools, pupils in junior high school or a six-year school and all other pupils in secondary schools, one and four-tenths pupil units. Pupils enrolled in the seventh and eighth grades of a middle school shall be counted as secondary pupils.

(3) In area vocational-technical schools one and one-half pupil units.

(4) To meet the problems of educational overburden caused by broken homes, poverty and low income, each pupil from families receiving aid to families with dependent children or its successor program shall be counted as an additional five-tenths pupil unit. The department of public welfare is directed to furnish to the department of education that information concerning children from families with dependent children which is necessary to calculate pupil units. Additional aids to a district for such pupils may be distributed on a delayed basis until the department of education publicly certifies that the information needed for paying such aids is available on such a timely basis that such aids may be paid concurrently with other foundation aids.

(5) In every district where the number of pupils from families receiving aid to families with dependent children or its successor program exceeds ten percent of the total actual pupil units in the district for the same year as computed in clauses (1), (2), and (3), each such pupil shall be counted as an additional two-tenths pupil unit in school year 1973-1974 and 25/100 in 1974-1975 and for those districts where the number of such pupils is more than five percent but less than ten percent of the total pupil units in the district for the same year as computed in clauses (1), (2), and (3), each such pupil shall be counted as an additional one-tenth pupil unit in both 1973-74 and 1974-75. Such weighting shall be in addition to the weighting provided in clauses (1), (2), (3), and (4) of this section. Districts with these pupil units shall receive aid of \$788 for each pupil unit described in this clause in 1973-74 and \$820 in 1974-75.

((5)) (6) Where the total pupil units of a district are used as a multiplier in determining foundation aids and spending and levy limitations and where the actual number of pupil units has decreased from the prior year, the number of pupil units for such district shall equal the average of actual pupil units for the prior and current years. This adjustment shall not be made in computing adjusted maintenance cost per pupil unit.

Sec. 5. Minnesota Statutes 1971, Section 124.212, Subdivision 1, is amended to read:

124.212 [FOUNDATION AID.] Subdivision 1. The foundation aid program for school districts for fiscal years (1972)

1974 and (1973) 1975 shall be governed by the terms and provisions of this section.

Sec. 6. Minnesota Statutes 1971, Section 124.212, Subdivision 3, is amended to read:

Subd. 3. Notwithstanding any of the other provisions of this section, (FOR THE YEAR ENDING JUNE 30, 1972, THE SUM OF FOUNDATION AID, SALES TAX PER CAPITA PAYMENTS PURSUANT TO SECTIONS 297A.55 AND 297A.57, EXEMPT PERSONAL PROPERTY REPLACEMENT PAYMENTS PURSUANT TO SECTION 273.69 AND STATE PAYMENT OF AGRICULTURAL PROPERTY MILL RATE DIFFERENTIAL SHALL NOT BE LESS THAN THE SUM OF THE PAYMENTS FROM THE SAME SOURCES FOR THE YEAR ENDING JUNE 30, 1971. FOR THE YEAR ENDING JUNE 30, 1973, THE SUM OF THE PAYMENTS FROM THOSE SOURCES FOR THE YEAR ENDING JUNE 30, 1971, OR JUNE 30, 1972, WHICHEVER IS HIGHER) *for the year ending June 30, 1974 and 1975, the foundation aid earned shall not be less than the sum of foundation aid earned in 1972-1973 and any additional payments to a school district under the provisions of Extra Session Laws 1971, Chapter 31, Article XX, Section 3, Subdivision 3, which were received for the school year 1972-1973.*

Sec. 7. Minnesota Statutes 1971, Section 124.212, Subdivision 4, is amended to read:

Subd. 4. Notwithstanding any of the other provisions of this section, foundation aids computed under subdivisions 6 and 7 shall be reduced by the amount of moneys received by the district from the permanent school fund (AND SHALL BE FURTHER REDUCED BY THE AMOUNT OF SALES TAX PER CAPITA PAYMENTS MADE TO THE DISTRICT PURSUANT TO SECTIONS 297A.57 AND 297A.55).

Sec. 8. Minnesota Statutes 1971, Section 124.212, is amended by adding a subdivision to read:

Subd. 6a. For the 1973-1974 school year a district shall receive in foundation aid the lesser of (1) \$788 per pupil unit less 30 mills times the 1971 adjusted assessed valuation of the district, or (2) the amount that bears the same relation to the difference in (1) as the sum of the 1970-1971 adjusted maintenance cost per pupil unit increased by \$87, and the greater of (a) one-sixth of the difference that results when the adjusted maintenance cost per pupil unit, so increased, is subtracted from \$788, or (b) \$38, bears to \$788.

Sec. 9. Minnesota Statutes 1971, Section 124.212, is amended by adding a subdivision to read:

Subd. 7a. For the 1974-1975 school year a district shall receive in foundation aid, the lesser of: (1) \$820 per pupil unit less 30 mills times the 1972 adjusted assessed valuation of the district, or (2) the amount that bears the same relation to the

difference in (1) as the sum of the greater sum computed pursuant to section 8, clause (2) of this act, and the greater of (a) one-third of the difference that results when such greater sum is subtracted from \$820, or (b) \$32, bears to \$820.

Sec. 10. Minnesota Statutes 1971, Section 124.212, is amended by adding a subdivision to read:

Subd. 8a. Notwithstanding any provisions of any other law to the contrary, the adjusted assessed valuation used in calculating foundation aid shall include only that property which is currently taxable in the district. For districts receiving payments under sections 298.23 to 298.28; 298.32; 298.34 to 298.39; 298.391 to 298.396; 298.405; 298.51 to 298.67; 294.21 to 294.28; 124.215, subdivision 2a; 124.25; 124.30; 124.31; 124.801; 360.133; 360.135; and 124.28; any law imposing a tax upon severed mineral values, or under any other law distributing proceeds in lieu of ad valorem tax assessments on copper or nickel properties, the foundation aid shall be reduced by 20 percent of the previous year's payments to the district pursuant to said sections in the 1971-1972 school year, 30 percent in 1972-1973 school year, and thereafter there shall be deducted from state foundation aids an amount that equals the following calculations:

The previous year's payment times the ratio of the maximum levy allowed the district under section 20 of this act to the total levy allowed by section 275.125, but not to exceed 35 percent in 1973-1974 and 40 percent in 1974-1975 of the previous year's payment.

Sec. 11. Minnesota Statutes 1971, Section 124.22, Subdivision 1, is amended to read:

124.22 [TRANSPORTATION AID.] Subdivision 1. To receive state aid for transportation, the schools in independent, *unorganized territory* and special districts shall be in session at least nine months in the year and shall have suitable school houses with the necessary rooms and equipment. For transportation or board of resident pupils in such districts who reside one mile or more from the public schools which they could attend or from the school they attend pursuant to a program approved by the commissioner of education or who reside one mile or more from a private school actually attended, but only to the extent permitted by Minnesota Statutes, Section 123.76 through Section 123.79 with respect to private school pupils, the state shall reimburse such districts, notwithstanding any statute, rule or regulation to the contrary regarding limitations of municipal boundaries(, AT RATES TO BE DETERMINED BY THE STATE BOARD; PROVIDED, THAT NO DISTRICT SHALL RECEIVE ANNUALLY MORE THAN AN AVERAGE OF \$80 PER PUPIL PER YEAR TRANSPORTED OR BOARDED, AND PROVIDED FURTHER THAT SUCH REIMBURSEMENT SHALL NOT EXCEED) *in an amount equal to 80 percent of the actual total cost thereof including the actual depreciation at rates to be determined by the state board.*

Sec. 12. Minnesota Statutes 1971, Section 124.22, is amended by adding a subdivision to read:

Subd. 2a. The state shall also reimburse at the same rate as provided for in subdivision 1, for the cost of transporting resident elementary pupils who reside within one mile of the public schools which they attend or from the school they attend pursuant to a program approved by the commissioner of education or who reside within one mile of a private school actually attended, but only to the extent permitted by Minnesota Statutes, Sections 123.76 to 123.79 with respect to private pupils, if the commissioner determines that the transportation is necessary because of extraordinary traffic hazards.

There is hereby appropriated the sum of \$500,000 for the purposes of this subdivision. If the funds are insufficient to reimburse such districts at the prescribed rate, they shall be prorated among the approved districts.

Sec. 13. Minnesota Statutes 1971, Section 124.22, Subdivision 3, is amended to read:

Subd. 3. In a district or unorganized territory without a secondary school resident pupils including seventh and eighth grade pupils may attend a classified secondary school in another district and shall receive board and lodging in or transportation to a district having a classified secondary school at the expense of the district of the pupil's residence. The state will reimburse the county or school district therefor (NOT TO EXCEED \$80 PER PUPIL PER YEAR NOR TO EXCEED) at the rate of 80 percent of the total cost including actual depreciation.

Sec. 14. Minnesota Statutes 1971, Section 124.28, Subdivision 3, is amended to read:

Subd. 3. For the purpose of determining the applicability of this section to any district in *fiscal 1974 and subsequent years*, the valuation of taxable property shall be the (1969) adjusted value of such property as determined by the equalization aid review committee and used in calculating foundation aid for the corresponding school year, (EXCLUSIVE OF CLASS 2 PERSONAL PROPERTY AND PERSONAL PROPERTY EXEMPT FROM TAXATION BY EXTRA SESSION LAWS 1967, CHAPTER 32,) and the valuation of the exempt property shall be the full value of the exempt property as reported annually by the department of public service. For the purpose of determining refunds the valuations of the taxable property shall be taken at 30 percent of the valuations as adjusted by the equalization aid review committee and the valuation of the exempt property shall be taken at 30 percent of its full value. The eligibility of a school district under this section is determined by adding the adjusted taxable valuation of the taxable property of the district as determined by the equalization aid review committee to the full value of the exempt property as reported by the department of public service; then by dividing the amount of the exempt property by the total of such taxable property and exempt property;

if the result is 20 percent or more the school district is eligible, otherwise not, unless it qualifies temporarily under subdivision 1 or the following paragraph.

Any district disqualified from receiving refunds because this subdivision as amended substitutes a more recent adjusted assessed valuation for the 1969 adjusted assessed valuation previously specified, shall nevertheless continue to receive such refunds for three additional years, but the net amounts due prior to any required proration shall be reduced by 25 percent the first year, by 50 percent the second year, and by 75 percent the third year.

Sec. 15. Minnesota Statutes 1971, Section 124.32, Subdivision 1, is amended to read:

124.32 [HANDICAPPED CHILDREN.] Subdivision 1. The state shall pay to any district and unorganized territory; (a) for the employment in its educational program for handicapped children, 60 percent of the salary of essential personnel, but this amount shall not exceed (\$5,300) *\$5,600* for the normal school year for each full time person employed, or a pro rata amount for a part time person or a person employed for a limited time, including but not limited to summer school; (b) for the employment of an individual jointly with another district or districts or unorganized territory in its educational program for handicapped children, 60 percent of the salary of essential personnel, but this amount shall not exceed (\$5,300) *\$5,600* per annum for each full time person employed, or a pro rata amount for a part time person or a person employed for a limited time including but not limited to summer school.

Sec. 16. Minnesota Statutes 1971, Section 124.32, Subdivision 3, is amended to read:

Subd. 3. When a handicapped or a mentally retarded pupil cannot be transported on a regular school bus, the state shall reimburse each district or unorganized territory for the transportation or board and lodging including a pro rata amount for summer school for a mentally retarded or otherwise handicapped pupil when approved by the state board, at rates to be determined by the state board. Actual transportation costs (MAY) *shall* be reimbursed (BUT SHALL NOT EXCEED \$225 ANNUALLY FOR EACH SUCH PUPIL) *at the rate of 80 percent of the total cost thereof including actual depreciation.* Transportation funds may be used to reimburse for expenditures in conveying mentally retarded or otherwise handicapped pupils between home and school and within the school plant. In addition to transportation provided school pupils pursuant to any other provisions of law, any school district may provide transportation for children residing within the district who are attending a licensed daytime activity center and such district shall be eligible for the state reimbursement authorized by this subdivision for mentally retarded or otherwise handicapped children.

When it is necessary to provide board and lodging for a non-resident handicapped pupil in a district maintaining special classes, reimbursement (MAY) shall be made for 80 percent of the actual cost of board and lodging (BUT NOT TO EXCEED \$900) during the regular school year and (A PRO RATA AMOUNT) for summer school. This amount may be in addition to the reimbursement for transportation of such child from the place where the pupil is boarded to the school building.

Sec. 17. Minnesota Statutes 1971, Section 124.32, Subdivision 5, is amended to read:

Subd. 5. When a handicapped child is placed in a residential facility approved by the commissioner and established primarily to serve handicapped children and when the child's educational program is approved by the commissioner, the state shall pay to the resident district not to exceed 60 percent of instructional costs charged to the resident district, less the foundation aid per pupil unit payable to the resident district. Not more than (\$125,000) \$300,000 shall be spent annually for purposes of implementing this subdivision. If that amount does not suffice, the aid shall be pro rated among all qualifying districts.

The following types of facilities may be approved by the commissioner:

(a) A residential facility operated by a public school district and designed to serve the low incidence handicapped, the multiple handicapped, or the most severely handicapped children, either within or outside of the state, or, a state residential school outside of the state.

(b) A private, nonsectarian residential facility designed to provide educational services for handicapped children either within or outside of the state.

(c) A state hospital or private nonsectarian residential center designed to provide care and treatment for handicapped children.

Sec. 18. Minnesota Statutes 1971, Section 124.32, is amended by adding a subdivision to read:

Subd. 6. The state shall reimburse each district or unorganized territory the actual cost incurred in providing instruction and services for a handicapped child whose district of residence has been determined by section 12 of this act, and who is temporarily placed in a state institution or a licensed residential facility for care and treatment. This section does not apply for a child placed in a foster home or a foster group home.

Upon following such procedure as requested by the commissioner of education a district or unorganized territory providing instruction and services for such handicapped child may bill the state the actual cost incurred in providing said services including transportation costs and a proportionate amount of capital outlay and debt service, minus the amount of foundation aid,

special education aid, transportation aid, and any other aid earned in behalf of such child, such action pursuant to limits set forth in Minnesota Statutes, Section 124.32, Subdivision 4.

Sec. 19. Minnesota Statutes 1971, Chapter 124, is amended by adding a section to read:

[124.781] [LIMITATION ON TAX ANTICIPATION BORROWING.] *Except as approved by the commissioner, a district may not issue certificates of indebtedness pursuant to sections 124.71 to 124.78, for a larger proportion of its total anticipated tax or aid revenues than it borrowed against such revenues which were received in calendar 1973.*

Sec. 20. Minnesota Statutes 1971, Section 275.125, is amended by adding a subdivision to read:

Subd. 2a. (1) In 1973, a school district may levy for all general and special school purposes, an amount equal to the amount raised by the number of mills, not to exceed 30, times the 1972 adjusted assessed valuation of the district that bears the same relation to 30, as the greater sum computed pursuant to section 9, clause (2) of this act, bears to \$820.

(2) In 1974, a school district may levy for all general and special school purposes, an amount equal to the amount raised by the number of mills, not to exceed 30, times the 1973 adjusted assessed valuation of the district that bears the same relation to 30, as the sum of the greater sum computed pursuant to section 9, clause (2) of this act, and the greater of (a) one-half of the difference that results when such greater sum is subtracted from \$860, or (b) \$40, bears to \$860.

(3) The levy authorized by clauses (1) or (2) may be increased in any amount which is approved by the voters of the district at a referendum called for the purpose. Such a referendum may be called by the school board or shall be called by the school board upon written petition of qualified voters of the district. The referendum shall be held on a date set by the school board. Only one such election may be held in a single school year. The question on the ballot shall be whether a specific adjusted assessed millage may be added to that authorized by clauses (1) or (2). If approved, the additional adjusted assessed millage shall be authorized for each year until revoked by the voters of the district at a subsequent referendum, which may be called by the school board and which shall be called by the school board upon the written petition of qualified voters of the district unless the petition for revocation is submitted in the same year in which a levy has been increased by the voters pursuant to this clause. A petition authorized by this clause shall be effective if signed by a number of qualified voters in excess of 25 percent of the number of votes cast for the school board member who received the greatest number of votes at the most recent district wide school board election. A referendum invoked by petition shall be held within three months of submission of the petition to the school board unless the petition for revocation is sub-

mitted in the same year in which a levy has been increased by the voters pursuant to this clause. Notwithstanding any law to the contrary, the approval of 50 percent plus one of those voting on the question is required to pass a referendum.

Sec. 21. Minnesota Statutes 1971, Section 275.125, Subdivision 3, is amended to read:

Subd. 3. In addition to the levy (PRESCRIBED) authorized by (SUBDIVISION 2) section 20 of this act, (EACH) a qualifying district may levy additional amounts as follows:

(1) The amounts necessary to make payments for bonds issued and for interest thereon, (AND FOR REPAYMENT OF DEBT SERVICE LOANS AND CAPITAL LOANS, THE AMOUNT AUTHORIZED FOR CAPITAL OUTLAY) including the bonds and interest thereon, issued as authorized by clause (6)(C) of this subdivision, and for repayment of debt service loans and capital loans, the amount authorized for capital expenditures pursuant to section 124.04 and the amount authorized for liabilities of dissolved districts pursuant to section 122.45.

(2) An amount necessary to pay the estimated actual transportation costs of the district for the following school year less estimated state transportation reimbursement for the current year. The money raised by this additional levy may be used only for costs incurred in transportation which is partially reimbursable under sections 124.22 and 124.32 other than transportation of elementary pupils for which the commissioner authorizes aid for extraordinary traffic hazards. A district may levy under this clause for the annual cash payments incident to the purchase of buses, but only for that portion of said payments not reimbursed by state transportation aid received on account of depreciation.

(3) FOR PURPOSES OF THE 1971 LEVY, COLLECTIBLE IN 1972, ANY DISTRICT, IN WHICH THE SUM OF \$87 PER PUPIL UNIT IN AVERAGE DAILY MEMBERSHIP AND THE DIFFERENCE BETWEEN THE REIMBURSEMENT ENTITLEMENT PER PUPIL UNIT IN AVERAGE DAILY MEMBERSHIP FOR 1970-1971 SCHOOL YEAR PROGRAMS FOR HANDICAPPED CHILDREN AND THE 1970-1971 ADJUSTED MAINTENANCE COST PER PUPIL UNIT IN AVERAGE DAILY MEMBERSHIP IS GREATER THAN \$750 PER PUPIL UNIT, MAY LEVY AN AMOUNT PER PUPIL UNIT WHICH IS EQUAL TO OR LESS THAN THE DIFFERENCE BETWEEN SAID SUM AND \$750 PER PUPIL UNIT. A DISTRICT WHICH IS LOCATED IN A CITY OF THE FIRST CLASS MAY NOT QUALIFY FOR AN ADDITIONAL LEVY THAT EXCEEDS 1.5 MILLS TIMES THE ADJUSTED ASSESSED VALUATION OF THE DISTRICT.)

(4) FOR PURPOSES OF THE 1972 LEVY COLLECTIBLE IN 1973, ANY DISTRICT, WHICH QUALIFIED FOR AN ADDITIONAL LEVY UNDER SUBPARAGRAPH (3) OF THIS SUBDIVISION, AND IN WHICH THE SUM OF THE ADDITIONAL AMOUNT PER PUPIL UNIT AUTHORIZED BY SUBPARAGRAPH (3) AND \$750 PER PUPIL

UNIT IS GREATER THAN \$788 PER PUPIL UNIT MAY LEVY AN ADDITIONAL AMOUNT PER PUPIL UNIT WHICH IS EQUAL TO OR LESS THAN \$38 PER PUPIL UNIT PLUS THE DIFFERENCE BETWEEN SAID SUM AND \$788 PER PUPIL UNIT. A DISTRICT WHICH IS LOCATED IN A CITY OF THE FIRST CLASS MAY NOT QUALIFY FOR AN ADDITIONAL LEVY THAT EXCEEDS 1.5 MILLS TIMES THE ADJUSTED ASSESSED VALUATION OF THE DISTRICT.)

(5) EACH DISTRICT WHICH MAINTAINS A POST SECONDARY AREA VOCATIONAL TECHNICAL SCHOOL SHALL REPORT TO THE COMMISSIONER OF EDUCATION THE RECEIPTS AND EXPENDITURES OF THE DISTRICT FOR THE AREA VOCATIONAL TECHNICAL SCHOOL BY SEPTEMBER OF THE FISCAL YEAR ENDING IN THE PRECEDING JUNE. THE COMMISSIONER SHALL PRESCRIBE THE FORM OF THE REPORT.)

(EACH DISTRICT OR COUNTY MAINTAINING A POST SECONDARY AREA VOCATIONAL TECHNICAL SCHOOL MAY LEVY AN ADDITIONAL LEVY EXCLUSIVELY FOR THIS SCHOOL, BUT SUCH LEVY IN A DISTRICT WITHIN A CITY OF THE FIRST CLASS MAY NOT EXCEED .5 MILLS TIMES THE ADJUSTED ASSESSED VALUATION OF THE DISTRICT AS DETERMINED BY THE EQUALIZATION AID REVIEW COMMITTEE FOR THE YEAR PRIOR TO THE CERTIFICATION OF THE LEVY.)

(3) *For purposes of the 1973 levy, collectible in 1974, any district which qualified for an extra levy under Extra Session Laws 1971, Chapter 31, Article XX, Section 8, Subdivision 3, Clause (4), shall be allowed to levy the same amount allowed in the 1972 levy collectible in 1973. Provided, however, that a district within a city of the first class which was affected by the limitation of an extra levy not to exceed 1.5 mills times the adjusted assessed valuation of the district shall be allowed to levy 2.25 mills. For purposes of the 1973 levy, collectible in 1974, any district which qualified for an extra levy in 1971, collectible in 1972, under Extra Session Laws 1971, Chapter 31, Article XX, Section 8, Subdivision 3, Clause (3), but did not qualify for an extra levy in 1972, collectible in 1973, shall be allowed to levy 133 percent of the amount it was qualified to levy under Extra Session Laws 1971, Chapter 31, Article XX, Section 8, Subdivision 3, Clause (3).*

(4) *Any district which qualified for a levy under clause (3) above shall be allowed to levy that same amount in 1974 reduced by the lesser of five percent of that amount or \$5 per pupil unit in average daily membership. Provided, however, that a district within a city of the first class which was affected by the limitation of an extra levy not to exceed 2.25 mills times the adjusted assessed valuation of the district shall be allowed to levy the 2.25 mills.*

(5) *For districts in cities of the first class, maintaining post secondary vocational schools, one-half mills times the adjusted assessed valuation of the taxable property of the district for the preceding year; and for other districts maintaining post secondary vocational schools, three mills times the adjusted assessed valuation of the taxable property of the district for the preceding year, provided that districts formed pursuant to Laws 1967, Chapter 822, and Laws 1969, Chapters 775 and 1060, shall be subject to the levy limitations imposed by those laws, as amended.*

(6) (A) In order that the transition from existing patterns of financing public schools to the system prescribed in Extra Session Laws 1971, Chapter 31, Article 20 may be made in an orderly fashion, a district may levy an additional levy under the terms of this section.

(B) If that part of the levy certified by the school district in 1970, received in 1971, plus so much of the levy, allowed under subdivisions 2 and 3, sections 1 to 5 of this act, to be certified in 1971, received in 1972, as will be received between July 1, 1971 and June 30, 1972, and when added to all other state aids, local funds available and net existing local debts, exclusive of bonded debt and existing capital loans will not be sufficient to allow a district to spend an amount per pupil unit sufficient to raise its 1970-1971 adjusted maintenance cost per pupil unit by \$42 it may petition the commissioner of education for authority to levy an additional levy. Before such a levy can be made, the commissioner must authorize such a levy. Such authorization shall specify the amount of the levy, provided that such levy may not exceed .5 mills in a city of the first class or 1.5 mills in any other district times the 1970 adjusted assessed valuation of the district as determined by the equalization aid review committee.

(C) If the additional levy allowed in (B) is insufficient to raise the adjusted maintenance cost of a district to \$42 above its costs in 1970-1971 it may petition the commissioner of education for authority to issue general obligation bonds of an amount sufficient to meet the deficiency. The commissioner must authorize such a bond issue. The authorization shall specify the amount of the bond issue provided that the levy authorization to pay the principal and interest on the bonds may not exceed .5 mills in a district within a city of the first class, or 1.5 mills in any other district, times the 1970 adjusted assessed valuation of the district as determined by the equalization aid review committee. The bonds authorized by this section shall be sold and issued pursuant to the provisions of chapter 475, except as otherwise provided herein. Such bonds shall not be included in computing any debt limitation for a district and no election shall be required for their sale and issuance.

A district may not be authorized an additional levy under both (B) and (C) of this section.

(7) *In 1973, and each year thereafter, for a district which has established a community school advisory council pursuant*

to section 121.88, whether or not the district receives reimbursement from the state pursuant to section 121.89, an amount of money, to raise \$1 per capita, for community services including summer school, nonvocational adult programs, recreation programs, and programs contemplated by sections 121.85 to 121.89.

The population of the district for purposes of this clause is the population determined as provided in section 275.14.

(8) Districts which receive payments which result in deductions from foundation aid pursuant to section 10 of this act, shall reduce the permissible levies authorized by this subdivision by 25 percent in 1973, 50 percent in 1974, 75 percent in 1975, and 100 percent for each year thereafter of that portion of the previous year's payment not deducted from foundation aid on account of the payment, unless such a levy reduction is otherwise required by law. The levy reductions shall be made in the proportions that each permissible levy made bears to the sum of the permissible levies made.

Sec. 22. Minnesota Statutes 1971, Section 275.125, is amended by adding a subdivision to read:

Subd. 3a. School District No. 625 is authorized to issue general obligation bonds in the amount of \$15,000,000. Such bonds shall be sold and issued pursuant to the provisions of Minnesota Statutes, Chapter 475, except as provided herein. Such bonds shall not be included in computing any debt limitation for a district and no election shall be required for their sale and issuance.

Sec. 23. Minnesota Statutes 1971, 360.133, Subdivision 2, is amended to read:

Subd. 2. [VALUATION OF PROPERTIES.] For the purposes of determining the amount of this refund, the value of such properties shall be set at 30 percent of their full and true value except that in no case shall the assessed value of said properties for this purpose exceed such an amount as when added to the assessed value of all other property in the school district exceed (\$2,600) \$6,500 per resident pupil unit.

Sec. 24. *The state board of education shall summarize and disseminate to boards of education, individual school faculty groups, individual school and school district parent organizations, the legislature and the governor, from presently available reports or from new reports it may require of school districts, the following types of information: individual elementary, secondary and area vocational technical school district program costs, student enrollments, staffing and staffing ratios, district capital and operating debt or surplus, per pupil mile costs of transportation, and other school district fiscal and demographic characteristics of importance.*

The state board of education shall submit a report on or before November 15, 1974, to the house appropriations committee and senate finance committee detailing a plan for a fiscal accounting and reporting system of program expenditures for each ele-

mentary, secondary and area vocational technical school building and school district in the state and additional information as listed above with procedures to summarize this material for regional and state description and comparison.

Sec. 25. [APPROPRIATIONS.] *The sums set forth are appropriated from the general fund for the indicated purposes. The figures appearing below designated years are for the fiscal years beginning on July 1 of those years.*

	1973	1974
<i>School Foundation Aids</i>	<i>\$535,000,000</i>	<i>\$550,000,000</i>
<i>School Transportation Reimbursement Aid</i>	<i>40,555,000</i>	<i>44,255,000</i>
<i>Classes for Handicapped Children</i>	<i>26,625,000</i>	<i>27,060,000</i>
<i>Secondary School Vocational Aid</i>	<i>10,500,000</i>	<i>10,500,000</i>
<i>Post-secondary School Vocational Aid</i>	<i>30,152,000</i>	<i>30,152,000</i>
<i>Adult Vocational Aid</i>	<i>2,950,000</i>	<i>2,950,000</i>
<i>AFDC Concentration Aid</i>	<i>4,475,000</i>	<i>5,750,000</i>
<i>Gross Earnings Aid</i>	<i>900,000</i>	<i>900,000</i>
<i>Exempt Land Aid Pursuant to M.S. 124.30</i>	<i>400,000</i>	<i>400,000</i>
<i>Airport Aid (M.S. 360.133)</i>	<i>145,000</i>	<i>145,000</i>
<i>School Aid—Counties A/C of Non Tax Areas</i>	<i>48,000</i>	<i>48,000</i>
<i>Shared Time</i>	<i>500,000</i>	<i>500,000</i>

Sec. 26. [RETARDED; INDETERMINATE RESIDENCY; AID 1972-73.] *A district which provides educational services in 1972-1973 to trainable mentally retarded children residing in a state hospital mental retardation unit or other licensed residential facility, other than a group or foster home, and for which children parental rights have been legally terminated, or for which children no district of residency has been established, shall receive \$550 per child served in that year.*

Sec. 27. [VOCATIONAL REIMBURSEMENT CEILING.] *Notwithstanding any reimbursement formula which is inconsistent with this section, for secondary, post-secondary and adult vocational programs provided in fiscal year 1974 to be reimbursed in fiscal year 1975, the state shall not be obligated to reimburse in fiscal year 1975, or any other fiscal year, any amounts in excess of the appropriations made for fiscal year 1975 in this act for those purposes.*

Sec. 28. *Notwithstanding any other provisions of law, any school district which has received aid pursuant to Minnesota*

Statutes, Section 124.802, for the preceding eight years shall be entitled to receive in any school year commencing after July 1, 1973, the greater of the aid under section 124.802 or the average of the aid received during the preceding eight years. This section shall not apply to a district in which the average of the aids received during the eight preceding years exceeds \$90,000.

Sec. 29. *Minnesota Statutes 1971, Sections 124.212, Subdivisions 6, 7, and 8; 275.125, Subdivision 2; and 360.133, Subdivision 3, are repealed."*

Further amend by striking the title in its entirety and substituting in lieu thereof the following:

"A bill for an act relating to taxation; school aids and levy limitations; appropriating money; amending Minnesota Statutes 1971, Sections 120.17, Subdivision 7, and by adding a subdivision; 124.04; 124.17, Subdivision 1; 124.212, Subdivisions 1, 3, 4, and by adding subdivisions; 124.22, Subdivisions 1 and 3, and by adding a subdivision; 124.28, Subdivision 3; 124.32, Subdivisions 1, 3, 5, and by adding a subdivision; 275.125, Subdivision 3, and by adding subdivisions; 360.133, Subdivision 2; and Chapter 124, by adding a section; repealing Minnesota Statutes 1971, Sections 124.212, Subdivisions 6, 7, and 8; 275.125, Subdivision 2; and 360.133, Subdivision 3."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

H. F. No. 1028, A bill for an act relating to education; issuance of teachers certificates; amending Minnesota Statutes 1971, Chapter 125, by adding a section; repealing Minnesota Statutes 1971, Section 125.05, Subdivision 2.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Any teacher who was eligible to receive a life or permanent certificate prior to July 1, 1969, in accordance with the provisions of Minnesota Statutes 1967, Section 125.07, Subdivision 2, may apply for and receive such certificate upon payment of a \$5 fee provided that the application is submitted to the department of education prior to July 1, 1974."

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

"A bill for an act relating to education; permitting certain teachers to apply for and receive life or permanent certificates."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

H. F. No. 1491, A bill for an act relating to Independent School District No. 709; education; prohibition on special fees.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. No school board may lawfully require payment of pupil fees for participating in instructional programs which are a regular part of the school day except as specifically permitted by law such as fees for behind the wheel driver education.

Sec. 2. All school districts shall furnish free to pupils all workbooks and supplementary materials or supplies which are required for use in a particular grade or class. Fees for supplies or materials which are in excess of minimum requirements for the successful completion of a class or course may be charged but the inability of a student to pay such fees shall not preclude his participation in the class or course.

Sec. 3. The charging of reasonable admission fees for extra or co-curricular activities conducted outside of the regular school day are not precluded by this act.

Sec. 4. Rental fees for school lockers or other equipment provided by the district shall not be charged but a deposit may be required for the return of locks or keys furnished by the district.

Sec. 5. Pupil's grades, periodic grade reports and diplomas may not be withheld for non-payment of fees, except those fees which are specifically permitted by law.”

Further, strike all of the title and insert in lieu thereof the following:

“A bill for an act relating to education; prohibiting school boards from charging fees except in instances specifically authorized in the statutes.”

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

H. F. No. 1610, A bill for an act relating to education; school districts; requiring certain payments of interest by county auditors.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. Minnesota Statutes 1971, Section 276.11, is amended to read:

276.11 [WHEN TREASURER SHALL PAY FUNDS.] As soon as practical after each settlement in February, May, and October the county treasurer shall pay over to the state treasurer or the treasurer of any town, city, village, or school district, on the warrant of the county auditor, all moneys received by him arising from taxes levied and collected belonging to the state, or to such municipal corporation, or other body, and deliver up all orders and other evidences of indebtedness of such municipal corporation or other body, taking triplicate receipts therefor. He shall file one of the receipts with the county auditor, and shall return one by mail on the day of its reception to the clerk of the town, city, village, or school district to which such payment was made, who shall preserve the same in his office. The county treasurer is authorized and directed to make such partial payments of amounts collected periodically in advance of final settlements as may be practicable. Accompanying each payment to the state treasurer or treasurer of any town, city, village, or school district shall be a statement prepared by the county treasurer designating the years for which taxes included in the payment were collected and, for each year, the amount of such taxes and any penalties thereon. If the county treasurer fails to pay over such moneys to the state or to a municipal corporation or other body within (90) 15 days after settlement, interest (SHALL) thereafter (ACCRUE AT THE RATE OF 3 1/2 PERCENT PER YEAR) *earned on such funds shall be paid to units of government entitled to such funds.* Interest shall be payable upon appropriation from the general revenue fund of the county and, if not paid, may be recovered by the state, municipal corporation or other body, in a civil action.”

Further, strike the title in its entirety and insert in lieu thereof the following:

“A bill for an act relating to taxation; distribution of property tax revenues by county treasurer; amending Minnesota Statutes 1971, Section 276.11.”

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

H. F. No. 2024, A bill for an act relating to education; authorizing independent or special school districts to adopt an experimental plan of instruction for elementary and secondary pupils under certain conditions; amending Minnesota Statutes 1971, Chapter 124, by adding a section.

Reported the same back with the following amendments:

Page 1, line 24, after "*pupils*" strike "*of*" and insert "*attending*".

Page 1, line 26, strike "*length of*" and insert "*minimum number of hours class is in session during*".

Page 1, line 27, after "*provided that*" insert "*for each pupil*".

Page 1, line 28, strike "*for each pupil*".

Page 1, line 28, strike "*days nor shall*" and insert "*and*".

Page 1, line 30, after "*session*" insert "*shall not*".

Page 1, line 30, strike "*each pupil*" and insert "*secondary and 962 for elementary*".

Page 2, line 2, strike "*, upon*".

Page 2, strike line 3.

Page 2, strike line 4.

Page 2, line 5, strike "*hereby directed to furnish such board with*" and insert in lieu thereof "*shall establish*".

Page 2, line 6, strike "*computing*" and insert "*plans which has been adopted and approved pursuant to subdivision 1 by which*".

Page 2, line 6, before "*as*" insert "*can be computed consistent with the same term*".

Page 2, line 11, strike "*such*".

Page 2, line 12, after "*instruction*" insert "*pursuant to subdivision 1*".

Page 2, line 14, strike "*an independent or special*" and insert "*any*".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

S. F. No. 1940, A bill for an act relating to Independent School District No. 709, St. Louis county; providing that such school district shall be subject to the same net debt limitations and have the same power to authorize obligations as are provided for other school districts in the state under certain provisions of law.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

S. F. No. 1156, A bill for an act relating to the interpretation of Minnesota Statutes, definitions; defining "public member"; amending Minnesota Statutes 1971, Section 645.44, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 13, after "*never has*" strike ";" and insert in lieu thereof "*been employed by or had a financial interest in,*".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 1228, A bill for an act relating to drugs; penalties and forfeitures for illegal possession, sale, manufacture or distribution of prohibited drugs; amending Minnesota Statutes 1971, Sections 152.15, Subdivision 2; and 152.19, Subdivision 1.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Section 152.01, is amended by adding a subdivision to read:

Subd. 17. [APPROPRIATE STATE AGENCY.] "Appropriate agency" means either the bureau of criminal apprehension, the state board of pharmacy, state highway patrol, county sheriffs and their deputies, or city police departments in municipalities containing 25,000 or more inhabitants.

Sec. 2. Minnesota Statutes 1971, Section 152.02, Subdivision 11, is amended to read:

Subd. 11. The state board of pharmacy shall appoint an advisory council on controlled substances consisting of not more than (12) ~~13~~ members, who shall serve without compensation, to advise it in the administration of this chapter.

Commencing July 1, 1973, six members shall be appointed for a one year term and seven members shall be appointed for a two year term. Thereafter, members shall be appointed for two year terms. Four of the members of the council shall be physicians as designated by the state board of medical examiners. One of

the members of the council shall be a pharmacologist, one of the members of the council shall be a pharmacist, and the remainder shall be from among the following: correction or law enforcement officers, judges, representatives of drug treatment or counseling facilities, former drug abusers, education, and students. The members of the council shall select a chairman from among their membership, who may call meetings of the council when deemed appropriate, and shall call meetings of the council when requested to do so by any four members of the council.

Sec. 3. Minnesota Statutes 1971, Section 152.02, Subdivision 12, is amended to read:

Subd. 12. If any substance is designated, rescheduled, or deleted as a controlled substance under federal law and notice thereof is given to the state board of pharmacy, the state board of pharmacy shall similarly control the substance under this act after the expiration of 30 days from publication in the federal register of a final order designating a substance as a controlled substance or rescheduling or deleting a substance. Such order shall be filed pursuant to Minnesota Statutes, Section 15.0413. If within that 30 day period, the state board of pharmacy objects to inclusion, rescheduling, or deletion, it shall publish the reasons for objection and afford all interested parties an opportunity to be heard. At the conclusion of the hearing, the state board of pharmacy shall publish its decision, which shall be subject to the provisions of Minnesota Statutes 1971, Chapter 15.

In exercising the authority granted by Laws 1971, Chapter 937, the state board of pharmacy shall be subject to the provisions of Minnesota Statutes 1969, Chapter 15. The state board of pharmacy shall provide copies of any proposed rule under Laws 1971, Chapter 937, to the advisory council on controlled substances at least 30 days prior to any hearing required by Minnesota Statutes 1969, Section 15.0412, Subdivision 4. The state board of pharmacy shall consider the recommendations of the advisory council on controlled substances, which may be made prior to or at the hearing.

Sec. 4. Minnesota Statutes 1971, Section 152.02, Subdivision 13, is amended to read:

Subd. 13. The state board of pharmacy and the advisory council on controlled substances shall study the implementation of Laws 1971, Chapter 937 in relation to the problems of drug abuse in Minnesota and shall report to the legislature annually on or before December 1, (1972,) their recommendations concerning amendments to Laws 1971, Chapter 937.

Sec. 5. Minnesota Statutes 1971, Section 152.09, Subdivision 2, is amended to read:

Subd. 2. It shall be unlawful for any person to procure, attempt to procure, possess or have in his control a controlled substance by any of the following means:

- (1) fraud, deceit, misrepresentation or subterfuge;

(2) using a false name or giving false credit;

(3) falsely assuming the title of, or falsely representing any person to be, a manufacturer, wholesaler, pharmacist, physician, doctor of osteopathy licensed to practice medicine, dentist, *podiatrist*, veterinarian, or other authorized person for the purpose of obtaining a controlled substance.

Sec. 6. Minnesota Statutes 1971, Section 152.101, Subdivision 2, is amended to read:

Subd. 2. This section shall not apply to a licensed doctor of medicine, a doctor of osteopathy duly licensed to practice medicine, a licensed doctor of dentistry, *a licensed doctor of podiatry*, or licensed doctor of veterinary medicine in the course of his professional practice, unless such practitioner regularly engages in dispensing any such drugs to his patients for which the patients are charged, either separately or together with charges for other professional services.

Sec. 7. Minnesota Statutes 1971, Section 152.11, is amended to read:

152.11 [WRITTEN OR ORAL PRESCRIPTIONS, REQUISITES.] Subdivision 1. No person may dispense a controlled substance included in Schedule II of section 152.02 without a prescription written by a doctor of medicine, a doctor of osteopathy licensed to practice medicine, a doctor of dental surgery, a doctor of dental medicine, *a doctor of podiatry*, or a doctor of veterinary medicine, lawfully practicing his profession in this state. Provided that in emergency situations, as authorized by federal law, such drug may be dispensed upon oral prescription reduced promptly to writing and filed by the pharmacist. Such prescriptions shall be retained in conformity with section 152.101. No prescription for a Schedule II substance may be refilled.

For the purposes of Laws 1971, Chapter 937, a written prescription or oral prescription, which shall be reduced to writing, for a controlled substance in Schedules II, III, IV or V is void unless (1) it is written in ink and contains the name and address of the person for whose use it is intended; (2) it states the amount of the controlled substance to be compounded or dispensed, with directions for its use; (3) if a written prescription, it contains the signature, address and federal registry number of the prescriber and a designation of the branch of the healing art pursued by the prescriber; and if an oral prescription, the name and address of the prescriber and a designation of his branch of the healing art; and (4) it shows the date when signed by the prescriber, or the date of acceptance in the pharmacy if an oral prescription. Every licensed pharmacist who compounds any such prescription shall retain such prescription in a file for a period of not less than two years, open to inspection by any officer of the state, county, or municipal government, whose duty it is to aid and assist with the enforcement of this chapter. Every such pharmacist shall distinctly label the con-

tainer with the directions contained in the prescription for the use thereof.

Subd. 2. No person may dispense a controlled substance included in Schedules III or IV of section 152.02 without a written or oral prescription from a doctor of medicine, a doctor of osteopathy licensed to practice medicine, a doctor of dental surgery, a doctor of dental medicine, a *doctor of podiatry*, or a doctor of veterinary medicine, lawfully practicing his profession in this state. Such prescription may not be dispensed or refilled except with the written or verbal consent of the prescriber, and in no event more than six months after the date on which such prescription was issued and no such prescription may be refilled more than five times.

Sec. 8. Minnesota Statutes 1971, Section 152.12, Subdivision 1, is amended to read:

152.12 [DOCTORS MAY PRESCRIBE.] Subdivision 1. A licensed doctor of medicine, a doctor of osteopathy, duly licensed to practice medicine, a doctor of dental surgery, or a doctor of dental medicine, or a *licensed doctor of podiatry*, and in the course of his professional practice only, may prescribe, administer, and dispense a controlled substance included in Schedules II through V of section 152.02, or he may cause the same to be administered by a nurse, an intern or an assistant under his direction and supervision.

Sec. 9. Minnesota Statutes 1971, Section 152.12, Subdivision 4, is amended to read:

Subd. 4. Nothing in this chapter shall prohibit the sale to, or the possession of, a controlled substance in Schedules II, III, IV or V by: Registered drug wholesalers, registered manufacturers, registered pharmacies, or any licensed hospital or other licensed institutions wherein sick and injured persons are cared for or treated, or bona fide hospitals wherein animals are treated; or by licensed pharmacists, licensed doctors of medicine, doctors of osteopathy duly licensed to practice medicine, licensed doctors of dental surgery, licensed doctors of dental medicine, *licensed doctors of podiatry*, or licensed doctors of veterinary medicine when such practitioners use controlled substances within the course of their professional practice only.

Nothing in this chapter shall prohibit the possession of a controlled substance in Schedules II, III, IV or V by an employee or agent of a registered drug wholesaler, registered manufacturer, or registered pharmacy, while acting in the course of his employment, or by a patient of a licensed doctor of medicine, a doctor of osteopathy duly licensed to practice medicine, or a licensed doctor of dental surgery, a licensed doctor of dental medicine, or by the owner of an animal for which a controlled substance has been prescribed by a licensed doctor of veterinary medicine, when such controlled substances are dispensed according to law.

Sec. 10. Minnesota Statutes 1971, Section 152.15, Subdivision 1, is amended to read:

152.15 [VIOLATIONS; PENALTIES.] Subdivision 1. Any person who violates section 152.09, subdivision 1, clause (1) with respect to:

(1) A controlled substance classified in Schedule I or II which is a narcotic drug, is guilty of a crime and upon conviction may be imprisoned for not more than 15 years or fined not more than \$25,000, or both for a first violation, and for a second or subsequent violation, upon conviction, shall be imprisoned for not less than one year nor more than 30 years or fined not more than \$50,000, or both;

(2) Any other controlled substance classified in Schedule I, II, or III, is guilty of a crime and upon conviction may be imprisoned for not more than five years, fined not more than \$15,000, or both for a first violation, and for a second or subsequent violation, upon conviction, shall be imprisoned for not less than one year nor more than ten years or fined not more than \$30,000, or both;

(3) A substance classified in Schedule IV, is guilty of a crime and upon conviction may be imprisoned for not more than three years, fined not more than \$10,000, or both for a first violation, and for a second or subsequent violation, upon conviction, shall be imprisoned for not less than six months nor more than six years or fined not more than \$20,000, or both;

(4) A substance classified in Schedule V, is guilty of a crime and upon conviction may be imprisoned for not more than one year, fined not more than \$1,000, or both;

(5) The distribution of a small amount of marijuana for no remuneration, shall be treated as provided in subdivision 2, clause ((4)) (5).

Sec. 11. Minnesota Statutes 1971, Section 152.15, Subdivision 2, is amended to read:

Subd. 2. Any person who violates section 152.09, subdivision 1, clause (2), with respect to:

(1) A controlled substance classified in Schedule I or II which is a narcotic drug, is guilty of a crime and upon conviction may be imprisoned for not more than five years or fined not more than \$5,000, or both;

(2) Any other controlled substance classified in Schedule I, II, or III, is guilty of a crime and upon conviction may be imprisoned for not more than three years, fined not more than \$3,000, or both;

(3) A substance classified in Schedule IV, is guilty of a crime and upon conviction may be imprisoned for not more than three years, fined not more than \$3,000, or both;

(4) A substance classified in Schedule V, or a small amount of marijuana is guilty of a crime and upon conviction may be imprisoned for not more than one year, fined not more than \$1,000, or both; provided, however, that any person convicted under this section of possessing a substance classified under Schedule V or a small amount of marijuana, and placed on probation may be required to take part in a drug education program as specified by the court(.);

(5) *A small amount of marijuana is guilty of a misdemeanor. A subsequent violation of this clause within one year is a misdemeanor, and a person so convicted may be required to participate in a medical evaluation. A person who is the owner of a private motor vehicle, or the driver of the motor vehicle if the owner is not present, and who possesses on his person or knowingly keeps or allows to be kept in a motor vehicle within the area of the vehicle normally occupied by the driver or passengers more than .05 ounce of marijuana is guilty of a misdemeanor. This area of the vehicle shall not include the trunk of the motor vehicle when such vehicle is equipped with a trunk or another area of the vehicle not normally occupied by the driver or passengers if the vehicle is not equipped with a trunk. A utility or glove compartment shall be deemed to be within the area occupied by the driver and passengers.*

Sec. 12. Minnesota Statutes 1971, Section 152.15, Subdivision 4, is amended to read:

Subd. 4. Any person 18 years of age or over who violates section 152.09, subdivision 1, clause (1), by distributing a controlled substance listed in Schedules I or II which is a narcotic drug to a person under 18 years of age who is at least three years his junior is punishable by the fine authorized by section 152.15, subdivision 1, clause (1), by a term of imprisonment of up to twice that authorized by section 152.15, subdivision 1, clause (1), or by both. Any person 18 years of age or over who violates section 152.09, subdivision 1, by distributing any other controlled substance listed in Schedules I, II, III, IV, and V, *except marijuana*, to a person under 18 years of age who is at least three years his junior is punishable by the fine authorized by section 152.15, subdivision 1, clauses (2), (3), or (4), by a term of imprisonment up to twice that authorized by section 152.15, subdivision 1, clauses (2), (3), or (4), or both.

Sec. 13. Minnesota Statutes 1971, Section 152.15, Subdivision 5, is amended to read:

Subd. 5. Any person convicted of a second or subsequent offense under Laws 1971, Chapter 937, except as provided in subdivision 1, clauses (1), (2), (AND) (3) and (5) may be imprisoned for a term up to twice the term otherwise authorized, fined an amount up to twice that otherwise authorized, or both.

Sec. 14. Minnesota Statutes 1971, Section 152.18, Subdivision 1, is amended to read:

152.18 [DISCHARGE AND DISMISSAL.] Subdivision 1. If any person (WHO HAS NOT PREVIOUSLY BEEN CONVICTED OF A VIOLATION OF ANY LAW OF THIS STATE

OR THE UNITED STATES RELATING TO CONTROLLED SUBSTANCES) is found guilty of a violation of section 152.09, subdivision 1, clause (2) after trial or upon a plea of guilty, the court may, without entering a judgment of guilty and with the consent of such person, defer further proceedings and place him on probation upon such reasonable conditions as it may require and for a period, not to exceed the maximum term of imprisonment provided for such violation. *The court may give the person the opportunity to attend and participate in an appropriate program of education regarding the nature and effects of alcohol and drug abuse as a stipulation of probation.* Upon violation of a condition of the probation, the court may enter an adjudication of guilt and proceed as otherwise provided. The court may, in its discretion, dismiss the proceedings against such person and discharge him from probation before the expiration of the maximum period prescribed for such person's probation. If during the period of his probation such person does not violate any of the conditions of the probation, then upon expiration of such period the court shall discharge such person and dismiss the proceedings against him. Discharge and dismissal hereunder shall be without court adjudication of guilt, but a nonpublic record thereof shall be retained by the department of public safety solely for the purpose of use by the courts in determining (WHETHER OR NOT, IN) *the merits of* subsequent proceedings(,) *against* such person (QUALIFIES HEREUNDER). The court shall forward a record of any discharge and dismissal hereunder to the department of public safety who shall make and maintain the nonpublic record thereof as hereinbefore provided. Such discharge or dismissal shall not be deemed a conviction for purposes of disqualifications or disabilities imposed by law upon conviction of a crime or for any other purpose. (DISCHARGE AND DISMISSAL HEREUNDER MAY OCCUR ONLY ONCE WITH RESPECT TO ANY PERSON.)

Sec. 15. Minnesota Statutes 1971, Section 152.19, Subdivision 1, is amended to read:

152.19 [FORFEITURES.] Subdivision 1. The following are subject to forfeiture:

(1) All controlled substances which have been manufactured, distributed, dispensed or acquired in violation of chapter 152;

(2) All raw materials, *moneys*, products and equipment of any kind which are used, or intended for use, in manufacturing, compounding, processing, delivering, importing, or exporting any controlled substance in violation of chapter 152;

(3) All property which is used, or intended for use, as a primary container for property described in clauses (1) or (2);

(4) All conveyances, including aircraft, vehicles or vessels, which are used, or intended for use, to transport, or in any manner to facilitate the transportation, for the purpose of sale or receipt of property described in clauses (1) or (2) having a retail value of \$100 or more, but:

(a) No conveyance used by any person as a common carrier in the transaction of business as a common carrier is subject to forfeiture under this section unless the owner or other person in charge of the conveyance is a consenting party or privy to a violation of chapter 152.

(b) No conveyance is subject to forfeiture under this section unless the owner thereof is privy to a violation of chapter 152, or that the use of the conveyance in such violation otherwise occurred with his knowledge or consent.

(c) A forfeiture of a conveyance encumbered by a bona fide security interest is subject to the interest of the secured party unless he had knowledge of or consented to the act or omission upon which the forfeiture is based.

(d) All books, records, and research products and materials, including formulas, microfilm, tapes, and data which are used, or intended for use, in violation of chapter 152.

Sec. 16. Minnesota Statutes 1971, Section 152.19, Subdivision 3, is amended to read:

Subd. 3. (IN THE EVENT OF SEIZURE PURSUANT TO SUBDIVISION 2, PROCEEDINGS UNDER SUBDIVISION 4 SHALL BE INSTITUTED PROMPTLY.) *In the event of a conviction for a gross misdemeanor or a misdemeanor, any conveyance seized pursuant to subdivision 1, clause (4) of this section or any moneys seized pursuant to subdivision 1, clause (2) of this section, shall be returned to the person legally entitled thereto.*

Sec. 17. Minnesota Statutes 1971, Section 152.19, Subdivision 5, is amended to read:

Subd. 5. (WHEN PROPERTY IS FORFEITED UNDER LAWS 1971, CHAPTER 937, THE APPROPRIATE STATE AGENCY MAY:)

((1) RETAIN IT FOR OFFICIAL USE;)

((2) IF OTHERWISE AUTHORIZED, SELL THAT WHICH IS NOT REQUIRED TO BE DESTROYED BY LAW AND WHICH IS NOT HARMFUL TO THE PUBLIC;)

((3) REQUIRE THE COMMISSIONER OF ADMINISTRATION TO TAKE CUSTODY OF THE PROPERTY AND REMOVE IT FOR DISPOSITION IN ACCORDANCE WITH LAW; OR)

((4) FORWARD IT TO THE FEDERAL BUREAU OF NARCOTICS AND DANGEROUS DRUGS.)

Property shall be forfeited after a conviction deemed to be a felony according to the following procedure:

(1) *A separate complaint shall be filed against the property describing it, charging its use in the specified violation, and specifying the time and place of its unlawful use.*

(2) *If the person arrested is acquitted, the court shall dismiss the complaint against any property seized pursuant to the preceding subdivisions and order the property returned to the persons legally entitled to it.*

(3) *If after conviction the court finds that the property, or any part thereof, was used in any violation as specified in the complaint, it shall order that the property unlawfully used be sold, destroyed, or disposed of by the appropriate state agency in the following manner:*

(a) *Sell that which is not required to be destroyed by law and which is not harmful to the public;*

(b) *Require the commissioner of administration to take custody of the property and remove it for disposition in accordance with law; or*

(c) *Forward it to the federal bureau of narcotics and dangerous drugs.*

(4) *Proceeds from the sale of forfeited property, after payment of seizure, storage, and sale expenses and satisfaction of valid liens against the property, shall be forwarded to the state drug abuse authority for distribution of half of the net proceeds among licensed hospitals and licensed drug treatment facilities of this state for the care and treatment of patients with drug related physical and psychological disorders, and licensed drug analysis centers. The remaining half of net proceeds shall be returned to the appropriate state agency.*

Sec. 18. Minnesota Statutes 1971, Section 152.19, Subdivision 7, is amended to read:

Subd. 7. *Species of plants from which controlled substances in Schedules I (,) and II (AND VI) may be derived which have been planted or cultivated in violation of Laws 1971, Chapter 937, or of which the owners of cultivators are unknown, or which are wild growth, may be seized and summarily forfeited to the state.*

Sec. 19. Minnesota Statutes 1971, Section 153.01, Subdivision 2, is amended to read:

Subd. 2. [PODIATRY.] *The word "podiatry" is held to be the diagnosis or medical, mechanical, or surgical treatment of the ailments of the human hand or foot. It shall include the fitting or recommending of appliances, devices, or shoes for the correction or relief of minor foot ailments, except the amputation of the foot, hand, toes, or fingers, or the use of anaesthetics other than local. It shall include the prescribing or administering of any drugs or medications necessary or helpful to the practice of podiatry as defined by this subdivision, provided, however, that licensed podiatrists shall be restricted in their prescribing or administering of any drugs or medications by the limitations imposed on the scope of practice of podiatry as defined in this chapter."*

Further, amend the title as follows:

Page 1, strike lines 1 through 8, and insert in lieu thereof:

"A bill for an act relating to controlled substances; defining terms; scheduling substances and establishing rescheduling procedures; rights to prescribe and possess; penalties and forfeitures for illegal possession, sale, manufacture or distribution of prohibited drugs; amending Minnesota Statutes 1971, Sections 152.01, by adding a subdivision; 152.02, Subdivisions 11, 12, and 13; 152.09, Subdivision 2; 152.101, Subdivision 2; 152.11; 152.12, Subdivisions 1 and 4; 152.15, Subdivisions 1, 2, 4, and 5; 152.18, Subdivision 1; 152.19, Subdivisions 1, 3, 5, and 7; and 153.01, Subdivision 2."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 2079, A bill for an act relating to public welfare; providing for an extension of review board responsibilities and the right of a patient to treatment under the hospitalization and commitment act; amending Minnesota Statutes 1971, Sections 253A.16, Subdivision 4; and 253A.17, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 26, strike lines 28 to 32.

Page 2, strike lines 1 to 14 and insert in lieu thereof:

"Subd. 9. Every person hospitalized or otherwise receiving services under this act shall be entitled to receive proper care and treatment, best adapted, according to contemporary professional standards, to rendering further custody, institutionalization, or other services unnecessary. To this end the head of the hospital shall devise or cause to be devised for each person so hospitalized a written program plan which shall describe in behavioral terms the case problems, and the precise goals, including the expected period of time for hospitalization, and the specific measures to be employed in the solution or easement of said problems. Each plan shall be reviewed at not less than quarterly intervals to determine progress toward the goals, and to modify the program plan as necessary. The program plan shall be devised and reviewed in each instance with the appropriate county welfare department, and with the patient. The hospital record shall attest to the program plan review. If the county welfare department or the patient does not so participate in the planning and review, the hospital record shall include reasons for non-participation and the plans for future involvement.

The department of public welfare shall monitor the aforementioned program plan and review process to insure compliance with the provisions of this subdivision."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 2383, A bill for an act relating to public welfare; reducing the maximum age for receipt of aid to families with dependent children; amending Minnesota Statutes 1971, Section 256.12, Subdivision 14.

Reported the same back with the following amendments:

Page 1, lines 12 through 16, restore the stricken language.

Page 1, line 12, after the second word "of" and before the word "years" strike the number "19" and insert in lieu thereof "21".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

S. F. No. 384, A bill for an act relating to hospital, boarding care homes, and nursing homes; providing for the regulation thereof; imposing certain duties on the state board of health and the commissioner of public welfare; establishing rights of patients and residents of nursing homes; requiring reports of maltreatment of nursing home patients; prescribing penalties; amending Minnesota Statutes 1971, Chapters 144, by adding sections; 154, by adding a section; 256B, by adding a section; 609, by adding a section; and 626, by adding a section; repealing Minnesota Statutes 1971, Section 144.583.

Reported the same back without recommendation.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

S. F. No. 582, A bill for an act relating to public welfare; permitting the county attorney to initiate civil action for collection; amending Minnesota Statutes 1971, Section 252.27, by adding a subdivision.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

S. F. No. 1498, A bill for an act relating to the state board of health; defining its functions; amending Minnesota Statutes 1971, Sections 144.03; and 144.05.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Enebo from the Committee on Labor-Management Relations to which was referred:

H. F. No. 226, A bill for an act relating to employment, providing that employees shall be issued written statements of employment benefits.

Reported the same back with the following amendment:

Page 1, line 9, after "employee" insert "upon request".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 2163, A bill for an act relating to register of deeds; fees; amending Minnesota Statutes 1971, Sections 357.18, Subdivision 1; 508.47, Subdivision 4, and 508.82.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 2165, A bill for an act authorizing the county of Anoka to establish subordinate service areas in order to provide and finance governmental services.

Reported the same back with the following amendment:

Page 2, line 6, after the word "county" insert "within which a subordinate service area is proposed".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 2296, A bill for an act relating to towns in the county of Anoka; conferring certain village powers; amending Laws 1963, Chapter 157, Section 1.

Reported the same back with the following amendments:

Page 1, line 16, delete "4".

Page 1, lines 28 and 29, strike ": (1)".

Page 1, line 30, delete "; and".

Page 1, line 30, after "board" insert a period.

Page 2, strike lines 1 through 4.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

H. F. No. 2349, A bill for an act relating to St. Louis county; authorizing the issuance of an on-sale license for the sale of intoxicating liquor.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

S. F. No. 996, A bill for an act relating to the village of St. Francis; making the provision of Minnesota Statutes, Section 365.18, applicable when the village council of St. Francis in Anoka county enters into a contract for provision of fire protection services.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

S. F. No. 1164, A bill for an act relating to intoxicating liquor; county licenses in unorganized or unincorporated areas of certain counties.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

PURSUANT TO JOINT RULE 20, THE FOLLOWING COMMITTEE REPORTS
WERE RE-REFERRED TO THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2037, A bill for an act relating to political subdivisions; meetings of governing bodies open to public; providing a penalty; amending Minnesota Statutes 1971, Section 471.705.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Section 471.705, is amended to read:

471.705 [MEETINGS OF GOVERNING BODIES; OPEN TO PUBLIC.] *Subdivision 1.* Except as otherwise expressly provided by (LAW,) statute, all meetings, including executive sessions of any state agency, board, commission or department, except of the board of pardons, the adult corrections commission and the youth conservation commission; (OF) and the governing body of any school district however organized, unorganized territory, county, city, village, town or borough and of any committee, subcommittee, board, department or commission thereof, shall be open to the public. The votes of the members of such state agency, board, commission or department or of such governing body, committee, subcommittee, board, department or commission on any action taken in a meeting herein required to be open to the public shall be recorded in a journal kept for that purpose, which journal shall be open to the public. The vote of each member shall be recorded on each appropriation of money, except for payments of judgments, claims and amounts fixed by statute. *This section shall not apply to any state agency, board, commission or department when exercising quasi-judicial functions involving disciplinary proceedings.*

Subd. 2. Any person who violates subdivision 1 shall be subject to personal liability in the form of a civil penalty in the amount not to exceed \$100 for a single occurrence. An action to enforce this penalty may be brought by any person in any court of competent jurisdiction where the administrative office of the

governing body is located. Upon a third violation by the same person connected with the same governing body, such person shall forfeit any further right to serve on such governing body or in any other capacity with such public body for a period of time equal to the term of office such person was then serving. The court determining the merits of any action in connection with any alleged third violation shall receive competent, relevant evidence in connection therewith and, upon finding as to the occurrence of a separate third violation, unrelated to the previous violations, issue its order declaring the position vacant and notify the appointing authority or clerk of the governing body. As soon as practicable thereafter the appointing authority or governing body shall fill the position as in the case of any other vacancy.

Sec. 2. *Minnesota Statutes 1971, Section 10.41 is repealed.*

Sec. 3. [CITATION.] *This act may be cited as the "Minnesota Open Meeting Law".*

Sec. 4. [EFFECTIVE DATE.] *The effective date of this act is January 1, 1974."*

Further amend the title by striking it in its entirety and insert in lieu thereof:

"A bill for an act relating to meetings of state agencies and governing bodies open to public; providing a penalty; amending Minnesota Statutes 1971, Section 471.705; repealing Minnesota Statutes 1971, Section 10.41."

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1000, 1779, and 1821 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 181, 1881, 1791, 1167, 1441, 965, 1374, 17, 746, 523, 771, 537, 1626, 1940, 1156, 384, 582, 1498, 996, and 1164 were read for the second time.

INTRODUCTION OF BILLS

Munger; Norton; Anderson, I.; McFarlin; and Searle introduced:

H. F. No. 2449, A bill for an act relating to the pollution control agency; authorizing the issuance of bonds; appropriating money; amending Minnesota Statutes 1971, Section 116.18, Subdivisions 1 and 4.

The bill was read for the first time and referred to the Committee on Appropriations.

Lombardi introduced :

H. F. No. 2450, A bill for an act relating to the claim of the police department of the village of Lino Lakes; arising from time and costs incurred in pursuing escapees of the Minnesota reception and diagnostic center in Lino Lakes; appropriating money for the payment thereof.

The bill was read for the first time and referred to the Committee on Appropriations.

Ferderer; Hanson; Sieben, H.; Mann; and Lombardi introduced :

H. F. No. 2451, A bill for an act relating to commerce; requiring creditors to furnish an annual statement of credit charges paid; providing penalties.

The bill was read for the first time and referred to the Committee on Commerce and Economic Development.

MacArthur, Hook, Pleasant, Schreiber, and Knickerbocker introduced :

H. F. No. 2452, A bill for an act relating to elections; regulating the position of names on ballots; amending Minnesota Statutes 1971, Section 203.34, Subdivision 1; and repealing Minnesota Statutes 1971, Section 203.33, Subdivision 3.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

Skaar, Samuelson, Long, and Rice introduced :

H. F. No. 2453, A bill for an act relating to unemployment compensation; changing the method of computing the contributions of newly covered employers; amending Minnesota Statutes 1971, Section 268.06, Subdivision 3a.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Hanson and Dieterich introduced :

H. F. No. 2454, A bill for an act relating to the fire department relief association of the village of Falcon Heights; providing certain benefits for volunteer firemen and their survivors; amending Laws 1969, Chapter 526, Sections 5; 6; and 7; and by adding a section; repealing Laws 1969, Chapter 526, Section 2.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Samuelson; Swanson; McCauley; Johnson, D.; and McCarron introduced:

H. F. No. 2455, A bill for an act relating to public health; authorizing the state board of health to prescribe fees for certain services provided by the board; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

The bill was read for the first time and referred to the Committee on Health and Welfare.

Clifford and Heinitz introduced:

H. F. No. 2456, A bill for an act relating to health; establishment and continuation of health maintenance organizations; providing for regulation of health maintenance organizations by the commissioner of insurance and the state board of health; providing penalties; amending Minnesota Statutes 1971, Sections 43.42; 60B.02; and 62C.01, Subdivision 3.

The bill was read for the first time and referred to the Committee on Health and Welfare.

Kahn; Bennett; Andersen, R.; Hanson; and Vanasek introduced:

H. F. No. 2457, A bill for an act relating to highway traffic regulations; vehicle lighting; time of display of lighted lamps; amending Minnesota Statutes 1971, Section 169.48.

The bill was read for the first time and referred to the Committee on Transportation.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 942, A bill for an act relating to natural resources; providing state recognition and implementation of the Lower St. Croix River Act of 1972; prescribing powers and duties of state and local governments in relation thereto; amending Minnesota Statutes 1971, Chapter 104, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Sieben, M., moved that the House concur in the Senate amendments to H. F. No. 942 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 942, A bill for an act relating to natural resources; providing state recognition and implementation of the Lower St. Croix River Act of 1972; prescribing powers and duties of state and local governments in relation thereto; amending Minnesota Statutes 1971, Chapter 104, by adding a section.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 110, and nays 12, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, C.	McMillan	St. Onge
Adams, S.	Dahl	Johnson, D.	Menke	Salchert
Andersen, R.	Dieterich	Johnson, J.	Miller, D.	Sarna
Anderson, G.	Dirlam	Johnson, R.	Miller, M.	Savelkoul
Anderson, I.	Eckstein	Jopp	Moe	Schreiber
Belisle	Eken	Jude	Munger	Sherwood
Bell	Enebo	Kempe	Myrah	Sieben, H.
Bennett	Farcy	Knickerbocker	Nelson	Sieben, M.
Berg	Ferderer	Kvam	Newcome	Skaar
Berglin	Fjoslien	Laidig	Norton	Stangeland
Biersdorf	Flakne	Larson	Ojala	Stanton
Boland	Forsythe	LaVoy	Parish	Swanson
Braun	Fudro	Lemke	Patton	Tomlinson
Brinkman	Fugina	Lindstrom, E.	Pavlak, R.	Ulland
Carlson, A.	Graba	Lombardi	Pavlak, R. L.	Vanasek
Carlson, B.	Graw	Long	Pehler	Vento
Carlson, L.	Growe	Mann	Peterson	Voss
Casserly	Hagedorn	McArthur	Prahl	Wenzel
Cleary	Hanson	McCarron	Quirin	Wigley
Clifford	Heinitz	McCauley	Resner	Wohlwend
Connors	Hook	McEachern	Rice	Wolcott
Culhane	Jaros	McFarlin	Ryan	Mr. Speaker

Those who voted in the negative were:

Anderson, D.	DeGroat	Esau	Ohnstad	Spanish
Becklin	Erdahl	Klaus	Pieper	
Carlson, D.	Erickson	Niehaus		

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to:

S. F. No. 160, A bill for an act relating to public health; dating of perishable foods; providing a penalty.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. North; Keefe, S.; and Knutson have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Connors moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 160. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to:

S. F. No. 733, A bill for an act relating to drivers; licenses; application and fees therefor; suspension thereof; amending Minnesota Statutes 1971, Sections 171.06, Subdivisions 1, 2, and 4; 171.13, Subdivision 5; and 171.18, repealing Minnesota Statutes 1971, Section 171.16, Subdivision 4.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Purfeerst, Thorup and McCutcheon have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Schulz moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 733. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to:

S. F. No. 488, A bill for an act relating to wild animals; authorizing the confiscation of wild rice, other aquatic vegetation, and wild rice harvesting equipment, in the event of violation of certain laws; amending Minnesota Statutes 1971, Section 97.50, Subdivision 5.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Doty, Conzemius and Kirchner have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

LaVoy moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 3 members

of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 488. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to:

S. F. No. 118, A bill for an act relating to commerce; home solicitation sales; permitting buyers and lessees of personal property or services to cancel agreements under certain circumstances; and prescribing penalties.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Lewis, Borden and Bang have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Sieben, M., moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 118. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to:

S. F. No. 211, A bill for an act relating to county government; providing for optional forms of county government and the optional combination of certain county offices.

And the Senate respectfully requests that a Conference Committee of 5 members be appointed thereon. Messrs. Dunn, Chmielewski, Ueland, Lord and Kleinbaum have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Stangeland moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 5 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 211. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to:

S. F. No. 2166, A bill for an act relating to the organization and operations of the state government; appropriating money to the department of highways, and for other purposes.

And the Senate respectfully requests that a Conference Committee of 5 members be appointed thereon. Messrs. Arnold; Willet; Ogdahl; Hansen, Mel and Doty have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Norton moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 5 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 2166. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to:

S. F. No. 2167, A bill for an act relating to the organization and operation of state government; appropriating money for the conservation and development of the state's natural resources; providing for maintenance of the Minnesota historical society; for county and district agricultural societies; for various stockbreeders; dairymen's, horticultural and poultry association and societies; for sheriffs' per diem and mileage in certain cases; for vessel tonnage tax; for maintenance of the Sibley house; for maintenance of various semi-state activities; for aids to local subdivisions of government and school districts; for maintenance of the uniform laws commission; for maintenance of the capitol area architectural and planning commission; and for other purposes; and amending Minnesota Statutes 373.23.

And the Senate respectfully requests that a Conference Committee of 5 members be appointed thereon. Messrs. Arnold; Willet; Ogdahl; Hansen, Mel and Doty have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Norton moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 5 members of the House to meet with a like committee appointed

by the Senate on the disagreeing votes of the two Houses on S. F. No. 2167. The motion prevailed.

CONSENT CALENDAR

S. F. No. 1955 was reported to the House.

There being no objection, S. F. No. 1955 was laid over for one day.

S. F. No. 641, A bill for an act relating to the land exchange review board; extending the duration of the board; amending Laws 1967, Chapter 909, Section 2, as amended.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 132, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Savelkoul
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Moe	Schulz
Anderson, D.	Eckstein	Jopp	Munger	Searle
Anderson, G.	Eken	Jude	Myrah	Sherwood
Anderson, I.	Enebo	Kahn	Nelson	Sieben, H.
Becklin	Erdahl	Kelly	Newcome	Sieben, M.
Belisle	Erickson	Kempe	Niehaus	Skaar
Bell	Esau	Klaus	Norton	Smith
Bennett	Faricy	Knickerbocker	Ohnstad	Spanish
Berg	Ferderer	Kvam	Ojala	Stangeland
Berglin	Fjoslien	Laidig	Parish	Stanton
Biersdorf	Flakne	Larson	Patton	Swanson
Boland	Forsythe	LaVoy	Pavlak, R.	Tomlinson
Braun	Fudro	Lemke	Pavlak, R. L.	Ulland
Brinkman	Fugina	Lindstrom, E.	Pehler	Vanasek
Carlson, A.	Graba	Lindstrom, J.	Peterson	Vento
Carlson, B.	Graw	Lombardi	Pieper	Voss
Carlson, D.	Grove	Long	Pleasant	Weaver
Carlson, L.	Hagedorn	Mann	Prahl	Wenzel
Casserly	Hanson	McArthur	Quirin	Wigley
Cleary	Haugerud	McCarron	Resner	Wohlwend
Clifford	Heinitz	McCauley	Rice	Wolcott
Connors	Hook	McEachern	Ryan	Mr. Speaker
Culhane	Jacobs	McFarlin	St. Onge	
Cummiskey	Jaros	McMillan	Salchert	
Dahl	Johnson, C.	Menke	Sarna	

The bill was passed and its title agreed to.

S. F. No. 2189, A bill for an act authorizing the conveyance of certain state lands in Cass county to the village of Walker, Minnesota.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 132, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Savelkoul
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Moe	Schulz
Anderson, D.	Eckstein	Jopp	Munger	Searle
Anderson, G.	Eken	Jude	Myrah	Sherwood
Anderson, I.	Enebo	Kahn	Nelson	Sieben, H.
Becklin	Erdahl	Kelly	Newcome	Sieben, M.
Belisle	Erickson	Kempe	Niehaus	Skaar
Bell	Esau	Klaus	Norton	Smith
Bennett	Farcy	Knickerbocker	Ohnstad	Spanish
Berg	Ferderer	Kvam	Ojala	Stangeland
Berglin	Fjoslien	Laidig	Parish	Stanton
Biersdorf	Flakne	Larson	Patton	Swanson
Boland	Forsythe	LaVoy	Pavlak, R.	Tomlinson
Braun	Fudro	Lemke	Pavlak, R. L.	Ulland
Brinkman	Fugina	Lindstrom, E.	Pehler	Vanasek
Carlson, A.	Graba	Lindstrom, J.	Peterson	Vento
Carlson, B.	Graw	Lombardi	Pieper	Voss
Carlson, D.	Growe	Long	Pleasant	Weaver
Carlson, L.	Hagedorn	Mann	Prahl	Wenzel
Casserly	Hanson	McArthur	Quirin	Wigley
Cleary	Haugerud	McCarron	Resner	Wohltwend
Clifford	Heinitz	McCauley	Rice	Wolcott
Connors	Hook	McEachern	Ryan	Mr. Speaker
Culhane	Jacobs	McFarlin	St. Onge	
Cummiskey	Jaros	McMillan	Salchert	
Dahl	Johnson, C.	Menke	Sarna	

The bill was passed and its title agreed to.

H. F. No. 2353, A bill for an act relating to Ramsey county; appropriations by the county for the preliminary plans for a detention center or centers.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Clifford	Graw	LaVoy	Norton
Adams, S.	Connors	Growe	Lemke	Ohnstad
Andersen, R.	Culhane	Hagedorn	Lindstrom, E.	Ojala
Anderson, D.	Cummiskey	Hanson	Lindstrom, J.	Parish
Anderson, G.	Dahl	Haugerud	Lombardi	Patton
Anderson, I.	DeGroat	Heinitz	Long	Pavlak, R.
Becklin	Dieterich	Hook	Mann	Pavlak, R. L.
Belisle	Dirlam	Jacobs	McArthur	Pehler
Bell	Eckstein	Jaros	McCarron	Peterson
Bennett	Eken	Johnson, D.	McCauley	Pieper
Berg	Enebo	Johnson, J.	McEachern	Pleasant
Berglin	Erdahl	Johnson, R.	McFarlin	Prahl
Biersdorf	Erickson	Jopp	McMillan	Quirin
Boland	Esau	Jude	Menke	Resner
Braun	Farcy	Kahn	Miller, D.	Rice
Brinkman	Ferderer	Kelly	Miller, M.	Ryan
Carlson, A.	Fjoslien	Kempe	Moe	St. Onge
Carlson, B.	Flakne	Klaus	Munger	Salchert
Carlson, D.	Forsythe	Knickerbocker	Myrah	Sarna
Carlson, L.	Fudro	Kvam	Nelson	Savelkoul
Casserly	Fugina	Laidig	Newcome	Schreiber
Cleary	Graba	Larson	Niehaus	Schulz

Searle	Skaar	Stanton	Vanasek	Wigley
Sherwood	Smith	Swanson	Vento	Wohlwend
Sieben, H.	Spanish	Tomlinson	Voss	Wolcott
Sieben, M.	Stangeland	Ulland	Wenzel	Mr. Speaker

The bill was passed and its title agreed to.

S. F. No. 122 was reported to the House.

Fugina moved that S. F. No. 122 be laid over until Monday, May 7, 1973. The motion prevailed.

H. F. No. 972 was reported to the House.

Laidig moved to amend H. F. No. 972, the printed bill, as follows:

Page 1, line 7, after "of", strike "*one or more*".

Page 2, line 12, after "nominees", strike "*to the board of county commissioners*".

The motion prevailed and the amendment was adopted.

H. F. No. 972, A bill for an act relating to public welfare; selection of county board members; amending Minnesota Statutes 1971, Section 393.01, Subdivision 2.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 132, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Savelkoul
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Moe	Schulz
Anderson, D.	Eckstein	Jopp	Munger	Searle
Anderson, G.	Eken	Jude	Myrah	Sherwood
Anderson, I.	Enebo	Kahn	Nelson	Sieben, H.
Becklin	Erdahl	Kelly	Newcome	Sieben, M.
Belisle	Erickson	Kempe	Niehaus	Skaar
Bell	Esau	Klaus	Norton	Smith
Bennett	Faricy	Knickerbocker	Ohnstad	Spanish
Berg	Ferderer	Kvam	Ojala	Stangeland
Berglin	Fjoslien	Laidig	Parish	Stanton
Biersdorf	Flakne	Larson	Patton	Swanson
Boland	Forsythe	LaVoy	Pavlak, R.	Tomlinson
Braun	Fudro	Lemke	Pavlak, R. L.	Ulland
Brinkman	Fugina	Lindstrom, E.	Pehler	Vanasek
Carlson, A.	Graba	Lindstrom, J.	Peterson	Vento
Carlson, B.	Graw	Lombardi	Pieper	Voss
Carlson, D.	Grove	Long	Pleasant	Weaver
Carlson, L.	Hagedorn	Mann	Prahl	Wenzel
Casserly	Hanson	McArthur	Quirin	Wigley
Cleary	Haugerud	McCarron	Resner	Wohlwend
Clifford	Heinitz	McCauley	Rice	Wolcott
Connors	Hook	McEachern	Ryan	Mr. Speaker
Culhane	Jacobs	McFarlin	St. Onge	
Cummiskey	Jaros	McMillan	Salchert	
Dahl	Johnson, C.	Menke	Sarna	

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

S. F. No. 1559, A bill for an act relating to the metropolitan sewer board and the federal water pollution control act amendments of 1972; amending Minnesota Statutes 1971, Chapter 473C, by adding a section; and Section 473C.15, Subdivision 5.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 106, and nays 21, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Kahn	Myrah	Sieben, H.
Andersen, R.	Eken	Kempe	Nelson	Sieben, M.
Anderson, D.	Enebo	Knickerbocker	Newcome	Skaar
Anderson, G.	Faricy	Kvam	Norton	Smith
Anderson, I.	Ferderer	Laidig	Ojala	Spanish
Belisle	Fjoslien	Larson	Parish	Stangeland
Bell	Flakke	LaVoy	Patton	Stanton
Berg	Forsythe	Lemke	Pavlak, R.	Swanson
Berglin	Fudro	Lindstrom, E.	Pehler	Tomlinson
Boland	Fugina	Lindstrom, J.	Peterson	Ulland
Brinkman	Graba	Lombardi	Prahl	Vanasek
Carlson, A.	Growe	Mann	Quirin	Vento
Carlson, B.	Hagedorn	McArthur	Resner	Voss
Carlson, L.	Hanson	McCarron	Rice	Weaver
Cassery	Haugerud	McEachern	Ryan	Wenzel
Clary	Hook	McFarlin	St. Onge	Wohlwend
Clifford	Jacobs	McMillan	Salchert	Wolcott
Connors	Jaros	Menke	Sarna	Mr. Speaker
Cummiskey	Johnson, C.	Miller, D.	Savelkoul	
Dahl	Johnson, D.	Miller, M.	Schreiber	
Dieterich	Johnson, J.	Moe	Searle	
Dirlam	Jude	Munger	Sherwood	

Those who voted in the negative were:

Becklin	DeGroat	Jopp	Ohnstad	Wigley
Bennett	Erdahl	Klaus	Pavlak, R. L.	
Biersdorf	Erickson	Long	Pieper	
Braun	Esau	McCauley	Pleasant	
Carlson, D.	Johnson, R.	Niehaus	Schulz	

The bill was passed and its title agreed to.

H. F. No. 2247 was reported to the House.

Ferderer moved that H. F. No. 2247 be laid over for one day. The motion prevailed.

S. F. No. 1343, A bill for an act relating to licensing of motor vehicles; authorizing use of farm trucks in certain situations without affecting license status.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Anderson, D.	Becklin	Bennett	Biersdorf
Adams, S.	Anderson, G.	Belisle	Berg	Boland
Andersen, R.	Anderson, I.	Bell	Berglin	Braun

Brinkman	Flakne	Kvam	Niehaus	Sherwood
Carlson, A.	Forsythe	Laidig	Norton	Sieben, H.
Carlson, B.	Fudro	Larson	Ohnstad	Sieben, M.
Carlson, D.	Fugina	LaVoy	Ojala	Skaar
Carlson, L.	Graba	Lemke	Parish	Smith
Casserly	Graw	Lindstrom, E.	Patton	Spanish
Cleary	Hagedorn	Lindstrom, J.	Pavlak, R.	Stangeland
Clifford	Hanson	Lombardi	Pavlak, R. L.	Stanton
Connors	Haugerud	Long	Pehler	Swanson
Culhane	Heinitz	Mann	Peterson	Tomlinson
Cummiskey	Hook	McArthur	Pieper	Ulland
Dahl	Jacobs	McCarron	Pleasant	Vanasek
DeGroat	Jaros	McCauley	Prahl	Vento
Dieterich	Johnson, C.	McEachern	Quirin	Voss
Dirlam	Johnson, D.	McFarlin	Resner	Weaver
Eckstein	Johnson, J.	McMillan	Rice	Wenzel
Eken	Johnson, R.	Menke	Ryan	Wigley
Enebo	Jopp	Miller, D.	St. Onge	Wohlwend
Erdahl	Jude	Miller, M.	Salchert	Wolcott
Erickson	Kahn	Moe	Sarna	Mr. Speaker
Esau	Kelly	Munger	Savelkoul	
Faricy	Kempe	Myrah	Schreiber	
Ferderer	Klaus	Nelson	Schulz	
Fjoslien	Knickerbocker	Newcome	Searle	

The bill was passed and its title agreed to.

S. F. No. 1401, A bill for an act relating to state employment; service workers; employment above quotas or complement; amending Minnesota Statutes 1971, Section 43.17, by adding a subdivision; 16.173; repealing Minnesota Statutes 1971, Section 43.17, Subdivision 4.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	McMillan	Salchert
Adams, S.	DeGroat	Johnson, D.	Menke	Sarna
Andersen, R.	Dieterich	Johnson, J.	Miller, D.	Savelkoul
Anderson, D.	Dirlam	Johnson, R.	Miller, M.	Schreiber
Anderson, G.	Eckstein	Jopp	Munger	Schulz
Anderson, I.	Eken	Jude	Myrah	Searle
Becklin	Enebo	Kahn	Nelson	Sherwood
Belisle	Erdahl	Kelly	Newcome	Sieben, H.
Bell	Erickson	Kempe	Niehaus	Sieben, M.
Bennett	Esau	Klaus	Norton	Skaar
Berg	Faricy	Knickerbocker	Ohnstad	Smith
Berglin	Ferderer	Kvam	Ojala	Spanish
Biersdorf	Fjoslien	Laidig	Parish	Stangeland
Boland	Flakne	Larson	Patton	Stanton
Braun	Forsythe	LaVoy	Pavlak, R.	Swanson
Brinkman	Fudro	Lemke	Pavlak, R. L.	Tomlinson
Carlson, A.	Fugina	Lindstrom, E.	Pehler	Ulland
Carlson, B.	Graba	Lindstrom, J.	Peterson	Vanasek
Carlson, D.	Graw	Lombardi	Pieper	Vento
Carlson, L.	Growe	Long	Pleasant	Voss
Casserly	Hagedorn	Mann	Prahl	Weaver
Cleary	Hanson	McArthur	Quirin	Wenzel
Clifford	Haugerud	McCarron	Resner	Wigley
Connors	Heinitz	McCauley	Rice	Wohlwend
Culhane	Hook	McEachern	Ryan	Wolcott
Cummiskey	Jacobs	McFarlin	St. Onge	Mr. Speaker

Those who voted in the negative were :

Johnson, C.

The bill was passed and its title agreed to.

MOTION FOR RECONSIDERATION

Pehler moved that the vote whereby H. F. No. 1539 was not passed on Special Orders on May 2, 1973, be now reconsidered.

A roll call was requested and properly seconded.

The question was taken on the motion by Pehler and the roll being called, there were yeas 74, and nays 55, as follows :

Those who voted in the affirmative were :

Adams, J.	Dieterich	Jude	Munger	Sarna
Anderson, G.	Eckstein	Kahn	Nelson	Schulz
Anderson, I.	Eken	Kelly	Norton	Sherwood
Berg	Enebo	Kempe	Ojala	Sieben, H.
Berglin	Faricy	LaVoy	Parish	Sieben, M.
Boland	Fudro	Lemke	Patton	Smith
Braun	Fugina	Lindstrom, J.	Pavlak, R.	Spanish
Brinkman	Graba	Mann	Pehler	Stanton
Carlson, B.	Grove	McCarron	Prahl	Tomlinson
Carlson, L.	Hanson	McEachern	Quirin	Vanasek
Casserly	Haugerud	McMillan	Resner	Vento
Connors	Jacobs	Menke	Rice	Voss
Culhane	Jaros	Miller, D.	Ryan	Wenzel
Cummiskey	Johnson, C.	Miller, M.	St. Onge	Mr. Speaker
Dahl	Johnson, D.	Moe	Salchert	

Those who voted in the negative were :

Adams, S.	Clifford	Hagedorn	Lindstrom, E.	Pleasant
Andersen, R.	DeGroat	Heinitz	Lombardi	Savelkoul
Anderson, D.	Dirlam	Hook	Long	Schreiber
Becklin	Erdahl	Johnson, J.	McArthur	Searle
Belisle	Erickson	Johnson, R.	McFarlin	Skaar
Bell	Esau	Jopp	Myrah	Stangeland
Bennett	Ferderer	Klaus	Newcome	Ulland
Biersdorf	Fjoslien	Knickerbocker	Niehaus	Weaver
Carlson, A.	Flakne	Kvam	Pavlak, R. L.	Wigley
Carlson, D.	Forsythe	Laidig	Peterson	Wohlwend
Clary	Graw	Larson	Pieper	Wolcott

The motion prevailed.

H. F. No. 1539 was reported to the House.

Pehler moved that H. F. No. 1539 be returned to the end of General Orders. The motion prevailed.

CALENDAR

S. F. No. 1377, A bill for an act relating to motor vehicle carriers; regulating the issuance of permits to local cartage carriers; authorizing the transfer of such permits under certain conditions; amending Minnesota Statutes 1971, Section 221.296, Subdivision 4, and by adding a subdivision.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 116, and nays 10, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Jopp	Munger	Schreiber
Adams, S.	Eckstein	Jude	Myrah	Schulz
Andersen, R.	Eken	Kahn	Nelson	Sherwood
Anderson, G.	Enebo	Kelly	Newcome	Sieben, H.
Anderson, I.	Erdahl	Kempe	Niehaus	Sieben, M.
Becklin	Erickson	Klaus	Norton	Skaar
Bell	Esau	Knickerbocker	Ohnstad	Smith
Bennett	Faricy	Laidig	Ojala	Spanish
Berg	Ferderer	Larson	Parish	Stanton
Berglin	Flakne	LaVoy	Patton	Swanson
Biersdorf	Forsythe	Lemke	Pavlak, R.	Tomlinson
Boland	Fudro	Lindstrom, J.	Pavlak, R. L.	Vanasek
Braun	Fugina	Lombardi	Pehler	Vento
Brinkman	Graba	Long	Peterson	Voss
Carlson, A.	Graw	Mann	Pieper	Weaver
Carlson, B.	Growe	McArthur	Pleasant	Wenzel
Carlson, L.	Hanson	McCarron	Prahl	Wigley
Casserly	Haugerud	McEachern	Quirin	Wohlwend
Cleary	Hook	McFarlin	Resner	Wolcott
Connors	Jacobs	McMillan	Rice	Mr. Speaker
Culhane	Jaros	Menke	Ryan	
Cummiskey	Johnson, C.	Miller, D.	St. Onge	
Dahl	Johnson, D.	Miller, M.	Sachert	
DeGroat	Johnson, R.	Moe	Sarna	

Those who voted in the negative were:

Anderson, D.	Carlson, D.	Fjoslien	Kvam	Savelkoul
Belisle	Clifford	Johnson, J.	Lindstrom, E.	Ulland

The bill was passed and its title agreed to.

SPECIAL ORDERS

S. F. No. 1678, A bill for an act relating to education; authorizing school districts to become members of certain nonprofit corporations; amending Minnesota Statutes 1971, Section 123.33, by adding subdivisions.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Braun	Dieterich	Fugina	Johnson, R.
Adams, S.	Brinkman	Dirlam	Graba	Jopp
Andersen, R.	Carlson, A.	Eckstein	Graw	Jude
Anderson, D.	Carlson, B.	Eken	Growe	Kahn
Anderson, G.	Carlson, D.	Enebo	Hagedorn	Kelly
Anderson, I.	Carlson, L.	Erdahl	Hanson	Kempe
Becklin	Casserly	Erickson	Haugerud	Klaus
Belisle	Cleary	Esau	Hejnitz	Knickerbocker
Bell	Clifford	Faricy	Hook	Laidig
Bennett	Connors	Ferderer	Jacobs	Larson
Berg	Culhane	Fjoslien	Jaros	LaVoy
Berglin	Cummiskey	Flakne	Johnson, C.	Lemke
Biersdorf	Dahl	Forsythe	Johnson, D.	Lindstrom, E.
Boland	DeGroat	Fudro	Johnson, J.	Lindstrom, J.

Lombardi	Munger	Pehler	Savelkoul	Swanson
Long	Myrah	Peterson	Schreiber	Tomlinson
Mann	Nelson	Pieper	Schulz	Ulland
McArthur	Newcome	Pleasant	Searle	Vanasek
McCarron	Niehaus	Prahl	Sherwood	Vento
McFarlin	Norton	Quirin	Sieben, H.	Voss
McMillan	Ohnstad	Resner	Sieben, M.	Weaver
Menke	Ojala	Rice	Skaar	Wenzel
Miller, D.	Parish	Ryan	Smith	Wigley
Miller, M.	Patton	St. Onge	Spanish	Wohlwend
Moe	Pavlak, R.	Salchert	Stangeland	Wolcott
Mueller	Pavlak, R. L.	Sarna	Stanton	Mr. Speaker

The bill was passed and its title agreed to.

The following Conference Committee Report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 225

May 1, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives
Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 225, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 225 be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Chapter 465, is amended by adding a section to read:

[465.72] [MUNICIPAL CORPORATION; SEVERANCE PAY.] *Except as may otherwise be provided in Laws 1959, Chapter 690, as amended, all counties, cities, villages, boroughs, townships and school districts are hereby authorized and empowered to pay severance pay to all of its employees and to establish, prescribe and promulgate provisions, rules and regulations for the payment of such severance pay upon leaving employment prior to the normal retirement date. Such severance pay shall be excluded from retirement deductions and from any calculations in retirement benefits, and shall be paid over a period not to exceed five years from termination of employment. In the event that a terminated employee dies before all or a portion of the severance pay has been disbursed, that balance due shall be paid to a named beneficiary or, lacking same, to the deceased's estate. In no event shall severance pay provided for an employee leaving employment exceed an amount equivalent to 100 days pay.*

Sec. 2. [REPEALER.] *Laws 1965, Chapters 621 and 690 are repealed.*

Sec. 3. [EFFECTIVE DATE.] *This act shall become effective July 1, 1973.*"

Further, amend the title in line 5, after "section" by inserting "; repealing Laws 1965, Chapters 621 and 690".

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

House Conferees: DOUGLAS ST. ONGE, JOHN E. BOLAND, and RAY O. PLEASANT.

Senate Conferees: JERALD C. ANDERSON, JACK KLEINBAUM, and J. ROBERT STASSEN.

St. Onge moved that the report of the Conference Committee on H. F. No. 225 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 225, A bill for an act relating to municipalities; powers; providing for severance pay to employees; amending Minnesota Statutes 1971, Chapter 465, by adding a section.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 120, and nays 9, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Miller, D.	St. Onge
Adams, S.	Dieterich	Johnson, D.	Miller, M.	Salchert
Andersen, R.	Dirlam	Johnson, R.	Moe	Sarna
Anderson, D.	Eckstein	Jopp	Mueller	Savelkoul
Anderson, I.	Eken	Jude	Munger	Schreiber
Belisle	Enebo	Kahn	Nelson	Schulz
Bell	Erdahl	Kelly	Newcome	Searle
Bennett	Esau	Kempe	Niehaus	Sherwood
Berg	Faricy	Klaus	Norton	Sieben, H.
Berglin	Ferderer	Knickerbocker	Ohnstad	Sieben, M.
Biersdorf	Flakne	Kvam	Ojala	Skaar
Boland	Forsythe	Laidig	Parish	Smith
Braun	Fudro	LaVoy	Patton	Spanish
Brinkman	Fugina	Lemke	Pavlak, R.	Stanton
Carlson, A.	Graba	Lindstrom, J.	Pavlak, R. L.	Swanson
Carlson, B.	Graw	Lombardi	Pehler	Tomlinson
Carlson, L.	Growe	Mann	Peterson	Ulland
Casserly	Hagedorn	McArthur	Pieper	Vanasek
Cleary	Hanson	McCarron	Pleasant	Vento
Clifford	Haugerud	McCauley	Prahl	Weaver
Connors	Heinitz	McEachern	Quirin	Wenzel
Culhane	Hook	McFarlin	Resner	Wigley
Cummiskey	Jacobs	McMillan	Rice	Wolcott
Dahl	Jaros	Menke	Ryan	Mr. Speaker

Those who voted in the negative were:

Becklin	Johnson, J.	Lindstrom, E.	Myrah	Wohlwend
Erickson	Larson	Long	Stangeland	

The bill was repassed, as amended by Conference, and its title agreed to.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of H. F. No. 2437.

H. F. No. 2437 was reported to the House.

CALL OF THE HOUSE

On the motion of Mr. Smith and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

Adams, J.	Dieterich	Johnson, R.	Mueller	Schreiber
Adams, S.	Dirlam	Jude	Munger	Schulz
Andersen, R.	Eckstein	Kahn	Myrah	Searle
Anderson, D.	Eken	Kelly	Nelson	Sherwood
Anderson, G.	Enebo	Kempe	Newcome	Sieben, H.
Anderson, I.	Erdahl	Klaus	Niehaus	Sieben, M.
Becklin	Erickson	Knickerbocker	Norton	Skaar
Belisle	Esau	Kvam	Ohnstad	Smith
Bell	Faricy	Laidig	Ojala	Spanish
Bennett	Ferderer	Larson	Parish	Stangeland
Berg	Forsythe	LaVoy	Patton	Stanton
Berglin	Fudro	Lemke	Pavlak, R.	Swanson
Biersdorf	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Boland	Graba	Lindstrom, J.	Pehler	Ulland
Braun	Graw	Lombardi	Peterson	Vanasek
Carlson, A.	Growe	Long	Pieper	Vento
Carlson, B.	Hagedorn	Mann	Pleasant	Voss
Carlson, L.	Hanson	McArthur	Prahl	Weaver
Casserly	Haugerud	McCarron	Quirin	Wenzel
Cleary	Heinitz	McEachern	Resner	Wigley
Clifford	Hook	McFarlin	Rice	Wohlwend
Connors	Jacobs	McMillan	Ryan	Wolcott
Culhane	Jaros	Menke	St. Onge	Mr. Speaker
Cummiskey	Johnson, C.	Miller, D.	Salchert	
Dahl	Johnson, D.	Miller, M.	Sarna	
DeGroat	Johnson, J.	Moe	Savelkoul	

Mr. Anderson, D., moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

Carlson, D., was excused for the remainder of today's session.

Carlson, A., moved to amend H. F. No. 2437, the printed bill, as follows:

Page 19, line 10, delete "1,732,408" and insert in lieu thereof "1,748,408". Further in line 10, delete "1,761,986" and insert in lieu thereof "1,777,986".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Carlson, A., amendment.

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

The roll being called, there were yeas 28, and nays 102, as follows:

Those who voted in the affirmative were:

Belisle	Esau	Johnson, R.	McCauley	Pieper
Bennett	Ferderer	Knickerbocker	McMillan	Skaar
Carlson, A.	Fjoslien	Laidig	Mueller	Ulland
Cleary	Forsythe	Larson	Myrah	Weaver
Clifford	Heinitz	Lombardi	Newcome	
Dirlam	Hook	Long	Pavлак, R. L.	

Those who voted in the negative were:

Adams, J.	DeGroat	Jude	Niehaus	Searle
Adams, S.	Dieterich	Kahn	Norton	Sherwood
Andersen, R.	Eckstein	Kelly	Ohnstad	Sieben, H.
Anderson, D.	Eken	Kempe	Ojala	Sieben, M.
Anderson, G.	Enebo	Klaus	Parish	Smith
Anderson, I.	Erdahl	Kvam	Patton	Spanish
Becklin	Erickson	LaVoy	Pavлак, R.	Stangeland
Bell	Faricy	Lemke	Pehler	Stanton
Berg	Fudro	Lindstrom, E.	Peterson	Swanson
Berglin	Fugina	Lindstrom, J.	Pleasant	Tomlinson
Biersdorf	Graba	Mann	Prahl	Vanasek
Boland	Graw	McArthur	Quirin	Vento
Braun	Grove	McCarron	Resner	Voss
Brinkman	Hagedorn	McEachern	Rice	Wenzel
Carlson, B.	Hanson	McFarlin	Ryan	Wigley
Carlson, L.	Haugerud	Menke	St. Onge	Wohlwend
Casserly	Jacobs	Miller, D.	Salchert	Wolcott
Connors	Jaros	Miller, M.	Sarna	Mr. Speaker
Culhane	Johnson, C.	Moe	Savelkoul	
Cummiskey	Johnson, D.	Munger	Schreiber	
Dahl	Johnson, J.	Nelson	Schulz	

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

Dirlam moved to amend House File No. 2437, the printed bill, as follows:

Page 20, line 10, strike "1,105,000" and insert "1,360,000"; and strike "1,300,000" and insert "1,600,000".

Page 20, line 11, strike "532,000" where it appears twice, and insert "560,000" in both places.

Page 20, line 12, strike "418,000" and insert "440,000"; and strike "456,000" and insert "480,000".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Dirlam amendment.

Anderson, I., moved that those not voting be excused from voting. The motion prevailed.

The roll being called, there were yeas 52, and nays 78, as follows:

Those who voted in the affirmative were:

Andersen, R.	Biersdorf	Dirlam	Fjoslien	Heinitz
Becklin	Carlson, A.	Erdahl	Flakne	Hook
Belisle	Cleary	Erickson	Forsythe	Johnson, J.
Bell	Clifford	Esau	Graw	Johnson, R.
Bennett	DeGroat	Ferderer	Hagedorn	Jopp

Klaus	Lombardi	Myrah	Pleasant	Weaver
Knickerbocker	Long	Newcome	Savelkoul	Wigley
Kvam	McArthur	Niehaus	Schreiber	Wohlwend
Laidig	McCauley	Ohnstad	Skaar	
Larson	McFarlin	Pavlak, R. L.	Stangeland	
Lindstrom, E.	Mueller	Pieper	Ulland	

Those who voted in the negative were:

Adams, J.	Dieterich	Kahn	Norton	Searle
Adams, S.	Eckstein	Kelly	Ojala	Sherwood
Anderson, D.	Eken	Kempe	Parish	Sieben, H.
Anderson, G.	Enebo	LaVoy	Patton	Sieben, M.
Anderson, I.	Faricy	Lemke	Pavlak, R.	Smith
Berg	Fudro	Lindstrom, J.	Pehler	Spanish
Berglin	Fugina	Mann	Peterson	Stanton
Boland	Graba	McCarron	Prahl	Swanson
Braun	Growe	McEachern	Quirin	Tomlinson
Brinkman	Hanson	McMillan	Resner	Vanasek
Carlson, B.	Haugerud	Menke	Rice	Vento
Carlson, L.	Jacobs	Miller, D.	Ryan	Voss
Casserly	Jaros	Miller, M.	St. Onge	Wenzel
Connors	Johnson, C.	Moe	Salchert	Mr. Speaker
Culhane	Johnson, D.	Munger	Sarna	
Dahl	Jude	Nelson	Schulz	

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

Pavlak, R. L., moved to amend H. F. No. 2437, the printed bill, as follows:

Page 18, line 12, after the word "direct," and before the word "in", insert "the disposal or use of taconite tailings,".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Pavlak, R. L., amendment.

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

The roll being called, there were yeas 47, and nays 84, as follows:

Those who voted in the affirmative were:

Andersen, R.	Dirlam	Hook	McCauley	Sherwood
Becklin	Erdahl	Johnson, J.	Mueller	Skaar
Belisle	Erickson	Johnson, R.	Myrah	Stangeland
Bell	Esau	Jopp	Newcome	Ulland
Bennett	Ferderer	Kvam	Ohnstad	Weaver
Biersdorf	Fjoslien	Laidig	Pavlak, R. L.	Wigley
Carlson, A.	Flakne	Larson	Pieper	Wohlwend
Cleary	Forsythe	Lindstrom, E.	Pleasant	
Clifford	Hagedorn	Lombardi	Savelkoul	
DeGroat	Heinitz	Long	Schulz	

Those who voted in the negative were:

Adams, J.	Braun	Dahl	Graba	Johnson, D.
Adams, S.	Brinkman	Dieterich	Graw	Jude
Anderson, D.	Carlson, B.	Eckstein	Growe	Kahn
Anderson, G.	Carlson, L.	Eken	Hanson	Kelly
Anderson, I.	Casserly	Enebo	Haugerud	Kempe
Berg	Connors	Faricy	Jacobs	Klaus
Berglin	Culhane	Fudro	Jaros	Knickerbocker
Boland	Cummiskey	Fugina	Johnson, C.	LaVoy

Lemke	Miller, D.	Patton	St. Onge	Stanton
Lindstrom, J.	Miller, M.	Pavlak, R.	Salchert	Swanson
Mann	Moe	Pehler	Sarna	Tomlinson
McArthur	Munger	Peterson	Schreiber	Vanasek
McCarron	Nelson	Prahl	Searle	Vento
McEachern	Niehaus	Quirin	Sieben, H.	Voss
McFarlin	Norton	Resner	Sieben, M.	Wenzel
McMillan	Ojala	Rice	Smith	Mr. Speaker
Menke	Parish	Ryan	Spanish	

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

Wigley moved to amend H. F. No. 2437, the printed bill, as follows:

Page 29, after line 28, add a new section as follows:

“Sec. 23. Tuition for students attending state colleges and state junior colleges shall not exceed the amount charged per student during the 1972-73 school year. This section shall expire June 30, 1975.”

A roll call was requested and properly seconded.

The question was taken on the adoption of the Wigley amendment.

Anderson, I., moved that those not voting be excused from voting. The motion prevailed.

The roll being called, there were yeas 46, and nays 77, as follows:

Those who voted in the affirmative were:

Andersen, R.	Dirlam	Klaus	Mueller	Skaar
Becklin	Esau	Knickerbocker	Myrah	Stangeland
Belisle	Ferderer	Kvam	Newcome	Ulland
Bell	Fjoslien	Laidig	Ohnstad	Weaver
Bennett	Flakne	Larson	Pavlak, R. L.	Wigley
Biersdorf	Forsythe	Lindstrom, E.	Pieper	Wohlwend
Carlson, A.	Heinitz	Lombardi	Pleasant	
Cleary	Hook	Long	Prahl	
Clifford	Johnson, J.	McArthur	Savelkoul	
DeGroat	Jopp	McCauley	Schreiber	

Those who voted in the negative were:

Adams, J.	Dieterich	Jaros	Moe	Sherwood
Adams, S.	Eckstein	Johnson, D.	Munger	Sieben, H.
Anderson, D.	Eken	Jude	Nelson	Sieben, M.
Anderson, G.	Enebo	Kahn	Niehaus	Smith
Anderson, I.	Erdahl	Kelly	Norton	Spanish
Berg	Erickson	Kempe	Ojala	Stanton
Berglin	Faricy	LaVoy	Parish	Swanson
Boland	Fudro	Lemke	Pavlak, R.	Tomlinson
Braun	Fugina	Mann	Peterson	Vento
Brinkman	Graba	McCarron	Quirin	Voss
Carlson, B.	Graw	McEachern	Resner	Wenzel
Carlson, L.	Growe	McFarlin	Rice	Wolcott
Casserly	Hagedorn	McMillan	Ryan	Mr. Speaker
Connors	Hanson	Menke	Salchert	
Culhane	Haugerud	Miller, D.	Schulz	
Dahl	Jacobs	Miller, M.	Searle	

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

Hook moved to amend H. F. No. 2437, the printed bill, as follows:

Page 29, after line 28, add a new section as follows:

"Sec. 23. If the board of regents of the university of Minnesota increases the amount of tuition charged per student over the amount charged during the 1972-73 school year, any additional moneys raised by this increase shall not be used for salary or administrative expenses."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Hook amendment and the roll being called, there were yeas 48, and nays 84, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Heinitz	Lombardi	Pleasant
Andersen, R.	Dirlam	Hook	Long	Savelkoul
Becklin	Erdahl	Johnson, J.	McArthur	Schreiber
Belisle	Erickson	Johnson, R.	McCauley	Skaar
Bennett	Esau	Jopp	Mueller	Stangeland
Biersdorf	Ferderer	Knickerbocker	Myrah	Ulland
Carlson, A.	Fjoslien	Kvam	Newcome	Weaver
Cleary	Flakne	Laidig	Ohnstad	Wigley
Clifford	Graw	Larson	Pavlak, R. L.	
Culhane	Hagedorn	Lindstrom, E.	Pieper	

Those who voted in the negative were:

Adams, J.	Eckstein	Kelly	Niehaus	Searle
Anderson, D.	Eken	Kempe	Norton	Sherwood
Anderson, G.	Enebo	Klaus	Ojala	Sieben, H.
Anderson, I.	Faricy	LaVoy	Parish	Sieben, M.
Bell	Forsythe	Lemke	Patton	Smith
Berg	Fudro	Lindstrom, J.	Pavlak, R.	Spanish
Berglin	Fugina	Mann	Pehler	Stanton
Boland	Graba	McCarron	Peterson	Swanson
Braun	Growe	McEachern	Prahl	Tomlinson
Brinkman	Hanson	McFarlin	Quirin	Vanasek
Carlson, B.	Haugerud	McMillan	Resner	Vento
Carlson, L.	Jacobs	Menke	Rice	Voss
Casserly	Jaros	Miller, D.	Ryan	Wenzel
Connors	Johnson, C.	Miller, M.	St. Onge	Wohlwend
Cummiskey	Johnson, D.	Moe	Salchert	Wolcott
Dahl	Jude	Munger	Sarna	Mr. Speaker
Dieterich	Kahn	Nelson	Schulz	

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

H. F. No. 2437, A bill for an act relating to the organization and operations of state government; imposing regulations for junior college operations; appropriating moneys with certain conditions for education and related purposes, including the university of Minnesota and its hospitals, state colleges, aids to libraries, junior colleges, higher education coordinating commission, and moneys for medical education; providing aid to school districts including those affected by gross earnings taxation and authorizing the power of eminent domain with certain of the

funds provided hereby; transferring moneys between accounts and funds in the state treasury; controlling certain treasury receipts; and imposing conditions relative to the expenditure of public moneys.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 132, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Miller, M.	Savelkoul
Adams, S.	Dirlam	Johnson, R.	Moe	Schreiber
Andersen, R.	Eckstein	Jopp	Mueller	Schulz
Anderson, D.	Eken	Jude	Munger	Searle
Anderson, G.	Enebo	Kahn	Myrah	Sherwood
Anderson, I.	Erdahl	Kelly	Nelson	Sieben, H.
Becklin	Erickson	Kempe	Newcome	Sieben, M.
Belisle	Esau	Klaus	Niehaus	Skaar
Bell	Faricy	Knickerbocker	Norton	Smith
Bennett	Ferderer	Kvam	Ohnstad	Spanish
Berg	Fjoslien	Laidig	Ojala	Stangeland
Berglin	Flakne	Larson	Parish	Stanton
Biersdorf	Forsythe	LaVoy	Patton	Swanson
Boland	Fudro	Lemke	Pavlak, R.	Tomlinson
Braun	Fugina	Lindstrom, E.	Pavlak, R. L.	Ulland
Brinkman	Graba	Lindstrom, J.	Pehler	Vanasek
Carlson, A.	Graw	Lombardi	Peterson	Vento
Carlson, B.	Growe	Long	Pieper	Voss
Carlson, L.	Hagedorn	Mann	Pleasant	Weaver
Casserly	Hanson	McArthur	Prahl	Wenzel
Cleary	Haugerud	McCarron	Quirin	Wigley
Clifford	Heinitz	McCauley	Resner	Wohlwend
Connors	Hook	McEachern	Rice	Wolcott
Culhane	Jacobs	McFarlin	Ryan	Mr. Speaker
Cummiskey	Jaros	McMillan	St. Onge	
Dahl	Johnson, C.	Menke	Salchert	
DeGroat	Johnson, D.	Miller, D.	Sarna	

The bill was passed and its title agreed to.

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following message was received from the Senate.

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 2417, A bill for an act relating to the organization and operation of state government; appropriating money therefor and limiting the use thereof; providing for the transfer of certain moneys in the state treasury; authorizing land acquisition in certain cases including conservation, parks, recreational lands and trails, wildlife and spawning areas, and historic sites; fixing and limiting the amount of fees to be collected in certain cases; making funds available for seaway trade promotion; pro-

viding penalties for misusing appropriated funds; amending Minnesota Statutes 1971, Sections 3.102, 15.50; repealing Laws 1965, Chapter 810, Section 23, Subdivision 3 as amended by Laws 1967, Chapter 867, Section 9.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 2417, A bill for an act relating to the organization and operation of state government; appropriating money therefor and limiting the use thereof; providing for the transfer of certain moneys in the state treasury; authorizing land acquisition in certain cases including conservation, parks, recreational lands and trails, wildlife and spawning areas, and historic sites; fixing and limiting the amount of fees to be collected in certain cases; making funds available for seaway trade promotion; providing penalties for misusing appropriated funds; amending Minnesota Statutes 1971, Sections 3.102, 15.50; repealing Laws 1965, Chapter 810, Section 23, Subdivision 3 as amended by Laws 1967, Chapter 867, Section 9.

The bill was read for the first time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 20, of the Constitution of the state of Minnesota, Norton moved that the rule therein be suspended and an urgency be declared so that S. F. No. 2417 be given its second and third readings and be placed upon its final passage. The motion prevailed.

Norton moved that the rules of the House be so far suspended that S. F. No. 2417 be given its second and third readings and be placed upon its final passage. The motion prevailed.

The bill was read for the second time.

Norton moved to amend S. F. No. 2417, the printed bill, as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. EXPENSES OF STATE GOVERNMENT APPROPRIATIONS. Except as herein otherwise specifically provided, the sums hereinafter set forth in the columns designated “APPROPRIATIONS”, or so much thereof as may be necessary, are hereby appropriated out of the general fund in the state treasury, or any other fund herein designated, for the purposes specified in the following sections of this act, to be available for the fiscal years indicated for each purpose. The figures “1973”, “1974”, and “1975”, wherever used in this act, shall mean that the appropriation or appropriations listed thereunder shall be available for the year ending June 30, 1973, June 30, 1974, and June 30, 1975, respectively.

APPROPRIATIONS
Available for the Year
Ending June 30,

1974 1975

\$ \$

Sec. 2. THE LEGISLATURE

Subdivision 1. For the Senate

Salaries, supplies and expense	3,000,000	3,200,000
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Subd. 2. For the House of Representatives

Salaries, supplies and expense	3,900,000	5,900,000
--------------------------------------	-----------	-----------

The above appropriations include funds for the standing committees of the senate and house of representatives.

The above appropriations include funds for printing and binding.

The state senate and house of representatives may, as needed, utilize the services of the state printer.

In the above appropriations are included amounts for legislators' per diem living expenses (as distinguished from compensation) in the amount paid to members in the 68th session and in such additional amount as may be determined by the 69th session.

Subd. 3. Legislative Service Commission	177,360	
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Subd. 4. State Claims Commission ..	18,000	
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Subd. 5. Legislative Buildings Commission	80,000	
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Subd. 6. Indian Affairs Commission	62,500	62,500
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This appropriation includes funds for payment of the expenses of the delegate to the Indian Council meeting.

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Subd. 7. Legislative Retirement Study Commission	130,000	
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Subd. 8. Mississippi River Parkway Commission	5,000	5,000
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	1974	1975
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	1974	1975
\$		\$

This amount is appropriated from the trunk highway fund.

Subd. 9. General Contingent Account	600,000	350,000
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Should the appropriations for either year be insufficient, then the appropriation for the other year shall be available therefor.

Subd. 10. Game and Fish Contingent Account	100,000	
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This appropriation is from the game and fish fund for the purpose of supplementing any requirements of the department of natural resources for activities which are financed from the game and fish fund.

Subd. 11. Motor Vehicle Contingent Account	25,000	
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This appropriation is from the highway user tax distribution fund for the purpose of supplementing any requirements of the department of public safety, motor vehicle services section, for salaries, supplies, and expense.

Subd. 12. Criminal Justice Contingent Account	800,000	800,000
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This appropriation is available to provide additional matching funds for the various state agencies and local government for programs qualifying under the safe streets and omnibus crime control act of 1968, as amended.

The above funds shall not be available until the criminal justice state plan has been reviewed by the senate committee on finance and the house committee on appropriations. At least 30 days before action by the legislative advisory committee, the commission shall submit the individual project requests to the respective committees for review.

Subd. 13. Postage Contingent Account	250,000	
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To be used by the commissioner of administration in supplementing the ap-

	1974	1975
	\$	\$
appropriations made for supplies and expense to the various state departments and agencies for any postage rate increases during the biennium ending June 30, 1975, where sufficient appropriations have not been made available therefor.		

Of the above amount \$125,000 is appropriated from the highway user tax distribution fund for the motor vehicle section of the department of public safety.

Subd. 14. Traffic Safety Contingent Account	50,000	
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This appropriation is from the trunk highway fund for the purpose of supplementing any requirements of the department of public safety for traffic safety programs.

The appropriations in subdivisions 9 through 14 shall be expended with the approval of the governor after consultation with the legislative advisory committee.

Any unexpended balances remaining in subdivisions 10 through 14 the first year shall not cancel but shall be available for the second year of the biennium.

Sec. 3. GOVERNOR

Subdivision 1. Salaries, supplies, and expense	489,500	492,500
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If the commissioner of public safety assigns a highway patrol officer as a personal aide to the governor below the rank of sergeant, such officer shall receive the rank and pay of a sergeant while on such assignment.

Subd. 2. Personal expenses connected with office	15,000	15,000
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Subd. 3. Governor's portrait		2,000
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Subd. 4. Upper Great Lakes Regional Commission—state share	71,000	71,000
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The appropriations in subdivision 4 shall cancel if the federal support for the program is withdrawn.

	1974	1975
	\$	\$
Subd. 5. Great Lakes Basin Commission—state share	26,000	18,000
Subd. 6. Upper Mississippi River Basin Commission—state share	30,000	30,000
Subd. 7. Missouri River Basin Commission		
	1973	
mission	\$3,950	8,200

Sec. 4. STATE PLANNING AGENCY

Subdivision 1. Salaries, supplies and expense	651,768	650,997
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The amount that may be expended from state funds for each subprogram or activity is as follows:

State Policy Development Subprogram

Issue Analysis	\$42,847	\$42,847
State, Local, Regional ..	22,359	22,359
Development Planning ..	16,316	16,316

Program Review and Coordination Subprogram

Federal Aid Review	21,228	21,228
State Program Review ..	13,572	13,572

Planning Technical Assistance Subprogram

Planning Information ..	16,312	16,312
Planning, Organization and Manpower Development	13,572	13,572

Functional Area Planning Subprogram

Comprehensive Health Planning	78,909	78,909
Developmental Disabilities	17,531	17,531
Environmental Planning ..	47,192	47,192
Transportation Planning ..	44,065	44,065
Human Resources Planning	21,184	21,184

		1974	1975
		\$	\$
Developmental Disabilities Grants	-0-	-0-	
Technical Assistance Subprogram			
Planning Grant Administration	33,930	33,930	
Planning and Management Technical Assistance	34,800	34,800	
Local/Regional Training Assistance	57,192	57,192	
Administration Activity Subprogram			
Administration	170,729	169,988	

The state planning director may transfer unexpended balances among the above programs. Such transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations of the house of representatives.

The state auditor shall establish a single control account for the items listed in this section. The state planning agency shall maintain individual control accounts for the items listed in this section.

When instructed by the state planning agency to perform planning work, state agencies will be expected to use existing staff.

Subd. 2. Grants for Regional Development Commissions	400,000	400,000
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\$400,000 each year for state support of regional development commissions is appropriated to the state planning agency on a proportional basis so that no regional development commission receives more funds in one year than the amount would be if all regional development commissions were organized.

Notwithstanding the provisions of Minnesota Statutes 462.396, the state planning officer may make available financial state assistance to regional development commissions for the fiscal years 1974 and 1975.

	1974	1975
	\$	\$
Sec. 5. GOVERNOR'S COMMISSION ON CRIME PREVENTION AND CONTROL	62,222	73,333
Sec. 6. GOVERNOR'S COMMISSION ON EMPLOYMENT OF HANDICAPPED PERSONS	51,513	51,863
Sec. 7. LIEUTENANT GOVERNOR		
Subdivision 1. Salary and expenses	145,100	145,100
Subd. 2. Personal expenses of lieutenant governor	2,000	2,000
Sec. 8. STATE AUDITOR		
Subdivision 1. Salaries	510,795	510,795
Approved Complement—49		
Subd. 2. Supplies and expense	120,400	122,100
Provided that the auditor's biennial report shall be printed in summary form notwithstanding any law to the contrary.		
Subd. 3. Statewide accounting system	1,016,046	824,206
Subd. 4. Contributory share of public employees retirement association for legislative members	1973 \$204	
Sec. 9. STATE TREASURER		
Subdivision 1. Salaries	223,370	223,370
Approved Complement—23		
Subd. 2. Supplies and expense	85,082	82,501
Sec. 10. PUBLIC EXAMINER		
Subdivision 1. Salaries	463,754	463,754
Approved Complement—38		
Subd. 2. Supplies and expense	70,360	74,305
Subd. 3. Public examiner revolving fund	1,866.78	

This appropriation is to restore to the public examiner revolving fund the amount not recoverable from an audit made of the Montevideo housing and re-development authority.

	1974	1975
	\$	\$
<p>The appropriations in this section provide complement and related expenses to perform for the legislature a post audit function upon request from the appropriate committees of the legislature.</p>		

Sec. 11. DEPARTMENT OF TAXATION

Subdivision 1. Salaries	8,841,089	8,841,089
Approved Complement—919		
Subd. 2. Supplies and expense	3,519,131	3,523,629

The above appropriation includes expenses for collection of rural cooperative electric taxes. Taxes retained by department are to be deposited in the general fund.

The appropriations made by this section include sufficient moneys to carry out the ore estimate and classification functions previously performed by the university of Minnesota.

Sec. 12. TAX COURT

Subdivision 1. Salaries	43,361	43,361
Subd. 2. Supplies and expense	8,777	8,483

Sec. 13. ATTORNEY GENERAL

Subdivision 1. Salaries	788,747	811,947
Approved Complement—45		
Subd. 2. Supplies and expense	167,745	139,820
Subd. 3. Special Contingent Appropriation	60,000	

This appropriation shall not be available for paying the costs of special legal, accounting, and investigative personnel retained in cases arising under Minnesota Statutes 1971, Section 501.12 hereafter filed unless the attorney general shall decide in such a case that all the beneficiaries are not adequately represented, or that there is a likelihood that the purpose of the trust may be frustrated without his intervention and that the state has a substantial interest in carrying out the purpose of the trust.

	1974	1975
	\$	\$
<p>Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.</p>		
<p>Subd. 4. Minnesota Peace Officers Training Board</p>		
(a) Salaries	49,379	49,525
Approved Complement—4		
(b) Supplies and expense	23,715	23,067
(c) Reimbursements to local government	300,000	300,000

Reimbursement for costs of substitute local protection while officers attend regular training courses.

If the 68th legislature passes a bill establishing a dedicated account to finance reimbursements to local government, this appropriation shall cancel.

Any unexpended balance in the milk and dairy investigation account on June 30, 1973, shall not cancel but shall be available for the biennium beginning July 1, 1973.

Sec. 14. DISTRICT COURT

To be disbursed by the state auditor.

Subdivision 1. Salaries, supplies and

1973

expense	\$54,221	2,100,000	2,100,000
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Should the appropriation for either year be insufficient, then the appropriation for the other year shall be available therefor.

Sec. 15. RETIRED SUPREME AND DISTRICT COURT JUDGES AND COMMISSIONERS

To be disbursed by the state

1973

auditor	\$71,436	379,000	379,000
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Should the appropriation for either year be insufficient, then the appropri-

	1974	1975
	\$	\$
ation for the other year shall be available therefor.		

This appropriation shall be used for the payment of salaries, retirement benefits, and survivorship benefits to retired supreme and district court judges, commissioners and widows of supreme and district court judges.

Sec. 16. SUPREME COURT

Subdivision 1. Salaries	672,975	672,975
Subd. 2. Supplies and expense.....	183,555	183,555
Subd. 3. Publishing Minnesota reports, fees for original jurisdiction cases, and supreme court counsel	36,000	37,500
Subd. 4. Supreme Court Contingent	5,000	
Subd. 5. Commission of Judicial Standards	10,000	

Any unexpended balances remaining in subdivisions 3, 4 and 5 the first year shall not cancel but shall be available for the second year of the biennium.

Sec. 17. JUDICIAL COUNCIL 4,950

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Sec. 18. PUBLIC DEFENDER

Subdivision 1. Salaries, supplies and expense	230,379	233,323
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Provided however that no portion of the funds appropriated shall be used for the defense of misdemeanors unless the city or county public defender, if any, shall refuse or be unable to defend and then only by order of the court.

Subd. 2. To provide civil legal services and to develop and explain grievance procedures to the prison inmate	100,000	
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Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

	1974	1975
	\$	\$
<p>This appropriation shall be reduced by an amount equal to the receipt of any federal grant in excess of \$60,000 for the biennium.</p>		
<p>Sec. 19. REVISOR OF STATUTES</p>		
Subdivision 1. Salaries	217,992	217,992
Subd. 2. Supplies and expense	50,366	50,331
Subd. 3. Bill Drafting Salaries and Expenses	600,000	

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Subd. 4. Printing Regular Session Laws—bound volume		75,000
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These laws may be published and printed in the same manner as prescribed by Minnesota Statutes 648.41, Subdivision 2.

Sec. 20. DEPARTMENT OF ADMINISTRATION

Subdivision 1. Salaries, supplies and expense	8,005,569	8,093,606
Approved Complement—		

Of the amounts provided in subdivision 1, \$11,424 each year is appropriated from the game and fish fund and \$576 each year is appropriated from the state airports fund.

The department of administration shall be solely responsible for architectural services for the state college system except for dormitory food service, student union and campus master planning.

The amounts that may be expended from the above appropriations for each program are as follows:

Budget Services .. \$	294,400	\$ 320,876
Management Services	687,204	614,825
General Services ..	6,655,183	6,792,694

	1974	1975
General Support	\$368,782	\$365,211

The commissioner of administration may transfer unexpended balances among the above programs. Such transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations of the house of representatives. The state auditor shall establish a single control account for the items listed in this subdivision. The department of administration shall maintain individual control accounts for the items listed in this subdivision.

The commissioner of administration shall submit to the senate finance committee and the house appropriations committee, not later than November 1, 1974, a detailed report of each management study made, recommendations made as a result of each study and changes instituted because of each study.

Any moneys appropriated for the salaries of state employees whose duties it is to perform cleaning services in and for state buildings shall be used by the commissioner of administration to contract and pay for such services if he determines that the contract method is more economical than having such services performed by state employees.

The commissioner of administration shall review and analyze fees collected by state departments and agencies. The commissioner shall prepare a report on those fees in which the cost of the collections of the fee appears excessive in relation to the amount of the fee collected. The report shall be submitted on or before November 15, 1974, to the committee on finance of the senate and the committee on appropriations of the house of representatives.

Notwithstanding any law to the contrary, the department of administration shall appraise and establish rental rates for all living accommodations provided by the state for its employees.

1974

1975

\$

\$

The commissioner of administration shall deposit in the state treasury and credit to the general fund all money collected from private tenants as rent from space in the capitol square building.

The commissioner of administration is directed to negotiate with the university of Minnesota for the purpose of contracting for the university to provide building maintenance and security for the department of health building.

The commissioner of administration may lease portions of state owned buildings in the capitol complex, the capitol square building, and at 1246 University Avenue, St. Paul, Minnesota, to state departments and agencies and charge rent therefor on the basis of space occupied, and, notwithstanding the provisions of any law to the contrary, all moneys collected as rents shall be deposited in the state treasury and credited to the general fund.

The position of administrator of the employees merit award system may be in the classified or unclassified service.

In the case of payrolls which are financed in whole or in part with federal funds, that portion of the cost of payroll preparation which is chargeable to federal funds shall be reimbursed to the department of administration from such federal funds, and such amounts as are necessary are hereby appropriated from such funds for that purpose. The cost of preparing payrolls for state departments, agencies, and institutions whose salaries are provided by open, standing, continuing, or revolving appropriations or so called dedicated receipt accounts shall be reimbursed to the department of administration from such appropriations or dedicated receipt accounts and such amounts as are necessary are hereby appropriated from such appropriations and accounts for that purpose.

In the case of state departments, agencies, and institutions which are financed in whole or in part with federal funds,

	1974	1975
<p style="text-align: right; margin-right: 20px;">\$</p> <p>that portion of the cost of collecting social security contributions which is chargeable to federal funds shall be reimbursed from federal funds, and such amounts as are necessary are appropriated from such funds for that purpose.</p>		<p style="margin-bottom: 10px;">\$</p>

The cost of collecting employees' social security contributions and the state's matching share for reimbursement to the U.S. Secretary of Treasury for state departments, agencies, and institutions whose salaries are provided by open, standing, continuing, or revolving appropriations or so called dedicated receipt accounts shall be reimbursed to the state agency revolving fund from such appropriations or dedicated receipt accounts, and such amounts as are necessary are appropriated from such appropriations and accounts for that purpose.

Subd. 2. University/State Information System	350,000	
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Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Sec. 21. BOARD OF INVESTMENT

Subdivision 1. Salaries, supplies, and expense	359,904	358,159
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Approved Complement—17

Notwithstanding any other law to the contrary, the board of investment may lease or purchase a duplicating machine.

Sec. 22. SECRETARY OF STATE

Subdivision 1. Salaries	187,672	187,672
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Approved Complement—20

Subd. 2. Supplies and expense	57,129	50,313
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Subd. 3. Printing Legislative Manual		90,922
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Notwithstanding any other law to the contrary, the appropriation in this subdivision shall be available until the legislative manual is printed and distributed.

	1974	1975
Subd. 4. Publishing Constitutional Amendments	\$	\$ 18,180
Subd. 5. Election Expense and Nomination Fees	36,005	27,180
Sec. 23. DEPARTMENT OF CIVIL SERVICE		
Subdivision 1. Salaries	664,818	664,818
Approved Complement—1974 - 71		
1975 - 64		

The director is requested to report to the committee on finance of the senate and the committee on appropriations of the house the progress made in pilot job clarification projects for the purpose of determining whether the program should be financed in fiscal year 1975.

Subd. 2. Supplies and expense	168,706	141,839
Subd. 3. Management and Personnel Training Program		
Salaries, supplies and expense	253,984	248,316

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Sec. 24. MUNICIPAL COMMISSION

Salaries, supplies and expense	78,616	78,626
Approved Complement—3		

Sec. 25. MILITARY AFFAIRS

Subdivision 1. Salaries	1,316,521	1,319,831
Approved Complement—1974 - 177		
1975 - 178		

Plus such additional personnel as may be financed entirely from federal funds for the period federal funds are available.

Subd. 2. Supplies and expense	811,895	844,285
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Notwithstanding any other provision of this act or any other law, the appro-

	1974	1975
	\$	\$
<p>priations made in this section shall be available for allotment, encumbrance and expenditure upon passage of this act, for the purpose of financing federal reimbursement contracts.</p>		

Sec. 26. DEPARTMENT OF COMMERCE

Subdivision 1. Salaries	1,973,490	1,976,869
Approved Complement—168		
Subd. 2. Supplies and expense	321,729	313,774

Sec. 27. PUBLIC SERVICE

Subdivision 1. Administration, motor bus, truck, weights and measures, and local grain warehouse.

(a) Salaries	1,409,003	1,409,003
Approved Complement—127		
(b) Supplies and expense	376,494	281,465
Subd. 2. Grain Inspection		
(a) Salaries	2,184,088	2,184,088
(b) Supplies and expense	175,000	175,000
(c) Overtime	300,000	300,000

The department of public service is directed to adjust its schedule of fees before the end of each fiscal year to provide that the initial charge made for services to be rendered during the next fiscal year shall be sufficient to provide an income during the latter fiscal year equal to the amount of the expenditures for that year for salaries, overtime, expenses, which shall include without limitation an amount for state retirement and social security contributions. If the income from the fees provided for herein during any fiscal year shall be more than 103 percent of such expenditures for that year, the department in adjusting its schedule of fees for use in the next fiscal year shall fix the fees to produce income in the amount of such expenditure less the amount of such excess over 103 percent of the expenditures first referred to herein. If the income from

	1974	1975
	\$	\$
<p>the fees provided for herein during any fiscal year shall be less than the expenditures for that year, the department in adjusting its schedule of fees for use in the next fiscal year shall fix the fees to produce income in the amount of such expenditure for the latter year plus the amount of the difference between the expenditure for the year first referred to herein and the total income from such fees during that year, and plus 3 percent of the total expenditure for both the latter and the first year referred to herein. Such schedule of fees shall provide that any elevator, mill, or other department business requesting the weighing or inspection service, shall pay a minimum charge per hour for each employee requested or assigned. Any fees earned by such employee shall be credited against the charge made therefor. Such minimum charge shall be assessed only after taking into consideration all fees earned and all hours charged. Excess fees earned over hours charged shall be carried forward from month to month during any one fiscal year. When deemed necessary by the department, a charge for actual overtime costs may be made.</p>		

Sec. 28. LABOR AND INDUSTRY

Subdivision 1. Salaries	1,996,539	2,048,750
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Approved Complement—215

Subd. 2. Supplies and expense	386,458	404,609
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Sec. 29. LIQUOR CONTROL

Subdivision 1. Salaries	315,872	300,000
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Approved Complement—28

Subd. 2. Supplies and expense	62,823	55,000
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Sec. 30. BUREAU OF MEDIATION SERVICES

Subdivision 1. Salaries	383,898	383,898
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Approved Complement—26

Subd. 2. Supplies and expense	91,407	86,732
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	1974	1975
	\$	\$
Sec. 31. DEPARTMENT OF ECONOMIC DEVELOPMENT		
Subdivision 1. Salaries, supplies and expense	940,773	942,273

Approved Complement—39

Not more than one research project may be undertaken. The commissioner shall report to the next legislative session specific reports for research projects for the next biennium.

Subd. 2. Advertising and publications	300,000	300,000
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Not more than \$30,000 each year may be expended for promotional expenses.

Subd. 3. Regional matching	165,000	165,000
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Subd. 4. Port Authority of Duluth ..	80,000	80,000
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These amounts are appropriated to the port authority of Duluth, organized under Minnesota Statutes 1971, Section 458.09 to 458.19, and shall be used for the promotion of seaway trade after consultation with the department of economic development.

The port authority of Duluth shall file a report of activities financed by this appropriation with the legislature on or before November 1, 1974.

**Sec. 32. DEPARTMENT OF
AERONAUTICS**

Subdivision 1. Salaries	398,271	398,271
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Approved Complement—32

Subd. 2. Supplies and expense	88,260	92,300
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Subd. 3. Aeronautics proceedings ..	7,500	7,500
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This amount is available for the employment of consultants, expert witness fees, preparation of exhibits and other costs pertaining to aeronautics proceedings.

Subd. 4. Aeronautics safety and education	15,500	15,500
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	1974	1975
	\$	\$
Subd. 5. Airport construction and improvements		
(a) Key system airports	2,380,000	
(b) Secondary system airports	1,142,500	
(c) State landing strips	1,301,430	

The appropriation in subdivision 5 is to be expended only for grants-in-aid programs.

Revised Local Participation Plan

Notwithstanding the provisions of MSA 360.305, subdivision 4 (2) to the contrary, local participation on eligible state/local projects shall be as follows:

a. Capital improvements and planning—all systems.

Local participation shall not be less than one-fifth.

b. Land acquisition—all systems.

Local participation shall not be less than one-third.

c. Maintenance.

The state shall provide two-thirds of maintenance and operation costs not to exceed a maximum of \$25,000 on key system airports; \$10,000 on intermediate system airports; and \$2,500 on landing strips.

The commissioner of aeronautics may transfer unexpended balances between the above items with the approval of the governor after consultation with the legislative advisory committee.

Subd. 6. Navigational Aids	428,000
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Subd. 7. Striping airport runways	48,150
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Reimbursements from municipalities for striping runways shall be deposited in the state airport fund.

Subd. 8. Construction and maintenance of state owned airports	1,310,302
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Any unexpended balance remaining in subdivisions 5 through 8 the first year

	1974	1975
	\$	\$
shall not cancel but shall be available for the second year of the biennium.		

The commissioner of aeronautics is directed to complete the construction of the state owned airports at Thief River Falls and Orr contingent upon the acceptance of the respective communities to resume their previous ownership and operation. All equipment shall be provided in accordance with the formula herein provided.

No additional airports shall be established or acquired by the state during the 1973-75 biennium.

The amounts appropriated by this section are from the state airport fund.

Sec. 33. DEPARTMENT OF AGRICULTURE

Subdivision 1. Salaries, supplies and expense	2,323,115	2,331,248
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The amounts that may be expended from the above appropriations for each program are as follows:

Marketing Services and Marketing Development	\$302,974	\$304,339
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Food and Livestock Regulation and Supervision	735,582	737,350
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Development and Protection of Agricultural Resources	727,509	728,709
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General Support ...	557,050	560,850
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The commissioner of agriculture may transfer unexpended balances among the above programs. Such transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations of the house of representatives. The auditor shall establish a single control account for the items listed in this section. The department of agriculture shall maintain individual control accounts for the items listed in this section.

Any butter purchased may be sold if marketable under the laws of this state.

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The standing appropriation made by Laws 1963, Chapter 832, Section 4, in the sum of \$75,000 per biennium for the administration and enforcement of Minnesota Statutes 1971, Chapter 33, is rescinded and shall no longer be of any force and effect.

The fees for services performed in market and produce inspection shall be reviewed and, if necessary, adjusted each six months to the end that such fees shall insofar as it is practicable cover the cost of the services rendered. All moneys collected by authority of Minnesota Statutes 1971, Section 21.53, and all balances now on hand received from such source are appropriated for the purpose of carrying out the provisions of Minnesota Statutes 1971, Section 21.47 to 21.58. All moneys collected by authority of Minnesota Statutes 1971, Section 27.07, for services rendered pursuant to written contracts are appropriated for the purpose of carrying out the provisions of Minnesota Statutes 1971, Chapter 27, and the moneys so collected and appropriated shall be in addition to and not in substitution for the sums appropriated in this section. All funds, sums of money or other resources paid or furnished to the department of agriculture, dairy and food, by the federal government shall be credited to and become a part of the appropriations provided for in this section, and all such funds, sums of money or other resources so credited to the appropriations shall be in addition to and not in substitution for any sum appropriated or otherwise made available by this section. Provided that the fees for services performed for poultry breeding and inspection shall be fixed by the commissioner of administration at the beginning of each fiscal year and reviewed and adjusted, if necessary, at the end of each six month period in order that the fees prescribed shall insofar as practicable cover the cost of all services rendered.

The department of agriculture shall submit a semi-annual report on the col-

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lection of all license and inspection fees to the committee on finance of the senate and the committee on appropriations of the house of representatives. The first report shall be submitted on or before February 15, 1974.

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Notwithstanding any law to the contrary, the person hired to promote market development shall be in the unclassified service and shall work only at promoting market development.

Sec. 34. DEPARTMENT OF PUBLIC SAFETY

There is appropriated to the commissioner of public safety the following amounts for the following purposes, said amounts to be under the control of and to be expended by direction of the commissioner of public safety.

Subdivision 1. Salaries	15,283,864	15,301,959
Approved Complement—1974 - 1,388		
1975 - 1,389		

Of the amounts provided in this subdivision 1, \$11,605,614 for the first year and \$11,611,909 for the second year is appropriated from the trunk highway fund for traffic safety programs.

\$1,456,227 each year is appropriated from the highway user tax distribution fund for administration of motor vehicle laws.

\$2,222,023 the first year and \$2,233,823 the second year are appropriated from the general fund.

The above approved complement includes a total of 121 for the bureau of criminal apprehension and a total of 504 for all unclassified patrol officers and supervisors of the highway patrol. These respective complements shall not be exceeded during the biennium. Nothing in this provision is intended to limit the authority of the commissioner of public safety to transfer personnel, with the approval of the commissioner of admin-

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istration, between the various units and divisions within this subdivision, providing that the above complement restrictions are not exceeded in the indicated units. If the personnel in the above restricted complements are transferred to other units, or divisions of the department, the above complements shall be reduced accordingly.

No new highway patrol supervisory positions shall be established.

The legislature recommends that the commissioner of public safety merge the fire marshal division with the bureau of criminal apprehension to reduce administrative costs and to improve the investigational capability in the arson area.

Subd. 2. Weight Scale and Motor Vehicle Inspection

319,157

319,157

The personnel involved in the support of the weight scale and spot motor vehicle inspection programs shall be provided by the department of highways. This appropriation is from the trunk highway fund.

Subd. 3. Supplies and expense

8,460,863

8,590,523

Of the amounts provided in subdivision 3, \$5,856,817 for the first year and \$5,804,432 for the second year are appropriated from the trunk highway fund for traffic safety programs.

\$1,557,740 for the first year and \$1,478,132 for the second year are appropriated from the highway user tax distribution fund for administration of motor vehicle laws.

\$1,046,306 for the first year and \$1,307,959 for the second year are appropriated from the general fund.

The state auditor is directed to transfer on a quarterly basis the appropriation made from the trunk highway fund in subdivisions 1, 2, and 3.

Subd. 4. Sheriffs Teletype Operations

325,266

325,266

	1974	1975
	\$	\$
Approved Complement—14		
Subd. 5. Police schools		
(a) Supplies and expense	121,138	124,039
<p>Of the amounts provided in subdivision 5, \$11,709 for the first year and \$11,829 for the second year are appropriated from the trunk highway fund for highway safety activities.</p>		
Subd. 6. License plates		
(a) Salaries	162,412	162,412
Approved Complement—12		
(b) Supplies and expense	1,362,175	1,332,175
<p>The amounts provided in subdivision 6, items a and b, are appropriated from the highway user tax distribution fund.</p>		
Subd. 7. Fire Services—Advisory Council	7,500	7,500
Subd. 8. State Aids for Air Warning	30,000	30,000

The department of public safety is authorized to make grants in aid to local political subdivisions, to provide for up to 25 percent of the cost of air warning systems.

Sec. 35. DEPARTMENT OF NATURAL RESOURCES

There is appropriated to the commissioner of natural resources the following amounts for the purposes so stipulated in this section and as indicated in the workpapers of the committee on finance of the senate and the committee on appropriations of the house of representatives.

23,829,379 22,051,628

Approved Complement—1,200

The amount that may be expended from these funds for each program is as follows:

Protection and Development of Land, Water and Wildlife Resources

\$13,099,563 \$11,365,424

	1974	1975
	\$	\$
Public Use of Recreational Resources		
	\$4,274,132	\$4,267,582
Economic Distribution and Utilization of Public and Private Resources		
	1,967,047	1,954,226
General Support and Management Ser- vices		
	4,488,637	4,464,396

The commissioner of natural resources may transfer unexpended balances among the above programs. Such transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations of the house of representatives.

The state auditor shall establish a single control account for the items listed in this section. The department of natural resources shall maintain individual control accounts for the items listed in this section.

Of the amounts herein provided, \$11,587,204 for the first year and \$11,544,966 for the second year are appropriated from the general fund; \$11,692,175 for the first year and \$9,956,662 for the second year are appropriated from the game and fish fund; and \$550,000 each year is appropriated from the wildlife acquisition account.

The appropriations in this section include \$1,658,000 in the first year which is appropriated from the game and fish fund for the remodeling and reconstruction of the French River and Lanesboro hatchery facilities which shall be available until expended or the projects are completed or abandoned.

In addition to the amounts herein appropriated, all monies credited to the game and fish fund under Minnesota Statutes 1971, Section 296.421, Subdivision 4, are appropriated to the commissioner of natural resources for the acquisition, improvement, development and

	1974	1975
	\$	\$
maintenance of sites for public access to public waters and for lake improvement.		

The appropriations in this section include sufficient monies for payment in lieu of taxes on local units of government on wetlands for wildlife habitat.

The department may publish not more than six issues of the conservation volunteer during each fiscal year.

No overtime shall be paid to enforcement officers or enforcement officer pilots.

The commissioner of natural resources shall submit financial reports of the actual and anticipated expenditures of his department to the committee on finance of the senate and the committee on appropriations of the house of representatives. Such reports shall be structured on an activity basis and shall include all monies under the control of the commissioner and such additional information as may be requested by the committees to which the reports are made. The first report shall be submitted not later than February 15, 1974, and thereafter such reports shall be made on a quarterly basis.

Sec. 36. MINNESOTA WATER RESOURCES BOARD

Salaries, supplies and expense	55,274	54,726
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All hearings of the water resources board shall be solely in the performance of expressed statutory duties.

Sec. 37. POLLUTION CONTROL AGENCY

Subdivision 1. Salaries, supplies and expense	1,684,730	1,820,722
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Approved Complement—153

Subd. 2. Additional special studies ..	140,000
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The agency is authorized and directed to negotiate with the federal government, or any agency, bureau, or department thereof, for the purpose of securing or

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obtaining any grants of assistance in the completion of these studies.

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Health will continue to render such staff services as agency may require from time to time through health's division of environmental health, and health is to be reimbursed from this appropriation for the cost thereof.

On or before June 30, 1973, agency through its executive director will make and submit to the governor for approval an interdepartmental agreement, but if agency and health do not so agree at the time required, the matters to be covered by the agreement will be determined by executive order. The matters so to be covered by agreement or order are: (1) adequate exchange between agency and health of information in the health aspects of the work of each; (2) staff services and facilities required by agency to be furnished by health; (3) basis of reimbursement to health for services and facilities to agency. This agreement may be modified from time to time by agency and health with approval of the governor, and by executive order if the arrangement is effected by order, and the agreement or order, as the case may be, will be followed by the authorities involved in disbursing this appropriation.

The amounts provided in subdivisions 1 and 2, are sufficient to fulfill all duties imposed upon the agency by the 1973 legislature.

Prior to the holding of any public hearings, the purpose for which being the establishment of odor control regulations which would apply to agriculture, the agency shall notify the appropriate committees of the legislature.

Subd. 3. Automobile recycling	800,000	800,000
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	1974	1975
	\$	\$
Sec. 38. LIVESTOCK SANITARY BOARD		
Subdivision 1. Salaries	516,756	541,317
Approved Complement—48		
Subd. 2. Supplies and expense	198,438	233,605
Subd. 3. Indemnities	100,000	
Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.		
No payment for less than \$1 for indemnities may be made.		
Subd. 4. Field Laboratories	67,000	67,000
For the operation of field laboratories for the testing of poultry, including turkeys, for pullorum and other diseases.		
Subd. 5. Contingent account	150,000	
The funds appropriated in subdivision 5 shall be transferred to the various accounts of the livestock sanitary board at the request of the executive secretary of the board. Upon receipt of the request, the commissioner of administration shall certify to the state auditor the amounts to be transferred and the accounts into which the funds shall be transferred. Funds so transferred are hereby appropriated.		
Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.		
Sec. 39. HUMAN RIGHTS		
Salaries, supplies and expense	436,458	434,321
Approved Complement—34		
Sec. 40. WAR VETERANS AFFAIRS		
Subdivision 1. Salaries	371,931	371,931
Approved Complement—41		
Subd. 2. Supplies and expense	67,072	68,783

	1974	1975
	\$	\$
Subd. 3. Veterans relief fund	910,000	960,000

The Minnesota public relief advisory committee is hereby continued for the purposes of this subdivision.

None of the funds appropriated in this subdivision shall be transferred for the use of veterans' rest camps.

Subd. 4. War veterans and war orphans education aid	40,000	45,000
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To be expended pursuant to Minnesota Statutes 1971, Section 197.75.

Subd. 5. Headstones, markers, and sockets for soldiers and sailors graves	10,000	
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Any unexpended balances remaining in subdivisions 3 through 5 the first year shall not cancel but shall be available for the second year of the biennium.

Sec. 41. STATE LAW LIBRARY

Subdivision 1. Salaries	88,624	88,624
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Approved Complement—8

Subd. 2. Supplies and expense	58,945	60,558
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Subd. 3. Books and binding	120,000	
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Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Sec. 42. STATE ZOOLOGICAL BOARD

Salaries, supplies and expense	168,179	324,006
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Sec. 43. NATURAL RESOURCES ACCELERATION

Subdivision 1. Minnesota resources commission together with any sums received as grants-in-aid from federal sources and any sums granted by private sources to carry out the purposes of the commission. Such moneys shall be available to the commission until expended.	150,000	
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The commission during the 1973-75 biennium shall review the work programs and progress reports required under sub-

	1974	1975
	\$	\$
division 14 of this section and report their findings and recommendations to the committee on finance for the senate and the committee on appropriations for the house of representatives. The commission may prepare in cooperation with the committees on taxes a report to the 69th session of the legislature regarding payment in lieu of taxes on state and federally owned lands. The commission may also prepare a report to the 69th session of the legislature pertaining to the recodification and simplification of the laws and statutes pertaining to the Minnesota outdoor recreation and resource commission and the Minnesota resources commission.		

Subd. 2. Department of Administration

a. Acquisition of state recreation lands and trails	2,000,000
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To be expended in accordance with the purposes and criteria of the Minnesota outdoor recreation act of 1973 if approved by the legislature and/or according to the priorities established in project 80. These funds shall only be expended for lands within the authorized or designated boundaries of state parks, state recreation areas, state monuments, state waysides, state trails, state wild, scenic and recreational rivers, state scientific and natural areas, and the Sand Dunes state forest.

b. Acquisition of land-memorial hardwood forest	350,000
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c. Acquisition of scenic easements—Lower St. Croix recreational riverway ..	275,000
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d. Acquisition of spawning areas ..	50,000
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e. Acquisition of key deer yards ..	30,000
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f. Topographic mapping—final appropriation	785,000
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g. Grants-in-aid to local units of government	2,750,000
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Not more than \$55,000 may be expended for professional services in ad-

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ministration of the grants-in-aid to state and local units of government.

This appropriation or 50 percent of the local share if federal matching funds are used is to pay up to 50 percent of the total cost of long term lease, acquisition and development for recreational projects for the purposes described in Laws 1965, Chapter 810, Section 23 as amended by Laws 1969, Chapter 1139, Subdivision 7, g.

Notwithstanding any other law to the contrary these grants are not contingent upon the matching of federal grants.

The state office of local and urban affairs will administer the natural resources and land and water grants-in-aid to local units of government.

This appropriation shall be expended with the approval of the governor after consultation with the legislative advisory committee.

h. Grants-in-aid for regional recreational and natural areas 4,000,000

The state office of local and urban affairs will administer the natural resources and land and water grants-in-aid programs to local units of government and public educational institutions.

Not more than \$25,000 may be expended for professional services in administration of grants-in-aid for this program.

This appropriation is available to pay up to 100 percent of the local share for acquisition and lease of land for recreation areas, natural areas and open space serving a regional need to counties, local units of government, special units of government and public educational institutions authorized to acquire, maintain and operate recreational and natural areas; provided that the state share shall not exceed 75 percent of the total acquisition for any project.

Priorities for use of funds will be given to projects eligible for federal

	1974	1975
	\$	\$
funding and which are consistent with priorities established by regional recreation and open space plans.		
i. Iron range interpretive center . . .	500,000	
This money is available when there is evidence that other financing shall be available to complete the project.		
Subd. 3. Clearwater County		
First and second lake recreation project	10,000	
Subd. 4. Department of Economic Development		
Innovative program funding	50,200	
Subd. 5. Department of Education		
FFA stocking of upland game birds . .	60,000	
Subd. 6. Governor		
For the Minnesota bicentennial committee	200,000	
Subd. 7. Department of Health		
a. Abandoned well location and sealing	10,600	
b. Ground water quality program . .	86,240	
Subd. 8. Minnesota Historical Society		
a. Fort Snelling restoration	1,071,500	
b. Historic sites program	345,000	
Site engineering	\$ 35,000	
Historic site interpretation . .	100,000	
Historic archaeology	60,000	
Regional research libraries . .	50,000	
Curriculum materials on Minnesota history	25,000	
Traveling historical exhibits	50,000	
Map restoration	25,000	
c. Grand Mound interpretive center .	150,000	

The Minnesota historical society is hereby authorized to establish and col-

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lect such fees as it may deem reasonable for admission to the state-owned sites under its control. All such fees that are collected from the operation of these state-owned sites shall be deposited in and for the benefit of the general fund.

The Minnesota historical society is exempted from the competitive bidding procedures of Minnesota Statutes 1971, Chapter 16.07 in its completion of these projects.

The appropriations made in subdivision 8 of this section shall be subject to the allotment and encumbrance provisions of Minnesota Statutes 1971, Chapter 16.

Subd. 9. Department of Natural Resources

a. State land recreation development 3,400,000

To be expended in accordance with the provisions of the Minnesota outdoor recreation act of 1973 if approved by the legislature and/or in accordance with the recommendations of project 80. These funds shall only be expended for development within the authorized or designated boundaries of state parks, state recreation areas, state monuments, state waysides, state trails, state wild, scenic and recreational rivers and state scientific and natural areas.

Of the above amount, \$1,900,000 is appropriated from the state parks development account.

The commissioner of natural resources will review the proposed expenditures from this appropriation against priorities established by project 80 in consultation with the legislative buildings commission or its successor.

b. Interpretive services program	134,800
c. Spawning land development	50,000
d. Operation pheasant	200,000
e. Stream improvement	50,000

	1974	1975
	\$	\$
f. Development of artificial spawning reefs for walleyes	40,000	
g. Watershed studies and reports	150,000	
h. Ground water surveys, sand plains areas	50,000	
Of the amount appropriated not less than \$40,000 shall be for grants-in-aid.		
i. Environmental review	37,500	
j. Remote sensing program	25,000	
k. Lower St. Croix river resource management plan	40,000	
l. Melrose dam repair project	100,000	
This appropriation is available to pay up to 50 percent of the total cost of repair or reconstruction.		
Subd. 10. State Planning Agency		
a. State land use planning	380,000	
The study is to be done in cooperation with the affected state agencies and coordinated with local units of government and regional commissions.		
b. Voyageur park peripheral area plan	75,000	
c. Voyageur area soils survey	40,000	
d. Land use control and protection St. Louis and Koochiching county	60,000	
Subd. 11. State College Board		
Southwest college regional environmental program	50,000	
Subd. 12. Regents of the University of Minnesota		
a. Prehistoric archaeology	45,600	
b. Limnological research—final appropriation	35,000	
c. Energy extraction from solid wastes	90,000	
Subd. 13. Professional Services		
a. Department of natural resources—engineering	276,100	

	1974	1975
	\$	\$
b. Department of administration— land acquisition	315,000	

Subd. 14. It shall be a condition of acceptance of the appropriations made by this section and specified by this subdivision that the agency or entity receiving the appropriation shall submit work programs and semi-annual progress reports in such form as may be determined by the Minnesota resources commission for the following projects: for the projects authorized in subdivision 2b, subdivision 2c, subdivision 4, subdivision 5, subdivision 6, subdivision 7b, subdivision 8b provided that no reports shall be required for site engineering or map restoration, subdivision 9b, subdivision 9d, subdivision 9h, subdivision 9j, subdivision 9k, subdivision 10, subdivision 11, subdivision 12b and subdivision 12c.

Any unexpended balance remaining in the first year from appropriations made in this section shall not cancel but shall be available for the second year of the biennium.

Subd. 15. Natural Resource Federal Reimbursement Account

Reimbursements and matching funds received from the federal government for expenditures of appropriations made for the purposes described in Minnesota Statutes 1971, Chapter 86, shall the first instance be credited to a federal receipt account by the state agency receiving such reimbursements and matching funds.

Any state department or agency, including the Minnesota historical society and the university of Minnesota, who receive reimbursements for expenditures made under appropriations in this section; from Laws 1971, Section 48; from Laws 1969, Chapter 879, Section 4, Subsections 2, 3, 4, and 5; or from Laws 1969, Chapter 1139, Section 48, shall transfer such reimbursements to the natural resources reimbursement account. Funds

1974

1975

\$

\$

so transferred are appropriated for the purpose of that account. This provision shall not apply to federal aid reimbursements received under Minnesota Statutes 6.40.

Any and all federal reimbursements earned under expenditures made from appropriations for natural resources acceleration for the period from July 1, 1963 through June 30, 1969, shall be deposited to the general fund, provided that the state appropriation was used initially to finance the federal share of project costs.

There is established a maximum balance of \$500,000 to be retained for transfer from this account. At any time that the balance of the account exceeds the established maximum by an amount equal to or greater than \$100,000, the state auditor is directed to cancel the full amount of the excess to the general fund.

This appropriation is available for the purposes of land acquisition as described in subdivision 2 of this section, state land recreation development as described in subdivision 7 of this section, and acquisition and development of historic sites by the state of Minnesota, the Minnesota historical society, or the university of Minnesota, when such acquisition or development is deemed to be of an emergency or critical nature.

All requests for allocation from the account must be accompanied by a certification signed jointly by the state planning officer and the bureau of planning of the department of natural resources, showing a review of the application against the state recreation plan or project 80. Copies of such certification must be submitted to the appropriate legislative committees and commissions.

The appropriations made under the above paragraphs shall be expended with the approval of the governor after consultation with the legislative advisory committee.

	1974	1975
Sec. 44. WORKMEN'S	\$	\$
1973		
COMPENSATION	\$229,794.92	

To be transferred by the state auditor to the department of labor and industry compensation revolving fund, in payment of obligations incurred by the following agencies in the amounts as indicated:

Administration	\$ 26,377.48
Agriculture	4,514.02
Auditor	260.50
Civil Service	196.32
Commerce	186.87
Economic Development	2,285.61
Governor's Committee on Employment of Handicapped	15.90
Judicial	6,255.55
Labor and Industry	5,647.87
Legislature	250.81
Livestock Sanitary	
Military Affairs	7,034.40
Natural Resources	150,233.61
Public Defender	5,399.60
Public Examiner	935.53
Public Safety	15,436.11
Public Service	4,764.94

Of the amount appropriated \$30,965.85 shall be paid from the game and fish fund.

Sec. 45. UNEMPLOYMENT	
COMPENSATION	476,555.09

In reimbursement of unemployment compensation benefits paid for former employees of the following:

Agriculture	\$ 17,543.74
Commerce	8,814.44

	1974	1975
Economic Development	\$ 2,994.09	\$
Indian Affairs	1,664.00	
Natural Resources	441,496.64	
Public Service	4,042.18	

Of the amount appropriated \$120,-743.70 shall be paid from the game and fish fund.

Sec. 46. UNOBLIGATED BALANCES. The unobligated balance on hand as of June 30, 1973, June 30, 1974, and June 30, 1975, in the several appropriations and accounts for each of the state departments or divisions for which an appropriation is made herein out of the general fund are hereby cancelled into said general fund as of June 30, 1973, June 30, 1974, and June 30, 1975, and the unobligated balances on hand as of June 30, 1973, June 30, 1974, and June 30, 1975, appropriated out of any other funds, shall be cancelled into the fund from which they are appropriated as of June 30, 1973, June 30, 1974, and June 30, 1975. The provisions of this section shall not apply where otherwise indicated in this act or to aid, contributions, or reimbursements received from the federal government by the state; and all such federal aid, contributions, or reimbursements are hereby reappropriated for the purpose of supplementing the appropriations herein provided.

Sec. 47. MISAPPROPRIATION OF FUNDS. It shall be illegal for any state officer or head of any state department or any employee thereof to use moneys appropriated by this act, or fees collected, for any other purpose than the purpose for which such moneys have been appropriated and any such act by any such person shall be cause for immediate removal from the office or position he holds with the government of the state, provided, however, that funds may be transferred to the credit of the state employees retirement fund and used for the purposes thereof as provided by law.

Sec. 48. TRANSFER OF FUNDS, STATE AUDITOR. The state auditor is hereby authorized and directed to transfer to the general fund in the state treasury, all moneys credited to any fund established in connection with the payment of certificates of indebtedness when the purposes for which the act authorizing such certificates have been accomplished.

Subdivision 1. There is hereby transferred to the general fund, from the highway user tax distribution fund, the sum of \$1,289,916.86 to reimburse the general fund for the cost of collecting the tax on gasoline and gasoline substitutes and the cost of bond premiums during the 1971-73 biennium.

There is hereby transferred to the general fund, from the highway user tax distribution fund, the sum of \$4,989.77 to cor-

rect an underestimate in the cost of collecting the tax on gasoline and gasoline substitutes during the 1969-71 biennium.

There is hereby transferred to the general fund, from the highway user tax distribution fund, the sum of \$46,246.71 to reimburse the general fund for functions performed by the office of the state treasurer in mailing gas tax refunds during the 1971-73 biennium.

There is hereby transferred from the general fund to the highway user tax distribution fund, the sum of \$882.74 to correct an overestimate in the cost of mailing gas tax refunds during the 1969-71 biennium.

There is hereby transferred to the general fund, from the computer services revolving fund, the sum of \$710,000.00 to reimburse the general fund for the costs of remodeling.

There is hereby transferred to the general fund the following sums to reimburse the general fund for amounts transferred out of the general contingent account for the following purposes:

a. From the state airports fund for the department of aeronautics, supplies and expense, for the year ending June 30, 1973. \$ 3,600.00

b. From the state airports fund for the department of aeronautics, striping airport runways, for the year ending June 30, 1973. 10,000.00

c. From the state airports fund for the department of aeronautics, salaries, for the year ending June 30, 1973. 8,750.00

Sec. 49. Any moneys made available to any state department or agency by this act of appropriation, transfer or otherwise for the payment of salaries is a source of revenue to such department or agency under the provisions of Minnesota Statutes 1971, Sections 355.50 and 352.04, Subdivision 5.

Sec. 50. Notwithstanding the provisions of any other law, state departments and agencies may, with the approval of the commissioner of administration, eliminate authorized positions and use the moneys for purchase of interdepartmental tabulating services from the department of administration, information systems division, or for the leasing or purchase of equipment if such is found to be more economical than filling of authorized positions. Such moneys are hereby authorized to be transferred to the supplies and expense account of the department. Such moneys transferred are hereby appropriated for this purpose.

The commissioner of administration, in reviewing the proposals, shall also review the documentation presented indicating the analysis of the cost benefit and reduction of personnel or other savings or benefit that will occur with the computerization or further computerization of the systems involved in the pro-

posal. Upon implementation of the proposal, the complement shall be reduced and the indicated savings reserved and cancelled.

Sec. 51. Notwithstanding the provisions of any law to the contrary, the commissioner of administration may sell the state owned property comprising the Owatonna state school in the manner which will realize the greatest return to the state. Such a sale, however, shall be made only after advertising the sale of the property and inviting sealed bids which shall be opened at the time specified and read aloud. The sale shall be made to the highest bidder. The advertisement of such sale shall be made in local and national publications including but not limited to such publications as the Wall Street Journal and the New York Times. The state reserves the right to reject any and all bids.

Sec. 52. The commissioner of administration shall make maximum utilization of available space in state institutions and buildings by not renewing the leases of departments renting space from non-public property owners near state institutions which have available space. He shall encourage departments to lease such space from the institutions or other state agencies at a rate to be determined by the commissioner of administration. Any remodeling required shall be performed by the maintenance forces of the institution or building providing the space if at all possible. Receipts from such rentals or leases are hereby reappropriated to the department providing the space. The commissioner shall report to the 69th legislature concerning these instructions.

Sec. 53. [15.16 Subd. 5] No control of state owned lands shall be transferred between state departments without first consulting the legislative building commission, or other appropriate legislative committee or committees and obtaining a recommendation thereon. The recommendation shall be advisory only. Failure to obtain a prompt recommendation shall be deemed a negative recommendation.

Sec. 54. Notwithstanding any provisions of Minnesota Statutes 1971, Section 16.17, or Extra Session Laws 1971, Chapter 3, Section 53, or any other law to the contrary, the unencumbered balance remaining on June 30, 1973, of the \$3,480,000 appropriated by Extra Session Laws 1971, Chapter 3, Section 48, Subdivision 6 (a) (1), shall not lapse but shall remain available for expenditure for the projects specified below:

- (a) Gooseberry Falls State Park, sewage disposal
- (b) Helmer Myre, visitor center and water chlorination system
- (c) Interstate Park, sewer system
- (d) Itasca State Park, Douglas Lodge sewer system rehabilitation
- (e) Jay Cooke State Park, sewer system and water system
- (f) Lake Carlos State Park, sewer system
- (g) William O'Brien State Park, sewer lagoon

Sec. 55. Subdivision 1. The powers, duties, and responsibilities of the department of labor and industry under Minnesota Statutes, Sections 332.31 to 332.45 relating to collection agencies are hereby transferred to and imposed upon the section of consumer services in the department of commerce.

Subd. 2. In the next and subsequent editions of Minnesota Statutes, the revisor of statutes shall make such changes in terminology as may be required to record the powers, duties, and responsibilities which are transferred by this section.

Sec. 56. Minnesota Statutes 1971, Section 326.52, is amended to read:

326.52 [DEPOSIT OF FEES.] All fees received under sections 326.46 to 326.52 shall be (PAID) *deposited* by the department of labor and industry (TO THE STATE TREASURER, AND AN AMOUNT OF MONEY EQUAL TO THE AMOUNT SO PAID OVER BY THE DEPARTMENT TO THE TREASURER IS HEREBY APPROPRIATED, OUT OF ANY FUNDS) *to the credit of the general fund* in the state treasury (NOT OTHERWISE APPROPRIATED, TO THE DEPARTMENT FOR THE PURPOSE OF CARRYING OUT THE PROVISIONS OF SECTIONS 326.46 TO 326.52.) The salaries and per diem of the inspectors and examiners hereinbefore provided, their expenses, and all incidental expenses of the department in carrying out the provisions of sections 326.46 to 326.52 shall be paid (ON ORDER OF THE DEPARTMENT FROM SUCH APPROPRIATION, BUT NO EXPENSE OR CLAIM SHALL BE INCURRED OR PAID IN EXCESS OF THE AMOUNT RECEIVED FROM THE FEES HEREIN PROVIDED) *from the appropriations made to the department of labor and industry.*

Sec. 57. [15.161]. The head of a state department or agency shall consult the legislative buildings commission or other designated appropriate legislative committee or committees before accepting any federal land or buildings thereon or any interest therein which is declared surplus by federal authorities and obtaining a recommendation thereon which shall be advisory only. Failure to obtain a recommendation thereon promptly shall be deemed a negative recommendation.

Sec. 58. Subdivision 1. Notwithstanding any provision of law to the contrary, no contract shall be awarded for the removal of rough fish except in accordance with requirements of law regarding the awarding of a contract after competitive bidding. A contractor of rough fish pursuant to this subdivision may sell or otherwise dispose of the rough fish which he acquires from the state.

Subd. 2. Minnesota Statutes 1971, Section 97.486 is repealed.

Sec. 59. The sum of \$40,000 is appropriated for the biennium ending June 30, 1975, to the department of military affairs for the St. Cloud national guard armory to be expended for black-topping the parking lot, installing curbs, gutters, and catch basins, and providing security lighting.

Sec. 60. [] APPLICATIONS FOR NON-STATE FUNDS. Subdivision 1. Every department or agency of the executive branch of state government shall, prior to the submission of any application for non-state funds, submit the original of the application to the commissioner of administration. The commissioner shall promptly return the application indicating his approval or disapproval. No application for funds shall be submitted without the prior approval of the commissioner of administration. The commissioner of administration may promulgate rules, regulations, and directives to implement the provisions of this section.

Subd. 2. The provisions of this section shall not apply to the Minnesota historical society.

Subd. 3. Minnesota Statutes 1971, Section 16.165 is repealed.

Sec. 61. Subdivision 1. [16.141] [Subd. 3a] Notwithstanding any other law to the contrary, the commissioner of administration after consulting the committee on appropriations of the house of representatives and the committee on finance of the senate may waive the requirements for submitting a budget by object of expenditure for agencies and departments which are, at his direction, requesting programmatic appropriations.

Subd. 2. Subdivision 1 takes the place of Minnesota Statutes 1971, Section 16.141, Subdivision 3, which subdivision is repealed.

Sec. 62. [] DEPOSIT OF TAX RECEIPTS. Subdivision 1. Notwithstanding the provisions of Minnesota Statutes, Sections 290.361, 291.33, 297.13, 298.17, 298.281, 298.282, 298.32, 298.39, 298.396, 298.51, 298.64, 298.65, 340.60 and similar laws to the contrary relating to the depositing, disposition, or apportionment of tax receipts, the state auditor may provide for a single depository account for each tax or kind of taxes providing adequate information is available to determine the source and disposition or apportionment of the tax to meet statutory requirements. The auditor shall request such transfers and certifications as are necessary to meet such statutory requirements. The state auditor may issue directives to implement the provisions of this section.

Sec. 63. Minnesota Statutes 1971, Section 3.102, is amended to read:

3.102 [INTERIM LIVING EXPENSES.] Each member of the legislature shall be reimbursed for his expenses when he is required to attend meetings of standing committees, commissions, or is engaged in other legislative activity when the legislature is not in session. The amount of such reimbursement shall not exceed (\$25) \$33 per day as a per diem expense allowance for all expenses incurred except travel. He shall also be reimbursed for his travel expenses in the same amount as state employees are reimbursed for such travel.

Reimbursements to members of the legislature for out-of-state meetings or other legislative activity shall be in the same amounts as state employees are reimbursed for such out-of-state expenses.

Expenses for members of the legislature are payable in the manner and in the amount designated by the senate committee on rules and administration as to members of the senate and by the committee on rules and legislative administration as to members of the house of representatives.

The expense allowances provided for herein to the persons designated are in lieu of any other expenses authorized by law or resolution for the same purposes.

Sec. 64. Laws 1965, Chapter 810, Section 23, Subdivision 3, as amended by Laws 1967, Chapter 867, Section 9, is repealed.

Section 65. Subdivision 1. There is appropriated to the commissioner of administration from the appropriate funds in the state treasury such sums as may be necessary to pay increases in compensation of officers, department heads, and other individuals in the judicial and executive branches of the state government, all in the unclassified service, if such salary increases are otherwise authorized by law during the 1973 session of the legislature.

Subd. 2. There is appropriated to the commissioner of administration from the appropriate funds in the state treasury such sums as may be necessary to pay increases in compensation of officers, department heads, and other individuals in the judicial and executive branches of the state government, all in the unclassified service, if such salary increases are authorized under the provisions of Minnesota Statutes, Sections 15A.021 and 15A.12.

Subd. 3. There is appropriated to the commissioner of administration from the appropriate funds in the state treasury such sums as may be necessary to pay increases in compensation of officers and employees of the executive branch of state government, all in the classified service, members of the state highway patrol, and non-academic employees of the university of Minnesota who are paid from state funds, if such salary increases are authorized by law during the 1973 session of the legislature.

Subd. 4. There is appropriated to the commissioner of administration from the appropriate funds in the state treasury such sums as may be necessary to pay shift differential and severance pay to employees of the state classified service, members of the highway patrol, and unclassified employees of the junior college system if such payments are authorized by law during the 1973 session of the legislature.

Subd. 5. The commissioner shall certify the necessary amounts to the state auditor, who shall transfer such amounts to the appropriate accounts. Sums so certified and transferred

are hereby appropriated. The appropriations made by this section are for the biennium beginning July 1, 1973.

Subd. 6. Any sums certified and transferred to the university of Minnesota under the provisions of subdivision 3 of this section or Minnesota Statutes, Sections 43.50, 352.04, Subdivision 5, and 355.50 shall only be used for the purpose certified. Any sum transferred that exceeds the increase cost above the amount appropriated for that purpose shall be returned and deposited in the state treasury."

Further amend by striking the title and inserting:

"A bill for an act relating to the organization and operation of state government; appropriating money therefor and limiting the use thereof; providing for the transfer of certain moneys in the state treasury; authorizing land acquisition in certain cases including conservation, parks, wildlife and spawning areas, and historic sites; fixing and limiting the amount of fees to be collected in certain cases; making funds available for seaway trade promotion; amending Minnesota Statutes 1971, Sections 3.102; 15.50; 326.52; repealing Minnesota Statutes 1971, Sections 16.141, Subdivision 3; 16.165, 97.486, and Laws 1965, Chapter 810, Section 23, Subdivision 3, as amended."

The motion prevailed and the amendment was adopted.

S. F. No. 2417, A bill for an act relating to the organization and operation of state government; appropriating money therefor and limiting the use thereof; providing for the transfer of certain moneys in the state treasury; authorizing land acquisition in certain cases including conservation, parks, recreational lands and trails, wildlife and spawning areas, and historic sites; fixing and limiting the amount of fees to be collected in certain cases; making funds available for seaway trade promotion; providing penalties for misusing appropriated funds; amending Minnesota Statutes 1971, Sections 3.102, 15.50; repealing Laws 1965, Chapter 810, Section 23, Subdivision 3 as amended by Laws 1967, Chapter 867, Section 9.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 122, and nays 9, as follows:

Those who voted in the affirmative were:

Adams, J.	Biersdorf	Dahl	Flakne	Hook
Adams, S.	Boland	DeGroat	Forsythe	Jacobs
Andersen, R.	Braun	Dieterich	Fudro	Jaros
Anderson, D.	Brinkman	Dirlam	Fugina	Johnson, C.
Anderson, G.	Carlson, A.	Eckstein	Graba	Johnson, D.
Anderson, I.	Carlson, B.	Eken	Graw	Johnson, J.
Becklin	Carlson, L.	Enebo	Growe	Johnson, R.
Bell	Casserly	Erdahl	Hagedorn	Jopp
Bennett	Connors	Erickson	Hanson	Jude
Berg	Culhane	Faricy	Haugerud	Kahn
Berglin	Cummiskey	Fjoslien	Heinitz	Kelly

Kempe	McCauley	Ojala	Sarna	Tomlinson
Klaus	McEachern	Parish	Savelkoul	Ulland
Knickerbocker	McFarlin	Patton	Schreiber	Vanasek
Laidig	Menke	Pavlak, R.	Schulz	Vento
Larson	Miller, D.	Pavlak, R. L.	Searle	Voss
LaVoy	Miller, M.	Pehler	Sherwood	Weaver
Lemke	Moe	Peterson	Sieben, H.	Wenzel
Lindstrom, E.	Mueller	Prahl	Sieben, M.	Wigley
Lindstrom, J.	Munger	Quirin	Skaar	Wohlwend
Lombardi	Myrah	Resner	Smith	Wolcott
Long	Nelson	Rice	Spanish	Mr. Speaker
Mann	Newcome	Ryan	Stangeland	
McArthur	Norton	St. Onge	Stanton	
McCarron	Ohnstad	Salchert	Swanson	

Those who voted in the negative were:

Belisle	Clifford	Ferderer	Niehaus	Pleasant
Cleary	Esau	Kvam	Pieper	

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

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Pavlak, R., requested immediate consideration of H. F. No. 995.

H. F. No. 995, A bill for an act relating to taxation; income tax exemption for volunteer fireman pensions; amending Minnesota Statutes 1971, Section 290.08, Subdivision 6.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Moe	Schreiber
Adams, S.	Diriam	Johnson, R.	Mueller	Schulz
Andersen, R.	Eckstein	Jopp	Munger	Searle
Anderson, D.	Eken	Jude	Myrah	Sherwood
Anderson, G.	Enebo	Kahn	Nelson	Sieben, H.
Anderson, I.	Erdahl	Kelly	Newcome	Sieben, M.
Becklin	Erickson	Kempe	Niehaus	Skaar
Belisle	Esau	Klaus	Norton	Smith
Bell	Faricy	Knickerbocker	Ohnstad	Spanish
Bennett	Ferderer	Kvam	Ojala	Stangeland
Berg	Fjoslien	Laidig	Parish	Stanton
Berglin	Flakne	Larson	Patton	Swanson
Biersdorf	Forsythe	LaVoy	Pavlak, R.	Tomlinson
Boland	Fudro	Lemke	Pavlak, R. L.	Ulland
Braun	Fugina	Lindstrom, E.	Pehler	Vanasek
Brinkman	Graba	Lindstrom, J.	Peterson	Vento
Carlson, A.	Graw	Lombardi	Pieper	Voss
Carlson, B.	Growe	Long	Pleasant	Weaver
Carlson, L.	Hagedorn	Mann	Prahl	Wenzel
Casserly	Hanson	McArthur	Quirin	Wigley
Cleary	Haugerud	McCarron	Resner	Wohlwend
Clifford	Heimitz	McCauley	Rice	Wolcott
Connors	Hook	McEachern	Ryan	Mr. Speaker
Culhane	Jacobs	McFarlin	St. Onge	
Cummiskey	Jaros	Menke	Salchert	
Dahl	Johnson, C.	Miller, D.	Sarna	
DeGroat	Johnson, D.	Miller, M.	Savelkoul	

The bill was passed and its title agreed to.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 733:

Schulz, Lemke, and Niehaus.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 118:

Sieben, M.; Wenzel; and Wohlwend.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 488:

LaVoy; Andersen, R.; and Johnson, D.

ADJOURNMENT

Mr. Anderson, I., moved that when the House adjourns today it adjourn until 10:30 a.m., Saturday, May 5, 1973. The motion prevailed.

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 10:30 a.m., Saturday, May 5, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

FIFTY-THIRD DAY

SAINT PAUL, MINNESOTA, SATURDAY, MAY 5, 1973

The House convened at 10:30 a.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J.	DeGroat	Johnson, D.	Moe	Schreiber
Adams, S.	Dieterich	Johnson, R.	Mueller	Schulz
Andersen, R.	Dirlam	Jopp	Munger	Searle
Anderson, D.	Eckstein	Jude	Myrah	Sherwood
Anderson, G.	Eken	Kahn	Nelson	Sieben, H.
Anderson, I.	Enebo	Kelly	Newcome	Sieben, M.
Becklin	Erdahl	Kempe	Niehaus	Skaar
Belisle	Erickson	Klaus	Norton	Smith
Bell	Esau	Knickerbocker	Ohnstad	Spanish
Bennett	Faricy	Kvam	Ojala	Stangeland
Berg	Ferderer	Laidig	Parish	Stanton
Berglin	Fjoslien	Larson	Patton	Swanson
Biersdorf	Flakne	LaVoy	Pavlak, R.	Tomlinson
Boland	Forsythe	Lemke	Pavlak, R. L.	Ulland
Braun	Fudro	Lindstrom, E.	Pehler	Vanasek
Brinkman	Fugina	Lindstrom, J.	Peterson	Vento
Carlson, A.	Graba	Lombardi	Pieper	Voss
Carlson, B.	Graw	Long	Pleasant	Weaver
Carlson, D.	Growe	Mann	Prahl	Wenzel
Carlson, L.	Hagedorn	McArthur	Quirin	Wigley
Casserly	Hanson	McCarron	Resner	Wohlwend
Cleary	Haugerud	McEachern	Rice	Wolcott
Clifford	Heinitz	McFarlin	Ryan	Mr. Speaker
Connors	Hook	McMillan	St. Onge	
Culhane	Jacobs	Menke	Salchert	
Cummiskey	Jaros	Miller, D.	Sarna	
Dahl	Johnson, C.	Miller, M.	Savelkoul	

A quorum was present.

McCauley and Samuelson were excused. Johnson, J., was excused until 2:10 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. DeGroat, the further reading was dispensed with and the Journal was approved as corrected.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 1355, 636, 923, 1000, 1581, 972, 1779, and 1821 have been placed in the members' files.

REPORTS OF STANDING COMMITTEES

Mr. Ryan from the Committee on City Government to which was referred:

S. F. No. 1341, A bill for an act relating to local improvements; special assessments for certain services, including alley maintenance; amending Minnesota Statutes 1971, Section 429.101, Subdivision 1.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Ryan from the Committee on City Government to which was referred:

S. F. No. 1463, A bill for an act relating to municipalities; local improvements and special assessments; providing for separate sidewalk benefiting districts.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

H. F. No. 1489, A bill for an act relating to education; providing for establishment and operation of cooperative centers by independent school districts.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [INDEPENDENT SCHOOL DISTRICTS; VOCATIONAL OR COOPERATIVE CENTERS.] Subdivision 1. [ESTABLISHMENT.] Notwithstanding any law or other provision to the contrary, two or more independent school districts may enter into an agreement to establish a cooperative center to provide for vocational education and other educational services upon the vote of a majority of the full membership of each of the boards of the districts entering into the agreement. When a resolution approving such action has been adopted by the board of a district, the resolution shall be published once in a newspaper of general circulation in the district. If a petition for referendum on the question of said district entering into such agreement, containing signatures of qualified voters of said district

equal to five percent of the number of voters at the last annual school election, is filed with the clerk of the board within 60 days after publication of such resolution, the board shall not enter into the agreement until the question of whether the district shall enter into the agreement has been submitted to the voters of the district at a special election. Said election shall be conducted and canvassed in accordance with Minnesota Statutes, Section 123.32. If a majority of the total number of votes cast on the question within said district is in favor of the proposition, the board may thereupon enter into an agreement to establish the center for purposes herein described.

Subd. 2. [NAME; FISCAL AGENT.] A public corporation so created shall be known as (insert name) cooperative center no. and shall have an identification number assigned pursuant to Minnesota Statutes, Section 123.03.

Subd. 3. [GOVERNING BOARD.] (a) The center shall be operated by a center board of not less than five members which shall consist of members from school boards of each of the participating school districts within the center, appointed by their respective school boards. Each participating school district shall have at least one member on the board. The board shall choose an administrative officer to direct board activities who shall serve as an ex officio member of the board but shall not have a vote.

(b) The terms of office of the first members of the board shall be determined by lot as follows: one-third of the members for one year, one-third for two years, and the remainder for three years, all terms to expire on June 30 of the appropriate year. Thereafter the terms shall be for three years commencing on July 1 of each year. If a vacancy occurs on the center board, it shall be filled by the appointing school board. A person appointed to the center board shall qualify as a board member by filing with the chairman a written certificate of appointment from his school board.

(c) The first meeting of a center board shall be at a time mutually agreed upon by board members. At such meeting, the center board shall choose its officers and conduct such other organizational business as may be necessary. Thereafter the center board shall meet on the first Saturday of July of each year or as soon thereafter as practicable pursuant to notice sent to all center board members by the chief executive officer of the center.

(d) The officers of the center board shall be a chairman, vice-chairman, clerk and treasurer, no two of whom when possible shall be from the same school district. The chairman shall preside at all meetings of the center board except in his absence the vice-chairman shall preside. The clerk shall keep a complete record of the minutes of each meeting and the treasurer shall be the custodian of the funds of said center. Insofar as applicable, Min-

nesota Statutes, Sections 123.33 and 123.34, shall apply to the board and officers of the center.

(e) Each participating school district shall have equal voting power with at least one vote. A majority of the center board shall be a quorum. Any motion other than adjournment shall pass only upon receiving a majority of the votes of the entire center board.

Subd. 4. [POWERS AND DUTIES.] (a) The center board shall have the general charge of the business of the center and the ownership of facilities. Where applicable, Minnesota Statutes, Section 123.36, shall apply. The center board may not issue bonds in its behalf. Each participating district shall issue its bonds for the purpose of acquisition and betterment of center facilities in the amount certified by the board to such participation district in accordance with Minnesota Statutes, Chapter 475.

(b) The center board (1) shall furnish vocational offerings to every eligible person residing in any participating district and (2) may provide special education for the handicapped and disadvantaged.

(c) The center board shall certify to each participating district, the amount of necessary funds assessed to such district as its proportionate share required for the conduct of the educational programs, payment of indebtedness, and all other proper expenses of the center.

(d) The center board shall employ and contract with necessary qualified teachers and administrators and may discharge the same for cause pursuant to section 125.12. The board may employ and discharge other necessary employees and may contract for other services deemed necessary. Employees of the center board shall have all the rights and benefits they would have if employed by a participating district.

(e) The center board shall provide an educational program for high school and adult vocational phases of instruction. The high school phase of its educational program shall be offered as a component of the comprehensive curriculum offered by each of the participating school districts. Graduation shall be from the student's resident high school district. Insofar as applicable, Minnesota Statutes, Section 123.35 to 123.40, shall apply.

(f) The center board may prescribe rates of tuition for attendance in its programs by adults and nonmember district secondary students.

Subd. 5. [FINANCING.] (a) Any center board established pursuant to this act is a public corporation and agency and may receive and disburse federal, state, and local funds made available to it. No participating school district shall have any additional individual liability for the debts or obligations of the center except that assessment which has been certified as its proportionate share in accordance with subdivision 5 (b) and subdivision 4 (a) and (c). A member of the center board shall have such liability as is applicable to a member of an indepen-

dent school district board. Any property, real or personal, acquired or owned by the center board for its purposes shall be exempt from taxation by the state or any of its political subdivisions.

(b) The center board may, in each year, for the purpose of paying any administrative, planning, operating, or capital expenses incurred or to be incurred, assess and certify to each participating school district its proportionate share of any and all expenses: Such share shall be based upon (1) the total enrollment of each member district as it relates to the total enrollments in all districts or (2) a uniform mill levy among all member districts. Each participating district shall remit its assessment to the center board within 30 days after receipt. The assessments shall be paid within the maximum levy limitations of each participating district.

Subd. 6. [STATE BOARD APPROVAL.] Prior to the commencement of the operation of any center the agreement entered into by participating districts shall be approved by the state board of education.

Subd. 7. [LAWS GOVERNING INDEPENDENT SCHOOL DISTRICT APPLICABLE.] As of the effective date of the creation of any center as contained in the agreement establishing such center, the organization, operation, maintenance, and conduct of the affairs of such center shall be governed by the general laws relating to independent school districts of the state unless provided otherwise herein or by statute passed hereafter.

Subd. 8. [ADDITION AND WITHDRAWAL OF DISTRICTS.] Upon approval by the majority vote of a school board, of the center board, and of the state board of education, an adjoining school district may become a member in the center and be governed by the provisions of this act and the agreement in effect.

Any participating district may withdraw from the center and from the agreement in effect upon mutual consent of a majority vote of the full board membership of such participating school district desiring withdrawal and according to provisions within the agreement establishing the center. Upon receipt of such withdrawal resolution, the center board shall file a certified copy of its resolution reciting the necessary facts with the county auditors of the counties affected. Such withdrawal shall become effective at the end of the next following school year but such withdrawal shall not affect the continued liability of the withdrawing district for bonded indebtedness it incurred prior to the effective withdrawal date.

Subd. 9. [EXISTING CENTERS.] Centers approved by the state board of education prior to enactment of this act shall be subject to its provisions except section 1, subdivision 1. Changes necessary in center agreements operating under Minnesota Statutes, Section 471.59, shall be completed within six

months after the effective date of this act and filed with the state board by the administrator of each existing center.”.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

H. F. No. 1936, A bill for an act relating to education; the establishment of a pilot educational service area in southwest and west central Minnesota to provide educational services and programs on a regional basis; appropriating money therefor.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

H. F. No. 2281, A bill for an act relating to Independent School District No. 709, St. Louis county; the payment of the net salary or wages of the employees; authorizing the “direct deposit” of said sums in a bank account in the name of the individual employee of the school district.

Reported the same back with the following amendments:

Page 1, line 23, strike “and provided further, that on or prior to the”.

Page 1, strike lines 24 through 30.

Page 1, line 31, strike “deposited to his account for the prior payroll period;”.

Page 2, after line 7, insert a new section to read:

“Sec. 2. Employees within any bargaining unit of the school district who are paid on a bi-weekly or monthly basis shall not be required to have their salary and wages deposited pursuant to the provisions of section 1 of this act unless and until agreed upon between the exclusive representative of the bargaining unit and the school district. All other employees shall be subject to the provisions of section 1 of this act.”.

Page 2, line 8, strike “the day following its”.

Page 2, line 9, strike “final enactment” and insert in lieu thereof “September 1, 1973”.

Renumber section 2 in sequence.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 792, A bill for an act relating to corrections; establishing an office of ombudsman for corrections; creating an ombudsman commission; definitions; granting the ombudsman certain enforcement powers of investigation, action on complaints, publication of opinions and recommendations; appropriating money; amending Minnesota Statutes 1971, Chapter 241, by adding sections.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1988, A bill for an act relating to manpower services; employment security information; amending Minnesota Statutes 1971, Section 268.12, Subdivision 12.

Reported the same back with the following amendments:

Page 1, line 25, strike "*or any unit of local*".

Page 1, line 26, strike "*government within the state*" and insert in lieu thereof "*or any municipal civil rights agency with enforcement powers*".

Page 2, line 7, strike "*or unit of local government*".

Page 2, line 8, strike "*within the state*" and insert in lieu thereof "*or any municipal civil rights agency*".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

PURSUANT TO JOINT RULE 20, THE FOLLOWING COMMITTEE REPORTS
WERE RE-REFERRED TO THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Mr. Mann from the Committee on Agriculture to which was referred:

H. F. No. 648, A bill for an act relating to agriculture; establishing a dairy products council within the department of agriculture; providing functions and authority therefor; amending

Minnesota Statutes 1971, Sections 32A.03, by adding a subdivision; 32A.05, by adding subdivisions; and 32A.09, Subdivisions 1, 2 and 6.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 32A.06, Subdivision 2, is amended to read:

Subd. 2. [PRICE FILING.] Price schedules on any class of selected dairy products can be superseded, changed or withdrawn only on forms prescribed and furnished by the commissioner and by filing a copy thereof with the commissioner at least ten (10) full business days before the new schedule becomes effective and until that time, the old schedule shall continue in force. Any new price schedule shall (CONTINUE UNCHANGED FOR TEN FULL BUSINESS DAYS) *become effective on the first Monday of each month.* The commissioner is authorized and empowered to investigate any price for any selected dairy product on any schedule or prices filed with the commissioner which appear to be in violation of sections 32A.01 to 32A.09, 325.04, 325.06, 325.075, and acts amendatory thereof, and to suspend the effective date of any such price for a period of ten calendar days or during the period of such investigation, whichever is the lesser, and upon such suspension shall give prompt notice thereof by mail to the person filing such price schedule. If within this ten day period the commissioner fails to determine that such suspended price is invalid, it shall be presumed to be a valid price, effective at the expiration of the ten day period. If the commissioner determines the price to be invalid, he shall so advise in writing the person filing such price schedule. If the person filing a price schedule containing a price which is suspended fails or refuses upon written request of the commissioner to make available all of his records pertinent to the determination of the validity of such suspended price, the period of suspension may be extended by the commissioner for a period of ten days from the time such records are made available. All price schedules filed with the commissioner shall be confidential and shall not be disclosed unless necessary to prepare or institute legal action.

Sec. 2. Minnesota Statutes 1971, Section 32A.09, Subdivision 1, is amended to read:

32A.09 [REDRRESS FOR INJURIES.] Subdivision 1. Any person who shall be injured in his business or property by reason of anything forbidden by sections 32A.01 to 32A.09, *or the commissioner in his own name or on behalf of any such injured person,* shall be entitled to sue therefor in any court of competent jurisdiction and shall be entitled to recover three fold the damage by him sustained and the costs of suit, including reasonable attorneys fees. Any person injured or who is threatened with injury or loss by reason of anything forbidden by sections 32A.01

to 32A.09, or the commissioner in his own name or on behalf of any such injured or threatened person, shall be entitled to sue for and have injunctive relief in any court of competent jurisdiction against all persons involved in any violation or threatened violation of sections 32A.01 to 32A.09, and acts amendatory thereof, to prevent and restrain violations or threatened violations thereof without alleging or proving actual damages or that an adequate remedy at law does not exist, so that injunctive relief can be obtained promptly without awaiting injury or actual damage. Such injunctive relief shall not abridge or be in lieu of any other civil remedy provided in sections 32A.01 to 32A.09.

Sec. 3. Minnesota Statutes 1971, Section 32A.09, Subdivision 2, is amended to read:

Subd. 2. *Either the commissioner or any person entitled to bring suit under sections 32A.01 to 32A.09 may sue both in tort and for injunctive relief and may recover for all loss, damage or injury arising from the continued violation to the time of trial or hearing of such suit.*

Sec. 4. Minnesota Statutes 1971, Section 32A.09, Subdivision 6, is amended to read:

Subd. 6. The commissioner may impose a penalty upon any person licensed by the department in any of its areas of jurisdiction which in any way involve the handling, processing, distributing, and selling of selected dairy products if the person is found to be in violation of the provisions of this dairy industry unfair trade practices act.

Whenever the commissioner has reason to believe that the person has violated the act and it appears that a proceeding should be held to determine whether a penalty should be imposed the commissioner shall serve notice on such person in writing by certified mail of the charges and grounds on which a penalty is sought to be imposed and of the time and place, not less than ten days after the mailing of a notice, at which a hearing shall be held to determine whether to impose a penalty. Any person upon whom a penalty is sought to be imposed shall have full right to counsel and to produce witnesses in his behalf at the hearing. After full investigation and hearing the commissioner may upon proof of a first violation impose a penalty of not less than (\$50) \$100 nor more than (\$100) \$500 for each act in violation. However, in no event shall the penalty exceed (\$1,000) \$5,000. Upon proof of a second violation the commissioner may impose a penalty of not less than (\$100) \$500 or more than (\$500) \$3,000 for each act in violation. However, the maximum penalty imposed shall not exceed (\$5,000) \$30,000. Upon proof of a third violation the penalty provisions applicable upon proof of a second violation shall apply.

The commissioner shall by certified mail or by personal service notify the person upon whom a penalty has been imposed, setting forth the reasons for the decision. The imposition of penalty shall become effective 30 days after the mailing or service in

person of the notification unless that person complies with the provisions of section 15.0424, providing for a procedure for judicial review of the determination in the district court. (IN ADDITION TO THE PROVISIONS CONTAINED THEREIN, THE PERSON MAY PETITION TO THE DISTRICT COURT THAT THE REVIEW PROCEDURE SHALL BE BY TRIAL DE NOVO.)

Imposition of any penalties under this section shall be construed as civil and not criminal in nature.

Any amounts received by the commissioner as a result of the imposition of penalties under this provision shall be deposited with the state treasurer and shall be placed in the "dairy industry unfair trade practices account."

Further, strike the title and insert in lieu thereof the following:

"A bill for an act relating to agriculture; amending Minnesota Statutes 1971, Sections 32A.06, Subdivision 2, and 32A.09, Subdivisions 1, 2 and 6."

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Mann from the Committee on Agriculture to which was referred:

H. F. No. 1552, A bill for an act relating to agriculture, disposal of animal carcasses by renderers and pet food processors; amending Minnesota Statutes 1971, Section 35.82, Subdivision 2, and by adding a subdivision.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 35.82, is amended by adding a subdivision to read:

Subd. 1b. (a) The livestock sanitary board, through its secretary and executive officer, may issue a permit to the owner or operator of a pet food processing establishment or a mink rancher or a supplier of such establishment, located within the boundaries of Minnesota, to transport the carcasses of domestic animals that have died or have been killed otherwise than by being slaughtered for human consumption, over the public highways to his establishment for pet food purposes only. The permit does not allow the interstate movement of carcasses. The permit shall be valid for one year following date of issue unless revoked.

(b) The owner or operator of a pet food processing plant or mink ranch shall employ an official veterinarian. If the vet-

erinarian named in the application is accepted by the board to act as the official veterinarian, he shall be authorized by the board to act as its representative.

(c) Carcasses collected by such owners or operators under permit may be utilized for pet food or mink food purposes provided that the official veterinarian examines such carcass and in his opinion the carcass is suitable for pet food or mink food purposes.

(d) Carcasses not passed by the official veterinarian for pet food or mink food purposes shall be disposed of by a rendering plant operating under permit from the board.

(e) Provided however that the livestock sanitary board shall require such pet food processing establishment and owners and operators of mink ranches and suppliers of such establishments to conform to such rules and regulations of the board applicable to rendering plants within the state of Minnesota.

Sec. 2. Minnesota Statutes 1971, Section 35.82, Subdivision 2, is amended to read:

Subd. 2. (a) Except as provided in subdivision 1a and section 1, every person owning or having in charge any domestic animal that has died or been killed otherwise than by being slaughtered for human or animal consumption, shall as soon as reasonably possible bury the carcass thereof at least three feet deep in the ground, or cause the same to be consumed by fire; provided, however, that the livestock sanitary board, through its secretary and executive officer, may issue a permit to owners of rendering plants, located within the boundaries of Minnesota, provided such rendering plants are operated and conducted as required by law, to remove carcasses of domestic animals and fowl that have died or have been killed otherwise than by being slaughtered for human or animal consumption, over the public highways to their plants for rendering purposes in accordance with the rules and regulations adopted by the livestock sanitary board relative to transportation, rendering, and all other provisions deemed by that board to be necessary to prevent the spread of disease; and to owners of rendering plants located in any adjacent state with which a reciprocal agreement is in effect, as provided in subdivision 3.

(b) Carcasses collected by rendering plants under permit may be utilized for pet food purposes provided that the owner or operator employs an official veterinarian. If the veterinarian named in the application is accepted by the board to act as the official veterinarian, he shall be authorized by the board to act as its representative.

(c) Carcasses may be utilized for pet food purposes provided that the official veterinarian examines such carcass and in his opinion the carcass is suitable for pet food purposes. Carcasses not passed by the official veterinarian for pet food purposes shall be disposed of by rendering.

(d) Any authorized employee or agent of the livestock sanitary board shall have the authority to enter upon any private or public property and to inspect the carcass of any domestic animal that has died or has been killed otherwise than by being slaughtered for human or animal consumption. Failure to dispose of the carcass of any such domestic animal within the period specified by this subdivision is a public nuisance. The livestock sanitary board may petition the district court of the county in which such carcass is located for a writ requiring the abatement of the public nuisance. A civil action so commenced shall not preclude a criminal prosecution under the provisions of this section. No person shall sell or offer to sell, or give away such a carcass of a domestic animal when the animal died or was killed otherwise than by being slaughtered for human or animal consumption, nor convey the same along any public road or upon any land not his own; unless in accordance with a special permit, as provided in this section of Minnesota Statutes; provided, however, that the carcass of a domestic animal that has died or has been killed otherwise than by being slaughtered for human or animal consumption, or parts thereof, may, be transported along any public road for a medical or scientific purpose, provided that the carcass of any such domestic animal so transported shall be enclosed in a leak proof container to prevent spillage or the dripping of liquid waste. The livestock sanitary board may adopt rules and regulations relative to the transportation of the carcass of any such domestic animal for a medical or scientific purpose, and further provided that a carcass situated on a public thoroughfare may be transported for burial or other disposition in accordance with this section. No person shall negligently or wilfully permit diseased animals owned or controlled by him to escape his control or to run at large. Every violation of any provision of this section shall be a misdemeanor.

Sec. 3. *Minnesota Statutes 1971, Section 35.82, Subdivision 1a, is repealed.*

Sec. 4. [EFFECTIVE DATE.] *This act shall take effect July 1, 1974 or as soon thereafter as the livestock sanitary board shall have promulgated all rules and regulations required by this act."*

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

"A bill for an act relating to agriculture, disposal of animal carcasses by renderers and pet food processors; amending Minnesota Statutes 1971, Section 35.82, Subdivision 2, and by adding a subdivision; repealing Minnesota Statutes 1971, Section 35.82, Subdivision 1a."

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 1605, A bill for an act relating to the city of St. Louis Park; authorizing the city council to establish special assessment districts.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 2106, A bill for an act relating to the city of Minneapolis; authorizing the city to acquire and finance a rehabilitation and therapy health care facility as a project under the municipal industrial development act.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 2438, A bill for an act relating to the fees of the abstract clerk in Ramsey county; amending Laws 1945, Chapter 561, Section 4 as amended by Laws 1957, Chapter 855, Section 1; Laws 1965, Chapter 628, Section 2 and Laws 1969, Chapter 667, Section 1.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 336, A bill for an act relating to consumer protection; restricting door to door distribution of certain items; broadening enforcement powers; providing penalties; amending Minnesota Statutes 1971, Section 325.925.

Reported the same back with the following amendments:

Page 1, line 13, after "door to door" and before the comma insert "*to residences*".

Page 1, line 13, restore the stricken language.

Page 1, line 14, restore the stricken language.

Page 1, line 16, strike "six" and insert "seven".

Page 1, line 17, after "inches" and before the comma, insert "and which contains less than one hole, one-half inch in diameter, for each twenty-five square inch area".

Page 1, line 19, after the period insert the following new language: "This subdivision shall not apply to plastic bags with an average thickness of more than .0015 of an inch."

Page 1, line 23 strike "gross".

Page 1, strike lines 24 through 31 and insert in lieu thereof a new subdivision to read as follows:

"Subd. 3. A violation of this section shall also be treated as a violation of section 325.79."

Page 2, strike lines 1 through 8.

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 737, A bill for an act relating to food; providing for the regulation and control of its manufacture, distribution and sale; prescribing penalties; amending Minnesota Statutes 1971, Chapter 31, by adding sections, Sections 31.01, Subdivisions 2, 3, and 4, and by adding subdivisions; 31.02; 31.04; 31.05; 31.14; and 32.021, Subdivision 2; and repealing Minnesota Statutes 1971, Sections 31.01, Subdivisions 5 and 19; 31.10; 31.11; and 31.12.

Reported the same back with the following amendments:

Page 1, line 16, after "Minnesota Statutes," delete "sections 31.01 to 31.171" and insert "Chapter 31".

Page 1, line 23, after "that" and before "federal" delete "certain".

Page 1, line 25, after "regulations," delete the rest of the language and on line 26, delete all of the language before "pursuant to state law." and insert "and such regulations shall be promulgated".

Page 5, line 18, after "treated" and before "in" delete the comma.

Page 7, line 2, after "source," delete "or" and insert "and".

Page 11, line 15, after "advertisement" delete the rest of line 15.

Page 11, delete all of lines 16 through 20 before the period.

Page 17, line 26, after "*commissioner*" and before the period, insert "*and is in addition to authority granted in sections 31.10, 31.11, and 31.12*".

Page 17, line 26, after "*regulations*" and before "*shall*" insert "*when applicable*".

Page 17, line 28, after "*federal*" and before the period, delete "*act*" and insert "*law*".

Page 18, line 5, delete "*July*" and insert "*April*".

Page 18, line 7, after "*amended*" delete the comma.

Page 18, line 8, delete "*stayed or suspended*".

Page 18, line 11, delete "*July*" and insert "*April*".

Page 18, line 13, after "*amended*" delete the comma.

Page 18, line 14, delete "*stayed or suspended*".

Page 18, line 17, delete "*July*" and insert "*April*".

Page 18, line 19, after "*amended*" delete the comma.

Page 18, line 20, delete "*stayed or suspended*".

Page 18, line 23, delete "*July*" and insert "*April*".

Page 18, line 25, after "*amended*" delete the comma.

Page 18, line 26, delete "*stayed or suspended*".

Page 19, line 1, delete "*July*" and insert "*April*".

Page 19, line 4, after "*amended*" delete "*, stayed or suspended*".

Page 19, line 17, delete "*July*" and insert "*April*".

Page 19, line 20, after "*amended*" delete "*, stayed or suspended*".

Page 19, line 24, delete "*interstate*" and insert "*intrastate*".

Page 20, line 12, delete "*July*" and insert "*April*".

Page 20, line 14, after "*to*" delete "*stay, suspend or*".

Page 22, line 26, delete "*July*" and insert "*April*".

Page 23, line 1, after "*to*" delete "*stay, suspend*".

Page 23, line 2, delete "*or*" before "*amend*".

Page 23, line 3, delete "*additional regulations or*".

Page 23, line 19, after "*31*" and before the semicolon, delete "*, subdivision 1*".

Page 23, line 22, after "*31*" and before the semicolon, delete "*, subdivision 1*".

Page 23, line 24, after "*31*", delete the comma.

Page 23, line 25, delete "*subdivision 1*".

Page 23, line 28, after "*31*," and before "*and*" delete "*subdivision 1*".

Page 26, line 6, after "*31*" delete the comma.

Page 26, line 7, delete "*subdivision 1*".

Page 26, line 16, delete "*Subdivision 1*".

Page 26, line 22, after "*26*" delete "*, or*".

Page 26, line 23, delete "*subdivision 2 of this section*".

Page 27, lines 2 through 28, delete all of the language.

Page 28, lines 1 through 26, delete all of the language.

Page 29, line 11, delete "*section 27*" and insert "*section 31.10 and section 27 of this act*".

Page 30, line 10, delete "*section 27*" and insert "*section 31.10 and section 27 of this act*".

Page 30, line 18, delete "*section 27*" and insert "*section 31.10 and section 27 of this act*".

Page 30, line 23, delete "*section 27*" and insert "*section 31.10 and section 27 of this act*".

Page 34, line 19, delete "*cause to be*".

Page 34, line 20, delete the word "*disseminated*" and insert "*disseminate*".

Page 34, line 20, after "*such*" and before "*information*" insert "*substantiated*".

Page 34, line 20, delete "*the*" and insert "*he*".

Page 34, line 21, delete "*commissioner*".

Page 35, line 23, delete "*Sections*" and insert "*Section*".

Page 35, line 24, after "*19*" and before "*are*" delete "*; 31.10; 31.11; and 31.12*".

Further amend the title as follows:

Lines 12 and 13, delete all of the language except the period and insert "*Section 31.01, Subdivisions 5 and 19*".

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

H. F. No. 1812, A bill for an act relating to intoxicating liquor; identification of purchaser.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1630, A bill for an act relating to Hennepin county; retirement of county employees; amending Laws 1965, Chapter 855, Section 15, Subdivision 1.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

SECOND READING OF SENATE BILLS

S. F. Nos. 1341 and 1463 were read for the second time.

INTRODUCTION OF BILLS

Cummiskey, Vanasek, McEachern, Menke, and Kelly introduced:

H. F. No. 2458, A bill for an act relating to the membership of municipalities and other political subdivisions in state and national associations; amending Minnesota Statutes 1971, Section 471.96, Subdivision 1.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Hook introduced:

H. F. No. 2459, A bill for an act relating to pollution of the air by odors; amending Minnesota Statutes 1971, Section 116B.02, Subdivision 5.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Esau, Mann, Klaus, Niehaus, and Wigley introduced:

H. F. No. 2460, A bill for an act relating to elections; disclosure of campaign contributions; providing a penalty.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

Hook; Schulz; Larson; Miller, D.; and Lombardi introduced:

H. F. No. 2461, A bill for an act relating to state government; regulating credit union and labor organization payroll deductions; amending Minnesota Statutes 1971, Section 10.39, Subdivision 1.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Hook introduced:

H. F. No. 2462, A bill for an act relating to criminal trials; providing for dismissal if trial not commenced within 90 days of arraignment; providing for extensions.

The bill was read for the first time and referred to the Committee on Judiciary.

Hook introduced:

H. F. No. 2463, A bill for an act relating to courts; venue change in civil actions; amending Minnesota Statutes 1971, Section 542.10.

The bill was read for the first time and referred to the Committee on Judiciary.

Miller, D.; Salchert; and Anderson, G., introduced:

H. F. No. 2464, A bill for an act relating to public transit; prohibiting public transit authorities from transporting school children on a regular contract basis.

The bill was read for the first time and referred to the Committee on Transportation.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 672, A bill for an act relating to natural resources; preservation and management of wild and scenic rivers; establishing a system of classifications of such rivers as wild, scenic, or recreational; providing policies and standards for administration thereof.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 1125 and 2277.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 1252.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 1231, 1522, 1523, 1623, 1643, 1782, 1797, and 2035.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 1930, 2148, 2165, 2320, 2338, 2350, and 2121.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 830, 750, 1302, and 1480.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate wishes to recall for the purpose of further consideration Senate File No. 750:

S. F. No. 750, A bill for an act relating to taxes on and measured by net income; limiting the deductions attributable to farming; amending Minnesota Statutes 1971, Sections 290.01, Subdivision 20; and 290.09, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

Eken moved that the House accede to the request of the Senate for the return of S. F. No. 750 for further consideration by the Senate. The motion prevailed.

FIRST READING OF SENATE BILLS

S. F. No. 830, A bill for an act relating to taxation; exempting certain sales of advertising material from sales tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 1302, A bill for an act relating to health; organization of public health nursing services; amending Minnesota Statutes 1971, Sections 145.12, Subdivision 1; and 393.07, Subdivisions 2 and 3.

The bill was read for the first time and referred to the Committee on Health and Welfare.

S. F. No. 1480, A bill for an act relating to meetings of state agencies and of governing bodies open to public; providing a penalty; amending Minnesota Statutes 1971, Section 471.705; repealing Minnesota Statutes 1971, Section 10.41.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 1252, A bill for an act relating to state parks; establishing the St. Croix Wild River state park in Chisago county; appropriating money; amending Minnesota Statutes 1971, Sections 85.012, Subdivision 1; and 85.021, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

S. F. No. 1930, A bill for an act relating to municipal housing and redevelopment authorities; rehabilitation loans and grants; amending Minnesota Statutes 1971, Sections 462.445 by adding a subdivision; and 462.581.

The bill was read for the first time.

Berglin moved that S. F. No. 1930 and H. F. No. 1737, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2148, A bill for an act relating to Independent School District No. 625; amending Laws 1969, Chapter 911, Section 2, as amended.

The bill was read for the first time and referred to the Committee on Education.

S. F. No. 2165, A bill for an act relating to the city of Red Lake Falls; determination of financial requirements for the firemen's relief fund.

The bill was read for the first time and referred to the Committee on Governmental Operations.

S. F. No. 2320, A bill for an act relating to Ramsey county; providing for a park and open space system and recreational program; conferring power on the Ramsey county board to acquire land and personal property under certain conditions; authorizing the expenditure of county road and bridge funds for the construction and maintenance of bicycle paths on roads under county jurisdiction; amending Laws 1971, Chapter 950, Sections 2, by adding a subdivision; and 7.

The bill was read for the first time and referred to the Committee on Metropolitan and Urban affairs.

S. F. No. 2338, A bill for an act relating to the appropriations by the county of Ramsey for the plans and designs of an addition to St. Paul-Ramsey hospital in conjunction with the Gillette hospital authority.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 2350, A bill for an act relating to the county of Ramsey; providing for the retirement of employees thereof; providing certain benefits therefor; and authorizing the levy of certain taxes; amending Laws 1963, Chapter 852, Section 3, as amended.

The bill was read for the first time and referred to the Committee on Governmental Operations.

S. F. No. 2121, A bill for an act relating to the city of Minneapolis; authorizing the city to acquire and finance a rehabilitation and therapy health care facility as a project under the municipal industrial development act.

The bill was read for the first time and referred to the Committee on City Government.

S. F. No. 1231, A bill for an act relating to planning commissions of certain counties and municipalities, and their controls; amending Minnesota Statutes 1971, Sections 394.25, by adding a subdivision; and 462.352, Subdivision 10.

The bill was read for the first time and referred to the Committee on Metropolitan and Urban Affairs.

S. F. No. 1522, A bill for an act relating to elections; providing for financial disclosures by candidates for Congress; amending Minnesota Statutes 1971, Section 211.20, by adding a subdivision.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

S. F. No. 1523, A bill for an act relating to motor vehicles; registration and taxation; registrar of motor vehicles; amending Minnesota Statutes 1971, Section 168.325, Subdivision 1.

The bill was read for the first time and referred to the Committee on Transportation.

S. F. No. 1623, A bill for an act relating to privacy of communications; amending Minnesota Statutes 1971, Section 626A.05, Subdivision 2.

The bill was read for the first time and referred to the Committee on Crime Prevention and Corrections.

S. F. No. 1643, A bill for an act relating to the city of St. Louis Park; authorizing the city council to establish special assessment districts.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 1782, A bill for an act relating to the county of McLeod; tax levy for road and bridge purposes.

The bill was read for the first time.

Mueller moved that S. F. No. 1782 and H. F. No. 1252, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1797, A bill for an act relating to Ramsey county; establishing a commission for the study of local government; prescribing duties and obligations; providing for report by the commission to the legislature; appropriating money.

The bill was read for the first time and referred to the Committee on Metropolitan and Urban Affairs.

S. F. No. 2035, A bill for an act relating to the city of Saint Paul; authorizing the levy, cancellation, and relevel of special assessments for automobile parking facilities.

The bill was read for the first time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 20, of the Constitution of the state of Minnesota, Faricy moved that the Rule therein be suspended and an urgency be declared so that S. F. No. 2035 be given its second and third readings and be placed upon its final passage. The motion prevailed.

Faricy moved that the Rules of the House be so far suspended that S. F. No. 2035 be given its second and third readings and be placed upon its final passage. The motion prevailed.

The bill was read for the second time.

S. F. No. 2035, A bill for an act relating to the city of Saint Paul; authorizing the levy, cancellation, and relevy of special assessments for automobile parking facilities.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Miller, D.	Salchert
Adams, S.	Dieterich	Johnson, D.	Miller, M.	Sarna
Andersen, R.	Dirlam	Johnson, R.	Moe	Savelkoul
Anderson, D.	Eckstein	Jopp	Mueller	Schreiber
Anderson, G.	Eken	Jude	Munger	Schulz
Anderson, I.	Enebo	Kahn	Myrah	Sherwood
Becklin	Erdahl	Kelly	Nelson	Sieben, H.
Belisle	Erickson	Kempe	Newcome	Sieben, M.
Bennett	Esau	Knickerbocker	Niehaus	Skaar
Berg	Faricy	Kvam	Norton	Smith
Berglin	Ferderer	Laidig	Ohnstad	Spanish
Biersdorf	Flakne	Larson	Parish	Stangeland
Boland	Forsythe	LaVoy	Patton	Stanton
Braun	Fudro	Lemke	Paviak, R.	Swanson
Brinkman	Fugina	Lindstrom, E.	Paviak, R. L.	Tomlinson
Carlson, A.	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, B.	Graw	Lombardi	Peterson	Vanasek
Carlson, L.	Growe	Long	Pieper	Vento
Casserly	Hagedorn	Mann	Pleasant	Voss
Cleary	Hanson	McArthur	Prahl	Weaver
Clifford	Haugerud	McCarron	Quirin	Wenzel
Connors	Heinitz	McEachern	Resner	Wigley
Culhane	Hook	McFarlin	Rice	Wohlwend
Cummiskey	Jacobs	McMillan	Ryan	Wolcott
Dahl	Jaros	Menke	St. Onge	Mr. Speaker

The bill was passed and its title agreed to.

FIRST READING OF SENATE BILLS, Continued

S. F. No. 1125, A bill for an act relating to peace officer training courses; eligibility; amending Minnesota Statutes 1971, Section 626.851.

The bill was read for the first time and referred to the Committee on Crime Prevention and Corrections.

S. F. No. 2277, A bill for an act relating to Ramsey county; appropriations by the county for the preliminary plans of a detention center or centers.

The bill was read for the first time and referred to the Committee on Local Government.

CONSENT CALENDAR

S. F. No. 1955, A bill for an act directing conveyance of certain property by the state to the village of Crosby, Crow Wing county.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, R.	Mueller	Schreiber
Adams, S.	Dirlam	Jopp	Munger	Schulz
Andersen, R.	Eckstein	Jude	Myrah	Sherwood
Anderson, D.	Eken	Kelly	Nelson	Sieben, H.
Anderson, G.	Enebo	Kempe	Newcome	Sieben, M.
Anderson, I.	Erdahl	Klaus	Niehaus	Skaar
Becklin	Erickson	Knickerbocker	Norton	Smith
Belisle	Esau	Kvam	Ohnstad	Spanish
Bennett	Faricy	Laidig	Ojala	Stangeland
Berg	Ferderer	Larson	Parish	Stanton
Berglin	Flakne	LaVoy	Patton	Swanson
Biersdorf	Forsythe	Lemke	Pavlak, R.	Tomlinson.
Boland	Fudro	Lindstrom, E.	Pavlak, R. L.	Ulland
Braun	Fugina	Lindstrom, J.	Pehler	Vanasek
Brinkman	Graba	Lombardi	Peterson	Vento
Carlson, A.	Graw	Long	Pieper	Voss
Carlson, B.	Growe	Mann	Pleasant	Weaver
Carlson, L.	Hagedorn	McArthur	Prahl	Wenzel
Casserly	Hanson	McCarron	Quirin	Wigley
Cleary	Haugerud	McEachern	Resner	Wohlwend
Clifford	Heinitz	McFarlin	Rice	Wolcott
Connors	Hook	McMillan	Ryan	Mr. Speaker
Culhane	Jacobs	Menke	St. Onge	
Cummiskey	Jaros	Miller, D.	Salchert	
Dahl	Johnson, C.	Miller, M.	Sarna	
DeGroat	Johnson, D.	Moe	Savelkoul	

The bill was passed and its title agreed to.

S. F. No. 1881, A bill for an act relating to the city of Hutchinson; authorizing the city to acquire and develop an off-street parking area to serve the central business district, and to issue bonds therefor.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, R.	Mueller	Schulz
Adams, S.	Dieterich	Jopp	Munger	Searle
Andersen, R.	Dirlam	Jude	Nelson	Sherwood
Anderson, D.	Eckstein	Kelly	Newcome	Sieben, H.
Anderson, G.	Eken	Kempe	Niehaus	Sieben, M.
Anderson, I.	Enebo	Klaus	Norton	Skaar
Becklin	Erdahl	Knickerbocker	Ohnstad	Smith
Belisle	Erickson	Kvam	Ojala	Spanish
Bennett	Esau	Laidig	Parish	Stangeland
Berg	Faricy	Larson	Patton	Stanton
Berglin	Ferderer	LaVoy	Pavlak, R.	Swanson
Biersdorf	Flakne	Lemke	Pavlak, R. L.	Tomlinson
Boland	Forsythe	Lindstrom, E.	Pehler	Ulland
Braun	Fudro	Lindstrom, J.	Peterson	Vanasek
Brinkman	Graba	Lombardi	Pieper	Vento
Carlson, A.	Graw	Long	Pleasant	Voss
Carlson, B.	Grove	Mann	Prahl	Weaver
Carlson, D.	Hagedorn	McArthur	Quirin	Wenzel
Carlson, L.	Hanson	McCarron	Resner	Wigley
Casserly	Haugerud	McEachern	Rice	Wohlwend
Cleary	Heinitz	McFarlin	Ryan	Wolcott
Clifford	Hook	McMillan	St. Onge	Mr. Speaker
Connors	Jacobs	Menke	Salchert	
Culhane	Jaros	Miller, D.	Sarna	
Cummiskey	Johnson, C.	Miller, M.	Savelkoul	
Dahl	Johnson, D.	Moe	Schreiber	

Those who voted in the negative were:

Fugina

The bill was passed and its title agreed to.

S. F. No. 1791, A bill for an act relating to motor vehicles; prohibiting tampering with odometers and the altering of mileage measurements thereof; prescribing penalties.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Casserly	Fugina	Knickerbocker	Moe
Adams, S.	Cleary	Graba	Kvam	Munger
Andersen, R.	Clifford	Graw	Laidig	Myrah
Anderson, D.	Connors	Grove	Larson	Nelson
Anderson, G.	Cummiskey	Hagedorn	LaVoy	Newcome
Anderson, I.	Dahl	Hanson	Lemke	Niehaus
Becklin	DeGroat	Haugerud	Lindstrom, E.	Norton
Belisle	Dieterich	Heinitz	Lindstrom, J.	Ohnstad
Bennett	Dirlam	Hook	Lombardi	Ojala
Berg	Eken	Jacobs	Long	Parish
Berglin	Enebo	Jaros	Mann	Pavlak, R.
Biersdorf	Erdahl	Johnson, C.	McArthur	Pavlak, R. L.
Boland	Erickson	Johnson, D.	McCarron	Pehler
Braun	Esau	Johnson, R.	McEachern	Peterson
Brinkman	Faricy	Jopp	McFarlin	Pieper
Carlson, A.	Ferderer	Jude	McMillan	Pleasant
Carlson, B.	Flakne	Kelly	Menke	Prahl
Carlson, D.	Forsythe	Kempe	Miller, D.	Quirin
Carlson, L.	Fudro	Klaus	Miller, M.	Resner

Rice	Schreiber	Skaar	Tomlinson	Wenzel
Ryan	Schulz	Smith	Ulland	Wigley
St. Onge	Searle	Spanish	Vanasek	Wohlwend
Salchert	Sherwood	Stangeland	Vento	Wolcott
Sarna	Sieben, H.	Stanton	Voss	Mr. Speaker
Savelkoul	Sieben, M.	Swanson	Weaver	

The bill was passed and its title agreed to.

S. F. No. 1167, A bill for an act relating to workmen's compensation, medical treatment; specifically including doctors of osteopathy and their services within certain definitions; amending Minnesota Statutes 1971, Section 176.135, by adding a subdivision.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Miller, M.	Sarna
Adams, S.	Dieterich	Johnson, D.	Moe	Savelkoul
Andersen, R.	Dirlam	Johnson, R.	Mueller	Schreiber
Anderson, D.	Eckstein	Jopp	Munger	Schulz
Anderson, G.	Eken	Jude	Myrah	Searle
Anderson, I.	Enebo	Kelly	Nelson	Sherwood
Becklin	Erdahl	Kempe	Newcome	Sieben, H.
Belisle	Erickson	Klaus	Niehans	Sieben, M.
Bennett	Esau	Knickerbocker	Norton	Skaar
Berg	Faricy	Kvam	Ohnstad	Smith
Berglin	Ferderer	Laidig	Ojala	Spanish
Biersdorf	Fjoslien	Larson	Parish	Stangeland
Boland	Flakne	LaVoy	Patton	Stanton
Braun	Forsythe	Lemke	Pavlak, R.	Swanson
Brinkman	Fudro	Lindstrom, E.	Paviak, R. L.	Tomlinson
Carlson, A.	Fugina	Lindstrom, J.	Pehler	Ulland
Carlson, B.	Graba	Lombardi	Peterson	Vanasek
Carlson, D.	Graw	Long	Pieper	Vento
Carlson, L.	Growe	Mann	Pleasant	Voss
Casserly	Hagedorn	McArthur	Prahl	Weaver
Cleary	Hanson	McCarron	Quirin	Wenzel
Clifford	Haugerud	McEachern	Resner	Wigley
Connors	Heinitz	McFarlin	Rice	Wohlwend
Culhane	Hook	McMillan	Ryan	Wolcott
Cummiskey	Jacobs	Menke	St. Onge	Mr. Speaker
Dahl	Jaros	Miller, D.	Salchert	

The bill was passed and its title agreed to.

S. F. No. 1441, A bill for an act conferring certain powers relating to improvements of roads and streets and assessments therefor on the town of Woodside, Polk county.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Miller, D.	Salchert
Adams, S.	Dieterich	Johnson, D.	Miller, M.	Sarna
Andersen, R.	Dirlam	Johnson, R.	Moe	Savelkoul
Anderson, D.	Eckstein	Jopp	Mueller	Schreiber
Anderson, G.	Eken	Jude	Munger	Schulz
Anderson, I.	Enebo	Kahn	Myrah	Searle
Becklin	Erdahl	Kelly	Nelson	Sherwood
Belisle	Erickson	Kempe	Newcome	Sieben, H.
Bennett	Esau	Klaus	Niehaus	Sieben, M.
Berg	Faricy	Knickerbocker	Norton	Skaar
Berglin	Ferderer	Kvam	Ohnstad	Smith
Biersdorf	Fjoslien	Laidig	Ojala	Spanish
Boland	Flakne	Larson	Parish	Stangeland
Braun	Forsythe	LaVoy	Patton	Stanton
Brinkman	Fudro	Lemke	Pavlak, R.	Swanson
Carlson, A.	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, B.	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, D.	Graw	Lombardi	Peterson	Vanasek
Carlson, L.	Growe	Long	Pieper	Vento
Casserly	Hagedorn	Mann	Pleasant	Voss
Cleary	Hanson	McArthur	Prala	Weaver
Clifford	Haugerud	McCarron	Quirin	Wenzel
Connors	Heinitz	McEachern	Resner	Wigley
Culhane	Hook	McFarlin	Rice	Wohlwend
Cummiskey	Jacobs	McMillan	Ryan	Wolcott
Dahl	Jaros	Menke	St. Onge	Mr. Speaker

The bill was passed and its title agreed to.

H. F. No. 2247 was reported to the House.

Ferderer moved that H. F. No. 2247 be laid over until Thursday, May 10, 1973. The motion prevailed.

H. F. No. 1810 was reported to the House.

Cummiskey moved that H. F. No. 1810 be laid over until Tuesday, May 8, 1973. The motion prevailed.

H. F. No. 1834 was reported to the House.

McCarron moved to amend H. F. No. 1834, the printed bill, as follows:

Page 2, after line 35 insert the following:

"Sec. 3. Minnesota Statutes 1971, Chapter 12, is amended by adding a section to read:

[12.39]. [INFORMATION] *Subdivision 1. All suppliers of energy sources shall file with the Governor any information pertaining to the supply and distribution of energy sources to be used within the state which is requested by the Governor. The information shall be furnished within the times specified by the Governor.*

Subd. 2. For the six-month periods beginning on April 1 and October 1 of each year, all energy suppliers shall file a statement which indicates any anticipated decrease of energy sources which he will supply to the state for that six-month period. The statement shall be filed at least six months prior to the beginning of

any reporting period. If at any time subsequent to filing the statement, the supplier receives any additional information affecting the accuracy of the statement, he shall amend the statement within 15 days of receiving the information. Included in the statement shall be an explanation of the causes for the decrease or changes in distribution patterns.

Subd. 3. A dealer or large contract purchaser who believes that a distributor has violated the provisions of this act with regard to his transactions with the distributor may submit a written claim to the public service commission. The attorney general shall investigate each claim and shall have the power to conduct a hearing, to subpoena records of distribution and to administer oaths. If the public service commission determines that a distributor has violated this act, the public service commission shall submit its evidence to the county attorney in the county in which the distributor has his principle office.

Subd. 4. In addition to any criminal proceeding authorized by this act, the attorney general or any person aggrieved by a violation of this act may proceed against the person responsible for the violation by means of injunction in the district court in the manner prescribed by law.

Sec. 4. Minnesota Statutes 1971, Chapter 12, is amended by adding a section to read:

[12.40] *Subdivision 1.* [PENALTY.] Any person violating the provisions of section 3, subdivision 2, shall be guilty of a gross misdemeanor."

Further amend the title on page 1, line 1, after "emergency;" insert "providing a penalty;".

Page 1, line 2, strike "a section" and insert "sections".

The motion prevailed and the amendment was adopted.

Objection having been made by ten members, H. F. No. 1834, as amended, was returned to General Orders.

S. F. No. 147 was reported to the House.

Braun moved that S. F. No. 147 be laid over for one day. The motion prevailed.

S. F. No. 170, A bill for an act relating to real estate; qualifications of advisory commission members; amending Minnesota Statutes 1971, Section 82.125, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Miller, D.	Salchert
Adams, S.	Dieterich	Johnson, D.	Miller, M.	Sarna
Andersen, R.	Dirlam	Johnson, R.	Moe	Savelkoul
Anderson, D.	Eckstein	Jopp	Mueller	Schreiber
Anderson, G.	Eken	Jude	Munger	Schulz
Anderson, I.	Enebo	Kahn	Myrah	Searle
Becklin	Erdahl	Kelly	Nelson	Sherwood
Belisle	Erickson	Kempe	Newcome	Sieben, H.
Bennett	Esau	Klaus	Niehaus	Sieben, M.
Berg	Faricy	Knickerbocker	Norton	Skaar
Berglin	Ferderer	Kvam	Ohnstad	Smith
Biersdorf	Fjoslien	Laidig	Ojala	Spanish
Boland	Flakne	Larson	Parish	Stangeland
Braun	Forsythe	LaVoy	Patton	Stanton
Brinkman	Fudro	Lemke	Pavlak, R.	Swanson
Carlson, A.	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, B.	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, D.	Graw	Lombardi	Peterson	Vanasek
Carlson, L.	Growe	Long	Pieper	Vento
Casserly	Hagedorn	Mann	Pleasant	Voss
Cleary	Hanson	McArthur	Prahl	Weaver
Clifford	Haugerud	McCarron	Quirin	Wenzel
Connors	Heinitz	McEachern	Resner	Wigley
Culhane	Hook	McFarlin	Rice	Wohlwend
Cummiskey	Jacobs	McMillan	Ryan	Wolcott
Dahl	Jaros	Menke	St. Onge	Mr. Speaker

The bill was passed and its title agreed to.

S. F. No. 662, A bill for an act relating to the department of manpower services; changing the name thereof to the department of employment services; amending Minnesota Statutes 1971, Sections 268.12, Subdivision 1a; and 268.24.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Haugerud	Long	Pavlak, R. L.
Adams, S.	Cummiskey	Heinitz	Mann	Pehler
Andersen, R.	Dahl	Hook	McArthur	Peterson
Anderson, D.	DeGroat	Jacobs	McCarron	Pleasant
Anderson, G.	Dieterich	Jaros	McEachern	Prahl
Anderson, I.	Dirlam	Johnson, C.	McFarlin	Quirin
Becklin	Eckstein	Johnson, D.	McMillan	Resner
Belisle	Eken	Johnson, R.	Menke	Rice
Bennett	Enebo	Jopp	Miller, D.	Ryan
Berg	Erdahl	Jude	Miller, M.	St. Onge
Berglin	Erickson	Kahn	Moe	Salchert
Biersdorf	Esau	Kelly	Mueller	Sarna
Boland	Faricy	Kempe	Munger	Savelkoul
Braun	Ferderer	Klaus	Myrah	Schulz
Brinkman	Flakne	Knickerbocker	Nelson	Searle
Carlson, A.	Forsythe	Kvam	Newcome	Sherwood
Carlson, B.	Fudro	Laidig	Niehaus	Sieben, H.
Carlson, D.	Fugina	Larson	Norton	Sieben, M.
Carlson, L.	Graba	LaVoy	Ohnstad	Skaar
Casserly	Graw	Lemke	Ojala	Smith
Cleary	Growe	Lindstrom, E.	Parish	Spanish
Clifford	Hagedorn	Lindstrom, J.	Patton	Stangeland
Connors	Hanson	Lombardi	Pavlak, R.	Stanton

Swanson	Vanasek	Weaver	Wohlwend	Mr. Speaker
Tomlinson	Vento	Wenzel	Wolcott	
Ulland	Voss	Wigley		

Those who voted in the negative were :

Pieper Schreiber

The bill was passed and its title agreed to.

S. F. No. 935, A bill for an act relating to education; authorizing employment of retired teachers as substitutes in cities of the first class; amending Minnesota Statutes 1971, Section 354.19.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 1, as follows :

Those who voted in the affirmative were :

Adams, J.	Dahl	Johnson, C.	Menke	Sarna
Adams, S.	DeGroat	Johnson, D.	Miller, D.	Saveikoul
Andersen, R.	Dieterich	Johnson, R.	Miller, M.	Schreiber
Anderson, D.	Dirlam	Jopp	Munger	Schulz
Anderson, G.	Eken	Jude	Myrah	Searle
Anderson, I.	Enebo	Kahn	Nelson	Sherwood
Becklin	Erdahl	Kelly	Newcome	Sieben, H.
Belisle	Erickson	Kempe	Niehaus	Sieben, M.
Bennett	Esau	Klaus	Norton	Skaar
Berg	Faricy	Knickerbocker	Ohnstad	Smith
Berglin	Ferderer	Kvam	Ojala	Spanish
Biersdorf	Flakne	Laidig	Parish	Stangeland
Boland	Forsythe	Larson	Patton	Stanton
Braun	Fudro	LaVoy	Pavlak, R.	Swanson
Brinkman	Fugina	Lemke	Pavlak, R. L.	Tomlinson
Carlson, A.	Graba	Lindstrom, E.	Pehler	Ulland
Carlson, B.	Graw	Lindstrom, J.	Peterson	Vanasek
Carlson, D.	Growe	Lombardi	Pieper	Vento
Carlson, L.	Hagedorn	Long	Pleasant	Voss
Casserly	Hanson	Mann	Quirin	Weaver
Cleary	Haugerud	McArthur	Resner	Wenzel
Clifford	Heinitz	McCarron	Rice	Wigley
Connors	Hook	McEachern	Ryan	Wohlwend
Culhane	Jacobs	McFarlin	St. Onge	Wolcott
Cummiskey	Jaros	McMillan	Salchert	Mr. Speaker

Those who voted in the negative were :

Prahl

The bill was passed and its title agreed to.

There being no objection S. F. No. 1165 was laid over for one day.

S. F. No. 1319, A bill for an act relating to the state civil service; extending the appointment of unskilled labor service from five months to seven months; amending Minnesota Statutes 1971, Section 43.09, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows :

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, R.	Moe	Savelkoul
Adams, S.	Dieterich	Jopp	Mueller	Schreiber
Andersen, R.	Dirlam	Jude	Munger	Schulz
Anderson, D.	Eckstein	Kahn	Myrah	Searle
Anderson, G.	Eken	Kelly	Nelson	Sherwood
Anderson, I.	Enebo	Kempe	Newcome	Sieben, H.
Becklin	Erdahl	Klaus	Niehaus	Sieben, M.
Belisle	Erickson	Knickerbocker	Norton	Skaar
Bennett	Esau	Kvam	Ohnstad	Smith
Berg	Faricy	Laidig	Ojala	Spanish
Berglin	Flakne	Larson	Parish	Stangeland
Biersdorf	Forsythe	LaVoy	Patton	Stanton
Boland	Fudro	Lemke	Pavlak, R.	Swanson
Braun	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Brinkman	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, A.	Graw	Lombardi	Peterson	Vanasek
Carlson, B.	Growe	Long	Pieper	Vento
Carlson, D.	Hagedorn	Mann	Pleasant	Voss
Carlson, L.	Hanson	McArthur	Prahl	Weaver
Casserly	Haugerud	McCarron	Quirin	Wenzel
Cleary	Heinitz	McEachern	Resner	Wigley
Clifford	Hook	McFarlin	Rice	Wohlwend
Connors	Jacobs	McMillan	Ryan	Wolcott
Culhane	Jaros	Menke	St. Onge	Mr. Speaker
Cummiskey	Johnson, C.	Miller, D.	Salchert	
Dahl	Johnson, D.	Miller, M.	Sarna	

The bill was passed and its title agreed to.

MOTION FOR RECONSIDERATION

Salchert moved that the vote whereby H. F. No. 1634 was not passed, as amended, on Special Orders on May 3, 1973 be now reconsidered. The motion prevailed.

Salchert moved that H. F. No. 1634, as amended, be referred to the Committee on Judiciary. The motion prevailed.

CALENDAR

S. F. No. 181, A bill for an act relating to insurance; group hospital and medical coverage; requiring inclusion of chiropractic services under group accident and health policies and subscriber contracts.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 99, and nays 24, as follows:

Those who voted in the affirmative were:

Adams, J.	Brinkman	Dirlam	Flakne	Heinitz
Adams, S.	Carlson, B.	Eckstein	Fudro	Jacobs
Anderson, D.	Carlson, L.	Eken	Fugina	Jaros
Anderson, G.	Casserly	Enebo	Graba	Johnson, C.
Anderson, I.	Connors	Erdahl	Graw	Johnson, D.
Berg	Culhane	Erickson	Growe	Johnson, R.
Berglin	Cummiskey	Esau	Hagedorn	Jopp
Biersdorf	Dahl	Faricy	Hanson	Jude
Boland	Dieterich	Ferderer	Haugerud	Kelly

Kempe	Miller, D.	Parish	Ryan	Swanson
Klaus	Miller, M.	Patton	St. Onge	Tomlinson
Larson	Moe	Pavlak, R.	Schreiber	Vanasek
LaVoy	Munger	Pavlak, R. L.	Schulz	Vento
Lemke	Myrah	Pehler	Sherwood	Voss
Long	Nelson	Peterson	Sieben, H.	Wenzel
Mann	Newcome	Pieper	Sieben, M.	Wigley
McCarron	Niehaus	Prahl	Skaar	Wohlwend
McEachern	Norton	Quirin	Spanish	Wolcott
McMillan	Ohnstad	Resner	Stangeland	Mr. Speaker
Menke	Ojala	Rice	Stanton	

Those who voted in the negative were:

Andersen, R.	Carlson, D.	Kahn	Lombardi	Searle
Becklin	Cleary	Knickerbocker	McArthur	Smith
Belisle	Clifford	Laidig	McFarlin	Ulland
Braun	Forsythe	Lindstrom, E.	Salchert	Weaver
Carlson, A.	Hook	Lindstrom, J.	Savelkoul	

The bill was passed and its title agreed to.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Pavlak, R., requested immediate consideration of H. F. No. 2121.

H. F. No. 2121 was reported to the House.

Weaver moved to amend H. F. No. 2121, the printed bill, as follows:

Page 2, line 26, restore the stricken language.

Page 2, line 27, before "BONDED" insert "*one-half the*".

Page 2, line 27, restore the stricken "BONDED INDEBTED-NESS".

Page 2, line 27, delete "45" and insert in lieu thereof "55".

A roll call was requested and properly seconded.

CALL OF THE HOUSE

On the motion of Mr. Lindstrom, E., and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

Adams, J.	Carlson, B.	Esau	Johnson, R.	McArthur
Adams, S.	Carlson, D.	Faricy	Jopp	McCarron
Andersen, R.	Carlson, L.	Ferderer	Jude	McFarlin
Anderson, D.	Casserly	Forsythe	Kahn	McMillan
Anderson, G.	Cleary	Fudro	Kelly	Menke
Anderson, I.	Clifford	Fugina	Klaus	Miller, D.
Becklin	Culhane	Graba	Knickerbocker	Miller, M.
Belisle	Cummiskey	Graw	Kvam	Moe
Bell	Dahl	Grove	Laidig	Mueller
Bennett	DeGroat	Hagedorn	Larson	Munger
Berg	Dieterich	Hanson	LaVoy	Myrah
Berglin	Dirlam	Haugerud	Lemke	Nelson
Biersdorf	Eckstein	Hook	Lindstrom, E.	Newcome
Boland	Eken	Jacobs	Lindstrom, J.	Norton
Braun	Enebo	Jaros	Lombardi	Ohnstad
Brinkman	Erdahl	Johnson, C.	Long	Ojala
Carlson, A.	Erickson	Johnson, D.	Mann	Parish

Patton	Quirin	Schreiber	Spanish	Voss
Pavlak, R.	Resner	Schulz	Stangeland	Weaver
Pavlak, R. L.	Rice	Searle	Stanton	Wenzel
Pehler	Ryan	Sherwood	Swanson	Wigley
Peterson	St. Onge	Sieben, H.	Tomlinson	Wohlwend
Pieper	Salchert	Sieben, M.	Ulland	Wolcott
Pleasant	Sarna	Skaar	Vanasek	Mr. Speaker
Prahl	Savelkoul	Smith	Vento	

Mr. Lindstrom, E., moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

The question was taken on the adoption of the Weaver amendment and the roll being called, there were yeas 55, and nays 76, as follows:

Those who voted in the affirmative were:

Adams, S.	Clifford	Hagedorn	Lombardi	Pleasant
Andersen, R.	DeGroat	Heinitz	Long	Savelkoul
Anderson, D.	Dirlam	Hook	McArthur	Schreiber
Becklin	Erdahl	Johnson, R.	McFarlin	Searle
Belisle	Erickson	Jopp	Mueller	Skaar
Bell	Esau	Klaus	Myrah	Stangeland
Bennett	Ferderer	Knickerbocker	Newcome	Ulland
Biersdorf	Fjoslien	Kvam	Niehaus	Weaver
Carlson, A.	Flakne	Laidig	Ohnstad	Wigley
Carlson, D.	Forsythe	Larson	Pavlak, R. L.	Wohlwend
Cleary	Graw	Lindstrom, E.	Pieper	Wolcott

Those who voted in the negative were:

Adams, J.	Eckstein	Kelly	Ojala	Sieben, H.
Anderson, G.	Eken	Kempe	Parish	Sieben, M.
Anderson, I.	Enebo	LaVoy	Patton	Smith
Berg	Faricy	Lemke	Pavlak, R.	Spanish
Berglin	Fudro	Lindstrom, J.	Pehler	Stanton
Boland	Fugina	Mann	Peterson	Swanson
Braun	Graba	McCarron	Prahl	Tomlinson
Brinkman	Growe	McEachern	Quirin	Vanasek
Carlson, B.	Hanson	McMillan	Resner	Vento
Carlson, L.	Haugerud	Menke	Rice	Voss
Casserly	Jacobs	Miller, D.	Ryan	Wenzel
Connors	Jaros	Miller, M.	St. Onge	Mr. Speaker
Culhane	Johnson, C.	Moe	Salchert	
Cummiskey	Johnson, D.	Munger	Sarna	
Dahl	Jude	Nelson	Schulz	
Dieterich	Kahn	Norton	Sherwood	

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

Hagedorn moved to amend H. F. No. 2121, the printed bill, as follows:

Page 5, after line 26, add a new section to read:

"Sec. 2. Minnesota Statutes 1971, Section 290.09, Subdivision 24, is amended to read:

Subd. 24. [ADDITIONAL INVESTMENT CREDIT DEDUCTIONS.] (a) The basis of any property placed in service before January 1, 1964, which base was reduced in accor-

dance with the provisions of Laws 1963, Chapter 236, shall as of the first day of the taxpayer's first taxable year which begins after December 31, 1963, be increased by an amount equal to the reduction permitted under the aforesaid chapter 236.

(b) In the case of a taxpayer receiving a tax credit under section 38 of the Internal Revenue Code of 1954, as amended through December 31, 1970, there shall be allowed, in the year in which the federal credit is first allowed, an additional deduction equal to the amount of such credit; provided, however, if any taxpayer disposes of property described in section 38 of the Internal Revenue Code of 1954, as amended through December 31, (1970) 1972 under such circumstances that under the provisions of section 47 of the Internal Revenue Code of 1954, as amended through December 31, 1970, there is an increase in the taxpayer's federal tax liability the amount of such increase shall be an addition to the taxpayer's Minnesota income in the year in which the property is disposed of."

Renumber the remaining section.

Further, amend the title, line 8, after "290.081;" insert "290.09, Subdivision 24;".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Hagedorn amendment and the roll being called, there were yeas 55, and nays 76, as follows:

Those who voted in the affirmative were:

Adams, S.	Culhane	Hagedorn	Lombardi	Pleasant
Andersen, R.	DeGroat	Heinitz	Long	Savelkoul
Anderson, D.	Dirlam	Hook	McArthur	Schreiber
Becklin	Erdahl	Johnson, R.	McFarlin	Searle
Belisle	Erickson	Jopp	Mueller	Skaar
Bennett	Esau	Klaus	Myrah	Stangeland
Biersdorf	Ferderer	Knickerbocker	Newcome	Ulland
Carlson, A.	Fjoslien	Kvam	Niehaus	Weaver
Carlson, D.	Flakne	Laidig	Ohnstad	Wigley
Cleary	Forsythe	Larson	Pavlak, R. L.	Wohlwend
Clifford	Graw	Lindstrom, E.	Pieper	Wolcott

Those who voted in the negative were:

Adams, J.	Eckstein	Kelly	Ojala	Sieben, H.
Anderson, G.	Eken	Kempe	Parish	Sieben, M.
Anderson, I.	Enebo	LaVoy	Patton	Smith
Bell	Faricy	Lemke	Pavlak, R.	Spanish
Berg	Fudro	Lindstrom, J.	Peher	Stanton
Berglin	Fugina	Mann	Peterson	Swanson
Boland	Graba	McCarron	Prahl	Tomlinson
Braun	Growe	McEachern	Quirin	Vanasek
Brinkman	Hanson	McMillan	Resner	Vento
Carlson, B.	Haugerud	Menke	Rice	Voss
Carlson, L.	Jacobs	Miller, D.	Ryan	Wenzel
Cassery	Jaros	Miller, M.	St. Onge	Mr. Speaker
Connors	Johnson, C.	Moe	Salchert	
Cummiskey	Johnson, D.	Munger	Sarna	
Dahl	Jude	Nelson	Schulz	
Dieterich	Kahn	Norton	Sherwood	

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

Savelkoul moved to amend H. F. No. 2121, the printed bill, as follows:

Page 45, line 9, strike "twenty" and insert in lieu thereof "eighty".

Page 45, line 23, strike "20" and insert in lieu thereof "80".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Savelkoul amendment and the roll being called, there were yeas 51, and nays 80, as follows:

Those who voted in the affirmative were:

Adams, S.	Dirlam	Hook	McFarlin	Searle
Andersen, R.	Erdahl	Johnson, R.	Mueller	Stangeland
Anderson, D.	Erickson	Jopp	Myrah	Ulland
Becklin	Esau	Klaus	Newcome	Weaver
Bellisle	Ferderer	Knickerbocker	Niehaus	Wigley
Bell	Fjoslien	Kvam	Ohnstad	Wohlwend
Bennett	Flakne	Laidig	Pavlak, R. L.	Wolcott
Biersdorf	Forsythe	Larson	Pieper	
Carlson, A.	Graw	Lombardi	Pleasant	
Clary	Hagedorn	Long	Savelkoul	
DeGroat	Heinitz	McArthur	Schreiber	

Those who voted in the negative were:

Adams, J.	Dahl	Jude	Munger	Sarna
Anderson, G.	Dieterich	Kahn	Nelson	Schulz
Anderson, I.	Eckstein	Kelly	Norton	Sherwood
Berg	Eken	Kempe	Ojala	Sieben, H.
Berglin	Enebo	LaVoy	Parish	Sieben, M.
Boland	Faricy	Lemke	Patton	Skaar
Braun	Fudro	Lindstrom, E.	Pavlak, R.	Smith
Brinkman	Fugina	Lindstrom, J.	Pehler	Spanish
Carlson, B.	Graba	Mann	Peterson	Stanton
Carlson, D.	Grove	McCarron	Prahl	Swanson
Carlson, L.	Hanson	McEachern	Quirin	Tomlinson
Casserly	Haugerud	McMillan	Resner	Vanasek
Clifford	Jacobs	Menke	Rice	Vento
Connors	Jaros	Miller, D.	Ryan	Voss
Culhane	Johnson, C.	Miller, M.	St. Onge	Wenzel
Cummiskey	Johnson, D.	Moe	Salchert	Mr. Speaker

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

DeGroat offered an amendment to H. F. No. 2121.

POINT OF ORDER

Pavlak, R., raised a point of order pursuant to Rule 45c. The Speaker ruled the point of order well taken.

Dirlam moved to amend H. F. No. 2121, the printed bill, as follows:

Page 3, strike Article II in its entirety and renumber the remaining articles accordingly.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Dirlam amendment and the roll being called, there were yeas 52, and nays 79, as follows:

Those who voted in the affirmative were:

Adams, S.	Dirlam	Hook	McArthur	Schreiber
Andersen, R.	Erdahl	Johnson, R.	McFarlin	Searle
Anderson, D.	Erickson	Jopp	Mueller	Skaar
Becklin	Esau	Klaus	Myrah	Stangeland
Bennett	Ferderer	Knickerbocker	Newcome	Ulland
Biersdorf	Fjoslien	Kvam	Niehaus	Weaver
Carlson, A.	Flakne	Laidig	Ohnstad	Wigley
Carlson, D.	Forsythe	Larson	Pavlak, R. L.	Wohlwend
Cleary	Graw	Lindstrom, E.	Pieper	
Clifford	Hagedorn	Lombardi	Pleasant	
Culhane	Heinitz	Long	Savelkoul	

Those who voted in the negative were:

Adams, J.	DeGroat	Jude	Nelson	Schulz
Anderson, G.	Dieterich	Kahn	Norton	Sherwood
Anderson, I.	Eckstein	Kelly	Ojala	Sieben, H.
Belisle	Eken	Kempe	Parish	Sieben, M.
Bell	Enebo	LaVoy	Patton	Smith
Berg	Faricy	Lemke	Pavlak, R.	Spanish
Berglin	Fudro	Lindstrom, J.	Pehler	Stanton
Boland	Fugina	Mann	Peterson	Swanson
Braun	Graba	McCarron	Prahl	Tomlinson
Brinkman	Growe	McEachern	Quirin	Vanasek
Carlson, B.	Hanson	McMillan	Resner	Vento
Carlson, L.	Haugerud	Menke	Rice	Voss
Casserly	Jacobs	Miller, D.	Ryan	Wenzel
Connors	Jaros	Miller, M.	St. Onge	Wolcott
Cummiskey	Johnson, C.	Moe	Salchert	Mr. Speaker
Dahl	Johnson, D.	Munger	Sarna	

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

Graw moved to amend H. F. No. 2121, the printed bill, as follows:

Page 4, line 10, strike "\$120" and insert in lieu thereof "\$150".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Graw amendment and the roll being called, there were yeas 52, and nays 79, as follows:

Those who voted in the affirmative were:

Adams, S.	Dirlam	Hook	McFarlin	Searle
Andersen, R.	Erdahl	Johnson, R.	Mueller	Skaar
Anderson, D.	Erickson	Jopp	Myrah	Stangeland
Becklin	Esau	Klaus	Newcome	Ulland
Belisle	Ferderer	Knickerbocker	Niehaus	Weaver
Bennett	Fjoslien	Kvam	Ohnstad	Wigley
Biersdorf	Flakne	Laidig	Pavlak, R. L.	Wohlwend
Carlson, A.	Forsythe	Larson	Pieper	Wolcott
Carlson, D.	Graw	Lindstrom, E.	Pleasant	
Cleary	Hagedorn	Lombardi	Savelkoul	
Clifford	Heinitz	Long	Schreiber	

Those who voted in the negative were:

Adams, J.	DeGroat	Jude	Munger	Sarna
Anderson, G.	Dieterich	Kahn	Nelson	Schulz
Anderson, I.	Eckstein	Kelly	Norton	Sherwood
Bell	Eken	Kempe	Ojala	Sieben, H.
Berg	Enebo	LaVoy	Parish	Sieben, M.
Berglin	Faricy	Lenke	Patton	Smith
Boland	Fudro	Lindstrom, J.	Pavlak, R.	Spanish
Braun	Fugina	Mann	Pehler	Stanton
Brinkman	Graba	McArthur	Peterson	Swanson
Carlson, B.	Grove	McCarron	Prahl	Tomlinson
Carlson, L.	Hanson	McEachern	Quirin	Vanasek
Casserly	Haugerud	McMillan	Resner	Vento
Connors	Jacobs	Menke	Rice	Voss
Culhane	Jaros	Miller, D.	Ryan	Wenzel
Cummiskey	Johnson, C.	Miller, M.	St. Onge	Mr. Speaker
Dahl	Johnson, D.	Moe	Salchert	

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

Knickerbocker moved to amend H. F. No. 2121, the printed bill, as follows:

Page 4, after line 11, add the following new sections:

"Sec. 3. Minnesota Statutes 1971, Section 290.01, Subdivision 20, is amended to read:

Subd. 20. [GROSS INCOME.] Except as otherwise provided in this chapter, the term "gross income," as applied to corporations includes every kind of compensation for labor or personal services of every kind from any private or public employment, office, position or services; income derived from the ownership or use of property; gains or profits derived from every kind of disposition of, or every kind of dealing in, property; income derived from the transaction of any trade or business; and income derived from any source.

For each of the taxable years beginning after December 31, 1960 and ending prior to January 1, 1971, the term "gross income" in its application to individuals, estates, and trusts, shall mean the adjusted gross income as computed for federal income tax purposes as defined in the Internal Revenue Code of 1954, as amended through December 31, 1970 for the applicable taxable year, with the modifications specified in this section.

(a) Modifications increasing federal adjusted gross income. There shall be added to federal adjusted gross income:

(1) Interest income on obligations of any state other than Minnesota or a political subdivision of any such other state exempt from federal income taxes under the Internal Revenue Code of 1954, as amended through December 31, 1970;

(2) Interest income on obligations of any authority, commission, or instrumentality of the United States, which the laws of the United States exempt from federal income tax, but not from state income taxes;

(3) Income taxes imposed by this state or any other taxing jurisdiction, to the extent deductible in determining federal adjusted gross income and not credited against federal income tax;

(4) Interest on indebtedness incurred or continued to purchase or carry securities the income from which is exempt from tax under chapter 290, to the extent deductible in determining federal adjusted gross income;

(5) Amounts received as reimbursement for an expense of sickness or injury which was deducted in a prior taxable year to the extent that the deduction for such reimbursed expenditure resulted in a tax benefit;

(6) Losses which do not arise from events or transactions which are assignable to Minnesota under the provisions of sections 290.17 to 290.20, including any capital loss or net operating loss carryforwards or carrybacks resulting from such losses, and including any such nonassignable losses which occur prior to the time the individual becomes a resident of the state of Minnesota;

(7) The amount of any federal income tax overpayment for any previous taxable year, received as refund or credited to another taxable year's income tax liability, proportionate to the percentage of federal income tax that was claimed as a deduction in determining Minnesota income tax for such previous taxable year.

The overpayment refund or credit, determined with respect to a husband and wife on a joint federal income tax return for a previous taxable year, shall be reported on joint or separate Minnesota income tax returns. In the case of separate Minnesota returns, the overpayment shall be reported by each spouse proportionately according to the relative amounts of federal income tax claimed as a deduction on his or her separate Minnesota income tax return for such previous taxable year; and

(8) In the case of a move from Minnesota to another state or nation, the amount of moving expenses which exceed total reimbursements and which were therefore deducted in arriving at federal adjusted gross income.

(b) Modifications reducing federal adjusted gross income. There shall be subtracted from federal adjusted gross income:

(1) Interest income on obligations of any authority, commission or instrumentality of the United States to the extent includible in gross income for federal income tax purposes but exempt from state income tax under the laws of the United States;

(2) The portion of any gain, from the sale or other disposition of property having a higher adjusted basis for Minnesota income tax purposes than for federal income tax purposes, that does not exceed such difference in basis; but if such gain is considered a long-term capital gain for federal income tax purposes,

the modification shall be limited to fifty per centum of such portion of the gain;

(3) Interest or dividend income on securities to the extent exempt from income tax under the laws of this state authorizing the issuance of such securities but includible in gross income for federal income tax purposes;

(4) Income which does not arise from events or transactions which are assignable to Minnesota under the provisions of sections 290.17 to 290.20;

(5) Losses, not otherwise reducing federal adjusted gross income assignable to Minnesota, arising from events or transactions which are assignable to Minnesota under the provisions of sections 290.17 to 290.20, including any capital loss or net operating loss carryforwards or carrybacks resulting from such losses;

(6) If included in federal adjusted gross income, the amount of any overpayment of income tax to Minnesota, or any other state, for any previous taxable year, whether such amount is received as a refund or credited to another taxable year's income tax liability;

(7) The amount of any pension or benefit received from the United States or from the state of Minnesota, or any of its subdivisions, which is excluded from gross income under the provisions of section 290.08, subdivision 6; and

(8) The amount of compensation for personal services in the armed forces of the United States or the United Nations which is excluded from gross income under the provisions of section 290.65 (.); and

(9) *The portion of property taxes received in rental payments by the owners of apartments or any other rental unit or units, which are not deductible to the owners by reason of the provisions of Minnesota Statutes, Section 290.09, Subdivision 4.*

(c) Modifications affecting shareholders of electing small business corporations under section 1372 of the Internal Revenue Code of 1954, as amended through December 31, 1970 or section 290.972 of this chapter.

(1) Shareholders in a small business corporation, which has elected to be so taxed under the Internal Revenue Code of 1954 as amended through December 31, 1970 but has not made an election under section 290.972 of this chapter, shall deduct from federal adjusted gross income the amount of any imputed income from such corporation and shall add to federal adjusted gross income the amount of any loss claimed as a result of such stock ownership. Also there shall be added to federal adjusted gross income the amount of any distributions in cash or property made by said corporation to its shareholders during the taxable year.

(2) In cases where the small business corporation has made an election under section 1372 of the Internal Revenue Code of

1954, as amended through December 31, 1970 but has not elected under section 290.972 of this chapter and said corporation is liquidated or the individual shareholder disposes of his stock and there is no capital loss reflected in federal adjusted gross income because of the fact that corporate losses have exhausted the shareholders basis for federal purposes, such shareholders shall be entitled, nevertheless, to a capital loss commensurate to their Minnesota basis for the stock.

(3) In cases where the election under section 1372 of the Internal Revenue Code of 1954, as amended through December 31, 1970 antedates the election under section 290.972 of this chapter and at the close of the taxable year immediately preceding the effective election under section 290.972 the corporation has a reserve of undistributed taxable income previously taxed to shareholders under the provisions of the Internal Revenue Code of 1954, as amended through December 31, 1970, in the event and to the extent that such reserve is distributed to shareholders such distribution shall be taxed as a dividend for purposes of this act.

Items of gross income includible within these definitions shall be deemed such regardless of the form in which received. Items of gross income shall be included in gross income of the taxable year in which received by a taxpayer unless properly to be accounted for as of a different taxable year under methods of accounting permitted by section 290.07, except that (1) amounts transferred from a reserve or other account, if in effect transfers to surplus, shall, to the extent that such amounts were accumulated through deductions from gross income or entered into the computation of taxable net income during any taxable year, be treated as gross income for the year in which the transfer occurs, but only to the extent that such amounts resulted in a reduction of the tax imposed by this act, and (2) amounts received as refunds on account of taxes deducted from gross income during any taxable year shall be treated as gross income for the year in which actually received, but only to the extent that such amounts resulted in a reduction of the tax imposed by this act. If a husband and wife have filed a joint federal income tax return and separate Minnesota income tax returns for the same taxable period, amounts received as refunds on account of federal income taxes paid shall be included in gross income in the same ratio as the deductions for federal income taxes were claimed in the separate Minnesota tax returns.

(d) Modification in computing taxable income of the estate of a decedent. Amounts allowable under section 291.07, subdivision 1(2) in computing Minnesota inheritance tax liability shall not be allowed as a deduction in computing the taxable income of the estate unless there is filed within the time and in the manner and form prescribed by the commissioner a statement that the amounts have not been allowed as a deduction under section 291.07 and a waiver of the right to have such amounts allowed at any time as deductions under section 291.07. The provisions of this paragraph shall not apply with respect to deductions

allowed under section 290.077 (relating to income in respect of decedents). In the event that the election made for federal tax purposes under section 642(g) of the Internal Revenue Code of 1954, as amended through December 31, 1970 differs from the election made under this paragraph appropriate modification of the estate's federal taxable income shall be made to implement the election made under this paragraph in accordance with regulations prescribed by the commissioner.

Sec. 4. Minnesota Statutes 1971, Section 290.09, Subdivision 4, is amended to read:

Subd. 4. [TAXES.] Taxes paid or accrued within the taxable year, except (a) income or franchise taxes imposed by this chapter; (b) taxes assessed against local benefits of a kind deemed in law to increase the value of the property assessed; (c) inheritance, gift and estate taxes except as provided in section 290.077, subdivision 4; (d) cigarette and tobacco products excise tax imposed on the consumer; (e) that part of Minnesota property taxes for which a credit or refund is claimed and allowed under section 290.0603; and (f) federal income taxes, by corporations, national and state banks except as provided in section 290.18. Income taxes permitted to be deducted hereunder shall, regardless of the methods of accounting employed, be deductible only in the taxable year in which paid. Taxes imposed upon a shareholder's interest in a corporation which are paid by the corporation without reimbursement from the shareholder shall be deductible only by such corporation. *Property taxes otherwise deductible under this subdivision, upon apartments or any other rental unit or units, used by their occupants as full time residences, shall not be deductible to the owner of the property but shall be deductible to the occupants on a proportional basis. The commissioner shall establish rules and regulations to effectuate this act and shall provide forms and a means for notification to renters of the provisions affecting them.*

Sec. 5. [TAX OPTION.] *Renters shall have the option of taking the amount of credit offset against tax as provided in section 290.983, subdivision 1 or itemizing that portion of rent paid as real estate taxes as personal deductions on state or federal income tax returns. If such deduction shall be denied under the terms of the United States Internal Revenue Code, then sections 3, 4 and 5 shall be null and void and of no effect."*

Renumber the remaining sections accordingly.

Further amend the title after "287.12;" by adding "290.01, subdivision 20;" and after "290.081;" and before "290.17;" by inserting "290.09, subdivision 4;"

A roll call was requested and properly seconded.

The question was taken on the adoption of the Knickerbocker amendment and the roll being called, there were yeas 51, and nays 80, as follows:

Those who voted in the affirmative were:

Adams, S.	Clifford	Heinitz	Long	Savelkoul
Andersen, R.	Dirlam	Hook	McArthur	Schreiber
Anderson, D.	Erdahl	Johnson, R.	McFarlin	Searle
Becklin	Erickson	Jopp	Mueller	Ulland
Belisle	Esau	Klaus	Myrah	Weaver
Bell	Ferderer	Knickerbocker	Newcome	Wigley
Bennett	Fjoslien	Kvam	Niehaus	Wohlwend
Biersdorf	Flakne	Laidig	Ohnstad	
Carlson, A.	Forsythe	Larson	Pavlak, R. L.	
Carlson, D.	Graw	Lindstrom, E.	Pieper	
Cleary	Hagedorn	Lombardi	Pleasant	

Those who voted in the negative were:

Adams, J.	Dieterich	Kahn	Norton	Sherwood
Anderson, G.	Eckstein	Kelly	Ojala	Sieben, H.
Anderson, I.	Eken	Kempe	Parish	Sieben, M.
Berg	Enebo	LaVoy	Patton	Skaar
Berglin	Faricy	Lemke	Pavlak, R.	Smith
Boland	Fudro	Lindstrom, J.	Pehler	Spanish
Braun	Fugina	Mann	Peterson	Stangeland
Brinkman	Graba	McCarron	Prahl	Stanton
Carlson, B.	Growe	McEachern	Quirin	Swanson
Carlson, L.	Hanson	McMillan	Resner	Tomlinson
Casserly	Haugerud	Menke	Rice	Vanasek
Connors	Jacobs	Miller, D.	Ryan	Vento
Culhane	Jaros	Miller, M.	St. Onge	Voss
Cummiskey	Johnson, C.	Moe	Salchert	Wenzel
Dahl	Johnson, D.	Munger	Sarna	Wolcott
DeGroat	Jude	Nelson	Schulz	Mr. Speaker

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

Newcome moved to amend H. F. No. 2121, the printed bill, as follows:

Page 4 and 5, strike Article IV in its entirety and renumber the remaining articles accordingly.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Newcome amendment.

Anderson, I., moved that those not voting be excused from voting. The motion prevailed.

The roll being called, there were yeas 55, and nays 71, as follows:

Those who voted in the affirmative were:

Adams, S.	Clifford	Hagedorn	Long	Savelkoul
Andersen, R.	DeGroat	Heinitz	McArthur	Schreiber
Anderson, D.	Dirlam	Hook	McFarlin	Schulz
Becklin	Erdahl	Jopp	Mueller	Searle
Belisle	Erickson	Kelly	Myrah	Skaar
Bell	Esau	Klaus	Newcome	Stangeland
Bennett	Ferderer	Kvam	Niehaus	Ulland
Biersdorf	Fjoslien	Laidig	Ohnstad	Weaver
Carlson, A.	Flakne	Larson	Pavlak, R. L.	Wigley
Carlson, D.	Forsythe	Lindstrom, E.	Pieper	Wohlwend
Cleary	Graw	Lombardi	Pleasant	Wolcott

Those who voted in the negative were:

Adams, J.	Dieterich	Jude	Ojala	Sieben, H.
Anderson, G.	Eckstein	Kahn	Parish	Sieben, M.
Anderson, I.	Eken	Kempe	Patton	Smith
Berg	Enebo	Lemke	Pavlak, R.	Spanish
Berglin	Faricy	Lindstrom, J.	Pehler	Stanton
Boland	Fudro	Mann	Peterson	Swanson
Braun	Fugina	McCarron	Prahl	Vanasek
Brinkman	Graba	McEachern	Quirin	Vento
Carlson, B.	Grove	McMillan	Resner	Voss
Carlson, L.	Hanson	Menke	Rice	Wenzel
Casserly	Haugerud	Miller, D.	Ryan	Mr. Speaker
Connors	Jacobs	Miller, M.	St. Onge	
Culhane	Johnson, C.	Moe	Salchert	
Cummiskey	Johnson, D.	Nelson	Sarna	
Dahl	Johnson, R.	Norton	Sherwood	

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

Adams, S., moved to amend H. F. No. 2121, the printed bill, as follows:

Page 7, line 9 strike "as well as any".

Page 7, strike line 10.

Page 7, line 11, strike "tachable units used in producing a direct effect upon the product,".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Adams, S., amendment and the roll being called, there were yeas 54, and nays 78, as follows:

Those who voted in the affirmative were:

Adams, S.	Dirlam	Hook	Long	Savelkoul
Andersen, R.	Erdahl	Johnson, J.	McArthur	Schreiber
Anderson, D.	Erickson	Johnson, R.	McFarlin	Searle
Becklin	Esau	Jopp	Mueller	Skaar
Belisle	Ferderer	Klaus	Myrah	Stangeland
Biersdorf	Fjoslien	Knickerbocker	Newcome	Ulland
Carlson, A.	Flakne	Kvam	Niehaus	Weaver
Carlson, D.	Forsythe	Laidig	Ohnstad	Wigley
Cleary	Graw	Larson	Pavlak, R. L.	Wohlwend
Clifford	Hagedorn	Lindstrom, E.	Pieper	Wolcott
DeGroat	Heinitz	Lombardi	Pleasant	

Those who voted in the negative were:

Adams, J.	Connors	Hanson	Mann	Patton
Anderson, G.	Culhane	Haugerud	McCarron	Pavlak, R.
Anderson, I.	Cummiskey	Jacobs	McEachern	Pehler
Bell	Dahl	Jaros	McMillan	Peterson
Bennett	Dieterich	Johnson, C.	Menke	Prahl
Berg	Eckstein	Johnson, D.	Miller, D.	Quirin
Berglin	Eken	Jude	Miller, M.	Resner
Boland	Enebo	Kahn	Moe	Rice
Braun	Faricy	Kelly	Munger	Ryan
Brinkman	Fudro	Kempe	Nelson	St. Onge
Carlson, B.	Fugina	LaVoy	Norton	Salchert
Carlson, L.	Graba	Lemke	Ojala	Sarna
Casserly	Grove	Lindstrom, J.	Parish	Schulz

Sherwood	Smith	Swanson	Vento	Mr. Speaker
Sieben, H.	Spanish	Tomlinson	Voss	
Sieben, M.	Stanton	Vanasek	Wenzel	

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

Adams, S., moved to amend H. F. No. 2121, the printed bill, as follows:

Page 7, line 17, strike "regularly issued".

Page 7, line 18, strike "at average intervals not exceeding three months, and any such publication".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Adams, S., amendment and the roll being called, there were yeas 55, and nays 77, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Heinitz	Lombardi	Pleasant
Andersen, R.	Dirlam	Hook	Long	Savelkoul
Anderson, D.	Erdahl	Johnson, J.	McArthur	Schreiber
Becklin	Erickson	Johnson, R.	McFarlin	Searle
Belisle	Esau	Jopp	Mueller	Skaar
Bennett	Ferderer	Klaus	Myrah	Stangeland
Biersdorf	Fjoslien	Knickerbocker	Newcome	Ulland
Carlson, A.	Flakne	Kvam	Niehaus	Weaver
Carlson, D.	Forsythe	Laidig	Ohnstad	Wigley
Cleary	Graw	Larson	Pavlak, R. L.	Wohlwend
Clifford	Hagedorn	Lindstrom, E.	Pieper	Wolcott

Those who voted in the negative were:

Adams, J.	Dieterich	Kahn	Norton	Sherwood
Anderson, G.	Eckstein	Kelly	Ojala	Sieben, H.
Anderson, I.	Eken	Kempe	Parish	Sieben, M.
Bell	Enebo	LaVoy	Patton	Smith
Berg	Faricy	Lemke	Pavlak, R.	Spanish
Berglin	Fudro	Lindstrom, J.	Pehler	Stanton
Boland	Fugina	Mann	Peterson	Swanson
Braun	Graba	McCarron	Prahl	Tomlinson
Brinkman	Growe	McEachern	Quirin	Vanasek
Carlson, B.	Hanson	McMillan	Resner	Vento
Carlson, L.	Haugerud	Menke	Rice	Voss
Casserly	Jacobs	Miller, D.	Ryan	Wenzel
Connors	Jaros	Miller, M.	St. Onge	Mr. Speaker
Culhane	Johnson, C.	Moe	Salchert	
Cummiskey	Johnson, D.	Munger	Sarna	
Dahl	Jude	Nelson	Schulz	

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

Dirlam moved to amend H. F. No. 2121, the printed bill, as follows:

Page 12 and 13, strike Article XII in its entirety and renumber the remaining articles accordingly.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Dirlam amendment and the roll being called, there were yeas 56, and nays 76, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Hook	McArthur	Searle
Anderson, R.	Dirlam	Johnson, J.	McFarlin	Skaar
Anderson, D.	Erdahl	Johnson, R.	Mueller	Stangeland
Becklin	Erickson	Jopp	Myrah	Ulland
Belisle	Esau	Klaus	Newcome	Weaver
Bell	Ferderer	Knickerbocker	Niehaus	Wigley
Bennett	Fjoslien	Kvam	Ohnstad	Wohlwend
Biersdorf	Flakne	Laidig	Pavlak, R. L.	Wolcott
Carlson, A.	Forsythe	Larson	Pieper	
Carlson, D.	Graw	Lindstrom, E.	Pleasant	
Cleary	Hagedorn	Lombardi	Savelkoul	
Clifford	Heinitz	Long	Schreiber	

Those who voted in the negative were:

Adams, J.	Eckstein	Kelly	Ojala	Sieben, H.
Anderson, G.	Eken	Kempe	Parish	Sieben, M.
Anderson, I.	Enebo	LaVoy	Patton	Smith
Berg	Faricy	Lemke	Pavlak, R.	Spanish
Berglin	Fudro	Lindstrom, J.	Pehler	Stanton
Boland	Fugina	Mann	Peterson	Swanson
Braun	Graba	McCarron	Prahl	Tomlinson
Brinkman	Grove	McEachern	Quirin	Vanasek
Carlson, B.	Hanson	McMillan	Resner	Vento
Carlson, L.	Haugerud	Menke	Rice	Voss
Casserly	Jacobs	Miller, D.	Ryan	Wenzel
Connors	Jaros	Miller, M.	St. Onge	Mr. Speaker
Culhane	Johnson, C.	Moe	Salchert	
Cummiskey	Johnson, D.	Munger	Sarna	
Dahl	Jude	Nelson	Schulz	
Dieterich	Kahn	Norton	Sherwood	

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

Lindstrom, E., moved to amend H. F. No. 2121, the printed bill, as follows:

Page 20, line 3, after "*remarried;*" strike "*and*".

Page 20, line 8, strike "." and insert "; *and*".

Page 20, after line 8, insert the following:

"(c) Who has a gross income as defined in section 290.01, subdivision 20, of \$12,000 or less for the year preceding the year in which the taxes are due and payable."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Lindstrom, E., amendment and the roll being called, there were yeas 55, and nays 77, as follows:

Those who voted in the affirmative were:

Adams, S.	Bell	Cleary	Erickson	Graw
Anderson, R.	Bennett	Clifford	Esau	Hagedorn
Anderson, D.	Biersdorf	DeGroat	Ferderer	Heinitz
Becklin	Carlson, A.	Dirlam	Fjoslien	Hook
Belisle	Carlson, D.	Erdahl	Flakne	Johnson, J.

Johnson, R.	Larson	Mueller	Pieper	Stangeland
Jopp	Lindstrom, E.	Myrah	Pleasant	Ulland
Klaus	Lombardi	Newcome	Savelkoul	Weaver
Knickerbocker	Long	Niehaus	Schreiber	Wigley
Kvam	McArthur	Ohnstad	Searle	Wohlwend
Laidig	McFarlin	Pavlak, R. L.	Skaar	Wolcott

Those who voted in the negative were:

Adams, J.	Eckstein	Kahn	Norton	Sherwood
Anderson, G.	Eken	Kelly	Ojala	Sieben, H.
Anderson, I.	Enebo	Kempe	Parish	Sieben, M.
Berg	Faricy	LaVoy	Patton	Smith
Berglin	Forsythe	Lemke	Pavlak, R.	Spanish
Boland	Fudro	Lindstrom, J.	Pehler	Stanton
Braun	Fugina	Mann	Peterson	Swanson
Brinkman	Graba	McCarron	Prahl	Tomlinson
Carlson, B.	Grove	McEachern	Quirin	Vanasek
Carlson, L.	Hanson	McMillan	Resner	Vento
Casserly	Haugerud	Menke	Rice	Voss
Connors	Jacobs	Miller, D.	Ryan	Wenzel
Culhane	Jaros	Miller, M.	St. Onge	Mr. Speaker
Cummiskey	Johnson, C.	Moe	Salchert	
Dahl	Johnson, D.	Munger	Sarna	
Dieterich	Jude	Nelson	Schulz	

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

Laidig moved to amend H. F. No. 2121, the printed bill, as follows:

Page 20, line 3, after "remarried;" strike "and".

Page 20, line 8, strike "." and insert "; and".

Page 20, after line 8, insert the following:

"(c) Who has a gross income as defined in section 290.01, subdivision 20, of \$25,000 or less for the year preceding the year in which the taxes are due and payable."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Laidig amendment and the roll being called, there were yeas 56, and nays 76, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Johnson, J.	McArthur	Searle
Andersen, R.	Dirlam	Johnson, R.	McFarlin	Skaar
Anderson, D.	Erdahl	Jopp	Mueller	Stangeland
Becklin	Erickson	Kempe	Myrah	Ulland
Belisle	Esau	Klaus	Newcome	Weaver
Bell	Ferderer	Knickerbocker	Niehaus	Wigley
Bennett	Fjoslien	Kvam	Ohnstad	Wohlwend
Biersdorf	Flakne	Laidig	Pavlak, R. L.	Wolcott
Carlson, A.	Graw	Larson	Pieper	
Carlson, D.	Hagedorn	Lindstrom, E.	Pleasant	
Cleary	Heinitz	Lombardi	Savelkoul	
Clifford	Hook	Long	Schreiber	

Those who voted in the negative were:

Adams, J.	Eckstein	Kahn	Ojala	Sieben, H.
Anderson, G.	Eken	Kelly	Parish	Sieben, M.
Anderson, I.	Enebo	LaVoy	Patton	Smith
Berg	Faricy	Lemke	Pavlak, R.	Spanish
Berglin	Forsythe	Lindstrom, J.	Pehler	Stanton
Boland	Fudro	Mann	Peterson	Swanson
Braun	Fugina	McCarron	Prahl	Tomlinson
Brinkman	Graba	McEachern	Quirin	Vanasek
Carlson, B.	Grove	McMillan	Resner	Vento
Carlson, L.	Hanson	Menke	Rice	Voss
Casserly	Haugerud	Miller, D.	Ryan	Wenzel
Connors	Jacobs	Miller, M.	St. Onge	Mr. Speaker
Culhane	Jaros	Moe	Salchert	
Cummiskey	Johnson, C.	Munger	Sarna	
Dahl	Johnson, D.	Nelson	Schulz	
Dieterich	Jude	Norton	Sherwood	

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

Adams, S., moved to amend H. F. No. 2121, the printed bill, as follows:

Page 21, after line 29, add a new Sec. 2 to read as follows:

"Sec. 2. Minnesota Statutes 1971, Section 290.37, Subdivision 1, is amended to read:

290.37 [PERSONS REQUIRED TO MAKE RETURNS.] Subdivision 1. [PERSONS MAKING RETURNS.] The following persons shall make a return for each taxable year, or fractional part thereof where permitted or required by law:

(a) A single individual with respect to his own taxable net income if that exceeds an amount on which a tax at the rates herein provided would exceed the specified credits allowed, or if his gross income exceeds \$1,000.

(b) A married individual if his own taxable net income or the combined taxable net income of himself and his spouse exceeds an amount on which a tax at the rates herein provided would exceed the specified credits allowed, or if his gross income or the combined gross income of himself and his spouse exceeds \$1,800.

(c) An unmarried individual who has attained the age of 65 before the close of the taxable year with respect to his own taxable net income if that exceeds an amount on which a tax at the rates herein provided would exceed the specified credits allowed or if his gross income exceeds \$1,900.

(d) A married individual living with husband or wife where one has attained the age of 65 before the close of the individual's taxable year if his own taxable net income or the combined taxable net income of himself and his spouse exceeds an amount on which a tax at the rates herein provided would exceed the specified credits allowed or if his gross income or the combined gross income of himself and his spouse exceeds \$2,400.

(e) A married individual living with husband or wife and both spouse have attained the age of 65 if his own taxable net income or the combined taxable net income of himself and his spouse exceeds an amount on which a tax at the rates herein provided would exceed the specified credits allowed or if his gross income or the combined gross income of himself and his spouse exceeds \$2,900.

(f) An unmarried individual who is blind at the close of the taxable year with respect to his own taxable net income if that exceeds an amount on which a tax at the rates herein provided would exceed the specified credits allowed or if his gross income exceeds \$1,900.

(g) A married individual living with husband or wife and one is blind at the close of the taxable year with respect to his own taxable net income or the combined taxable net income of himself and his spouse exceeds an amount on which a tax at the rates herein provided would exceed the specified credits allowed or if his gross income or the combined gross income of himself and his spouse exceeds \$2,500.

(h) A married individual living with husband or wife where both are blind at the close of the taxable year with respect to his own taxable net income or the combined taxable net income of himself and his spouse exceeds an amount on which a tax at the rates herein provided would exceed the specified credits allowed or if his gross income or the combined gross income of himself and his spouse exceeds \$3,100.

(i) The executor or administrator of the estate of a decedent with respect to the taxable net income of such decedent for that part of the taxable year during which he was alive if such taxable net income exceeds an amount on which a tax at the rates herein provided would exceed the specific credits allowed, or if such decedent's gross income for the aforesaid period exceeds \$750.

(j) The executor or administrator of the estate of a decedent with respect to the taxable net income of such estate if that exceeds an amount on which a tax at the rates herein provided would exceed the specific credits allowed, or if such estate's gross income exceeds \$750.

(k) The trustee or other fiduciary of property held in trust with respect to the taxable net income of such trust if that exceeds an amount on which a tax at the rates herein provided would exceed the specific credits allowed, or if the gross income of such trust exceeds \$750, if in either case such trust belongs to the class of taxable persons.

(l) The guardian of an infant or other incompetent person with respect to such infant's or other person's taxable net income if that exceeds an amount on which a tax at the rates herein provided would exceed the specific credits allowed, or if the gross income of such infant or other incompetent person exceeds \$1,000.

(m) Every corporation with respect to its taxable net income if in excess of (\$500) \$1,000, or if its gross income exceeds (\$5,000) \$250,000. The return in this case shall be signed by an officer of the corporation.

(n) The receivers, trustees in bankruptcy, or assignees operating the business or property of a taxpayer with respect to the taxable net income of such taxpayer if that exceeds an amount on which a tax at the rates herein provided would exceed the specific credits allowed (or, if the taxpayer is a corporation, if the taxable net income exceeds \$500), or if such taxpayer's gross income exceeds \$5,000.

Such return shall (a) be verified or contain a written declaration that it is made under the penalties of criminal liability for wilfully making a false return, and (b) shall contain a confession of judgment for the amount of the tax shown due thereon to the extent not timely paid.

For purposes of (a) through (n) the term "gross income" shall mean gross income as defined in section 61 of the Internal Revenue Code of 1954, as amended through December 31, 1970, modified and adjusted in accordance with the provisions of sections 290.08, 290.17 and 290.65."

Further amend the title, line 9, after "Subdivision 2;" and before "290.982" insert "290.37, Subdivision 1".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Adams, S., amendment and the roll being called, there were yeas 57, and nays 75, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Hook	McArthur	Schulz
Andersen, R.	Dirlam	Johnson, J.	McFarlin	Searle
Anderson, D.	Erdahl	Johnson, R.	Mueller	Skaar
Becklin	Erickson	Jopp	Myrah	Stangeland
Belisle	Esau	Klaus	Newcome	Ulland
Bell	Ferderer	Knickerbocker	Niehaus	Weaver
Bennett	Fjoslien	Kvam	Ohnstad	Wigley
Biersdorf	Flakne	Laidig	Pavlak, R. L.	Wohlwend
Carlson, A.	Forsythe	Larson	Pieper	Wolcott
Carlson, D.	Graw	Lindstrom, E.	Pleasant	
Cleary	Hagedorn	Lombardi	Saveikoul	
Clifford	Heinitz	Long	Schreiber	

Those who voted in the negative were:

Adams, J.	Culhane	Hanson	Lindstrom, J.	Ojala
Anderson, G.	Cummiskey	Haugerud	Mann	Parish
Anderson, I.	Dahl	Jacobs	McCarron	Patton
Berg	Dieterich	Jaros	McEachern	Pavlak, R.
Berglin	Eckstein	Johnson, C.	McMillan	Pehler
Boland	Eken	Johnson, D.	Menke	Peterson
Braun	Enebo	Jude	Miller, D.	Prahl
Brinkman	Faricy	Kahn	Miller, M.	Quirin
Carlson, B.	Fudro	Kelly	Moe	Resner
Carlson, L.	Fugina	Kempe	Munger	Rice
Casserly	Graba	LaVoy	Nelson	Ryan
Connors	Growe	Lemke	Norton	St. Onge

Salchert	Sieben, H.	Spanish	Tomlinson	Voss
Sarna	Sieben, M.	Stanton	Vanasek	Wenzel
Sherwood	Smith	Swanson	Vento	Mr. Speaker

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

Adams, S., moved to amend H. F. No. 2121, the printed bill, as follows:

Page 21, line 31, strike "1972" and insert "1973".

A roll call was requested and properly seconded.

Mann was excused for the remainder of today's session.

The question was taken on the adoption of the Adams, S., amendment and the roll being called, there were yeas 58, and nays 74, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Hook	McArthur	Schulz
Andersen, R.	Dirlam	Johnson, J.	McFarlin	Searle
Anderson, D.	Erdahl	Johnson, R.	Mueller	Skaar
Becklin	Erickson	Jopp	Myrah	Smith
Belisle	Esau	Klaus	Newcome	Stangeland
Bell	Ferderer	Knickerbocker	Niehaus	Ulland
Bennett	Fjoslien	Kvam	Ohnstad	Weaver
Biersdorf	Flakne	Laidig	Pavlak, R. L.	Wigley
Carlson, A.	Forsythe	Larson	Pieper	Wohlwend
Carlson, D.	Graw	Lindstrom, E.	Pleasant	Wolcott
Cleary	Hagedorn	Lombardi	Savelkoul	
Clifford	Heinitz	Long	Schreiber	

Those who voted in the negative were:

Adams, J.	Dieterich	Jude	Munger	Salchert
Anderson, G.	Eckstein	Kahn	Nelson	Sarna
Anderson, I.	Eken	Kelly	Norton	Sherwood
Berg	Enebo	Kempe	Ojala	Sieben, H.
Berglin	Faricy	LaVoy	Parish	Sieben, M.
Boland	Fudro	Lemke	Patton	Spanish
Braun	Fugina	Lindstrom, J.	Pavlak, R.	Stanton
Brinkman	Graba	Mann	Pehler	Swanson
Carlson, B.	Growe	McCarron	Peterson	Tomlinson
Carlson, L.	Hanson	McEachern	Prahl	Vanasek
Casserly	Haugerud	McMillan	Quirin	Vento
Connors	Jacobs	Menke	Resner	Voss
Culhane	Jaros	Miller, D.	Rice	Wenzel
Cummiskey	Johnson, C.	Miller, M.	Ryan	Mr. Speaker
Dahl	Johnson, D.	Moe	St. Onge	

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

Schreiber moved to amend H. F. No. 2121, the printed bill, as follows:

Page 25, line 20, strike "the proportion that the dollar"; strike line 21; and in line 22 strike "villages, boroughs and towns in the seven named counties" and insert the following: "*a proportion equal to the arithmetic average of (a) the proportion that the dollar amount of the levy of each payable in 1974 bears to*

the dollar amount of the levies of all cities, villages, boroughs and towns in the seven named counties and (b) the proportion that the number of persons residing in each such municipality bears to the number of persons residing in all such municipalities'.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Schreiber amendment and the roll being called, there were yeas 49, and nays 82, as follows:

Those who voted in the affirmative were:

Adams, S.	Erdahl	Jopp	Long	Schreiber
Andersen, R.	Erickson	Jude	McArthur	Searle
Anderson, D.	Esau	Kempe	Mueller	Sieben, M.
Belisle	Graw	Klaus	Myrah	Skaar
Bell	Hagedorn	Knickerbocker	Newcome	Stangeland
Biersdorf	Heinitz	Kvam	Niehaus	Voss
Carlson, L.	Hook	Laidig	Ohnstad	Weaver
Cleary	Jacobs	Larson	Pavlak, R. L.	Wigley
Clifford	Johnson, J.	Lindstrom, E.	Pleasant	Wohlwend
Dirlam	Johnson, R.	Lombardi	Savelkoul	

Those who voted in the negative were:

Adams, J.	Dahl	Jaros	Nelson	Schulz
Anderson, G.	DeGroat	Johnson, C.	Norton	Sherwood
Anderson, I.	Dieterich	Johnson, D.	Ojala	Sieben, H.
Becklin	Eckstein	Kahn	Parish	Smith
Bennett	Eken	Kelly	Patton	Spanish
Berg	Enebo	LaVoy	Pavlak, R.	Stanton
Berglin	Faricy	Lemke	Pehler	Swanson
Boland	Ferderer	Lindstrom, J.	Peterson	Tomlinson
Braun	Fjoslien	McCarron	Pieper	Ulland
Brinkman	Flakne	McEachern	Prahl	Vanasek
Carlson, A.	Forsythe	McFarlin	Quirin	Vento
Carlson, B.	Fudro	McMillan	Resner	Wenzel
Carlson, D.	Fugina	Menke	Rice	Wolcott
Casserly	Graba	Miller, D.	Ryan	Mr. Speaker
Connors	Grove	Miller, M.	St. Onge	
Culhane	Hanson	Moe	Salchert	
Cummiskey	Haugerud	Munger	Sarna	

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

Savelkoul moved to amend H. F. No. 2121, the printed bill, as follows:

Page 28, after line 30, add a new paragraph to read as follows:

"The tax study commission is also herewith directed to focus particular attention on the effect of state levels of taxation on industrial development in our state, on jobs for our citizens, and future income from total sources of taxation with current rates of economic growth."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Savelkoul amendment and the roll being called, there were yeas 57, and nays 74, as follows:

Those who voted in the affirmative were:

Adams, S.	Dirlam	Hook	McArthur	Schulz
Andersen, R.	Erdahl	Johnson, J.	McFarlin	Searle
Anderson, D.	Erickson	Johnson, R.	Mueller	Skaar
Becklin	Esau	Jopp	Myrah	Stangeland
Belisle	Ferderer	Klaus	Newcome	Ulland
Bell	Fjoslien	Knickerbocker	Niehaus	Weaver
Bennett	Flakne	Kvam	Ohnstad	Wigley
Biersdorf	Forsythe	Laidig	Pavlak, R. L.	Wohlwend
Carlson, A.	Graw	Larson	Pieper	Wolcott
Carlson, D.	Grove	Lindstrom, E.	Pleasant	
Cleary	Hagedorn	Lombardi	Savelkoul	
Clifford	Heinitz	Long	Schreiber	

Those who voted in the negative were:

Adams, J.	DeGroat	Jude	Nelson	Sarna
Anderson, G.	Dieterich	Kahn	Norton	Sherwood
Anderson, I.	Eckstein	Kelly	Ojala	Sieben, H.
Berg	Eken	Kempe	Parish	Sieben, M.
Berglin	Enebo	LaVoy	Patton	Smith
Boland	Faricy	Lemke	Pavlak, R.	Spanish
Braun	Fudro	Lindstrom, J.	Pehler	Stanton
Brinkman	Fugina	McCarron	Peterson	Swanson
Carlson, B.	Graba	McEachern	Prahl	Tomlinson
Carlson, L.	Hanson	McMillan	Quirin	Vanasek
Casserly	Haugerud	Menke	Resner	Vento
Cconnors	Jacobs	Miller, D.	Rice	Voss
Culhane	Jaros	Miller, M.	Ryan	Wenzel
Cummiskey	Johnson, C.	Moe	St. Onge	Mr. Speaker
Dahl	Johnson, D.	Munger	Salchert	

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

Johnson, R., moved to amend H. F. No. 2121, the printed bill, as follows:

Page 28, after line 30, insert a new paragraph to read as follows:

"The commission is also directed to prepare a proposed constitutional amendment that would set limits on the rates of all taxes imposed on persons, corporations and property. The commission shall employ the assistance of nationally recognized economists and other persons specially qualified to advise on the effect of tax rates on the economic development and governmental functions of the state. The constitutional amendment shall permit limits on tax rates to be exceeded by laws passed by two thirds of the members of both houses of the legislature. The commission is advised to consult comparable studies in other states, in particular, California."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Johnson, R., amendment and the roll call being called, there were yeas 55, and nays 76, as follows:

Those who voted in the affirmative were:

Adams, S.	Anderson, D.	Belisle	Biersdorf	Carlson, D.
Andersen, R.	Becklin	Bennett	Carlson, A.	Cleary

Clifford	Flakne	Klaus	McFarlin	Savelkoul
Culhane	Forsythe	Knickerbocker	Mueller	Schreiber
DeGroat	Graw	Kvam	Myrah	Searle
Dirlam	Hagedorn	Laidig	Newcome	Skaar
Erdahl	Heinitz	Larson	Niehaus	Stangeland
Erickson	Hook	Lindstrom, E.	Ohnstad	Weaver
Esau	Johnson, J.	Lombardi	Pavlak, R. L.	Wigley
Ferderer	Johnson, R.	Long	Pieper	Wohlwend
Fjoslien	Jopp	McArthur	Pieasant	Wolcott

Those who voted in the negative were:

Adams, J.	Eckstein	Kelly	Parish	Sieben, M.
Anderson, G.	Eken	Kempe	Patton	Smith
Anderson, I.	Enebo	LaVoy	Pavlak, R.	Spanish
Bell	Faricy	Lemke	Pehler	Stanton
Berg	Fudro	Lindstrom, J.	Peterson	Swanson
Berglin	Fugina	McCarron	Prahl	Tomlinson
Boland	Graba	McEachern	Quirin	Ulland
Braun	Growe	McMillan	Resner	Vanasek
Brinkman	Hanson	Menke	Rice	Vento
Carlson, B.	Haugerud	Miller, D.	Ryan	Voss
Carlson, L.	Jacobs	Miller, M.	St. Onge	Wenzel
Casserly	Jaros	Moe	Salchert	Mr. Speaker
Connors	Johnson, C.	Munger	Sarna	
Cummiskey	Johnson, D.	Nelson	Schulz	
Dahl	Jude	Norton	Sherwood	
Dieterich	Kahn	Ojala	Sieben, H.	

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

Johnson, R., moved to amend H. F. No. 2121, the printed bill, as follows:

Page 38, line 18, after the period insert the following: *"In 1973 and subsequent years the levy limit base per capita shall not be increased by any governmental subdivision pursuant to this section without approval of the electorate therein voting upon the question at a regular or special election called for that purpose; provided however, that any governmental subdivision which has not increased its levy during the years 1971 or 1972 to the extent allowable as provided in this section may in subsequent years increase its levy by the cumulative amount of such allowable increases, compounded as provided by this subdivision, without the approval of the electorate."*

A roll call was requested and properly seconded.

The question was taken on the adoption of the Johnson, R., amendment and the roll being called, there were yeas 47, and nays 84, as follows:

Those who voted in the affirmative were:

Andersen, R.	Dirlam	Heinitz	Lindstrom, E.	Savelkoul
Anderson, D.	Erdahl	Hook	Long	Searle
Becklin	Erickson	Johnson, J.	McFarlin	Skaar
Belisle	Esau	Johnson, R.	Mueller	Stangeland
Bennett	Ferderer	Jopp	Myrah	Wigley
Carlson, A.	Fjoslien	Klaus	Newcome	Wohlwend
Carlson, D.	Flakne	Knickerbocker	Niehaus	Wolcott
Cleary	Forsythe	Kvam	Ohnstad	
Clifford	Graw	Laidig	Pavlak, R. L.	
DeGroat	Hagedorn	Larson	Pieper	

Those who voted in the negative were:

Adams, J.	Dahl	Kahn	Norton	Schulz
Adams, S.	Dieterich	Kelly	Ojala	Sherwood
Anderson, G.	Eckstein	Kempe	Parish	Sieben, H.
Anderson, I.	Eken	LaVoy	Patton	Sieben, M.
Bell	Enebo	Lemke	Pavlak, R.	Smith
Berg	Faricy	Lindstrom, J.	Pehler	Spanish
Berglin	Fudro	Lombardi	Peterson	Stanton
Biersdorf	Fugina	McArthur	Pleasant	Swanson
Boland	Graba	McCarron	Prahl	Tomlinson
Braun	Grove	McEachern	Quirin	Ulland
Brinkman	Hanson	McMillan	Resner	Vanasek
Carlson, B.	Haugerud	Menke	Rice	Vento
Carlson, L.	Jacobs	Miller, D.	Ryan	Voss
Casserly	Jaros	Miller, M.	St. Onge	Weaver
Connors	Johnson, C.	Moe	Salchert	Wenzel
Culhane	Johnson, D.	Munger	Sarna	Mr. Speaker
Cummiskey	Jude	Nelson	Schreiber	

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

Johnson, R., moved to amend H. F. No. 2121, the printed bill, as follows:

Page 44, line 29, strike "\$.50" and insert "\$.05".

Page 44, line 33, strike "\$.50" and insert "\$.05".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Johnson, R., amendment.

Adams, S., was excused from voting.

The roll being called, there were yeas 10, and nays 120, as follows:

Those who voted in the affirmative were:

Gray	Klaus	Lombardi	Pavlak, R. L.	Weaver
Johnson, R.	Larson	Myrah	Ulland	Wigley

Those who voted in the negative were:

Adams, J.	Cleary	Fudro	Kvam	Niehaus
Andersen, R.	Clifford	Fugina	Laidig	Norton
Anderson, D.	Connors	Graba	LaVoy	Ohnstad
Anderson, G.	Culhane	Grove	Lemke	Ojala
Anderson, I.	Cummiskey	Hagedorn	Lindstrom, E.	Parish
Becklin	Dahl	Hanson	Lindstrom, J.	Patton
Belisle	DeGroat	Haugerud	Long	Pavlak, R.
Bell	Dieterich	Heinitz	McArthur	Pehler
Bennett	Dirlam	Hook	McCarron	Peterson
Berg	Eckstein	Jacobs	McEachern	Pieper
Berglin	Eken	Jaros	McFarlin	Pleasant
Biersdorf	Enebo	Johnson, C.	McMillan	Prahl
Boland	Erdahl	Johnson, D.	Menke	Quirin
Braun	Erickson	Johnson, J.	Miller, D.	Resner
Brinkman	Esau	Jopp	Miller, M.	Rice
Carlson, A.	Faricy	Jude	Moe	Ryan
Carlson, B.	Ferderer	Kahn	Mueller	St. Onge
Carlson, D.	Fjoslien	Kelly	Munger	Salchert
Carlson, L.	Flakne	Kempe	Nelson	Sarna
Casserly	Forsythe	Knickerbocker	Newcome	Savelkoul

Schreiber	Sieben, H.	Spanish	Tomlinson	Wenzel
Schulz	Sieben, M.	Stangeland	Vanasek	Wohlwend
Searle	Skaar	Stanton	Vento	Wolcott
Sherwood	Smith	Swanson	Voss	Mr. Speaker

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

Johnson, R., moved to amend H. F. No. 2121, the printed bill, as follows:

Page 47, strike line 33 and insert "*may be sold as though for delinquent taxes in the same manner and with the same effect as other interests in real estate are sold for taxes.*"

Page 47, strike lines 34 through 36.

Page 48, strike lines 1 through 25.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Johnson, R., amendment.

Adams, S., was excused from voting.

The roll being called, there were yeas 44, and nays 86, as follows:

Those who voted in the affirmative were:

Anderson, D.	Erickson	Johnson, J.	McArthur	Pleasant
Becklin	Esau	Johnson, R.	McFarlin	Savelkoul
Belisle	Ferderer	Jopp	Mueller	Searle
Biersdorf	Flakne	Klaus	Myrah	Ulland
Carlson, D.	Forsythe	Knickerbocker	Newcome	Weaver
Cleary	Graw	Kvam	Niehaus	Wigley
Clifford	Hagedorn	Larson	Ohnstad	Wohlwend
Diriam	Heinitz	Lombardi	Pavlak, R. L.	Wolcott
Erdahl	Hook	Long	Pieper	

Those who voted in the negative were:

Adams, J.	Dahl	Jude	Norton	Sieben, H.
Andersen, R.	DeGroat	Kahn	Ojala	Sieben, M.
Anderson, G.	Dieterich	Kelly	Parish	Skaar
Anderson, I.	Eckstein	Kempe	Patton	Smith
Bell	Eken	Laidig	Pavlak, R.	Spanish
Bennett	Enebo	LaVoy	Pehler	Stangeland
Berg	Faricy	Lemke	Peterson	Stanton
Berglin	Fjoslien	Lindstrom, E.	Prahl	Swanson
Boland	Fudro	Lindstrom, J.	Quirin	Tomlinson
Braun	Fugina	McCarron	Resner	Vanasek
Brinkman	Graba	McEachern	Rice	Vento
Carlson, A.	Grove	McMillan	Ryan	Voss
Carlson, B.	Hanson	Menke	St. Onge	Wenzel
Carlson, L.	Haugerud	Miller, D.	Salchert	Mr. Speaker
Cassery	Jacobs	Miller, M.	Sarna	
Connors	Jaros	Moe	Schreiber	
Culhane	Johnson, C.	Munger	Schulz	
Cummiskey	Johnson, D.	Nelson	Sherwood	

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

Lindstrom, E., moved to amend H. F. No. 2121, the printed bill, as follows:

Page 49, after line 9, add an article to read:

"ARTICLE XXIV

Section 1. Minnesota Statutes 1971, Section 477A.02, is amended to read:

Subdivision (f). In 1974 and subsequent years each taxing district shall receive the same reimbursement it received in 1973, pursuant to subdivision (c). This reimbursement shall be paid in the same manner as detailed for 1973, pursuant to subdivision (d), in 1974 and subsequent years."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Lindstrom, E., amendment and the roll being called, there were yeas 54, and nays 77, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Heinitz	Long	Savelkoul
Andersen, R.	Dirlam	Hook	McArthur	Schreiber
Anderson, D.	Erdahl	Johnson, J.	McFarlin	Searle
Becklin	Erickson	Johnson, R.	Mueller	Skaar
Belisle	Esau	Jopp	Myrah	Stangeland
Bennett	Ferderer	Klaus	Newcome	Ulland
Biersdorf	Fjoslien	Kvam	Niehaus	Weaver
Carlson, A.	Flakne	Laidig	Ohnstad	Wigley
Carlson, D.	Forsythe	Larson	Paviak, R. L.	Wohlwend
Cleary	Graw	Lindstrom, E.	Pieper	Wolcott
Clifford	Hagedorn	Lombardi	Pleasant	

Those who voted in the negative were:

Adams, J.	Dieterich	Kahn	Norton	Sherwood
Anderson, G.	Eckstein	Kelly	Ojala	Sieben, H.
Anderson, I.	Eken	Kempe	Parish	Sieben, M.
Bell	Enebo	Knickerbocker	Patton	Smith
Berg	Faricy	LaVoy	Pavlak, R.	Spanish
Berglin	Fudro	Lemke	Pehler	Stanton
Boland	Fugina	Lindstrom, J.	Peterson	Swanson
Braun	Graba	McCarron	Prahl	Tomlinson
Brinkman	Grove	McEachern	Quirin	Vanasek
Carlson, B.	Hanson	McMillan	Resner	Vento
Carlson, L.	Haugerud	Menke	Rice	Voss
Casserly	Jacobs	Miller, D.	Ryan	Wenzel
Connors	Jaros	Miller, M.	St. Onge	Mr. Speaker
Culhane	Johnson, C.	Moe	Salchert	
Cummiskey	Johnson, D.	Munger	Sarna	
Dahl	Jude	Nelson	Schulz	

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

Lindstrom, E., moved to amend H. F. No. 2121, the printed bill, as follows:

Page 49, after line 9, add an article to read:

"ARTICLE XXIV

Section 1. An amendment to the Minnesota Constitution adding a new article is proposed to the people. If the amendment is adopted the article will read as follows:

Subdivision 1. The people may approve or reject by referendum any tax or appropriation made by law. A referendum shall be held either upon order by the legislature or upon petition signed by a least five percent of the qualified electors in each of at least one-third of the legislative representative districts. The total number of signers must be at least five percent of the qualified electors of the state. A referendum petition shall be filed with the secretary of state no later than six months after adjournment of the legislature which passed the act.

Subd. 2. An act referred to the people is in effect until suspended by petitions signed by at least 15 percent of the qualified electors in a majority of the legislative representative districts. If suspended the act shall become operative only after it is approved at an election, the result of which has been determined and declared as provided by law.

Sec. 2. The proposed amendment shall be submitted to the people at the 1974 general election. The question submitted shall be:

"Shall the Minnesota Constitution be amended to provide for approval of taxes and appropriations by referenda?"

Yes.....

No.....".

Further, amend the title in line 5, after "derived;" and before "appropriating" by inserting "proposing an amendment to the Minnesota Constitution permitting referenda on taxes and appropriations;".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Lindstrom, E., amendment and the roll being called, there were yeas 55, and nays 76, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Heinitz	Lindstrom, E.	Pieper
Andersen, R.	Dirlam	Hook	Lombardi	Pleasant
Anderson, D.	Erdahl	Johnson, J.	Long	Savelkoul
Becklin	Erickson	Johnson, R.	McArthur	Schreiber
Belisle	Esau	Jopp	McFarlin	Searle
Bennett	Ferderer	Kempe	Mueller	Skaar
Biersdorf	Fjoslien	Klaus	Myrah	Stangeland
Carlson, A.	Flakne	Knickerbocker	Newcome	Weaver
Carlson, D.	Forsythe	Kvam	Niehaus	Wigley
Cleary	Graw	Laidig	Ohnstad	Wohlwend
Clifford	Hagedorn	Larson	Pavliak, R. L.	Wolcott

Those who voted in the negative were:

Adams, J.	Bell	Boland	Carlson, B.	Connors
Anderson, G.	Berg	Braun	Carlson, L.	Culhane
Anderson, I.	Berglin	Brinkman	Casserly	Cummiskey

Dahl	Jaros	Miller, D.	Quirin	Stanton
Dieterich	Johnson, C.	Miller, M.	Resner	Swanson
Eckstein	Johnson, D.	Moe	Rice	Tomlinson
Eken	Jude	Munger	Ryan	Ulland
Enebo	Kahn	Nelson	St. Onge	Vanasek
Faricy	Kelly	Norton	Salchert	Vento
Fudro	LaVoy	Ojala	Sarna	Voss
Fugina	Lemke	Parish	Schulz	Wenzel
Graba	Lindstrom, J.	Patton	Sherwood	Mr. Speaker
Growe	McCarron	Pavlak, R.	Sieben, H.	
Hanson	McEachern	Pehler	Sieben, M.	
Haugerud	McMillan	Peterson	Smith	
Jacobs	Menke	Prahl	Spanish	

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

Savelkoul moved to amend H. F. No. 2121, the printed bill, as follows:

Page 21, line 29, after "\$300" insert "; except for those corporations having 10 shareholders or less who passed at least 100 percent of their net earnings or profits through to individuals during the taxable year in which the return was filed, the minimum tax payable shall be not less than \$20".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Savelkoul amendment and the roll being called, there were yeas 54, and nays 77, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Hook	Long	Savelkoul
Andersen, R.	Dirlam	Johnson, J.	McArthur	Schreiber
Anderson, D.	Erdahl	Johnson, R.	McFarlin	Searle
Becklin	Erickson	Jopp	Mueller	Skaar
Belisle	Esau	Klaus	Myrah	Stangeland
Bennett	Ferderer	Knickerbocker	Newcome	Ulland
Biersdorf	Fjoslien	Kvam	Niehaus	Weaver
Carlson, A.	Flakne	Laidig	Ohnstad	Wigley
Carlson, D.	Forsythe	Larson	Pavlak, R. L.	Wohlwend
Cleary	Graw	Lindstrom, E.	Pieper	Wolcott
Clifford	Heinitz	Lombardi	Pleasant	

Those who voted in the negative were:

Adams, J.	Dieterich	Jude	Norton	Sherwood
Anderson, G.	Eckstein	Kahn	Ojala	Sieben, H.
Anderson, I.	Eken	Kelly	Parish	Sieben, M.
Bell	Enebo	Kempe	Patton	Smith
Berg	Faricy	LaVoy	Pavlak, R.	Spanish
Berglin	Fudro	Lemke	Pehler	Stanton
Boland	Fugina	Lindstrom, J.	Peterson	Swanson
Braun	Graba	McCarron	Prahl	Tomlinson
Brinkman	Growe	McEachern	Quirin	Vanasek
Carlson, B.	Hagedorn	McMillan	Resner	Vento
Carlson, L.	Hanson	Menke	Rice	Voss
Casserly	Haugerud	Miller, D.	Ryan	Wenzel
Connors	Jacobs	Miller, M.	St. Onge	Mr. Speaker
Culhane	Jaros	Moe	Salchert	
Cummiskey	Johnson, C.	Munger	Sarna	
Dahl	Johnson, D.	Nelson	Schulz	

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

Johnson, R., moved to amend H. F. No. 2121, the printed bill, as follows:

Strike Article I in its entirety and insert a new Article I as follows:

"ARTICLE I

Section 1. [GENERAL ASSISTANCE ACT; DECLARATION OF POLICY; CITATION.] *Subdivision 1. The objectives of sections 1 to 30 are to provide a sound administrative structure for public assistance programs; to maximize the use of federal funds for public assistance purposes; to provide property tax relief; and to provide an integrated public assistance program for all persons in the state without adequate income or resources to maintain a subsistence reasonably compatible with decency and health.*

It is hereby declared to be the policy of this state that persons unable to provide for themselves and not otherwise provided for by law, who meet the eligibility requirements of this act and do not refuse suitable employment, shall be entitled to receive such grants of general assistance and such services as may be necessary to maintain a subsistence reasonably compatible with decency and health. The furnishing of such assistance and services is a matter of public concern and a necessity in promoting the public health and welfare.

A principal objective in providing general assistance and services shall be to aid those persons who can be helped to become self-supporting or to attain self-care. To achieve this aim, the commissioner shall establish minimum standards of assistance for general assistance. The standard for cash payments to recipients shall be, as to shelter, 100 percent, and as to other budgetary items, 50 percent, of those established for the federally aided assistance programs; provided, however, that no general assistance payment shall exceed an amount, which when computed for the time period for which it is made, exceeds the equivalent on a weekly basis of 40 times the hourly federal minimum wage prevailing when the payment is made; and provided further that persons receiving general relief on the effective date of this act shall continue to be eligible therefor. In order to maximize the use of federal funds, the commissioner shall promulgate regulations, to the extent permitted by federal law for eligibility for the emergency assistance program, under the terms of this act for general assistance. The commissioner shall provide by regulation for the eligibility for general assistance of persons with seasonal income, and may attribute seasonal income to other periods not in excess of one year from receipt by an applicant or recipient. The strengthening and preservation of the family unit shall be a principal consideration in the administration of this act and all general assistance policies shall be formulated and administered so as to further this objective.

Subd. 2. Sections 1 to 30 may be cited as the general assistance act.

Sec. 2. [DEFINITIONS.] Subdivision 1. The terms defined in this section shall have the meanings given them unless otherwise provided or indicated by the context.

Subd. 2. "Commissioner" means the commissioner of public welfare or his designee.

Subd. 3. "Department" means the department of public welfare.

Subd. 4. "General assistance" means cash payments to persons unable to provide themselves with a reasonable subsistence compatible with decency and health and who are not otherwise provided for under the laws of this state or the United States. It shall include cash payments for goods, shelter, fuel, food, clothing, light, necessary household supplies, and personal need items. General assistance shall not include payments for foster care, child welfare services, medical, dental, hospitalization, nursing care, drugs, or medical supplies. It is the intent of this act that these items be provided by local agencies in accordance with programs in effect at the time of the passage of this act. Vendor payments may be made only as provided for in sections 9 and 11.

Subd. 5. "Family" means two or more individuals who are related by blood, marriage or adoption, who are living in a place or residence maintained by one or more of them as his or their own home, and at least one of whom is a child who is not married to another of such individuals and is in the care of or dependent upon another of such individuals.

Subd. 6. "Child" means an individual who is under the age of 18, or under the age of 19 and a student regularly attending a school, college, or university of a course of vocational or technical training designed to prepare him for gainful employment.

Subd. 7. "Childless couple" means two individuals who are related by marriage and who are living in a place of residence maintained by them as their own home.

Subd. 8. "Income" means earned and unearned income reduced by amounts paid or withheld for federal and state personal income taxes and federal social security taxes.

Subd. 9. "Earned income" means remuneration for services performed as an employee, and net earnings from self-employment.

Subd. 10. "Unearned income" means all other income including any payments received as an annuity, retirement or disability benefit, including veteran's or workmen's compensation; old age, survivors and disability insurance; railroad retirement benefits; unemployment benefits; and benefits under any federally aided categorical assistance program, supplementary security income, or family assistance program; rents, dividends, interest and

royalties; and support and alimony payments except that such payments may not be considered as available to meet the needs of any person other than the person for whose benefit they are received, unless that person is under a legal duty to support another family member.

Subd. 11. "State aid" means state aid to local agencies for general assistance expenditures as provided for in this act.

Subd. 12. "Local agency" means the county welfare boards in the several counties of the state except that it may also include any multicounty welfare boards or departments where those have been established in accordance with law.

Sec. 3. [RESPONSIBILITY TO PROVIDE GENERAL ASSISTANCE.] Subdivision 1. Every local agency shall provide general assistance to persons residing within its jurisdiction who meet the need requirements of this act. General assistance shall be administered according to law and rules and regulations promulgated by the commissioner pursuant to the provisions of this act.

Subd. 2. State aid shall be paid to local agencies for 100 percent of all general assistance grants up to the standards of section 1, subdivision 1, according to procedures established by the commissioner. Any local agency may, from its own resources, make payments of general assistance at a standard higher than that established by the commissioner, without reference to the standards of sec. 1, subd. 1.

Sec. 4. [DUTIES OF THE COMMISSIONER.] In addition to any other duties imposed by law, the commissioner shall:

(1) Supervise the administration of general assistance by local agencies as provided in this act;

(2) Promulgate uniform rules and regulations consistent with law for carrying out and enforcing the provisions of this act to the end that general assistance may be administered as uniformly as possible throughout the state; rules and regulations shall be furnished immediately to all local agencies and other interested persons; in promulgating rules and regulations, the provisions of Minnesota Statutes, Chapter 15, shall apply;

(3) Allocate moneys appropriated for general assistance to local agencies as provided in this act;

(4) Accept and supervise the disbursement of any funds that may be provided by the federal government or from other sources for use in this state for general assistance;

(5) Cooperate with other agencies including any agency of the United States or of another state in all matters concerning the powers and duties of the commissioner under this act;

(6) Cooperate to the fullest extent with other public agencies empowered by law to provide vocational training, rehabilitation, or similar services;

(7) Gather and study current information and report at least annually to the governor and legislature on the nature and need for general assistance, the amounts expended under the supervision of each local agency, and the activities of each local agency and publish such reports for the information of the public;

(8) Report at least annually to the governor and legislature the cost of living in the various counties and metropolitan areas as related to the standards of assistance and the amounts expended for assistance, and make this information available to the public.

Sec. 5. [ELIGIBILITY FOR GENERAL ASSISTANCE.] Each person or family whose income and resources are less than the standard of assistance established by the commissioner shall be eligible for and entitled to general assistance; provided that no individual shall be eligible for general assistance if he is eligible for any of the following federally aided assistance programs: emergency assistance, aid to families with dependent children, supplemental security income for the aged, blind, or disabled; or any successor to the above.

Sec. 6. [AMOUNT OF ASSISTANCE.] Subdivision 1. General assistance shall be granted in such an amount that when added to the nonexempt income actually available to the individual or family, the total amount equals the applicable standard of assistance established by the commissioner for general assistance.

Subd. 2. Notwithstanding the provisions of subdivision 1 of this section, a grant of general assistance may be made to an eligible individual or family for one or more items encompassed within the definition of general assistance where the applicant or recipient requests temporary assistance not exceeding 30 days and an emergency situation appears to exist if the individual is ineligible for the federally aided program of emergency assistance.

Sec. 7. [TIME OF PAYMENT OF ASSISTANCE.] An applicant for general assistance shall be deemed presumptively eligible if his sworn application on its face demonstrates that he is within the eligibility criteria established by this act and any applicable rules and regulations of the commissioner. General assistance shall be immediately granted to such presumptively eligible applicant without the necessity of first securing action by the board of the local agency.

If upon verification and due investigation it appears that the applicant swore falsely and such false information materially affected his eligibility for general assistance or the amount of his general assistance grant, the local agency shall refer the matter to the county attorney. The county attorney may commence a criminal prosecution or a civil action for the recovery of any general assistance wrongfully received, or both.

Sec. 8. [EXCLUSION FROM RESOURCES.] *Subdivision 1. In determining eligibility of a family or individual there shall be excluded the following resources:*

(1) *Property which does not exceed that permitted under the federally aided assistance program known as aid to families with dependent children; provided, however, that the commissioner may provide by rule and regulation more restrictive eligibility standards and levels of payment for general assistance if it is determined that funds available are not adequate to meet projected need; and*

(2) *Other property, including real or personal property used as a home, which has been determined, in accordance with and subject to limitations contained in rules and regulations promulgated by the commissioner, to be essential to the family or individual as a means of self-support or self-care or which is producing income that is being used for the support of the individual or family. The commissioner shall further provide by rule and regulation for those situations in which property may be retained by the family or individual where there is a reasonable probability that in the foreseeable future the property will be used for the self-support of the individual or family.*

Subd. 2. Notwithstanding any other provisions of this act, the commissioner shall provide by rule and regulation for the exclusion of property from the determination of eligibility for general assistance when it appears likely that the need for general assistance will not exceed 30 days and an undue hardship would be imposed on an individual or family by the forced disposal of such property.

Sec. 9. [FORM OF PAYMENT; VENDOR PAYMENTS.] *Subdivision 1. All grants of general assistance shall be paid in cash and with such frequency as the commissioner shall determine. The commissioner may provide by rule and regulation for the making of general assistance payments in different time periods for various reasonable classifications of recipients.*

Subd. 2. Notwithstanding the provisions of subdivision 1, the commissioner shall provide by rule and regulation for situations in which vendor payments may be made by local agencies because of the inability of the recipient to manage his general assistance grant for his own or family's benefit.

Sec. 10. [HEARINGS PRIOR TO REDUCTION; TERMINATION; SUSPENSION OF GENERAL ASSISTANCE GRANTS.] *No grant of general assistance except one made pursuant to section 6, subdivision 2 or section 8, subdivision 2, shall be reduced, terminated or suspended unless the recipient receives notice and is afforded an opportunity to be heard prior to any action by the local agency.*

Nothing herein shall deprive a recipient of his right to full administrative and judicial review of an order or determination of a local agency as provided for in section 12 subsequent to any action taken by a local agency after a prior hearing.

Sec. 11. [WORK INCENTIVE AND REGISTRATION.]
Subdivision 1. *Every person who is a recipient of general assistance and not employed shall be required, unless exempt by subdivision 6, to register with the state employment service of the department of manpower services and the local agency and accept any suitable employment that is offered him.*

Subd. 2. *The local agency shall provide a general assistance work program for persons who qualify for assistance but who are unable to gain employment through the state employment service of the department of manpower services. Local agencies shall adopt a list of work priorities to be met through the employment of eligible recipients when such recipients are unable to gain employment through the state employment service or through their own initiative. The local agency may assign the recipient such work as he is able to perform but which is not that ordinarily performed and which would supplement but not replace projects which are ordinarily performed by regular employees of the county.*

Subd. 3. *General assistance work program recipients shall be paid at the same wage rates as county employees doing similar work, and the number of hours of work assigned to a recipient shall be determined by the needs of himself and his family including expenses incidental to his employment.*

Subd. 4. *A local agency may contract with the federal government, or with any department, agency, subdivision or instrumentality of the state, for the services of general assistance work program recipients on such terms and conditions as may be agreed upon, with or without consideration paid to the local agency.*

Subd. 5. *General assistance work program recipients are employees of the local agencies within the meaning of workmen's compensation laws, but not retirement or civil service laws.*

Subd. 6. *No person shall be required to register with the commissioner or state employment service if he is:*

- (1) *A person with illness, incapacity, or advanced age;*
- (2) *A child attending a school or college full time;*

(3) *A person whose presence in the home on a substantially continuous basis is required because of the illness or incapacity of another member of the household;*

(4) *A person who has been referred to or applied for a work training, work experience, vocational rehabilitation or other such similar program; provided that the period of time such person is exempted from the registration requirements of subdivision 1, while awaiting acceptance into such program, does not exceed 30 days; or*

(5) *An adult member of a household with children in which another adult is employed full time or has registered with the state employment service or been accepted in a work training program.*

Subd. 7. Any person who objects to being required to register with the commissioner or state employment service, shall be entitled to a prior hearing in accord with the provisions of section 10 on the issue of whether such person comes within the exemptions contained in subdivision 4, clause (1), (2), (3), or (4).

Subd. 8. (1) Any person who refuses to accept suitable employment when offered him shall lose his eligibility for general assistance and, if a member of a family receiving general assistance, that portion of the grant attributable to said person shall not be paid.

The commissioner may further provide by rule and regulation that vendor payments may be made with respect to any family in which a person who is obligated to accept suitable employment has refused to do so.

(2) The provisions of section 10 providing for notice and opportunity to be heard prior to a decision to reduce, suspend or terminate benefits shall be applicable to determinations made under clause (1) of this subdivision.

Subd. 9. The commissioner shall establish procedures to insure that any recipient of general assistance desiring to improve his ability to support himself and his family shall be promptly referred to the department of manpower services or any other agency, public or private, operating a work training, work experience, vocational rehabilitation or other similar program.

Sec. 12. [ADMINISTRATIVE AND JUDICIAL REVIEW.]
Subdivision 1. Any applicant or recipient aggrieved by any order or determination of a local agency may appeal from such order or determination to the commissioner of public welfare. The aggrieved applicant or recipient shall file with the local agency a notice of appeal within 30 days of the receipt by him of the order or determination of the local agency, provided that the order or determination is in writing and contains a statement advising the applicant or recipient of his right to appeal and the procedures for perfecting same.

If the order or determination of the local agency is not in writing or does not contain the appeal procedure statement referred to above, the 30-day period shall not be tolled until the applicant or recipient is properly notified in accordance with the provisions of this subdivision.

Notwithstanding the absence of proper notice or order or determination, the applicant or recipient may appeal to the commissioner by filing with the local agency any writing which states with reasonable clarity his dissatisfaction with or desire to obtain review of the determination or order of the local agency.

Subd. 2. Upon receipt the local agency shall immediately forward the notice of appeal to the commissioner. Within 30 days of the receipt of the notice of appeal, the commissioner shall provide the applicant or recipient with the opportunity for a hear-

ing before the commissioner or his legal representative. The local agency shall be a party to the proceeding before the commissioner.

Subd. 3. The commissioner may, upon his own motion, review any decision made by a local agency and may make such additional investigation as he deems necessary.

Subd. 4. Within 30 days from the date of the hearing before the commissioner or his legal representative, a decision in writing making findings of fact and conclusions of law shall be rendered.

Subd. 5. Any applicant or recipient aggrieved by the determination by the commissioner may, within 30 days after notice of such decision is mailed, appeal from the decision or determination of the commissioner to the district court of the county in which the application was filed by serving a written notice of such appeal upon the commissioner and all other parties to the administrative hearing and by filing the original of such notice together with proof of service with the clerk of the district court of the county. No filing fee or other fees normally exacted by the clerk of district court upon the filing of a case shall be required.

A summary of the issues involved, a copy of all supporting papers, a transcript of any testimony, and a copy of the decision of the commissioner shall be filed with the court. The court shall summarily, upon ten days' written notice, try and determine the appeal upon the record of the commissioner as certified by the commissioner and in the determination thereof shall be governed by the standard of review applicable to contested proceedings under Minnesota Statutes, Chapter 15. No new or additional evidence shall be taken on such appeal or introduced by any party to such hearing or appeal in a district court unless such new or additional evidence in the sound discretion of the court is necessary to a more equitable disposition of the appeal. If the court shall find that the order of the commissioner is not sustained by substantial evidence or is not in accord with applicable legal principles, the court shall make an order declaring the order of the commissioner null and void, giving the reasons therefor, and shall order the commissioner to take further action in the matter not inconsistent with the determination of the court. During the pendency of any appeal, if the commissioner has awarded general assistance, it shall be paid pending the determination of the appeal.

Subd. 6. Any party aggrieved by the determination of the district court may appeal to the supreme court in like manner as appeals are taken in civil actions; except that no filing fee shall be required by the clerk of the district court or supreme court.

The determination of the district court shall remain in effect during the pendency of any appeal to the supreme court.

Sec. 13. [MANDAMUS TO COMPEL PAYMENT OF GENERAL ASSISTANCE.] *Subdivision 1.* Notwithstanding the

provisions of section 12 providing for administrative and judicial review of local agency determinations, a person denied general assistance by the local agency may apply to the district court of the county in which his application was filed and the district court shall order the payment of general assistance if the person establishes:

(1) The substantial likelihood that he is eligible for and entitled to general assistance, and

(2) The person or family will suffer irreparable injury if general assistance is not granted without delay.

Subd. 2. The denial by a district court of a writ of mandamus shall not affect the right or scope of administrative or judicial review as set forth in section 16 of this act.

Sec. 14. [VIOLATIONS; MISDEMEANOR.] Whoever obtains or attempts to obtain, or aids or abets any person to obtain by means of a willfully false statement or representation, or by impersonation, or other fraudulent device:

(1) Assistance to which he is not entitled; or

(2) Assistance greater than that to which he is reasonably entitled;

is guilty of a misdemeanor.

Sec. 15. [RELATIVE'S RESPONSIBILITY.] The financial responsibility of a relative for an applicant or recipient of general assistance shall not extend beyond the relationship of a spouse, or a parent of an applicant or recipient who is a child.

Sec. 16. [GENERAL ASSISTANCE TO BE ALLOWED AS CLAIM IN PROBATE COURT.] On the death of any person who received any general assistance under this act, or on the death of the survivor of a married couple, either or both of whom received general assistance, the total amount paid as general assistance to either or both, without interest, shall be allowed as a claim against the estate of such person or persons by the court having jurisdiction to probate the estate.

Sec. 17. [DATA PROCESSING PROCEDURES.] The local agency shall, to the extent permitted by federal law or regulation, in addition to any other necessary records and procedures, provide for the inclusion of all general assistance records in any data processing system established for the medical assistance program, in accordance with procedures established by the commissioner.

Sec. 18. [RESIDENCE; COUNTY OF FINANCIAL RESPONSIBILITY.] Subdivision 1. In determining the county of financial responsibility, in all matters concerning legal settlement of the poor, the definitions and rules of this section shall apply.

Subd. 2. "County of financial responsibility" means (a) the county in which an individual resides; or (b) if an individual is a patient in a hospital, nursing home, or boarding care home, as defined in Minnesota Statutes, Section 144.50, at the time of making application, and immediately prior thereto resided in another county, then that other county; or (c) the above provisions notwithstanding, if an individual is a recipient of medical assistance, the county from which he is receiving medical assistance.

Subd. 3. [PROCEDURE WHEN COUNTY OF FINANCIAL RESPONSIBILITY IS IN QUESTION.] If upon the investigation the local agency decides that the application was not filed in the county of financial responsibility as defined by this section, but that the applicant is otherwise eligible for assistance, it shall, while providing assistance to the applicant, transmit a copy of the application, together with the record of any investigation made by it and a copy of its decision, to the state agency, and to the agency of the county which it has decided is the county of financial responsibility. The state agency shall thereupon promptly decide any question of financial responsibility and make an order referring the application to the local agency of the proper county for further action, including reimbursement by such county of any assistance which another county has provided to the applicant in accordance with this subdivision. The state agency may make such investigation as it deems proper before making its decision. It shall prescribe rules and regulations for carrying into effect this subdivision. The order of the state agency shall be binding upon the local agency involved and the applicant or recipient, shall be complied with by that agency unless reversed on appeal as provided in this act, and shall be so complied with pending any such appeal.

Sec. 19. [ABOLITION OF TOWNSHIP SYSTEM OF POOR RELIEF.] Subdivision 1. The town system for caring for the poor in each of the counties in which it is in effect is hereby abolished. The county welfare board of each county shall administer general assistance under the provisions of this article.

Subd. 2. All county welfare boards affected by this act are hereby authorized to take over for the county as of the effective date of this section, the ownership of all case records relating to the administration of poor relief.

Sec. 20. [TRANSFER OF TOWN EMPLOYEES.] Subdivision 1. The term "merit system" as used herein shall mean the rules for a merit system of personnel administration for employees of county welfare boards adopted by the commissioner of public welfare in accordance with the provisions of Minnesota Statutes, Section 393.07, including the merit system established for Hennepin county pursuant to Laws 1965, Chapter 855, as amended, the federal social security act as amended, and merit system standards and regulations issued by the federal social security board and the United States children's bureau.

Subd. 2. All employes of any municipality or town who are engaged full time in poor relief work therein on the effective

date of this section shall be retained as employees of the county and placed under the jurisdiction of its welfare board.

All transferred employees shall be blanketed into the merit system with comparable status, classification, longevity, and seniority, and subject to the administrative requirements of the county welfare board. Employees with permanent status under any civil service provision on the effective date of this act shall be granted permanent status under the merit system at comparable classifications and in accordance with work assignments made under the authority of the county welfare board as provided by the merit system rules.

The determination of proper job allocation shall be the responsibility of the personnel officer or director as provided under merit system rules applicable to the county involved with the right of appeal of allocation to the merit system council or personnel board by any employee affected by this transfer.

All transferred employees shall receive salaries for the classification to which they are allocated in accordance with the schedule in effect for county welfare board employees and at a salary step which they normally would have received had they been employed by the county welfare board for the same period of service they had previously served under the civil service provisions of any municipality or town; provided, however, that no salary shall be reduced as a result of the transfer.

All accumulated sick leave of transferred employees in the amount of 60 days or less shall be transferred to the records of the county welfare board and such accumulated sick leave shall be the legal liability of the county welfare board. All accumulated sick leave in excess of 60 days shall be paid in cash to transferred employees by the municipality or town by which they were employed prior to their transfer, at the time of transfer. In lieu of the cash payment, the municipality or town shall, at the option of the employee concerned, allow a leave of absence with pay, prior to transfer, for all or part of the accumulated sick leave.

Subd. 3. Employees of municipalities and towns engaged in the work of administering poor relief who are not covered by civil service provisions shall be blanketed into the merit system subject to a qualifying examination. Employees with one year or more service shall be subject to a qualifying examination and those with less than one year's service shall be subject to an open competitive examination.

Subd. 4. All vacation leave of employees referred to in subdivision 2 of this section, accumulated prior to their transfer to county employment shall be paid in cash to them by the municipality or town by which they were employed prior to their transfer, and at the time of their transfer. In lieu of the cash payment, the municipality or town shall, at the option of the employee concerned, allow a leave of absence with pay, prior to such transfer, for all or part of the accumulated vacation time.

Sec. 21. [CONTINUATION OF RETIREMENT SYSTEM FOR FORMER MINNEAPOLIS EMPLOYEES.] *Subdivision 1. Each employee of the city of Minneapolis who is transferred to and employed by the county under the provisions of section 20 and who is a contributing member of a retirement system organized under the provisions of Minnesota Statutes, Chapter 422, shall continue to be a member of that system and entitled to all of the benefits conferred thereby and subject to all the restrictions of chapter 422, unless he applies to cancel his membership within six months after the effective date of this act.*

Subd. 2. The cost to the public of that portion of the retirement allowances or other benefits accrued while any such employee was in the service of the city of Minneapolis shall remain an obligation of the city and a tax shall be levied and collected by it to discharge its obligation as provided by Minnesota Statutes, Chapter 422.

Subd. 3. The cost to the public of the retirement allowances or other benefits accruing to employees so transferred to and employed by the county shall be the obligation of and paid by the county at such time as the retirement board shall fix and determine in accordance with chapter 422. The county shall pay to the municipal retirement fund an amount certified to the county auditor of the county by the retirement board as the cost of the retirement allowances and other benefits accruing and owing to such county employees. The cost to the public of the retirement allowances as herein provided shall be paid from the county revenue fund by the county auditor upon receipt of certification from the retirement board as herein provided, and the county board is authorized to levy and collect such taxes as may be necessary to pay such costs.

Sec. 22. Minnesota Statutes 1971, Section 245.77, is amended to read:

245.77 [LEGAL SETTLEMENT OF PERSONS RECEIVING ASSISTANCE; ACCEPTANCE OF FEDERAL FUNDS.] In the event federal funds become available to the state for purposes of reimbursing the several local agencies of the state for costs incurred in providing financial relief to poor persons under the liability imposed by section 261.03, or for reimbursing the state and counties for categorical aid assistance furnished to persons who are eligible for such assistance only because of the United States Supreme Court decision invalidating state residence requirements the commissioner of public welfare is hereby designated the state agent for receipt of such funds. Upon receipt of any federal funds the commissioner shall in a uniform and equitable manner use such funds to reimburse counties (, TOWNS, CITIES AND VILLAGES) for expenditures made in providing financial relief to poor persons. The commissioner is further authorized to promulgate rules and regulations, consistent with the rules and regulations promulgated by the Secretary of Health, Education and Welfare, governing the reimbursement provided for by this provision.

Sec. 23. Minnesota Statutes 1971, Section 261.04, Subdivision 1, is amended to read:

261.04 [LIABILITY OF ESTATE.] Subdivision 1. [SUPPORT, MAINTENANCE, CARE, OR BURIAL.] When any person is furnished or provided with support, maintenance, care, including care at the University of Minnesota hospitals, or burial as a poor person (BY ANY COUNTY, CITY, TOWN, VILLAGE, OR BOROUGH) the (MUNICIPALITY) county so furnishing such aid shall have a claim therefor against the person or his estate for the reasonable value thereof, which claim may be presented and prosecuted by such (MUNICIPALITY) county at its option upon discovery of any property belonging to the poor person or to his estate.

Sec. 24. Minnesota Statutes 1971, Section 261.063, is amended to read:

261.063 [TAX LEVY FOR SOCIAL SECURITY MEASURES; DUTIES OF COUNTY BOARD.] The board of county commissioners of each county shall annually levy taxes and fix a rate sufficient to produce the full amount required for *general assistance*, old age assistance, aid to dependent children, and any other social security measures wherein there is now or may hereafter be county participation, sufficient to produce the full amount necessary for each such item, including administrative expenses, for the ensuing year, within the time fixed by law in addition to all other tax levies and tax rates, however fixed or determined, and any commissioner who shall fail to comply herewith shall be guilty of a gross misdemeanor and shall be immediately removed from office by the governor.

Sec. 25. Minnesota Statutes 1971, Section 275.09, Subdivision 3, is amended to read:

Subd. 3. [TOWN PURPOSES.] There shall be levied annually on each dollar of taxable property, except such as is by law otherwise taxable, as assessed and entered on the tax lists for town purposes, such amount as is voted at any legal town meeting, the rate of which tax shall not exceed, exclusive of such sums as are voted at the annual town meeting for road and bridge purposes (AND FOR THE SUPPORT OF THE POOR;) ten mills in any town having a population of more than 7,000, excluding the population of any cities or villages therein, five mills in any town having a taxable valuation of \$100,000 or more, and the amount of which shall not exceed \$350 in any town having a taxable valuation of less than \$100,000, and the rate of which shall not exceed one percent in any town. The rate of tax for road and bridge purposes in any town shall not exceed the rate provided by section 164.04, and the tax for poor purposes shall not exceed five mills. In any town in which the amount levied within the above limitations is not sufficient to enable the town to carry on its necessary governmental functions, the electors, during the business hours, after disposing of the annual report, may make an additional levy of not to exceed five mills to enable the town to carry on such necessary governmental functions.

Sec. 26. Minnesota Statutes 1971, Section 376.424, is amended to read:

376.424 [CHARGES; PAYMENT.] The county sanatorium commission shall fix the amount to be charged for the care, treatment and maintenance of any such nontuberculous patient, which charge shall equal all costs of such hospitalization of such patient. Any person who is afflicted with a malady, deformity or ailment, other than tuberculosis, which can probably be remedied by hospital care, service and treatment, and who is unable to pay the charges, may be admitted to the sanatorium for care, treatment and maintenance upon application of the county (, TOWN, VILLAGE, BOROUGH, OR CITY) responsible for the care of such person under the provisions of the statutes governing the relief of the poor, and such charges shall be paid by the county (, TOWN, VILLAGE, BOROUGH, OR CITY) making such application.

Sec. 27. Minnesota Statutes 1971, Section 393.01, Subdivision 3, is amended to read:

Subd. 3. [COUNTY BOARD TO BE WELFARE BOARD IN CERTAIN COUNTIES.] (IN ANY COUNTY CONTAINING A CITY OF THE FIRST CLASS OPERATING UNDER A HOME RULE CHARTER, WHEREIN THERE IS ESTABLISHED IN SUCH CITY A BOARD OF PUBLIC WELFARE FOR ADMINISTRATION OF POOR RELIEF IN SUCH CITY ONLY,) *In the county of Hennepin* the board of county commissioners shall be the county welfare board. In such (COUNTIES) *county* the members shall be reimbursed by the county for expenses actually incurred in the performance of their official duties under the provisions of this chapter. In such (COUNTIES) *county* the county auditor shall be ex officio secretary of the board, but shall have no voice in its proceedings. (IN SUCH COUNTIES THE SYSTEM OF CARING FOR THE POOR IN EFFECT AT THE TIME OF THE PASSAGE OF THIS CHAPTER SHALL BE CONTINUED, SUBJECT TO ALL PROVISIONS OF LAW RELATING THERETO, EXCEPT THAT, IF SUCH COUNTY IS OPERATING UNDER THE TOWNSHIP SYSTEM OF CARING FOR THE POOR, SUCH TOWNS, VILLAGES, AND CITIES OF THE SECOND, THIRD AND FOURTH CLASSES THEREIN MAY, BY RESOLUTION OF ITS GOVERNING BODY, AGREE WITH THE COUNTY WELFARE BOARD THAT THE LATTER SHALL SUPERVISE AND ADMINISTER THE POOR RELIEF FUND IN SUCH TOWN, VILLAGE, OR CITY, OR CONTRACT WITH ANY ONE OR MORE OF THE PUBLIC SUBDIVISIONS OF THE COUNTY FOR THE PURPOSE OF JOINTLY SUPERVISING AND ADMINISTERING THE POOR RELIEF FUNDS IN SUCH TOWNS, VILLAGES OR CITIES. IN ANY SUCH COUNTY THE POWERS AND DUTIES OF SUCH BOARD OF PUBLIC WELFARE SHALL NOT BE AFFECTED BY THE PROVISIONS OF THIS CHAPTER. SUCH BOARD OF PUBLIC WELFARE, IN ADMINISTERING POOR RELIEF FUNDS GRANTED BY ANY STATE

AGENCY AUTHORIZED SO TO DO BY LAW, SHALL COMPLY WITH ALL STANDARDS OF ADMINISTRATION AND PROCEDURE PRESCRIBED BY SUCH AGENCY.)

Sec. 28. Minnesota Statutes 1971, Section 393.07, Subdivision 2, is amended to read:

Subd. 2. [ADMINISTRATION OF PUBLIC WELFARE.] The county welfare board, (EXCEPT AS PROVIDED IN SECTION 393.01, SUBDIVISION 3, AND) subject to the supervision of the commissioner of public welfare, shall administer all forms of public welfare, both for children and adults, responsibility for which now or hereafter may be imposed on the commissioner of public welfare by law, including *general assistance*, aid to dependent children, old age assistance, aid to the blind, child welfare services, mental health services, and other public assistance or public welfare services. The duties of the county welfare board shall be performed in accordance with the standards, rules and regulations which may be promulgated by the commissioner of public welfare to achieve the purposes intended by law and in order to comply with the requirements of the federal social security act in respect to public assistance and child welfare services, so that the state may qualify for grants-in-aid available under that act. The county welfare board shall supervise wards of the commissioner and, when so designated, act as agent of the commissioner of public welfare in the placement of his wards in adoptive homes or in other foster care facilities.

Sec. 29. Minnesota Statutes 1971, Section 393.08, Subdivision 1, is amended to read:

393.08 [ESTIMATES FURNISHED TO COUNTY BOARD.] Subdivision 1. On or before the first day of July each year the county welfare board, except any such board referred to in section 393.01, (SUBDIVISIONS) *subdivision 3* (AND 4), shall submit to the county board of commissioners an estimate of the amount needed by it to perform its duties, including expenses of administration, and the county board of commissioners shall consider the estimates so submitted and, if approved, shall levy a tax as provided by law for the purposes. In the event the estimate is not approved, the county board of commissioners shall confer with the county welfare board and adjust a budget in accordance with the facts and levy a tax for the amount required.

In counties referred to in section 393.01, subdivision 3, the estimate required shall not include (POOR RELIEF IN SUCH COUNTIES OR) institutional requirements in any city of the first class located therein. The tax levy by the county board of commissioners in such counties shall be such as is required for *public assistance and categories of aid* under the federal social security act, and shall be separate and distinct from other levies made by it. The governing body of any such city of the first class may annually levy a tax for (POOR RELIEF) *institutional requirements* as authorized by such home rule charter, on the real and personal property within the corporate limits of such city.

Such tax levy and the proceeds thereof shall be subject to the same control and supervision as is imposed on any existing public welfare tax levy.

(ON THE 25TH DAY OF JULY OF EACH YEAR THE COUNTY WELFARE BOARD REFERRED TO IN SECTION 393.01, SUBDIVISION 4, SHALL PRESENT ITS ESTIMATE OF THE AMOUNT NEEDED BY IT TO PERFORM ITS DUTIES, INCLUDING EXPENSE OF ADMINISTRATION, TO THE BOARD OF COUNTY COMMISSIONERS OF ANY SUCH COUNTY AND THE COUNCIL OF THE CITY OF THE FIRST CLASS LOCATED IN SUCH COUNTY. SAID BOARD AND SAID COUNCIL MAY APPOINT A WELFARE BUDGET ADVISORY COMMITTEE TO STUDY SAID BUDGET PROVIDED THAT SAID WELFARE BUDGET ADVISORY COMMITTEE MUST REPORT ITS RECOMMENDATION TO SAID BOARD AND SAID COUNCIL NOT LATER THAN SEPTEMBER 1 OF EACH YEAR. THE BOARD OF COUNTY COMMISSIONERS OF SUCH COUNTY AND THE CITY COUNCIL OF SUCH CITY SHALL JOINTLY ADOPT A BUDGET FOR SUCH COUNTY WELFARE BOARD AND SUCH ACTION OF SUCH BOARD OF COUNTY COMMISSIONERS AND SUCH CITY COUNCIL IN SO ADOPTING SUCH BUDGET SHALL BE TAKEN NOT LATER THAN SEPTEMBER 20TH OF EACH YEAR. THE COST OF ALL SUCH RELIEF, INCLUDING THE MAINTENANCE OF ANY ALMSHOUSE, SANATORIUM, OR HOSPITAL MAINTAINED BY SUCH COUNTY AND CITY SHALL BE PAID 72 1/2 PERCENT BY SUCH COUNTY AND 27 1/2 PERCENT BY SUCH CITY.)

In counties referred to in section 393.01, subdivision 7, the estimate required to fund the public welfare programs of the single welfare department, including expense of administration, shall be submitted to the boards of county commissioners who are parties to the agreement. Each board of county commissioners shall consider the estimate so submitted and shall confer with the board of county commissioners from the other counties who are a party to the agreement in determining the amount of funds to be assessed against each county for purposes of funding the welfare program.

Sec. 30. To the extent of appropriations available therefor, the department of public welfare shall reimburse counties 100 percent of all salary expenses, approved by the commissioner, incurred and paid by the counties, for which no payment or reimbursement is made by the United States or any subdivision thereof, in administering, and salary administrative costs in providing services in connection with, all public assistance programs. Claims for reimbursement for expenditures made by the county shall be presented to the department by the respective counties at least four times per year in such manner as the commissioner shall prescribe. The commissioner shall, pursuant to

the administrative procedures act, prior to making any payments, promulgate rules to implement this section.

Sec. 31. There is appropriated to the department of public welfare from the general fund the sum of \$31,000,000 for the biennium ending June 30, 1975, to enable the department to pay claims made pursuant to section 30 for reimbursement for the salary cost of administering, and salary administrative costs in providing services in connection with, public assistance programs.

Sec. 32. There is hereby appropriated to the commissioner of public welfare, for the biennium ending June 30, 1975, the sum of \$21,400,000 for the purpose of state aid for general assistance.

Sec. 33. Minnesota Statutes 1971, Sections 245.46, 261.01, 261.02, 261.03, 261.05, 261.06, 261.061, 261.064, 261.065, 261.066, 261.067, 261.07, 261.08, 261.10, 261.11, 261.123, 261.124, 261.125, 261.126, 261.14, 261.141, 261.142, 261.143, 261.26 and 393.08, Subdivision 2, are repealed.

Sec. 34. Article I is effective January 1, 1974."

Further amend the title as follows:

Line 1, strike "taxation" and insert "the organization and operation of state government".

Line 2, after "derived;" and before "appropriating" insert "creating a welfare general assistance program and providing for the administration of welfare programs;"

Line 4, after "124.212, Subdivision 3;" and before "272.04" insert "245.77; 261.04, Subdivision 1; 261.03;"

Line 5, after "273.41;" and before "275.50" insert "275.09, Subdivision 3;"

Line 10, after "340.60, Subdivision 1;" and before "414.01" insert "376.424; 393.01, Subdivision 3; 393.07, Subdivision 2; 393.08, Subdivision 1;"

Line 12, after "124.29;" and before "276.15" insert "245.46; 261.01; 261.02; 261.03; 261.05; 261.06; 261.061; 261.064; 261.065; 261.066; 261.067; 261.07; 261.08; 261.10; 261.11; 261.123; 261.124; 261.125; 261.126; 261.14; 261.141; 261.142; 261.143; 261.26;"

Line 15, after "373.24;" and before "and" insert "393.08, Subdivision 2"

A roll call was requested and properly seconded.

The question was taken on the adoption of the Johnson, R., amendment and the roll being called, there were yeas 33, and nays 98, as follows:

Those who voted in the affirmative were:

Andersen, R.	DeGroat	Johnson, J.	McArthur	Stangeland
Becklin	Ferderer	Johnson, R.	Myrah	Ulland
Belisle	Fjoslien	Knickerbocker	Newcome	Wigley
Bell	Flakne	Kvam	Ohnstad	Wohlwend
Bennett	Forsythe	Larson	Pavlak, R. L.	Wolcott
Carlson, A.	Heinitz	Lindstrom, E.	Pleasant	
Carlson, D.	Hook	Lombardi	Schreiber	

Those who voted in the negative were:

Adams, J.	Dieterich	Johnson, D.	Mueller	Savelkoul
Adams, S.	Dirlam	Jopp	Munger	Schulz
Anderson, D.	Eckstein	Jude	Nelson	Searle
Anderson, G.	Eken	Kahn	Niehaus	Sherwood
Anderson, I.	Enebo	Kelly	Norton	Sieben, H.
Berg	Erdahl	Kempe	Ojala	Sieben, M.
Berglin	Erickson	Klaus	Parish	Skaar
Biersdorf	Esau	Laidig	Patton	Smith
Boland	Faricy	LaVoy	Pavlak, R.	Spanish
Braun	Fudro	Lemke	Pehler	Stanton
Brinkman	Fugina	Lindstrom, J.	Peterson	Swanson
Carlson, B.	Graba	Long	Pieper	Tomlinson
Carlson, L.	Graw	McCarron	Prahl	Vanasek
Casserly	Growe	McEachern	Quirin	Vento
Cleary	Hagedorn	McFarlin	Resner	Voss
Clifford	Hanson	McMillan	Rice	Weaver
Connors	Haugerud	Menke	Ryan	Wenzel
Culhane	Jacobs	Miller, D.	St. Onge	Mr. Speaker
Cummiskey	Jaros	Miller, M.	Salchert	
Dahl	Johnson, C.	Moe	Sarna	

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

DeGroat moved to amend H. F. No. 2121, the printed bill, as follows:

Page 2, line 4, strike "80" and insert "120".

Page 2, line 8, strike "80" and insert "120".

A roll call was requested and properly seconded.

The question was taken on the adoption of the DeGroat amendment.

Anderson, I., moved that those not voting be excused from voting. The motion prevailed.

The roll being called, there were yeas 37, and nays 92, as follows:

Those who voted in the affirmative were:

Anderson, D.	Erickson	Kvam	Niehaus	Ulland
Becklin	Esau	Laidig	Ohnstad	Weaver
Biersdorf	Fjoslien	Larson	Pavlak, R. L.	Wigley
Carlson, D.	Hagedorn	Long	Pieper	Wohlwend
Clifford	Heinitz	McArthur	Savelkoul	Wolcott
DeGroat	Johnson, J.	McFarlin	Schreiber	
Dirlam	Jopp	Mueller	Skaar	
Erdahl	Klaus	Myrah	Stangeland	

Those who voted in the negative were:

Adams, J.	Cummiskey	Johnson, C.	Moe	Sarna
Adams, S.	Dahl	Johnson, D.	Munger	Schulz
Andersen, R.	Dieterich	Johnson, R.	Nelson	Searle
Anderson, G.	Eckstein	Jude	Newcome	Sherwood
Anderson, I.	Eken	Kahn	Norton	Sieben, H.
Belisle	Enebo	Kelly	Ojala	Sieben, M.
Bell	Faricy	Kempe	Parish	Smith
Bennett	Ferderer	Knickerbocker	Patton	Spanish
Berg	Flakne	LaVoy	Pavlak, R.	Stanton
Berglin	Forsythe	Lemke	Pehler	Swanson
Boland	Fudro	Lindstrom, E.	Peterson	Tomlinson
Braun	Fugina	Lindstrom, J.	Pleasant	Vanasek
Brinkman	Graba	Lombardi	Prahl	Vento
Carlson, B.	Graw	McCarron	Quirin	Voss
Carlson, L.	Growe	McEachern	Resner	Wenzel
Casserly	Hanson	McMillan	Rice	Mr. Speaker
Cleary	Haugerud	Menke	Ryan	
Connors	Jacobs	Miller, D.	St. Onge	
Culhane	Jaros	Miller, M.	Salchert	

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

Bennett moved to amend H. F. No. 2121, the printed bill, as follows:

Page 1, after line 1, insert a new section to read as follows:

"Section 1. Minnesota Statutes 1971, Section 273.13, Subdivision 4, is amended to read:

Subd. 4. [CLASS 3.] Tools, implements and machinery, which are fixtures, all agricultural land, except as provided by classes 1, 3b, 3e and (ALL REAL ESTATE DEVOTED TO TEMPORARY AND SEASONAL RESIDENTIAL OCCUPANCY FOR RECREATIONAL PURPOSES,) all buildings and structures assessed as personal property and situated upon land of the state of Minnesota or the United States government which is rural in character and devoted or adaptable to rural but not necessarily agricultural use shall constitute class 3 and shall be valued and assessed at 33 1/3 percent of the market value thereof."

Page 3, after line 13, insert a new section to read as follows:

"Sec. 3. Minnesota Statutes 1971, Section 273.13, is amended by adding a subdivision to read:

8b. [CLASS 3G.] *All real estate devoted to temporary and seasonal occupancy for recreational purposes shall constitute class 3g, and shall be valued and assessed at 25 percent of the market value thereof.*"

Renumber the sections under Article I accordingly.

Further, amend the title on page 1, line 5 of the title, as follows: after "divisions" and before "6" insert "4," and strike "a subdivision" and insert in lieu thereof "subdivisions".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Bennett amendment.

Anderson, I., moved that those not voting be excused from voting. The motion prevailed.

The roll being called, there were yeas 8, and nays 122, as follows:

Those who voted in the affirmative were:

Bennett	Forsythe	Newcome	Pieper	Weaver
Diriam	Johnson, R.	Pavlak, R. L.		

Those who voted in the negative were:

Adams, J.	DeGroat	Johnson, D.	Miller, M.	Schreiber
Andersen, R.	Dieterich	Johnson, J.	Moe	Schulz
Anderson, D.	Eckstein	Jopp	Mueller	Searle
Anderson, G.	Eken	Jude	Munger	Sherwood
Anderson, I.	Enebo	Kahn	Myrah	Sieben, H.
Becklin	Erdahl	Kelly	Nelson	Sieben, M.
Belisle	Erickson	Kempe	Niehaus	Skaar
Bell	Esau	Klaus	Norton	Smith
Berg	Faricy	Knickerbocker	Ohnstad	Spanish
Berglin	Ferderer	Kvam	Ojala	Stangeland
Biersdorf	Fjoslien	Laidig	Parish	Stanton
Boland	Flakne	Larson	Patton	Swanson
Braun	Fudro	LaVoy	Pavlak, R.	Tomlinson
Brinkman	Fugina	Lemke	Pehler	Ulland
Carlson, A.	Graba	Lindstrom, E.	Peterson	Vanasek
Carlson, B.	Graw	Lindstrom, J.	Pleasant	Vento
Carlson, D.	Grove	Lombardi	Prahl	Voss
Carlson, L.	Hagedorn	Long	Quirin	Wenzel
Casserly	Hanson	McArthur	Resner	Wigley
Cleary	Haugerud	McCarron	Rice	Wohlwend
Clifford	Heinitz	McEachern	Ryan	Wolcott
Connors	Hook	McFarlin	St. Onge	Mr. Speaker
Culhane	Jacobs	McMillan	Salchert	
Cummiskey	Jaros	Menke	Sarna	
Dahl	Johnson, C.	Miller, D.	Savelkou	

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

Lindstrom, E., moved to amend H. F. No. 2121, the printed bill, as follows:

Page 26, line 22, following the word "census" insert: "*except that in the territory referred to in section 7, subdivision 7 and section 8, subdivision 8, the population used will be based on the population estimate made by the metropolitan council for the most current year,*".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Lindstrom, E., amendment.

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

The roll being called, there were yeas 31, and nays 99, as follows:

Those who voted in the affirmative were:

Adams, S.	Fjoslien	Johnson, J.	Lindstrom, E.	Schreiber
Andersen, R.	Flakne	Jopp	Lombardi	Swanson
Belisle	Forsythe	Kempe	McArthur	Weaver
Bell	Graw	Klaus	McFarlin	
Cleary	Grove	Knickerbocker	Newcome	
Clifford	Heinitz	Laidig	Pieper	
Ferderer	Hook	Larson	Pleasant	

Those who voted in the negative were:

Adams, J.	Dahl	Johnson, D.	Niehaus	Searle
Anderson, D.	DeGroat	Johnson, R.	Norton	Sherwood
Anderson, G.	Dieterich	Jude	Ohnstad	Sieben, H.
Anderson, I.	Dirlam	Kahn	Ojala	Sieben, M.
Becklin	Eckstein	Kelly	Parish	Skaar
Bennett	Eken	Kvam	Patton	Smith
Berg	Enebo	LaVoy	Pavlak, R.	Spanish
Berglin	Erdahl	Lemke	Pavlak, R. L.	Stangeland
Biersdorf	Erickson	Lindstrom, J.	Pehler	Stanton
Boland	Esau	Long	Peterson	Tomlinson
Braun	Farcy	McCarron	Prahl	Ulland
Brinkman	Fudro	McEachern	Quirin	Vanasek
Carlson, A.	Fugina	McMillan	Resner	Vento
Carlson, B.	Graba	Menke	Rice	Voss
Carlson, D.	Hagedorn	Miller, D.	Ryan	Wenzel
Carlson, L.	Hanson	Miller, M.	St. Onge	Wigley
Casserly	Haugerud	Moe	Salchert	Wohlwend
Connors	Jacobs	Munger	Sarna	Wolcott
Culhane	Jaros	Myrah	Savelkoul	Mr. Speaker
Cummiskey	Johnson, C.	Nelson	Schulz	

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

Larson moved to amend H. F. No. 2121, the printed bill, as follows:

Page 49, after line 9, insert:

“ARTICLE XXIV

Section 1. Minnesota Statutes 1971, Section 272.02, Subdivision 1, is amended to read:

272.02 [EXEMPT PROPERTY.] Subdivision 1. Except as provided in other subdivisions of this section, all property described in this section to the extent herein limited shall be exempt from taxation:

- (1) All public burying grounds;
- (2) All public schoolhouses;
- (3) All public hospitals;
- (4) All academies, colleges, and universities, and all seminaries of learning;
- (5) All churches, church property, and houses of worship;
- (6) Institutions of purely public charity;
- (7) All public property exclusively used for any public purpose;

(8) All natural cheese held in storage for aging by the original Minnesota manufacturer;

(9) (a) Class 2 property of every household of the value of \$100, maintained in the principal place of residence of the owner thereof. The county auditor shall deduct such exemption from the total valuation of such property as equalized by the tax commissioner assessed to such household, and extend the levy of taxes upon the remainder only. The term "household" as used in this section is defined to be a domestic establishment maintained either (1) by two or more persons living together within the same house or place of abode, subsisting in common and constituting a domestic or family relationship, or (2) by one person.

(b) During the period of his active service and for six months after his discharge therefrom, no member of the armed forces of the United States shall lose status of a householder under paragraph (a) which he had immediately prior to becoming a member of the armed forces.

In case there is an assessment against more than one member of a household the \$100 exemption shall be divided among the members assessed in the proportion that the assessed value of the Class 2 property of each bears to the total assessed value of the Class 2 property of all the members assessed. The Class 2 property of each household claimed to be exempt shall be limited to property in one taxing district, except in those cases where a single domestic establishment is maintained in two or more adjoining districts.

Bonds and certificates of indebtedness hereafter issued by the state of Minnesota, or by any county, city, or village of the state, or any town, or any common or independent school district of the state, or any governmental board of the state, or any county, city, or village thereof, shall hereafter be exempt from taxation; provided, that nothing herein contained shall be construed as exempting such bonds from the payment of a tax thereon, as provided for by section 291.01, when any of such bonds constitute, in whole or in part, any inheritance or bequest, taken or received by any person or corporation.

(10) Farm machinery manufactured prior to 1930, which is used only for display purposes as a collectors item;

(11) The taxpayer shall be exempted with respect to, all agricultural products, inventories, stocks of merchandise of all sorts, all materials, parts and supplies, furniture and equipment, manufacturers material, manufactured articles including the inventories of manufacturers, wholesalers, retailers and contractors; and the furnishings of a room or apartment in a hotel, rooming house, tourist court, motel or trailer camp, tools and machinery which by law are considered as personal property, except personal property which is part of an electric generating, transmission, or distribution system or a pipeline system transporting or distributing water, gas, or petroleum products.

(12) Containers of a kind customarily in the possession of the consumer during the consumption of commodities, the sale of which are subject to tax under the provisions of the excise tax imposed by Extra Session Laws 1967, Chapter 32;

(13) All livestock, poultry, all horses, mules and other animals used exclusively for agricultural purposes;

(14) All agricultural tools, implements and machinery used by the owners in any agricultural pursuit.

(15) Real and personal property used primarily for the abatement and control of air, water, or land pollution to the extent that it is so used.

(16) *Buildings, not including grain elevators, used by a producer of feed and marketable grains for storage of feed and marketable grains that are the property of the owner of the buildings.*

Any taxpayer requesting exemption of all or a portion of any equipment or device, or part thereof, operated primarily for the control or abatement of air or water pollution shall file an application with the commissioner of taxation. Any such equipment or device shall meet standards, regulations or criteria prescribed by the Minnesota Pollution Control Agency, and must be installed or operated in accordance with a permit or order issued by that agency. The Minnesota Pollution Control Agency shall upon request of the commissioner furnish information or advice to the commissioner. If the commissioner determines that property qualifies for exemption, he shall issue an order exempting such property from taxation. Any such equipment or device shall continue to be exempt from taxation as long as the permit issued by the Minnesota Pollution Control Agency remains in effect.

Sec. 2. *This article is effective for taxes payable in 1974 and thereafter."*

Further, amend the title in line 4, after "124.212, Subdivision 3;" and before "272.04" by inserting "272.02, Subdivision 3;".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Larson amendment and the roll being called, there were yeas 34, and nays 97, as follows:

Those who voted in the affirmative were:

Anderson, D.	Dirlam	Johnson, J.	McArthur	Skaar
Becklin	Erdahl	Klaus	Myrah	Stangeland
Biersdorf	Erickson	Kvam	Niehaus	Weaver
Carlson, D.	Ferderer	Laidig	Ohnstad	Wigley
Clifford	Fjoslien	Larson	Pieper	Wohlwend
Culhane	Flakne	Lombardi	Savelkoul	Wolcott
DeGroat	Hook	Long	Searle	

Those who voted in the negative were:

Adams, J.	Andersen, R.	Anderson, I.	Bell	Berg
Adams, S.	Anderson, G.	Belisle	Bennett	Berglin

Boland	Fudro	Kempe	Norton	Schulz
Braun	Fugina	Knickerbocker	Ojala	Sherwood
Brinkman	Graba	LaVoy	Parish	Sieben, H.
Carlson, A.	Graw	Lemke	Patton	Sieben, M.
Carlson, B.	Growe	Lindstrom, E.	Pavlak, R.	Smith
Carlson, L.	Hagedorn	Lindstrom, J.	Pavlak, R. L.	Spanish
Cassery	Hanson	McCarron	Pehler	Stanton
Cleary	Haugerud	McEachern	Peterson	Swanson
Connors	Heinitz	McFarlin	Pleasant	Tomlinson
Cummiskey	Jacobs	McMillan	Prahl	Ulland
Dahl	Jaros	Menke	Quirin	Vanasek
Dieterich	Johnson, C.	Miller, D.	Resner	Vento
Eckstein	Johnson, D.	Miller, M.	Rice	Voss
Eken	Johnson, R.	Moe	Ryan	Wenzel
Enebo	Jopp	Mueller	St. Onge	Mr. Speaker
Esau	Jude	Munger	Salchert	
Faricy	Kahn	Nelson	Sarna	
Forsythe	Kelly	Newcome	Schreiber	

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

Savelkoul moved to amend H. F. No. 2121, the printed bill, as follows:

Page 17, strike lines 1 through 36.

Page 18, lines 1 through 3, strike the new language and insert in lieu thereof the following language: "*If your total household income is less than \$3,500 your senior citizen tax credit is equal to the amount of real estate tax paid.*"

Page 19, line 27, strike "1974" and insert in lieu thereof "1973".

Page 19, line 28, strike "1974" and insert in lieu thereof "1973".

Page 19, line 29, strike "1973" and insert in lieu thereof "1972".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Savelkoul amendment and the roll being called, there were yeas 55, and nays 76, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Heinitz	Lombardi	Pleasant
Andersen, R.	Dirlam	Hook	Long	Savelkoul
Anderson, D.	Erdahl	Johnson, J.	McArthur	Schreiber
Becklin	Erickson	Johnson, R.	McFarlin	Searle
Belisle	Esau	Jopp	Mueller	Skaar
Bennett	Ferderer	Klaus	Myrah	Stangeland
Biersdorf	Fjoslien	Knickerbocker	Newcome	Ulland
Carlson, A.	Flakne	Kvam	Niehaus	Weaver
Carlson, D.	Forsythe	Laidig	Ohnstad	Wigley
Cleary	Graw	Larson	Pavlak, R. L.	Wohlwend
Clifford	Hagedorn	Lindstrom, E.	Pieper	Wolcott

Those who voted in the negative were:

Adams, J.	Anderson, I.	Berg	Boland	Brinkman
Anderson, G.	Bell	Berglin	Braun	Carlson, B.

Carlson, L.	Grove	McCarron	Pehler	Smith
Casserly	Hanson	McEachern	Peterson	Spanish
Connors	Haugerud	McMillan	Prahl	Stanton
Culhane	Jacobs	Menke	Quirin	Swanson
Cummiskey	Jaros	Miller, D.	Resner	Tomlinson
Dahl	Johnson, C.	Miller, M.	Rice	Vanasek
Dieterich	Johnson, D.	Moe	Ryan	Vento
Eckstein	Jude	Munger	St. Onge	Voss
Eken	Kahn	Nelson	Salchert	Wenzel
Enebo	Kelly	Norton	Sarna	Mr. Speaker
Faricy	Kempe	Ojala	Schulz	
Fudro	LaVoy	Parish	Sherwood	
Fugina	Lemke	Patton	Sieben, H.	
Graba	Lindstrom, J.	Pavlak, R.	Sieben, M.	

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

Savelkoul moved to amend H. F. No. 2121, the printed bill, as follows:

Page 49, after line 9, add a new article to read as follows:

“ARTICLE XXIV

Section 1. Minnesota Statutes 1971, Section 33.10, Subdivision 1, is amended to read:

33.10 [TAX ON OLEOMARGARINE.] Subdivision 1. There is hereby imposed, levied, and assessed an inspection fee and excise tax of ten cents upon each pound of oleomargarine which: (1) is artificially colored to a shade of yellow which has a tint containing more than one and six-tenths degrees of yellow, or of yellow and red collectively, but with an excess of yellow over red, as measured in terms of the Lovibond tintometer scale, and (2) is sold, offered or exposed for sale, or given or delivered to a consumer. Such fee and tax shall be paid to the commissioner of taxation prior to any such sale, gift, or delivery, except where otherwise provided in cases where tax metering devices are used, provided that this fee and excise tax shall be reduced as follows: to eight cents per pound in 1975 to six cents per pound in 1976, to four cents per pound in 1977 to two cents per pound in 1978, and in 1979 and thereafter there shall be no tax levied or assessed under this section upon oleomargarine.”

Further amend the title in line 3, after “and Sections” insert “33.10, Subdivision 1;”.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Savelkoul amendment and the roll being called, there were yeas 33, and nays 98, as follows:

Those who voted in the affirmative were:

Adams, S.	Clifford	Johnson, J.	McArthur	Savelkoul
Andersen, R.	Ferderer	Johnson, R.	McFarlin	Schreiber
Belisle	Forsythe	Kempe	Newcome	Ulland
Bell	Graw	Knickerbocker	Ohnstad	Weaver
Bennett	Heinitz	Laidig	Pavlak, R. L.	Wolcott
Carlson, A.	Hook	Lindstrom, E.	Pieper	
Cleary	Jaros	Lombardi	Pleasant	

Those who voted in the negative were:

Adams, J.	Dieterich	Johnson, D.	Munger	Searle
Anderson, D.	Dirlam	Jopp	Myrah	Sherwood
Anderson, G.	Eckstein	Jude	Nelson	Sieben, H.
Anderson, I.	Eken	Kahn	Niehaus	Sieben, M.
Becklin	Enebo	Kelly	Norton	Skaar
Berg	Erdahl	Klaus	Ojala	Smith
Berglin	Erickson	Kvam	Parish	Spanish
Biersdorf	Esau	Larson	Patton	Stangeland
Boland	Faricy	LaVoy	Pavlak, R.	Stanton
Braun	Fjoslien	Lemke	Pehler	Swanson
Brinkman	Flakne	Lindstrom, J.	Peterson	Tomlinson
Carlson, B.	Fudro	Long	Prahl	Vanasek
Carlson, D.	Fugina	McCarron	Quirin	Vento
Carlson, L.	Graba	McEachern	Resner	Voss
Casserly	Grove	McMillan	Rice	Wenzel
Connors	Hagedorn	Menke	Ryan	Wigley
Culhane	Hanson	Miller, D.	St. Onge	Wohlwend
Cummiskey	Haugerud	Miller, M.	Salchert	Mr. Speaker
Dahl	Jacobs	Moe	Sarna	
DeGroat	Johnson, C.	Mueller	Schulz	

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

Savelkoul moved to amend H. F. No. 2121, the printed bill, as follows:

Page 6, line 34, strike "*food and beverage products*" and insert in lieu thereof "*any of the items exempt from taxation in 297A.25, provided the returnable container does not contain more than 15 gallons in volume or more than 100 pounds by weight in exempted item*".

A roll call was requested and properly seconded.

Kelly was excused for the remainder of today's session.

The question was taken on the adoption of the Savelkoul amendment and the roll being called, there were yeas 53, and nays 77, as follows:

Those who voted in the affirmative were:

Adams, S.	Dirlam	Hook	Long	Schreiber
Anderson, D.	Erdahl	Johnson, J.	McArthur	Searle
Becklin	Erickson	Johnson, R.	McFarlin	Skaar
Belisle	Esau	Jopp	Mueller	Stangeland
Bell	Ferderer	Klaus	Myrah	Ulland
Bennett	Fjoslien	Knickerbocker	Newcome	Weaver
Carlson, A.	Flakne	Kvam	Ohnstad	Wigley
Carlson, D.	Forsythe	Laidig	Pavlak, R. L.	Wohlwend
Cleary	Graw	Larson	Pieper	Wolcott
Clifford	Hagedorn	Lindstrom, E.	Pleasant	
DeGroat	Heinitz	Lombardi	Savelkoul	

Those who voted in the negative were:

Adams, J.	Biersdorf	Casserly	Eckstein	Graba
Andersen, R.	Boland	Connors	Eken	Grove
Anderson, G.	Braun	Culhane	Enebo	Hanson
Anderson, I.	Brinkman	Cummiskey	Faricy	Haugerud
Berg	Carlson, B.	Dahl	Fudro	Jacobs
Berglin	Carlson, L.	Dieterich	Fugina	Jaros

Johnson, C.	McMillan	Parish	St. Onge	Swanson
Johnson, D.	Menke	Patton	Salchert	Tomlinson
Jude	Miller, D.	Pavlak, R.	Sarna	Vanasek
Kahn	Miller, M.	Pehler	Schulz	Vento
Kempe	Moe	Peterson	Sherwood	Voss
LaVoy	Munger	Prahl	Sieben, H.	Wenzel
Lemke	Nelson	Quirin	Sieben, M.	Mr. Speaker
Lindstrom, J.	Niehaus	Resner	Smith	
McCarron	Norton	Rice	Spanish	
McEachern	Ojala	Ryan	Stanton	

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

H. F. No. 2121, A bill for an act relating to taxation; providing for imposition of certain excise and ad valorem taxes; distribution of revenue derived; appropriating money; amending Minnesota Statutes 1971, Chapters 272, by adding a section; 273; 275; and 290, by adding sections; and Sections 93.52, Subdivision 2; 93.55; 93.58; 124.03, Subdivision 3; 124.212, Subdivision 3; 272.03, Subdivisions 1, 2 and 3, and by adding subdivisions; 272.04, Subdivision 1; 273.13, Subdivisions 6 and 7, and by adding a subdivision; 273.17, Subdivision 1; 273.41; 275.50, Subdivisions 2, 4 and 5; 275.51, Subdivisions 1, 2, 3 and 4, and by adding a subdivision; 275.52, Subdivisions 2 and 3; 275.53, Subdivisions 1 and 3; 275.55; 287.12; 290.06, Subdivision 1; 290.0601, Subdivisions 6 and 9; 290.0604; 290.061; 290.081; 290.17; 290.19, Subdivision 1, and by adding a subdivision; 290.361, Subdivision 2; 290.982; 290.983, Subdivision 1; 290.99; 291.33, Subdivision 2; 297A.25, Subdivision 1; 297.13, Subdivision 1; 340.60, Subdivision 1; 414.01, by adding a subdivision; 477A.01, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, 16 and 17; repealing Minnesota Statutes 1971, Sections 93.53; 93.54; 93.56; 93.57; 124.28; 124.281; 124.29; 276.15; 276.16; 276.17; 276.18; 290.0607; 290.0617; 290.361, Subdivision 4; 295.38; 297.13, Subdivisions 2, 3, 4, 5, 6, 7 and 8; 297.15; 297.16; 297A.252; 340.60, Subdivisions 2, 3, 4, 5, 6 and 7; 368.39; 368.40; 368.41; 368.42; 373.20; 373.21; 373.22; 373.23; 373.24; and 477A.01, Subdivisions 12 and 15.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 77, and nays 53, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Norton	Sherwood
Anderson, G.	DeGroat	Jude	Ojala	Sieben, H.
Anderson, I.	Dieterich	Kahn	Parish	Sieben, M.
Becklin	Eckstein	Kempe	Patton	Smith
Berg	Eken	LaVoy	Pavlak, R.	Spanish
Berglin	Enebo	Lemke	Pehler	Stanton
Boland	Faricy	Lindstrom, J.	Peterson	Swanson
Braun	Fudro	McCarron	Prahl	Tomlinson
Brinkman	Fugina	McEachern	Quirin	Vanasek
Carlson, B.	Graba	McMillan	Resner	Vento
Carlson, D.	Growe	Menke	Rice	Voss
Carlson, L.	Hanson	Miller, D.	Ryan	Wenzel
Casserly	Haugerud	Miller, M.	St. Onge	Mr. Speaker
Connors	Jacobs	Moe	Salchert	
Culhane	Jaros	Munger	Sarna	
Cummiskey	Johnson, C.	Nelson	Schulz	

Those who voted in the negative were:

Adams, S.	Erdahl	Johnson, J.	McArthur	Schreiber
Andersen, R.	Erickson	Johnson, R.	McFarlin	Searle
Anderson, D.	Esau	Jopp	Mueller	Skaar
Belisle	Ferderer	Klaus	Myrah	Stangeland
Bell	Fjoslien	Knickerbocker	Newcome	Ulland
Bennett	Flakne	Kvam	Niehaus	Weaver
Biersdorf	Forsythe	Laidig	Ohnstad	Wigley
Carlson, A.	Graw	Larson	Pavlak, R. L.	Wohlwend
Cleary	Hagedorn	Lindstrom, E.	Pieper	Wolcott
Clifford	Heinitz	Lombardi	Pleasant	
Dirlam	Hook	Long	Savelkoul	

The bill was passed and its title agreed to.

UNANIMOUS CONSENT

Flakne requested unanimous consent to offer a motion. The request was granted.

Flakne moved that S. F. No. 384, now on General Orders, and H. F. No. 286, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

There being no objection the order of business reverted to Reports of Standing Committees.

REPORTS OF STANDING COMMITTEES

Mrs. McMillan from the Committee on Crime Prevention and Corrections to which was referred:

H. F. No. 1372, A bill for an act relating to parole and probation; creating a single authority; transferring the powers and duties of the adult corrections commission and the youth conservation commission to the Minnesota corrections authority established hereby; abolishing the adult corrections commission and the youth conservation commission as now constituted; amending Minnesota Statutes 1971, Sections 242.03; 242.09; 242.10; 242.18; 242.19; 242.20; 242.21; 242.25; 242.27; 242.29; 242.32; 243.09; repealing Minnesota Statutes 1971, Sections 241.03; 241.04; 242.04; 242.05; 242.06; 242.07; 242.08; 242.11; 242.265; 242.54; 243.02; 243.03; and 243.04.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. *Subdivision 1.* [CREATION.] *There is hereby created the Minnesota corrections authority consisting of five full-time members; four of whom shall be appointed by the governor, with the advice and consent of the senate, from a list of at least three candidates for each position on the authority selected by an advisory committee consisting of the following persons or their designees: the attorney general, the chief justice of the state supreme court, the lieutenant governor, the ombudsman, the commissioners of public welfare, education, human*

rights, and corrections, and the following persons to be appointed by the governor: one representative from a private social agency, one representative from a Minnesota institution of higher education, and two citizens from the community at large. The commissioner of corrections shall be chairman of this advisory committee. The chairman of the authority hereby created shall be an officer of the department of corrections in the unclassified service of the state appointed by the commissioner of corrections to serve at his pleasure.

Subd. 2. [QUALIFICATIONS.] Candidates for appointment to the Minnesota corrections authority shall have had formal training or experience in corrections, law enforcement, sociology, law, education, or one of the behavioral sciences, except that at least one member shall be a citizen member for whom the foregoing qualifications shall not be required. No more than three members of the authority shall be from the same political party.

Subd. 3. [TERM OF OFFICE.] The members of the authority first appointed by the governor shall be appointed to serve for the following terms: one member for two years; one member for four years; and two members for six years. Thereafter, each gubernatorial appointment shall be for six years; with members eligible for reappointment except upon good cause shown. Each term shall terminate on the first day of January; except that each member shall hold over after the expiration of his term until his successor shall have been duly appointed and qualified.

Subd. 4. [COMPENSATION; EXPENSES.] Each member of the authority other than the chairman shall receive as compensation the sum of \$24,000 per year, payable in the same manner as other employees of the state. The chairman of the authority shall receive as compensation his salary as an officer of the department of corrections, provided, however, that the commissioner of corrections shall fix such salary commensurate with the salary of the other members of the authority. In addition to the compensation herein provided, each member of the authority shall be reimbursed for all expenses paid or incurred by him in the performance of his official duties in the same manner as other employees of the state. This compensation and these expenses shall be paid out of the general fund in the same manner as the salaries and expenses of other state officers are paid, except that the salary and expenses of the chairman of the authority shall be paid out of funds appropriated to the commissioner of corrections.

Subd. 5. [VACANCY.] All appointments to a vacancy, other than in the office of chairman, shall be made by the governor in the manner provided in subdivision 1, and shall be for the unexpired term.

Subd. 6. REMOVAL.] The governor may remove any member of the authority appointed by him for good cause shown

after the submission of written charges and an opportunity to be heard.

Subd. 7. [QUORUM.] Except for the parole of persons serving life sentences under the provisions of section 609.185, persons serving extended terms of imprisonment as dangerous offenders under section 609.16, a transfer of a person in the care and custody of the authority under the provisions of section 242.27, or the discharge of such person pursuant to section 242.31, the authority may sit in units of two or three as designated by the chairman under rules prescribed by the authority, and such a unit shall constitute a quorum.

Subd. 8. [TRANSFER OF POWERS AND DUTIES.] All the powers and duties now vested in and imposed upon the youth conservation commission and the adult corrections commission as now constituted and relating to the disposition of persons committed to the youth conservation commission by the district courts of this state, the granting or revoking of probation or parole, issuing final discharge, and the power to grant or revoke parole and issue final discharge to persons convicted of crime and committed to the adult corrections commission as now constituted are hereby vested in and imposed upon the youth and adult corrections authority, and the youth conservation commission and the adult corrections commission are hereby abolished. The authority may not delegate the making of such decisions to another body or person.

Subd. 9. [REFERENCES.] All references in Minnesota Statutes to the youth conservation commission relating to persons committed to the commission by the district courts of this state shall, after the effective date of this act, be deemed to refer to the Minnesota corrections authority established by this act.

All references in Minnesota Statutes to the youth conservation commission or its director relating to juveniles adjudicated delinquent by the juvenile courts of this state shall, after the effective date of this act be deemed to refer to the commissioner of corrections.

Sec. 2. Minnesota Statutes 1971, Section 242.03, is amended to read:

242.03 [MEMBERS; QUORUM; CHAIRMAN AND DIRECTOR, DUTIES; COMPENSATION.] (THE COMMISSION SHALL CONSIST OF SIX PERSONS, INCLUDING A DEPUTY COMMISSIONER OF CORRECTION IN CONTROL OF AND SUPERVISING THE DIVISION OF YOUTH CONSERVATION, AND FIVE OTHERS, AT LEAST ONE OF WHOM SHALL BE A WOMAN, APPOINTED BY THE GOVERNOR, WITH THE CONSENT OF THE SENATE. FOUR MEMBERS SHALL CONSTITUTE A QUORUM, EXCEPT AS OTHERWISE PROVIDED IN SECTION 242.10. THE DEPUTY COMMISSIONER OF CORRECTIONS SHALL BE THE CHAIRMAN AND DIRECTOR OF THE COMMISSION. THE CHAIRMAN AND DIRECTOR, MAY, WITH THE APPROVAL OF THE COMMISSIONER OF CORRECTIONS,

DESIGNATE AN OFFICER OF THE DEPARTMENT OF CORRECTIONS AS DEPUTY CHAIRMAN TO REPRESENT HIM AS A VOTING MEMBER AT MEETINGS OF THE COMMISSION HELD FOR THE PURPOSE OF SECTION 242.10, AND TO PERFORM MINISTERIAL DUTIES AS MAY BE ASSIGNED BY THE CHAIRMAN AND DIRECTOR PURSUANT TO SECTION 242.10, SUBDIVISION 2. THE DIRECTOR) *chairman of the Minnesota corrections authority* (AS DEPUTY COMMISSIONER OF CORRECTIONS IN CONTROL OF AND SUPERVISING THE DIVISION OF YOUTH CONSERVATION) shall be responsible for the (ADMINISTRATION AND ENDORSEMENT) *development of* (SECTIONS 242.01 TO 242.51 WITH) the policy (MATTERS AND DECISIONS) pertaining to the care, treatment, and disposition of persons committed to (IT DETERMINED BY THE COMMISSION) *the authority*. (THE DEPUTY COMMISSIONER OF CORRECTIONS SHALL SERVE WITHOUT ADDITIONAL COMPENSATION. ALL OTHER MEMBERS SHALL SERVE ON A PER DIEM BASIS.)

Sec. 3. Minnesota Statutes 1971, Section 242.09, is amended to read:

242.09 [COOPERATION; OTHER AGENCIES.] The commissioner of public welfare, the commissioner of education, and the state board of health through its executive officer shall advise, cooperate with and assist the (COMMISSION) *authority and the commissioner of corrections* in carrying out the duties and responsibilities assigned to it by Minnesota Statutes, Chapter 242 and for these purposes they may attend meetings. Their facilities and services and those of other state agencies, particularly of the department of public welfare, shall be made available to the (COMMISSION) *authority and the commissioner of corrections* upon such terms as the governor may direct.

Sec. 4. Minnesota Statutes 1971, Section 242.10, is amended to read:

242.10 [POWERS; PROBATION, COMMITMENT, PAROLE.] (1) Every order granting or revoking probation, committing to an institution, granting or revoking parole, or issuing final discharge to any person under the control of the (COMMISSION) *Minnesota Corrections authority* shall be made by the (COMMISSION) *authority*. The (COMMISSION) *authority* may not delegate the making of such decisions to any other body or person. When the (COMMISSION) *authority* acts under this section, (TWO) *three* members shall constitute a quorum.

(2) All other powers conferred on the (COMMISSION) *authority* may be exercised by the (DIRECTOR) *chairman* or through his subordinates under rules established by the (COMMISSION) *authority*. Any person subjected to an order of the (DIRECTOR) *chairman* or such subordinates may petition the (COMMISSION) *authority* for review.

(3) *The commissioner of corrections may designate from among the members of his staff, one or more hearing officers*

and delegate to them the authority to grant or revoke probation, commit to an institution, grant or revoke parole, or issue final discharge to any person under the control of the commissioner pursuant to a commitment to him by a juvenile court of this state. Any person aggrieved by an order issued by such officer may appeal to the commissioner or to a review panel established by the commissioner within his department pursuant to rules issued by the commissioner.

Sec. 5. Minnesota Statutes 1971, Section 242.18, is amended to read:

242.18 [STUDY OF OFFENDER'S BACKGROUND; TREATMENT POLICY.] When a person has been committed to the (COMMISSION) authority or the commissioner of corrections, the (COMMISSION) authority or the commissioner of corrections under its rules shall forthwith (EXAMINE AND STUDY HIM) *cause him to be examined and studied, and investigate all of the pertinent circumstances of his life and the antecedents of the crime because of which he has been committed to it, and thereupon order such treatment as it shall determine to be most conducive to the accomplishment of the purposes of Minnesota Statutes, Chapter 242. For the study and examination of those persons committed to the authority or the commissioner of corrections who are deemed to require custodial detention for their own protection or the protection of society during the diagnostic process, the commissioner shall make available suitable space at any institution under his control for the conduct of such study and examination. Persons convicted of crimes shall not be detained in institutions for adjudicated delinquents, nor shall delinquent children be detained in institutions for persons convicted of crimes. The court and the prosecuting and police authorities and other public officials shall make available to the (COMMISSION) authority and the commissioner of corrections all pertinent data in their possession in respect to the case.*

Sec. 6. Minnesota Statutes 1971, Section 242.19, is amended to read:

242.19 [METHODS OF CONTROL.] *Subdivision 1. When a person has been committed to the (COMMISSION) Minnesota corrections authority it may*

(a) place him on probation under such supervision and conditions as it believes conducive to law abiding conduct;

(b) if he has been committed to the (COMMISSION) authority upon conviction of a felony or gross misdemeanor, order his confinement to such reformatory, state prison, jail or other place of confinement to which he might have been sentenced by the court in which he was convicted except for chapter 242. Such reformatories, state prisons, jails or other places of confinement are hereby required to accept such persons in like manner as though they had been committed by such court;

((C) IF HE HAS BEEN COMMITTED TO THE COMMISSION BY A JUVENILE COURT UPON A FINDING OF HIS DELINQUENCY, ORDER HIS CONFINEMENT TO THE STATE TRAINING SCHOOL FOR BOYS OR THE MINNESOTA HOME SCHOOL AND SUCH SCHOOLS SHALL ACCEPT SUCH PERSONS SO COMMITTED TO THEM, OR TO A GROUP FOSTER HOME UNDER THE CONTROL OF THE COMMISSIONER OF CORRECTIONS, OR TO PRIVATE SCHOOLS OR INSTITUTIONS ESTABLISHED BY LAW OR INCORPORATED UNDER THE LAWS OF THIS STATE THAT MAY CARE FOR DELINQUENT CHILDREN;)

((D)) (c) order his release on parole from confinement under such supervision and conditions as it believes conducive to law-abiding conduct;

((E)) (d) order recommitment or renewed parole as often as (COMMISSION) *authority* believes to be desirable;

((F)) (e) revoke or modify any order, except an order of discharge, as often as the (COMMISSION) *authority* believes to be desirable;

((G)) (f) discharge him from its control when it is satisfied that such discharge is consistent with the protection of the public;

((H) IF IT FINDS HIM ELIGIBLE FOR PROBATION OR PAROLE, AND IT APPEARS FROM THE COMMISSION'S INVESTIGATION THAT CONDITIONS IN THE HOME OF HIS PARENTS OR GUARDIAN ARE NOT CONDUCTIVE TO LAW ABIDING CONDUCT, REFER THE CHILD, TOGETHER WITH ITS FINDINGS, TO A COUNTY WELFARE BOARD OR A LICENSED CHILD PLACING AGENCY FOR PLACEMENT IN FOSTER CARE OR WHEN APPROPRIATE, FOR INITIATION OF DEPENDENCY OR NEGLECT PROCEEDINGS AS PROVIDED IN SECTIONS 260.011 TO 260.301. THE COMMISSION SHALL REIMBURSE COUNTY WELFARE BOARDS FOR FOSTER COSTS IT INCURS FOR SUCH CHILDREN WHILE ON PROBATION OR PAROLE TO THE EXTENT THAT FUNDS FOR THIS PURPOSE ARE MADE AVAILABLE TO THE COMMISSION BY THE LEGISLATURE.)

Subd. 2. When a child has been committed to the commissioner of corrections by a juvenile court, upon a finding of his delinquency, the commissioner may for the purposes of treatment and rehabilitation:

(a) *order his confinement to the state training school, Minnesota home school or the Minnesota metropolitan training center, and such institutions shall accept such persons so committed to them, or to a group foster home under the control of the commissioner of corrections, or to private schools or institutions established by law or incorporated under the laws of this state that may care for delinquent children;*

(b) *order his release on parole under such supervisions and conditions as the commissioner believes conducive to law-abiding conduct, treatment and rehabilitation;*

(c) *order reconfinement or renewed parole as often as the commissioner believes to be desirable;*

(d) *revoke or modify any order, except an order of discharge, as often as he believes to be desirable;*

(e) *discharge the child from his control when he is satisfied that the child has been rehabilitated and that such discharge is consistent with the protection of the public;*

(f) *if the commissioner finds that the child is eligible for probation or parole and it appears from the commissioner's investigation that conditions in the home of his parents or guardian are not conducive to the child's treatment or rehabilitation or to his law-abiding conduct, refer the child, together with his findings, to a county welfare board or a licensed child placing agency for placement in foster care or when appropriate, for initiation of dependency or neglect proceedings as provided in sections 260.011 to 260.301. The commissioner of corrections shall reimburse county welfare boards for foster costs they incur for such children while on probation or parole to the extent that funds for this purpose are made available to the commissioner by the legislature.*

Sec. 7. Minnesota Statutes, 1971, Section 242.20, is amended to read:

242.20 [TRAINING.] As a means of correcting the socially harmful tendencies of a person committed to (IT) *the authority or the commissioner of corrections*, the (COMMISSION) *authority or the commissioner* may, subject to the provisions of section 242.24, require participation by him in vocational, physical, educational and corrective training and activities and such conduct and modes of life as seem best adapted to fit him for return to full liberty without danger to the public welfare. The (COMMISSION) *commissioner of corrections* may receive money from the sale of articles (MADE) *manufactured* by a person committed to (IT) *the authority and confined in an institution under the control of the commissioner* and expend such money so received for the purchase of materials to be made into other articles for sale.

Sec. 8. Minnesota Statutes 1971, Section 242.21, is amended to read:

242.21 [COOPERATION; STATE INSTITUTIONS, LOCAL POLICE OFFICERS.] The commissioner of corrections may enter into agreement with the commissioner of public welfare, (THE ADULT CORRECTIONS COMMISSION,) with local probation officers or other public officials and with public or private agencies, schools or institutions, for custody, separate care, special treatment, *training*, or diagnostic services of persons committed to his care or subject to the control of the (COM-

MISSION) *authority*. The commissioner of corrections may pay any costs incurred by such agreements to the extent that funds for such purposes are made available to the commissioner by the legislature.

Sec. 9. Minnesota Statutes 1971, Section 242.25, is amended to read:

242.25 [RE-EXAMINATIONS, PERSONS COMMITTED.] The (DIRECTOR) *chairman of the Minnesota corrections authority and the commissioner of corrections shall make or cause to be made periodic re-examinations of all persons under control of the (COMMISSION) authority or under commitment to the commissioner of corrections for the purpose of determining whether existing orders in individual cases should be modified or continued in force. Those examinations may be made as frequently as the (COMMISSION) authority directs and shall be made with respect to every person at least once annually.*

Sec. 10. Minnesota Statutes 1971, Section 242.27, is amended to read:

242.27 [DISCHARGE.] Unless previously discharged (OR TRANSFERRED TO THE ADULT CORRECTIONS COMMISSION) under the provisions of (CHAPTER 242) *section 242.19, a person who has been committed to the (COMMISSION) Minnesota corrections authority upon conviction of a crime as provided in section 242.13 shall be discharged by the (DIRECTOR) chairman and be given his liberty on his twenty-fifth birthday, unless the (COMMISSION) authority shall determine that such discharge at that time would be dangerous to the public in which event the (COMMISSION) authority shall (TERMINATE ITS CONTROL IN THE FOLLOWING MANNER:)*

(1) IF HE BE THEN ON PROBATION UNDER THE SUPERVISION OF THE PROBATION OFFICER OF A DISTRICT COUNTY, THE FUTURE CONTROL AND DISPOSITION OF THE CASE SHALL BE IN ALL RESPECTS AS THOUGH SUCH PROBATION WERE UNDER THE ORDER OF SAID COUNTY.)

(2) IF HE BE THEN ON PROBATION, BUT NOT UNDER THE SUPERVISION OF A LOCAL PROBATION OFFICER, OR IF HE BE ON PAROLE, CONTROL OF HIM SHALL BE TRANSFERRED TO THE ADULT CORRECTIONS COMMISSION WHO SHALL THEREUPON ASSUME LIKE CONTROL OVER HIM AS THOUGH HE WERE ON PAROLE FOLLOWING SENTENCE OF A COURT OF A MAXIMUM TERM PROVIDED BY LAW FOR THE CRIME FOR WHICH HE WAS COMMITTED.)

(3) IF HE BE THEN CONFINED IN A PENAL INSTITUTION, THE CONTROL OF THE COMMISSION SHALL CEASE AND SUCH CONFINEMENT SHALL BE UPON LIKE TERMS AND CONDITIONS AS THOUGH IT HAD BEEN UNDER SENTENCE OF COURT FOR THE MAXIMUM TERM PROVIDED BY LAW FOR THE CRIME FOR

WHICH HE WAS COMMITTED.) *transfer him to adult status, whereupon such person shall continue to serve the sentence theretofore imposed upon him (1) as a probationer or parolee if transferred while on probation or parole, or (2) in confinement if transferred while confined; subject, however, to be retaken and confined in the event of violation of parole or probation, or conditionally released on parole or discharged at the discretion of the authority.*

Sec. 11. Minnesota Statutes 1971, Section 242.29, is amended to read:

242.29 [PROBATE COURT PROCEEDINGS: INSANITY, PSYCHOPATHIC PERSONALITY.] Whenever the (DIRECTOR) *chairman* is of the opinion that there are grounds for believing that a person committed to the (COMMISSION) *Minnesota corrections authority* is insane, or a psychopathic personality, as defined in Minnesota Statutes, Section 526.09, the (DIRECTOR) *chairman* may institute proceedings in the probate court of the county in which such person then resides or is confined to determine whether he is insane or a psychopathic personality. If the court shall so find, he shall be transferred by the order of the court to the Minnesota security hospital or to a state hospital for the insane at the discretion of the court, there to be kept and maintained as in the case of other insane persons. If, in the judgment of the superintendent of the asylum or hospital, his sanity is restored before the period of his commitment to the (COMMISSION) *authority* has expired, he shall be returned by the commissioner of public welfare to the (COMMISSION) *authority* for further disposition or treatment under Minnesota Statutes, Chapter 242.

Sec. 12. Minnesota Statutes 1971, Section 242.32, is amended to read:

242.32 [CONSTRUCTIVE PROGRAMS, COOPERATION, OTHER AGENCIES.] The (COMMISSION) *commissioner of corrections* shall be charged with the duty of developing constructive programs for the prevention and decrease of delinquency and crime among youth and to that end shall cooperate with existing agencies and encourage the establishment of new agencies, both local and state-wide, having as their object the prevention and decrease of delinquency and crime among youth; and the (COMMISSION) *commissioner* shall assist local authorities of any county or municipality when so requested by the governing body thereof, in planning, developing and coordinating their educational, welfare, recreational and health activities or other constructive community programs, which have as their object the conservation of youth.

Sec. 13. Minnesota Statutes 1971, Section 243.09, is amended to read:

243.09 [SUPERVISION BY COMMISSIONER; AGENTS.] *Subdivision 1.* The commissioner of corrections, as far as possible, shall exercise supervision over persons released on parole (,) or (PROBATIONERS,) *probation* (AND THESE STATE

CORRECTIONAL INSTITUTION INMATES WHO ARE GRANTED PAID WORK PLACEMENT OR VOCATIONAL TRAINING PRIVILEGES ON A VOLUNTARY BASIS BY THE ADULT CORRECTIONS COMMISSION AND THE YOUTH CONSERVATION COMMISSION) *by the authority pursuant to Minnesota Statutes, Section 242.19 or 243.05.* (AND WHEN DEEMED NECESSARY FOR THAT PURPOSE, MAY APPOINT STATE AGENTS, WHO SHALL BE IN THE CLASSIFIED SERVICE OF THE STATE CIVIL SERVICE. HE MAY ALSO APPOINT SUITABLE PERSONS IN ANY PART OF THE STATE FOR THE SAME PURPOSE. EVERY SUCH AGENT OR PERSON SHALL PERFORM SUCH DUTIES AS THE COMMISSIONER MAY PRESCRIBE IN BEHALF OF OR IN THE SUPERVISION OF PROBATIONERS AND PRISONERS PAROLED OR DISCHARGED FROM THE STATE PRISON, THE STATE REFORMATORY FOR MEN, OR THE MINNESOTA CORRECTIONAL INSTITUTION FOR WOMEN AND ANY OTHER ADULT CORRECTIONAL FACILITIES, INCLUDING ASSISTANCE IN OBTAINING EMPLOYMENT AND THE RETURN OF PAROLED PRISONERS, AND IN ADDITION THERETO SHALL, WHEN SO REQUESTED BY THE COMMISSIONER, INVESTIGATE THE CIRCUMSTANCES AND CONDITIONS OF THE DEPENDENTS OF PRISONERS OF THE STATE PENAL INSTITUTIONS, AND REPORT HIS FINDINGS AND RECOMMENDATIONS TO THE WARDEN AND SUPERINTENDENT OF THE RESPECTIVE INSTITUTIONS.)

Subd. 2. The commissioner of corrections shall exercise supervision over probationers as provided in Minnesota Statutes, Section 609.135, and over persons conditionally released pursuant to Minnesota Statutes, Section 241.26.

Subd. 3. For the purposes of subdivisions 1 and 2, and section 6 of this act, the commissioner shall appoint state agents who shall be in the classified service of the state civil service. He may also appoint suitable persons in any part of the state for the same purposes. Every such agent or person shall perform such duties as the commissioner may prescribe in behalf of or in the supervision of those persons described in subdivision 2, and in addition shall act under the orders of the authority in the supervision of those persons conditionally released as provided in subdivision 1, including providing assistance to such conditionally released persons in obtaining employment and the conduct of such investigations into the circumstances and conditions and social histories of persons subject to the control of the commissioner or the authority, and their dependents as may be directed by the commissioner or the authority.

Subd. 4. The commissioner of corrections shall provide the authority with all other personnel, supplies, equipment, office space, and other administrative services necessary and incident to the discharge of the functions of the authority.

Sec. 14. *Minnesota Statutes 1971, Sections 241.03; 241.04; 242.04; 242.05; 242.06; 242.07; 242.08; 242.11; 242.65; 242.54; 243.02; 243.03; and 243.04, are hereby repealed.*

Sec. 15. *In the next and subsequent editions of the Minnesota Statutes the revisor of statutes shall make such changes in terminology as may be necessary to record the functions, powers and duties of the Minnesota corrections authority and the commissioner of corrections as created and established by this act.*

Sec. 16. *This act shall become effective as soon as the members of the authority herein created and established are duly appointed and qualified."*

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Governmental Operations.

The report was adopted.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 211:

Stangeland, Peterson, Eken, Cummiskey, and Haugerud.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 2166:

Culhane; Anderson, D.; Eckstein; Klaus; and Kahn.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 2167:

Eckstein, Swanson, Fugina, Skaar, and Searle.

ADJOURNMENT

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Monday, May 7, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

FIFTY-FOURTH DAY

SAINT PAUL, MINNESOTA, MONDAY, MAY 7, 1973

The House convened at 2:00 p.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J	DeGroat	Johnson, D.	Menke	Samuelson
Adams, S.	Dieterich	Johnson, J.	Miller, D.	Sarna
Andersen, R.	Dirlam	Johnson, R.	Miller, M.	Savelkoul
Anderson, D.	Eckstein	Jopp	Moe	Schreiber
Anderson, I.	Eken	Jude	Mueller	Schulz
Becklin	Enebo	Kahn	Munger	Searle
Belisle	Erdahl	Kelly	Newcome	Sherwood
Bell	Erickson	Kempe	Niehaus	Sieben, H.
Bennett	Esau	Klaus	Norton	Sieben, M.
Berg	Faricy	Knickerbocker	Ohnstad	Skaar
Berglin	Ferderer	Kvam	Ojala	Smith
Biersdorf	Fjoslien	Laidig	Parish	Spanish
Boland	Flakne	Larson	Patton	Stangeland
Braun	Forsythe	LaVoy	Pavlak, R.	Stanton
Brinkman	Fudro	Lemke	Pavlak, R. L.	Swanson
Carlson, A.	Fugina	Lindstrom, E.	Pehler	Tomlinson
Carlson, B.	Graba	Lindstrom, J.	Peterson	Ulland
Carlson, D.	Graw	Lombardi	Pieper	Vanasek
Carlson, L.	Growe	Long	Pleasant	Vento
Casserly	Hagedorn	Mann	Prahl	Voss
Cleary	Hanson	McArthur	Quirin	Weaver
Clifford	Heinitz	McCarron	Resner	Wenzel
Connors	Hook	McCauley	Rice	Wigley
Culhane	Jacobs	McEachern	Ryan	Wohlwend
Cummiskey	Jaros	McFarlin	St. Onge	Wolcott
Dahl	Johnson, C.	McMillan	Salchert	Mr. Speaker

A quorum was present.

Haugerud and Myrah were excused. Anderson, G., and Nelson were excused until 3:00 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. DeGroat, the further reading was dispensed with and the Journal was approved as corrected.

ELECTION OF OFFICER

Swanson placed the name of Rev. James E. Dahlgren in nomination for Chaplain.

There being no further nominations, the Speaker declared the nominations closed.

The question being called on the election of the above named officer, the following voted for the nominee:

Adams, J.	Dirlam	Johnson, J.	Miller, M.	Sarna
Adams, S.	Eckstein	Johnson, R.	Moe	Savelkoul
Andersen, R.	Eken	Jopp	Mueller	Schreiber
Anderson, D.	Enebo	Jude	Munger	Schulz
Anderson, I.	Erdahl	Kelly	Newcome	Searle
Becklin	Erickson	Kempe	Niehaus	Sherwood
Belisle	Esau	Klaus	Norton	Sieben, H.
Bell	Faricy	Kvam	Ohnstad	Sieben, M.
Bennett	Ferderer	Laidig	Ojala	Skaar
Berg	Fjoslien	Larson	Parish	Smith
Berglin	Flakne	LaVoy	Patton	Stangeland
Biersdorf	Forsythe	Lemke	Pavliak, R.	Swanson
Boland	Fudro	Lindstrom, E.	Pavliak, R. L.	Tomlinson
Braun	Fugina	Lindstrom, J.	Pehler	Vanasek
Brinkman	Graba	Lombardi	Peterson	Vento
Carlson, B.	Graw	Long	Pieper	Voss
Carlson, D.	Growe	Mann	Pleasant	Weaver
Carlson, L.	Hagedorn	McArthur	Prahl	Wenzel
Cleary	Hanson	McCarron	Quirin	Wigley
Clifford	Heinitz	McCauley	Resner	Wohlwend
Culhane	Hook	McEachern	Rice	Wolcott
Cummiskey	Jacobs	McFarlin	Ryan	Mr. Speaker
Dahl	Jaros	McMillan	St. Onge	
DeGroat	Johnson, C.	Menke	Salchert	
Dieterich	Johnson, D.	Miller, D.	Samuelson	

Having received the majority vote of all members voting, the nominee was declared duly elected Chaplain of the House of Representatives.

OATH OF OFFICE

The oath of office was administered to the Chaplain-elect by the Speaker.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 1539 and 1834 and S. F. Nos. 1252, 830, 750, 1302, 1480, 1231, 1522, 1523, 1623, 1643, 1782, 1797, 2035, 1930, 2165, 2320, 2338, 2350, 2121, 2148, 1125, and 2277 have been placed in the members' files.

S. F. No. 1930 and H. F. No. 1737, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Berglin moved that S. F. No. 1930 be substituted for H. F. No. 1737 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1964 and H. F. No. 1379, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 1379, page 5, line 20, reads: "(2) by resolution of the managers; or (3) as otherwise";

whereas, S. F. No. 1964, page 5, line 20, reads: "(2) by unanimous resolution of the managers; or (3) as".

SUSPENSION OF RULES

Kelly moved that the rules be so far suspended that S. F. No. 1964 be substituted for H. F. No. 1379 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 54 and H. F. No. 166, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 54, page 1, line 11 through page 3, line 3, contains the following language:

"Section 1. Minnesota Statutes 1971, Section 169.121, Subdivision 1, is amended to read:

169.121 [MOTOR VEHICLE DRIVERS UNDER INFLUENCE OF DRUGS OR ALCOHOLIC BEVERAGES.] Subdivision 1. It shall be a misdemeanor for any (OF THE FOLLOWING PERSONS) *person described in clauses (a), (b), (c) or (d)* to drive, operate or be in actual physical control of any vehicle within this state:

(a) A person who is under the influence of an alcoholic beverage or narcotic drug;

(b) A person who is an habitual user of narcotic drugs;

(c) A person who is under the influence of a combination of any two or more of the elements named in subsections (a) and (b) hereof;

(d) A person whose blood contains 0.10 percent or more by weight of alcohol.

When a police officer has reason to believe from the manner in which a driver is driving, operating, or actually controlling, or has driven, operated, or actually controlled, a vehicle that such driver may be violating this subdivision he may require the driver to provide a sample of his breath for an immediate preliminary screening test or analysis before an arrest is made, using a device approved by the commissioner for this purpose. The results of such a preliminary screening test or analysis shall be used only for the purpose of guiding the officer in deciding whether an arrest should be made, and shall not be used as evidence in any court action.

The driver of any motor vehicle shall furnish such a sample of his breath when required to do so. The provisions of Minnesota Statutes, Section 169.123, shall apply to any driver who refuses to furnish a sample of his breath; provided that the license or permit of a driver shall not be revoked pursuant to Minnesota Statutes, Section 169.123, Subdivision 4, for refusal to provide a sample of his breath for preliminary screening purposes, if he submits to a blood, breath or urine test to determine the alcoholic content of his blood pursuant to section 169.123, subdivision 2. Another test may be required of the driver following the screen-

ing test pursuant to the provisions of this chapter, which shall be admissible evidence in accordance therewith.

Nothing in this subdivision authorizing such preliminary screening test or analysis shall be construed as changing, limiting, or otherwise modifying the procedures, safeguards, and other provisions of sections 169.121 to 169.123 or ordinances in conformity therewith.

The provisions of this subdivision apply, but are not limited in application, to any person who drives, operates, or who is in actual physical control of any vehicle in the manner prohibited by this subdivision upon the ice of any lake, stream, or river, including but not limited to the ice of any boundary water.”.

whereas, H. F. No. 166, does not contain this language.

S. F. No. 54, page 6, lines 17 and 18, contain the following language:

“Sec. 9. *This act is in effect the day following final enactment.*”.

whereas H. F. No. 166, page 4, line 20, contains the following language:

“Sec. 8. *This act is in effect June 1, 1973.*”.

In the title of S. F. No. 54, page 1, line 3, there is the language “petty misdemeanor and”; and in line 6, there is the language “169.121, Subdivision 1;”. This language is not in H. F. No. 166.

SUSPENSION OF RULES

Sieben, H., moved that the rules be so far suspended that S. F. No. 54 be substituted for H. F. No. 166 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2157 and H. F. No. 2215, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 2215, page 1, lines 16 through 20, read in part: “, and may further agree that when the work is 90 percent or more completed such portions of the retained price may be released as the county engineer estimates are not required to be retained to protect the county's interest in completion of the contract”; whereas, S. F. No. 2157, lines 16 through 21, read in part: “, and may further agree that when the work is 90 percent or more completed upon the recommendation of the county engineer such portions of the retained price may be released as the county board determines are not required to be retained to protect the county's interest in completion of the contract.”.

SUSPENSION OF RULES

Lemke moved that the rules be so far suspended that S. F. No. 2157 be substituted for H. F. No. 2215 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 736 and H. F. No. 1394, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 1394, page 1, line 23, read as follows:

“(c) If for a county or legislative office, by ten”;

whereas, S. F. No. 736, page 1, line 23 reads:

“(c) If for a county, *municipal* or legislative office.”.

H. F. No. 1394, page 1, lines 27 through 29, contain the following language:

“(d) *If for a municipal office, by two percent of the entire vote cast for that office at the last preceding general election, or 500, whichever is greater.*”;

whereas, S. F. No. 736, does not contain this language.

SUSPENSION OF RULES

Rice moved that the rules be so far suspended that S. F. No. 736 be substituted for H. F. No. 1394 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1782 and H. F. No. 1252, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 1782, page 1, line 7, contains the language “or any other law to the contrary”; whereas H. F. No. 1252, in the same place does not contain this language.

SUSPENSION OF RULES

Mueller moved that the rules be so far suspended that S. F. No. 1782 be substituted for H. F. No. 1252 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1109 and H. F. No. 1811, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that in the title of H. F. No. 1811, lines 3 through 6, reads in part: “authorizing village, borough, or city’s contributions to village, borough or city’s chamber of commerce;” whereas in S. F. No. 1109, in the title, lines 3 through 6 read in part: “permitting a tax levy for certain purposes without requesting a referendum of the electorate;”.

SUSPENSION OF RULES

Clifford moved that the rules be so far suspended that S. F. No. 1109 be substituted for H. F. No. 1811 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following report was received, filed in the Chief Clerk’s Office, and distributed to each member: Report of Public Examiner on the Financial Affairs of State Agricultural Society.

The following communication was received:

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
SAINT PAUL 55155

The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
145		144	May 3	May 3
197		145	May 3	May 3
236		146	May 3	May 3
274		147	May 3	May 3
277		148	May 3	May 3
317		149	May 3	May 3
395		150	May 3	May 3
436		151	May 3	May 3
442		152	May 3	May 3
460		153	May 3	May 3
801		154	May 3	May 3
819		155	May 3	May 3
823		156	May 3	May 3
829		157	May 3	May 3
895		158	May 3	May 3
922		159	May 3	May 3
1009		160	May 3	May 3
1010		161	May 3	May 3
1072		162	May 3	May 3
1114		163	May 3	May 3

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
1211		164	May 3	May 3
1599		165	May 3	May 3

Sincerely,

ARLEN ERDAHL
Secretary of State

REPORTS OF STANDING COMMITTEES

Mr. Ryan from the Committee on City Government to which was referred:

S. F. No. 452, A bill for an act relating to city of St. Paul; providing for a change in the election of members of the council.

Reported the same back with the following amendments:

Page 1, strike lines 6 to 24 and insert in lieu thereof:

"Section 1. Sixty days after this act becomes effective the city council of the city of St. Paul shall designate each council seat, whether occupied or not, by a separate letter of the alphabet. Each so designated council seat shall be deemed a separate office for the city election of 1974 and thereafter. Any incumbent member of the city council running for election or re-election to the city council shall be a candidate for that office only of which he was an incumbent. Each person desiring to have his name placed on the primary ballot shall state in his affidavit of candidacy which designated council seat he is a candidate for. The names of the candidates for each council seat shall be rotated on the ballots to avoid any appearance of preference for incumbents. Incumbency shall not be indicated on the ballots. Except as herein provided the laws relating to the election of the council of the city of St. Paul shall continue to apply."

Further amend title as follows:

Page 1, line 3, strike "for a change in the" and insert in lieu "an "alley system" of" and also in line 3, strike "of" and insert in lieu "for".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mrs. McMillan from the Committee on Crime Prevention and Corrections to which was referred:

H. F. No. 796, A bill for an act relating to peace officers; establishing a training reimbursement account; levy of additional penalty assessments upon certain criminal fines; appropriating money; amending Minnesota Statutes 1971, Chapter 626, by adding sections.

Reported the same back with the following amendments :

Page 2, strike lines 22 through 28.

Page 3, strike lines 1 and 2.

Page 3, strike lines 10 and 11.

Page 3, line 12, strike the words "*satisfied, the*" and insert in lieu thereof the word "*The*".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mrs. McMillan from the Committee on Crime Prevention and Corrections to which was referred :

H. F. No. 1106, A bill for an act relating to Washington County; appropriating money for the construction of a county lockup.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Appropriations.

The report was adopted.

Mrs. McMillan from the Committee on Crime Prevention and Corrections to which was referred :

H. F. No. 1535, A bill for an act relating to the department of corrections; appropriating money to be used as a grant for the construction of a jail facility in Freeborn county.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Fugina from the Committee on Higher Education to which was referred :

H. F. No. 2264, A bill for an act relating to education; permitting state college board to exempt certain students from certain fees from which they receive no benefit; amending Minnesota Statutes 1971, Section 136.11, by adding a subdivision.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Fugina from the Committee on Higher Education to which was referred :

H. F. No. 2339, A bill for an act relating to intoxicating liquor; places where sales prohibited; amending Minnesota Statutes 1971, Section 340.14, Subdivision 3, as amended.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Parish from the Committee on Judiciary to which was referred:

S. F. No. 1731, A bill for an act relating to courts; establishing salary for court reporters in fourth judicial district; amending Laws 1969, Chapter 568, Section 1, Subdivision 1, as amended.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

H. F. No. 1168, A bill for an act relating to taxation; providing for a definition of cigarettes subject to tax; amending Minnesota Statutes 1971, Section 297.01, Subdivision 2.

Reported the same back with the following amendment:

Page 1, line 11, strike the word "either" and strike all the new language on lines 12 to 18 and insert in lieu: "*any roll for smoking, made wholly or in part of tobacco, irrespective of size or shape and irrespective of whether the tobacco is flavored, adulterated or mixed with any other ingredient, where such roll has a wrapper or cover made of paper or any other material, except where such wrapper is wholly or in the greater part made of tobacco and such roll weighs over three pounds per thousand.*"

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2224, A bill for an act establishing the Minnesota outdoor recreation system and prescribing methods and policies for its authorization, acquisition, establishment, management; amending Minnesota Statutes 1971, Sections 84.033; 85.04; 85.05, Subdivision 2; 85.20, Subdivisions 1 and 5.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

PURSUANT TO JOINT RULE 20, THE FOLLOWING COMMITTEE REPORTS
WERE RE-REFERRED TO THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 931, A bill for an act relating to zoning; providing notice and procedures for amending ordinances in cities of the first class; amending Minnesota Statutes 1971, Section 462.357, Subdivisions 3 and 5.

Reported the same back with the following amendment:

Page 1, line 20, strike "500" and insert in lieu thereof "350".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 1368, A bill for an act relating to public museums, galleries, and schools of arts or crafts in cities of the first class; tax levy; amending Minnesota Statutes 1971, Section 450.25.

Reported the same back with the following amendments:

Page 1, line 17, strike the new language and restore the stricken language.

Page 2, line 4, strike the word "Any", and on page 2, strike lines 5, 6, and 7, and insert in lieu thereof: "*Any and all financial books and records of any museum, gallery or school of arts or crafts receiving monies from a park museum fund shall be open to inspection by public officials and by the general public. Such inspection must be performed in a serious and reasonable manner and not for purposes of harassment or obstruction of lawful operations.*"

All confidential employees and all trustees, officers, administrators, supervisors or other officials of any museum, gallery or school of arts or crafts receiving monies from a park museum fund shall report all significant personal financial and operational interests of their own, or of their immediate relatives and family, which might conflict with the public interest in the policies, activities, management and operation of such museum gallery or school of art. Such reports shall be filed annually with the Department of Commerce according to rules and regulations as may be established from time to time by the Department of Commerce.

The meetings of the governing bodies or boards of such museums, galleries or schools of arts or crafts receiving monies from a park museum fund, whether they be private, public, or

quasi-public bodies, corporate or unincorporate, must be open to and readily accessible to the public. Said meetings must be held at regular intervals, with general prior public announcement of meeting and publication of agenda.

Said governing bodies or boards shall broadly and fairly represent the interests of the people of their county, and any board of park commissioners is empowered to halt payments from its park museum fund and impound the fund if the board of park commissioners determines that the public interest is neglected or violated or that the terms of this act are not obeyed.

In addition, said governing bodies or boards shall contain two or more professors of art history who are generally acquainted with American art and two public advocates. Said professors and advocates shall be financially disinterested and shall serve without tangible recompense of any kind. Said professors and public advocates shall be appointed to four year terms of office by the board of park commissioners of the city in which the pertinent museum, gallery or school of arts and crafts is located. In the event the office of any such professor or public advocate becomes vacant due to resignation, death or other cause, a new appointment shall be made within sixty days.

In case the authority of any said governing body or board is at some time or times delegated to or vested in another governing body such as an executive committee, a steering committee or other body external or internal, one of its professors of art history and one of its public advocates must also hold office on the delegate or invested governing body."

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Ryan from the Committee on City Government to which was referred:

H. F. No. 2218, A bill for an act relating to development districts in the cities of Minneapolis and Robbinsdale, amending Laws 1971, Chapter 677, Sections 1, 2, 3, and 7, and repealing Laws 1971, Chapter 677, Sections 9 and 13.

Reported the same back with the following amendments:

Page 2, line 24, after "domain." insert "*In all such acquisitions the acquiring authority shall provide as a cost of acquisition the relocation assistance, services, payments and benefits required by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 84 Statutes 1894 (1971), 42 United States Code, Section 4601, et seq.*"

Page 4, line 15, after the period insert the following: "*No less than 60 percent of the area of any such district shall consist of land which has been platted and developed. The area of such*

district shall not be enlarged after three years following the date of designation of such district. At the time of the adoption of the first development district, the governing body shall by formal action adopt one of the three following alternative restrictive options. Once the choice is made, the municipality must use the same option for all succeeding development districts.

(1) The total acreage included in any one development district shall not exceed one percent of the total acreage of the municipality. At no time shall the total current acreage within development districts for which unrecovered cost of bonds remain exceed three percent of the total acreage of the municipality.

(2) The total market value of taxable real property of any one development district when adopted shall not exceed five percent of the total market value of taxable real property in the municipality as then most recently certified by the county auditor. At no time shall the current total market value of taxable real property within development districts for which unrecovered cost of bonds remain exceed ten percent of the total market value of taxable real property in the municipality as most recently certified by the county auditor.

(3) The governing body may adopt one development district which shall not exceed six acres in area. At no time shall another development district be adopted by the governing body of the municipality until all cost of bonds for the previously adopted district has been paid."

Page 6, after line 24, after section 3 and before section 4, insert the following and renumber the remaining sections:

"Sec. 4. Laws 1971, Chapter 677, Section 6, is amended to read:

Sec. 6. [ISSUANCE OF BONDS.] The city councils of the cities of Minneapolis and Robbinsdale may *authorize, issue, and sell bonds which shall mature within 30 years to finance (ALL PUBLIC IMPROVEMENTS) the acquisition and betterment of real and personal property needed to carry out the development program within the each development (DISTRICTS) district together with all relocation costs incidental (THEREWITH) thereto in accordance with Minnesota Statutes, Chapter 475, Sections 475.51, 475.53, 475.54, 475.55, 475.56, 475.60, 475.61, 475.62, 475.63, 475.65, 475.66, 475.69, 475.70, and 475.71. All tax increments received by each city pursuant to Section 7 shall be pledged for the payment of such bonds and used to reduce or cancel the taxes otherwise required to be extended for that purpose, and the (SUCH) bonds shall not be included when computing the city's net debt."*

Page 7, line 28, strike the words "according to the original" and insert in lieu thereof "in the proportion that the original taxable value bears to the current".

Page 8, line 2, after the word "collected", insert the words "*, referred to herein as the tax increment*".

Page 8, delete lines 17 through 22.

Page 8, line 22, after section 4 and before section 5, insert the following and renumber the remaining sections:

"Sec. 6. Laws 1971, Chapter 677, Section 10, is amended to read:

Sec. 10. [ADVISORY BOARD.] (IN ITS DISCRETION, THE) *The city council (MAY) shall create (AND) an elected or appoint an advisory board consisting of seven persons. At least a majority of the members shall be owners or occupants of property located in the development district which they serve. Such an advisory board would advise the city council on the construction and implementation of the development program and maintenance and operation of the district after the development program has been completed.*"

Further amend the title on page 1, line 5, after "3", strike "and 7" and insert "6, 7, and 10".

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mrs. McMillan from the Committee on Crime Prevention and Corrections to which was referred:

H. F. No. 795, A bill for an act relating to crimes and criminals; providing penalties for the receipt, purchase or concealment of stolen goods; amending Minnesota Statutes 1971, Section 609.53.

Reported the same back with the following amendments:

Page 1, strike lines 14 to 16 and insert in lieu thereof: "*buys or conceals any stolen property or property obtained by robbery knowing the same to be so stolen or obtained by robbery, may be sentenced*".

Page 1, delete line 23 after "\$100," and delete lines 24 and 25 and insert "*shall be punished as a misdemeanor*".

Page 1, after line 25, insert the following:

"*Subd. 2. Any person who receives, buys or conceals any stolen property obtained by robbery, having cause to believe the same to be so stolen or obtained by robbery, may be sentenced to punishment as a misdemeanor.*

Subd. 3. Any person convicted of a second or subsequent violation under subdivision 2 of this section within a period of one year may be sentenced as provided in subdivision 1 clause (1).

Subd. 4. Any person who has been injured by a violation of subdivision 1 of this section may bring an action for three times the amount of actual damages, if any, sustained by the plaintiff costs of suit and reasonable attorney's fees."

Renumber the remaining subdivision accordingly.

Further amend the title as follows: on page 1, line 4, after "goods;" add "and providing for civil redress;"

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mrs. McMillan from the Committee on Crime Prevention and Corrections to which was referred:

H. F. No. 1105, A bill for an act relating to peace officer training courses; eligibility; amending Minnesota Statutes 1971, Section 626.851.

Reported the same back with the following amendment:

Page 1, strike lines 13 through 26, and insert in lieu thereof:

"Subd. 2. Any student successfully completing 1500 hours of law enforcement instruction in a post-secondary educational law enforcement program which is approved by the Minnesota State Department of Education or an accredited institution of higher learning shall be eligible to receive the minimum basic police training as established under Section 626.843 and conducted by the Minnesota Bureau of Criminal Apprehension in facilities provided by the institute. Upon satisfactory completion of the training course conducted by the bureau and upon satisfactory completion of one full year of continuous law enforcement experience and upon the Minnesota Police Officers Training Board receiving a written recommendation from the individuals respective supervisor, the certificate shall be awarded to the individual. The combined training period shall not be less than 2,100 hours of law enforcement training."

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mrs. McMillan from the Committee on Crime Prevention and Corrections to which was referred:

H. F. No. 1562, A bill for an act relating to crimes and criminals; alteration or removal of manufacturer's identification numbers; providing penalties; amending Minnesota Statutes 1971, Section 609.655.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mrs. McMillan from the Committee on Crime Prevention and Corrections to which was referred:

H. F. No. 2021, A bill for an act relating to crimes and criminals; use of tobacco by children; furnishing of tobacco to children; repealing Minnesota Statutes 1971, Sections 325.765 and 609.685.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. Minnesota Statutes 1971, Section 325.765, is amended to read:

325.765 [PLACES OF CIGARETTE SALES, NOTICE RELATING TO HEALTH.] Subdivision 1. In a conspicuous place on each cigarette vending machine in use within the state and in a prominent place where cigarettes are sold, there shall be posted, and kept in easily legible form and repair, by the owner, lessee, or person having control thereof, a warning (TO PERSONS UNDER 18 YEARS OF AGE) which shall be printed in bold type letters each of which shall be at least one-half inch high for a cigarette vending machine and at least one inch high for any other warning, and which shall read as follows:

“(ANY PERSON UNDER 18 YEARS OF AGE IS FORBIDDEN BY LAW TO PURCHASE CIGARETTES FROM THIS MACHINE) Warning: *The Surgeon General Has Determined That Cigarette Smoking Is Dangerous To Your Health.*”

Subd. 2. Any owner, any lessee, and any person having control of any cigarette vending machine or any place where cigarettes are sold which does not (BEAR) have displayed or posted the warning required by this section shall be guilty of a misdemeanor.

Sec. 2. *Minnesota Statutes 1971, Section 609.685 is repealed.*

Sec. 3. *Nothing contained in section 2 of this act shall prohibit in any way the regulation or prohibition of the sale or use of tobacco by any municipality or by schools or school districts.*”

Further amend the title as follows:

On line 4, after the “;” insert “amending Minnesota Statutes 1971, Section 325.765;”.

On line 5, strike “Sections 325.765 and” and insert in lieu thereof “Section”.

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1731, A bill for an act relating to the firemen's relief association in the city of Red Wing; membership in the public employees fire fund; repealing Laws 1953, Chapter 348, Sections 12, 17, and 20; Laws 1957, Chapter 10; Laws 1961, Chapter 300, Sections 2, 3, and 4; and Laws 1965, Chapter 604.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2036, A bill for an act relating to Independent School District No. 1; restoring employees salary and retirement benefits withheld under law.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert the following language:

"Section 1. Any reduction of salary or withholding of salary increases of any employee of special school district no. 1, pursuant to former Minnesota Statutes, Sections 179.54 and 179.55, after April 1, 1970 through and including April 1, 1973 shall be repaid without interest to all employees of special school district no. 1 or their representatives not later than July 1, 1978. Specifically excluded from this requirement is payment to any striking employee for any days on which no services were performed.

Sec. 2. In order that no employee of special school district no. 1 shall suffer any reduction of benefits from the Minneapolis teachers' retirement fund association organized under Sections 354.15 to 354.23, inclusive, of the Minnesota Statutes by reason of any reduction of salary or withholding of salary increases made pursuant to former Sections 179.54 and 179.55 of the Minnesota Statutes between April 1, 1970 and April 1, 1973, said special school district no. 1 shall pay to Minneapolis teachers' retirement fund association without interest an amount equal to the deposit of each such employee plus an amount equal to the employer's deposit for such employee which would have been paid pursuant to the laws governing said association upon the amount of any such reduction of salary or withholding of salary increases, with the same force and effect as though there

had been no such reduction or withholding of salary increases. The amount of any such employee's deposit shall be deducted from the repayment made to any such employee pursuant to Section 1 hereof."

Amend title by striking the word "Independent" and inserting "Special".

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1168 and 2224 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 1930, 1964, 54, 2157, 736, 1782, 1109, 452, and 1731 were read for the second time.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Pursuant to Rule 14, Mr. Anderson, I., for the Committee on Rules and Legislative Administration, designated the following bills as a Special Order for Monday, May 7, 1973, to be acted upon immediately following the Consent Calendar: H. F. Nos. 1896, 1612, 700, 1635, 1271, 1410, 1326, 1765, 1662, 1473, 1807, 1381, 1119, 1506, 2111, 2150, 1508, 1702, 677, 1716, 1118, 2072, 1737, 2129, 2096, 2007, 1531, 890, 1065, 1845, 1354, 2297, 2397, 2145, 2186, 2223, 2148, 2189, 1729, 1839, 2360, 1659, 961, 636, 923, and 1581.

INTRODUCTION OF BILLS

Johnson, J.; Salchert; Rice; Wolcott; and Flakne introduced:

H. F. No. 2465, A bill for an act relating to the city of Minneapolis; providing for the basis on which the city of Minneapolis shall levy for street, sidewalk, tree, curb and gutter maintenance.

The bill was read for the first time and referred to the Committee on City Government.

Heinitz and Clifford introduced:

H. F. No. 2466, A bill for an act appropriating money to Independent School District No. 281 for the police liaison program.

The bill was read for the first time and referred to the Committee on Education.

Johnson, D.; Fugina; Sieben, H.; Ojala; and Carlson, D., introduced:

H. F. No. 2467, A bill for an act relating to game and fish; permits for certain handicapped or disabled; amending Minnesota Statutes 1971, Section 98.48, Subdivision 12.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Heinitz, Clifford, and Wohlwend introduced:

H. F. No. 2468, A bill for an act relating to pollution control; regulating the display and distribution of certain lists setting forth the phosphorous content of certain products; amending Minnesota Statutes 1971, Section 116.28, Subdivisions 1 and 2.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Fugina; Johnson, D.; Parish; Rice; and Faricy introduced:

H. F. No. 2469, A bill for an act relating to political activities by employees of the state of Minnesota and political subdivisions thereof; amending Minnesota Statutes 1971, Section 43.28; repealing Minnesota Statutes 1969, Section 44.15, Subdivision 2.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Fugina, Ojala, LaVoy, Parish, and Munger introduced:

H. F. No. 2470, A bill for an act relating to courts; prescribing charges by certain court reporters for transcripts; amending Minnesota Statutes 1971, Section 486.06, as amended.

The bill was read for the first time and referred to the Committee on Judiciary.

Fugina and Ojala introduced:

H. F. No. 2471, A bill for an act relating to taxation; imposing money and credits taxes; providing certain exemptions and exemptions from such taxes; providing for the assessment and collection thereof, and the distribution of the proceeds therefrom; appropriating money for the administration thereof; providing penalties for violations thereof, and defining certain crimes in connection therewith and imposing penalties therefor; repealing Minnesota Statutes 1971, Sections 285.01 to 285.15.

The bill was read for the first time and referred to the Committee on Taxes.

Cummiskey introduced:

H. F. No. 2472, A bill for an act relating to the cities of Mankato and North Mankato; authorizing the creation and organization of a metropolitan transit authority for the Mankato metropolitan area; providing for the financing of the operations of such transit authority.

The bill was read for the first time and referred to the Committee on City Government.

Moe, Parish, Patton, Larson, and Johnson, R., introduced:

H. F. No. 2473, A bill for an act relating to retirement; interest assumptions for firemen's relief purposes; amending Minnesota Statutes 1971, Sections 69.73; 69.77, Subdivision 2; and 69.772, Subdivision 3.

The bill was read for the first time and referred to the Committee on Governmental Operations.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 748, A bill for an act relating to the city of Minneapolis; policemen's pension fund, uses and membership; amending Laws 1949, Chapter 406, Sections 7 and 10, as amended.

H. F. No. 1214, A bill for an act relating to the village of McKinley; authorizing division and distribution of the assets of its volunteer fire department relief association among existing members thereof.

H. F. No. 1319, A bill for an act relating to the city of Stillwater; firemen's service pensions.

H. F. No. 1467, A bill for an act relating to elections; providing for the time of elections and taking office in the city of Duluth and Independent School District No. 709, Duluth.

H. F. No. 1472, A bill for an act relating to Hennepin county; abolishing board of tax levy; repealing special Laws 1879, Chapter 338, as amended.

H. F. No. 1510, A bill for an act relating to the city of Anoka; fire department relief association benefits; amending Laws 1971, Chapter 184, Section 1, Subdivisions 2, 3, 4, 5, and 6; Section 2, Subdivision 2; and Sections 4 and 5.

H. F. No. 1579, A bill for an act relating to police pensions in the city of Saint Paul; amending Laws 1955, Chapter 151, Section 9, Subdivision 6.

H. F. No. 1580, A bill for an act relating to the firemen's relief association in the city of Saint Paul; amending Laws 1955, Chapter 375, Section 22.

H. F. No. 1671, A bill for an act relating to the fire department relief association and firemen's service pensions in the city of Bemidji.

H. F. No. 1727, A bill for an act relating to retirement; volunteer firemen's service pensions; amending Minnesota Statutes 1971, Section 69.06.

H. F. No. 1841, A bill for an act authorizing the commissioner of administration to convey the water system at the St. Peter state hospital to the city of St. Peter, Nicollet County, Minnesota.

H. F. No. 1873, A bill for an act authorizing the city of Saint Paul to utilize certain power and authority to provide automobile parking facilities; amending Minnesota Statutes 1971, Section 459.14, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 843, A bill for an act relating to taxes on and measured by net income; declaration of estimated tax; amending Minnesota Statutes 1971, Section 290.93, Subdivisions 1 and 4.

H. F. No. 847, A bill for an act relating to taxes on and measured by net income; net capital gain defined; amending Minnesota Statutes 1971, Section 290.16, Subdivision 3.

H. F. No. 1711, A bill for an act relating to independent school district No. 94; assumption of indebtedness of former independent school district No. 98 by independent school district No. 94.

H. F. No. 1257, A bill for an act relating to taxation; providing a method of determining the percentage of gross earnings assignable to Minnesota for railroad gross earnings tax; amending Minnesota Statutes 1971, Section 295.01, Subdivision 2.

H. F. No. 1259, A bill for an act relating to taxes on and measured by net income; nondeductible items; amending Minnesota Statutes 1971, Section 290.10.

H. F. No. 1166, A bill for an act relating to inheritance taxes; providing for certain deductions; amending Minnesota Statutes 1971, Section 291.08.

H. F. No. 2365, A bill for an act relating to claims against the state; appropriating moneys for the payment thereof.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 356, A bill for an act relating to teachers retirement; amending Minnesota Statutes 1971, Sections 136.82, Subdivision 2; 354.05, Subdivision 26; 354.07, Subdivision 5; 354.09, Subdivision 3; 354.145, Subdivisions 1 and 2; 354.34, Subdivision 2; 354.38; 354.42, Subdivision 2; 354.44, Subdivision 4; 354.49, Subdivision 5; 354.53; 354.55, by adding a subdivision; and 354.62, Subdivisions 3, 4 and 5.

H. F. No. 1198, A bill for an act relating to St. Louis county; transfer of state-owned lands; state trust lands.

H. F. No. 1522, A bill for an act relating to the town of Taconite Harbor; authorizing the taking of a special federal census and its use.

H. F. No. 1537, A bill for an act relating to tax-forfeited lands; regulating certain sale and lease provisions; amending Minnesota Statutes 1971, Section 282.04, Subdivision 1.

H. F. No. 1932, A bill for an act relating to electricity; regulating certain terms for the purchase of electricity by certain cities; amending Minnesota Statutes 1971, Section 455.13.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 1200, A bill for an act relating to workmen's compensation; creating a division of workmen's compensation within the department of labor and industry; providing powers and responsibilities to such commission; making the commissioner of the department of labor and industry the head and administrator of such division; providing powers and responsibilities to such commissioner; amending Minnesota Statutes 1971, Sections 79.28; 121.33, Subdivision 2; 175.006, Subdivisions 1 and 4; 175.10; 175.11, Subdivision 1; 175.16; 175.17; 175.36; Chapter 175, by adding sections; 176.011, Subdivision 6; 176.021, Subdivisions 3 and 5; 176.061, Subdivision 9; 176.081; 176.091; 176.101, Subdivisions 3, 6 and 8; 176.111, Subdivisions 5, 10, 11, 17 and 18; 176.131, Subdivisions 3, 4, 5, 6, 9, 10, 11 and 12; 176.132, Subdivision 4; 176.135, Subdivisions 1, 2, 3 and 4; 176.151; 176.155, Subdivisions 2, 3, 4 and 5; 176.161, Subdivisions 1 and 2; 176.165; 176.171; 176.181, Subdivisions 2 and 3; 176.183, Subdivision 2; 176.185, Subdivisions 1, 6 and 7; 176.191; 176.195, Subdivisions 2 and 5; 176.215, Subdivision 3; 176.221, Subdivisions 1, 2, 5 and 6; 176.225, Subdivisions 1, 2 and 3; 176.231, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9 and 10; 176.235; 176.241, Subdivisions 1, 2, 3 and 4; 176.245; 176.251; 176.261; 176.265; 176.271; 176.275; 176.281; 176.285; 176.291; 176.295, Subdivisions 1, 2 and 4; 176.301, Subdivision 1; 176.305,

Subdivisions 1, 2 and 3; 176.311; 176.321, Subdivision 3; 176.331; 176.341, Subdivisions 1, 2 and 3; 176.351, Subdivisions 1, 2, 3 and 4; 176.361; 176.381, Subdivisions 1 and 2; 176.391, Subdivisions 1, 2, 3 and 4; 176.421, Subdivisions 4, 5 and 7; 176.431, Subdivision 1; 176.441, Subdivisions 1 and 2; 176.461; 176.471, Subdivisions 3, 5, 6 and 8; 176.491; 176.511, Subdivision 2; 176.521, Subdivisions 1 and 2; 176.531, Subdivision 1; 176.541, Subdivisions 2, 3, 4 and 6; 176.561; 176.571, Subdivisions 1, 2, 3, 4, 5, 6 and 7; 176.581, Subdivisions 1, 2 and 3; 176.591, Subdivision 3; 176.601; 176.611, Subdivisions 2, 3 and 4; 176.621, Subdivisions 1, 4 and 5; 176.631, Subdivision 1; 176.66, Subdivisions 5 and 7; 176.661; 176.662; 176.663; 176.664; 176.665; 176.666; 176.667; 176.668; 176.669, Subdivisions 1 and 2; Chapter 176, by adding a section; 251.042; 251.043, Subdivision 1; 251.052; 251.053; 352A.01, Subdivision 8; repealing Minnesota Statutes 1971, Sections 175.12 and 175.13.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 917, A bill for an act relating to the city of North Mankato; authorizing the common council of the city of North Mankato to annually levy money as a contingent fund for use by the common council for incidental and promotional expenses.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1673, A bill for an act relating to the public employees retirement association; appointment of assistant attorney general to serve three funds; clarification of language, elimination of unnecessary language; increased contributions, actuarial interest assumption, and benefits on high five years final average salary; providing penalties; amending Minnesota Statutes 1971, Chapter 8, by adding a section; Sections 353.01, Subdivisions 2, 4, 6, 7, 10, 11, 12, 15, 16, 20, 23, 25, 27, 29, and 31, and by adding subdivisions; 353.03, Subdivision 1, and by adding a subdivision; 353.06; 353.08; 353.14; 353.15; 353.18; 353.19; 353.27, Subdivisions 1, 2, 3, 4, and 7, and by adding subdivisions; 353.271, Subdivisions 1 and 2; 353.28, Subdivisions 1, 6, and 8; 353.29, Subdivisions 1, 2, and 3, and by adding subdivisions; 353.30, Subdivisions 3 and 4, and by adding a subdivision;

353.31, Subdivisions 1 and 8; 353.32, Subdivisions 1, 2, 4, and 5, and by adding a subdivision; 353.33, Subdivisions 1, 2, 3, and 11; 353.34, Subdivisions 2, 3, and 6; 353.35; 353.36, Subdivision 2, and by adding subdivisions; 353.37, Subdivision 1; 353.40; 353.46, Subdivisions 1, 2, 3, and 4; 353.65, Subdivisions 2 and 3, and by adding a subdivision; 353.656, Subdivisions 1, 3 and 6; 353.657, Subdivisions 1, 2, and 3; 353.68, Subdivision 4; 353.69; 353.71, Subdivisions 1, 2, 3, and 4; 490.12, Subdivision 5; and Chapter 353, by adding sections; repealing Minnesota Statutes 1971, Sections 353.015; 353.07; 353.13; 353.26; 353.27, Subdivision 5; 353.28, Subdivisions 2, 3, 4, 7, 9, and 10; 353.31, Subdivisions 3, 4, 5, 6, 7, and 10; 353.33, Subdivision 10; 353.36, Subdivisions 5, 6, 7, 8, 9, and 10; 353.37, Subdivisions 2 and 3; 353.39; 353.44; 353.45; 353.46, Subdivision 5; 353.51; 353.52; 353.53; 353.54; 353.55; 353.56; 353.57; 353.58; 353.59; 353.591; 353.60; 353.61; 353.65, Subdivision 5; 353.654; 353.655; 353.66; 353.68, Subdivisions 2, 3, 5, 6, 7, 8, and 9.

PATRICK E. FLAHAVEN, Secretary of the Senate

Parish moved that the House refuse to concur in the Senate amendments to H. F. No. 1673, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2437, A bill for an act relating to the organization and operations of state government; imposing regulations for junior college operations; appropriating moneys with certain conditions for education and related purposes, including the university of Minnesota and its hospitals, state colleges, aids to libraries, junior colleges, higher education coordinating commission, and moneys for medical education; providing aid to school districts including those affected by gross earnings taxation and authorizing the power of eminent domain with certain of the funds provided hereby; transferring moneys between accounts and funds in the state treasury; controlling certain treasury receipts; and imposing conditions relative to the expenditure of public moneys.

PATRICK E. FLAHAVEN, Secretary of the Senate

Norton moved that the House refuse to concur in the Senate amendments to H. F. No. 2437, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate

to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 1445.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 1188, 1223, 1702, 1836, and 1993.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 514, 672, 1155, 1317, 1437, and 1803.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 464, 583, 1087, 1316, 1388, and 2250.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1445, A bill for an act relating to courts; amending numerous provisions pertaining to the county court and judges of the county court; amending Minnesota Statutes 1971, Sections 487.01; 487.03, Subdivisions 2 and 4, and by adding a subdivision; 487.08; 487.09; 487.10, Subdivisions 1, 2, and by adding subdivisions; 487.16; 487.18; 487.19, by adding a subdivision; 487.21, Subdivisions 1 and 2; 487.23, Subdivisions 1, 2 and 5, and by adding subdivisions; 487.24, Subdivision 3; 487.25, Subdivisions 3 and 4; 487.26, Subdivision 2; 487.27, Subdivision 3; 487.29; 487.30; 487.31, Subdivisions 1, 2 and 3; 487.33, Subdivision 5; 487.36; 487.37; 487.39, Subdivision 1; 487.40, by adding a subdivision; and repealing Minnesota Statutes 1971, Sections 487.10, Subdivision 3; 487.23, Subdivision 7; 487.26, Subdivisions 3, 5 and 7; 488.04, Subdivisions 6 and 7; 488A.35; 488A.36; 488A.37; 488A.38; 488A.39; 488A.40; 488A.41; 488A.42; 488A.43; 488A.44; 488A.45; 488A.46; 488A.47; 488A.48;

488A.49; 488A.50; 488A.51; 488A.52; 488A.53; 488A.54;
488A.55; 488A.56; 488A.57; 488A.58; 488A.59; 488A.60;
488A.61; 488A.62; 488A.63; 488A.64; 488A.65; 488A.66;
488A.67; 488A.68; 488A.69; 488A.70; 488A.71; 488A.72;
488A.73; 488A.74; 488A.75; 488A.76; 488A.77; 488A.78;
488A.79; 488A.80; and 488A.81.

The bill was read for the first time.

Pavlak, R., moved that S. F. No. 1445 and H. F. No. 1589, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1188, A bill for an act relating to commerce; limiting deficiency judgments in consumer transactions.

The bill was read for the first time and referred to the Committee on Commerce and Economic Development.

S. F. No. 1223, A bill for an act relating to public health; regulation of health care facilities providing newborn infant care; amending Minnesota Statutes 1971, Section 144.56, Subdivision 3.

The bill was read for the first time and referred to the Committee on Health and Welfare.

S. F. No. 1702, A bill for an act relating to the establishment of a riding and hiking trail from Plymouth village, Hennepin county; authorizing the acquisition of interests in land, and the development, maintenance, and operation of the trail; amending Minnesota Statutes 1971, Section 85.015, Subdivision 1, and by adding a subdivision; repealing Minnesota Statutes 1971, Section 85.015, Subdivision 9.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 1836, A bill for an act relating to insurance; prescribing time within which suit for recovery of claim under hail insurance policy must be commenced; amending Minnesota Statutes 1971, Section 65A.26.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

S. F. No. 1993, A bill for an act relating to the department of education, division of vocational rehabilitation; providing for the purchase of cattle; and appropriating money.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 514, A bill for an act relating to intoxicating liquor; authorizing certain sales by restaurants; amending Minnesota Statutes 1971, Section 340.11, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Commerce and Economic Development.

S. F. No. 672, A bill for an act relating to corrections; establishing an office of ombudsman; definitions; granting the ombudsman certain enforcement powers of investigation, action on complaints, publication of opinions and recommendations; amending Minnesota Statutes 1971, Chapter 241, by adding sections.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1155, A bill for an act relating to public welfare; imposing penalties in connection with public assistance wrongfully obtained; amending Minnesota Statutes 1971, Section 256.98.

The bill was read for the first time.

Swanson moved that S. F. No. 1155 and H. F. No. 700, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1317, A bill for an act relating to insurance, governmental units; requiring that contracts for employee group insurance be let on competitive bidding; providing for the disclosure of the particulars of such policies of insurance.

The bill was read for the first time.

Vento moved that S. F. No. 1317 and H. F. No. 1119, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1437, A bill for an act relating to the public employees retirement association; pertaining to actuarial valuations and surveys; amending Minnesota Statutes 1971, Section 356.21, Subdivisions 1, 2, 4, and 5; and repealing Minnesota Statutes 1971, Section 355.301.

The bill was read for the first time and referred to the Committee on Governmental Operations.

S. F. No. 1803, A bill for an act relating to insurance; providing for assignment of interests of certificate holders under group life insurance policies; amending Minnesota Statutes 1971, Section 61A.09.

The bill was read for the first time.

Clifford moved that S. F. No. 1803 and H. F. No. 1310, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 464, A bill for an act relating to controlled substances; defining terms; scheduling substances and establishing rescheduling procedures; rights to prescribe and possess; penalties and forfeitures for illegal possession, sale, manufacture or distribution of prohibited drugs; amending Minnesota Statutes 1971, Sections 152.01, by adding a subdivision; 152.02, Subdivisions 11, 12, and 13; 152.09, Subdivision 2; 152.101, Subdivision 2; 152.11; 152.12, Subdivisions 1 and 4; 152.15, Subdivisions 1, 2, 4, and 5; 152.18, Subdivision 1; 152.19, Subdivisions 1, 3, 5, and 7; and 153.01, Subdivision 2.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 583, A bill for an act relating to game and fish; trout stamps and season for taking; amending Minnesota Statutes 1971, Section 98.46, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

S. F. No. 1087, A bill for an act relating to health care coverage provided by nonprofit health service plan corporations and accident and health insurance companies; providing that references in a policy to "physicians" shall include dentists performing consultation or surgical procedure.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

S. F. No. 1316, A bill for an act relating to insurance; providing continuing group accident and health coverage for survivors of a deceased employee.

The bill was read for the first time.

Pavlak, R. L., moved that S. F. No. 1316 and H. F. No. 1118, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1388, A bill for an act relating to taxation; assessment of low income real property; amending Minnesota Statutes 1971, Section 273.13, Subdivision 17; repealing Minnesota Statutes 1971, Section 273.13, Subdivision 17b.

The bill was read for the first time.

Dieterich moved that S. F. No. 1388 and H. F. No. 1643, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2250, A bill for an act relating to public welfare; placing a limit on assets for old age assistance applicants in order to restore conformity with federal regulations; amending Minnesota Statutes 1971, Section 256.18.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule No. 13, Faricy reported the progress of H. F. No. 399 now in Conference Committee.

Pursuant to Joint Rule No. 13, Stangeland reported the progress of S. F. No. 82 now in Conference Committee.

Pursuant to Joint Rule No. 13, Moe reported the progress of S. F. No. 34 now in Conference Committee.

Pursuant to Joint Rule No. 13, LaVoy reported the progress of S. F. No. 342 now in Conference Committee.

Pursuant to Joint Rule No. 13, St. Onge reported the progress of H. F. No. 347 now in Conference Committee.

CONSENT CALENDAR

H. F. No. 1104, A bill for an act relating to the cities of St. Louis Park and Winona; permitting city council to direct or serve on housing and redevelopment authority or to contract with other governmental units for services provided by such authority.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, A.	Eken	Hanson	Kvam
Adams, S.	Carlson, B.	Enebo	Heinitz	Laidig
Andersen, R.	Carlson, D.	Erdahl	Hook	Larson
Anderson, D.	Carlson, L.	Erickson	Jacobs	LaVoy
Anderson, G.	Casserly	Esau	Jaros	Lemke
Anderson, I.	Cleary	Faricy	Johnson, C.	Lindstrom, E.
Becklin	Clifford	Ferederer	Johnson, D.	Lindstrom, J.
Belisle	Connors	Fjoslien	Johnson, J.	Lombardi
Bell	Culhane	Flakne	Johnson, R.	Long
Bennett	Cummiskey	Forsythe	Jopp	Mann
Berg	Dahl	Fudro	Jude	McArthur
Biersdorf	DeGroat	Fugina	Kelly	McCarron
Boland	Dieterich	Graba	Kempe	McCauley
Braun	Dirlam	Graw	Klaus	McEachern
Brinkman	Eckstein	Hagedorn	Knickerbocker	McFarlin

McMillan	Ojala	Ryan	Sieben, M.	Voss
Menke	Parish	St. Onge	Skaar	Weaver
Miller, D.	Pavlak, R. L.	Salchert	Smith	Wenzel
Miller, M.	Pehler	Samuelson	Spanish	Wigley
Moe	Peterson	Sarna	Stangeland	Wohlwend
Mueller	Pieper	Savelkoul	Stanton	Wolcott
Munger	Pleasant	Schreiber	Swanson	Mr. Speaker
Newcome	Prahl	Schulz	Tomlinson	
Niehaus	Quirin	Searle	Ulland	
Norton	Resner	Sherwood	Vanasek	
Ohnstad	Rice	Sieben, H.	Vento	

The bill was passed and its title agreed to.

S. F. No. 122 was reported to the House.

Pavlak, R. L., moved to amend S. F. No. 122, the printed bill, as follows:

Line 12, at the end of the line, reinstate the stricken word "or".

Line 13, after the word "microfilmed" and before the word "records" strike "*, or computerized*".

The motion prevailed and the amendment was adopted.

S. F. No. 122, A bill for an act relating to public records; accessibility for research; amending Minnesota Statutes 1971, Section 15.17, Subdivision 4.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 11, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Miller, D.	Schreiber
Adams, S.	DeGroat	Johnson, D.	Miller, M.	Schulz
Andersen, R.	Dieterich	Johnson, J.	Moe	Searle
Anderson, D.	Dirlam	Johnson, R.	Munger	Sherwood
Anderson, G.	Eckstein	Jopp	Newcome	Sieben, H.
Anderson, I.	Eken	Jude	Niehaus	Sieben, M.
Belisle	Enebo	Kahn	Norton	Skaar
Bell	Erdahl	Kelly	Ojala	Smith
Bennett	Erickson	Kempe	Parish	Spanish
Berg	Esau	Klaus	Patton	Stanton
Berglin	Faricy	Knickerbocker	Pavlak, R.	Swanson
Biersdorf	Ferderer	Kvam	Pavlak, R. L.	Tomlinson
Boland	Flakne	Laidig	Pehler	Ulland
Braun	Forsythe	LaVoy	Peterson	Vanasek
Brinkman	Fudro	Lemke	Prahl	Vento
Carlson, A.	Fugina	Long	Quirin	Voss
Carlson, B.	Graba	Mann	Resner	Weaver
Carlson, L.	Graw	McArthur	Rice	Wenzel
Casserly	Growe	McCarron	Ryan	Wigley
Cleary	Hagedorn	McCauley	St. Onge	Wohlwend
Clifford	Hanson	McEachern	Salchert	Wolcott
Connors	Heinitz	McFarlin	Samuelson	Mr. Speaker
Culhane	Jacobs	McMillan	Sarna	
Cummiskey	Jaros	Menke	Savelkoul	

Those who voted in the negative were:

Becklin	Hook	Lindstrom, J.	Ohnstad	Stangeland
Carlson, D.	Larson	Lombardi	Pieper	
Fjoslien	Lindstrom, E.			

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

S. F. No. 690 was reported to the House.

Lindstrom, J., moved to amend S. F. No. 690, the printed bill, as follows:

Page 1, line 12, after the word "nurse" and before the word "medical" delete the comma and insert in lieu thereof the word "or". Further in line 12, after the word "technologist" and before the word "acting", delete "or laboratory assistant".

Line 17, after the word "technician" and before the word "medical" delete the comma and insert in lieu thereof the word "or". Further in line 17, at the end of the line delete the comma.

Line 18, at the beginning of the line and before the word "or" delete "laboratory assistant".

Line 26, after the word "technologist" and before the word "or" delete ", laboratory assistant".

Page 2, line 8, after the word "technologist" and before the word "or" delete ", laboratory assistant".

The motion prevailed and the amendment was adopted.

S. F. No. 690, A bill for an act relating to highway traffic regulations; chemical tests for intoxication; manner of taking tests; amending Minnesota Statutes 1971, Section 169.123, Subdivision 3.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, D.	Faricy	Johnson, J.	McArthur
Adams, S.	Carlson, L.	Ferderer	Johnson, R.	McCarron
Andersen, R.	Cassery	Fjoslien	Jopp	McCauley
Anderson, D.	Cleary	Flakne	Jude	McEachern
Anderson, G.	Clifford	Forsythe	Kahn	McFarlin
Anderson, I.	Connors	Fudro	Kelly	McMillan
Becklin	Culhane	Fugina	Kempe	Menke
Belisle	Cummiskey	Graba	Klaus	Miller, D.
Bell	Dahl	Graw	Knickerbocker	Miller, M.
Bennett	DeGroat	Growe	Kvam	Moe
Berg	Dieterich	Hagedorn	Laidig	Mueller
Berglin	Dirlam	Hanson	Larson	Munger
Biersdorf	Eckstein	Heinitz	LaVoy	Nelson
Boland	Eken	Hook	Lemke	Newcome
Braun	Enebo	Jacobs	Lindstrom, E.	Niehau
Brinkman	Erdahl	Jaros	Lindstrom, J.	Norton
Carlson, A.	Erickson	Johnson, C.	Lombardi	Ohnstad
Carlson, B.	Esau	Johnson, D.	Mann	Parish

Patton	Quirin	Savelkoul	Smith	Vento
Pavlak, R.	Resner	Schreiber	Spanish	Voss
Pavlak, R. L.	Rice	Schulz	Stangeland	Weaver
Pehler	Ryan	Searle	Stanton	Wenzel
Peterson	St. Onge	Sherwood	Swanson	Wigley
Pieper	Salchert	Sieben, H.	Tomlinson	Wohlwend
Pleasant	Samuelson	Sieben, M.	Ulland	Wolcott
Prahl	Sarna	Skaar	Vanasek	Mr. Speaker

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

S. F. No. 147, A bill for an act relating to public health; abolishing certain advisory committees; amending Minnesota Statutes 1971, Section 145.10; repealing Minnesota Statutes 1971, Sections 144.75 and 144.93.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Miller, D.	Sarna
Adams, S.	DeGroat	Johnson, D.	Miller, M.	Savelkoul
Andersen, R.	Dieterich	Johnson, J.	Moe	Schreiber
Anderson, D.	Dirlam	Johnson, R.	Mueller	Schulz
Anderson, G.	Eckstein	Jopp	Munger	Searle
Anderson, I.	Eken	Jude	Nelson	Sherwood
Becklin	Enebo	Kahn	Newcome	Sieben, H.
Belisle	Erdahl	Kelly	Niehaus	Sieben, M.
Bell	Erickson	Kempe	Norton	Skaar
Bennett	Esau	Klaus	Ohnstad	Smith
Berg	Faricy	Knickerbocker	Ojala	Spanish
Berglin	Ferderer	Kvam	Parish	Stangeland
Biersdorf	Fjoslien	Laidig	Pavlak, R.	Stanton
Boland	Flakne	Larson	Pavlak, R. L.	Swanson
Braun	Forsythe	LaVoy	Pehler	Tomlinson
Brinkman	Fudro	Lemke	Peterson	Ulland
Carlson, A.	Fugina	Lindstrom, E.	Pieper	Vanasek
Carlson, B.	Graba	Long	Pleasant	Vento
Carlson, D.	Graw	Mann	Prahl	Voss
Carlson, L.	Growe	McArthur	Quirin	Weaver
Casserly	Hagedorn	McCarron	Resner	Wenzel
Cleary	Hanson	McCauley	Rice	Wigley
Clifford	Heinitz	McEachern	Ryan	Wohlwend
Connors	Hook	McFarlin	St. Onge	Wolcott
Culhane	Jacobs	McMillan	Salchert	Mr. Speaker
Cummiskey	Jaros	Menke	Samuelson	

The bill was passed and its title agreed to.

S. F. No. 1165 was reported to the House.

Samuelson moved that S. F. No. 1165 be laid over until Wednesday, May 9, 1973. The motion prevailed.

S. F. No. 1940, A bill for an act relating to Independent School District No. 709, St. Louis county; providing that such school district shall be subject to the same net debt limitations and have the same power to authorize obligations as are provided for other school districts in the state under certain provisions of law.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, R.	Moe	Schreiber
Adams, S.	Dirlam	Jopp	Mueller	Schulz
Andersen, R.	Eckstein	Jude	Munger	Searle
Anderson, D.	Eken	Kahn	Nelson	Sherwood
Anderson, G.	Enebo	Kelly	Newcome	Sieben, H.
Anderson, I.	Erdahl	Kempe	Niehaus	Sieben, M.
Becklin	Erickson	Klaus	Norton	Skaar
Belisle	Esau	Knickerbocker	Ohnstad	Smith
Bell	Faricy	Kvam	Ojala	Spanish
Bennett	Ferderer	Laidig	Parish	Stangeland
Berg	Fjoslien	Larson	Patton	Stanton
Berglin	Flakne	LaVoy	Pavlak, R.	Swanson
Biersdorf	Forsythe	Lemke	Pavlak, R. L.	Tomlinson
Boland	Fudro	Lindstrom, E.	Pehler	Ulland
Braun	Fugina	Lindstrom, J.	Peterson	Vanasek
Carlson, A.	Graba	Lombardi	Pieper	Vento
Carlson, B.	Graw	Long	Pleasant	Voss
Carlson, D.	Growe	Mann	Prahl	Weaver
Carlson, L.	Hagedorn	McArthur	Quirin	Wenzel
Casserly	Hanson	McCarron	Resner	Wigley
Cleary	Heinitz	McCauley	Rice	Wohlwend
Clifford	Hook	McEachern	Ryan	Wolcott
Connors	Jacobs	McFarlin	St. Onge	Mr. Speaker
Culhane	Jaros	McMillan	Salchert	
Cummiskey	Johnson, C.	Menke	Samuelson	
Dahl	Johnson, D.	Miller, D.	Sarna	
DeGroat	Johnson, J.	Miller, M.	Savelkoul	

The bill was passed and its title agreed to.

S. F. No. 1156, A bill for an act relating to the interpretation of Minnesota Statutes, definitions; defining "public member"; amending Minnesota Statutes 1971, Section 645.44, by adding a subdivision.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Boland	DeGroat	Forsythe	Johnson, D.
Adams, S.	Braun	Dieterich	Fudro	Johnson, J.
Andersen, R.	Carlson, A.	Dirlam	Fugina	Johnson, R.
Anderson, D.	Carlson, B.	Eckstein	Graba	Jopp
Anderson, G.	Carlson, D.	Eken	Graw	Jude
Anderson, I.	Carlson, L.	Enebo	Growe	Kahn
Becklin	Casserly	Erdahl	Hagedorn	Kelly
Belisle	Cleary	Erickson	Hanson	Kempe
Bell	Clifford	Esau	Heinitz	Klaus
Bennett	Connors	Faricy	Hook	Knickerbocker
Berg	Culhane	Ferderer	Jacobs	Kvam
Berglin	Cummiskey	Fjoslien	Jaros	Laidig
Biersdorf	Dahl	Flakne	Johnson, C.	Larson

LaVoy	Miller, D.	Pavliak, R. L.	Savelkoul	Ulland
Lenke	Miller, M.	Pehler	Schreiber	Vanasek
Lindstrom, E.	Moe	Peterson	Schulz	Vento
Lindstrom, J.	Mueller	Pieper	Scarle	Voss
Lombardi	Munger	Pleasant	Sherwood	Weaver
Long	Nelson	Prahl	Sieben, H.	Wenzel
Mann	Newcome	Quirin	Sieben, M.	Wigley
McArthur	Niehaus	Resner	Skaar	Wohlwend
McCarron	Norton	Rice	Smith	Wolcott
McCauley	Ohnstad	Ryan	Spanish	Mr. Speaker
McEachern	Ojala	St. Onge	Stangeland	
McFarlin	Parish	Salchert	Stanton	
McMillan	Patton	Samuelson	Swanson	
Menke	Pavliak, R.	Sarna	Tomlinson	

The bill was passed and its title agreed to.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Pavliak, R., requested immediate consideration of H. F. Nos. 805, 2173, and 553.

H. F. No. 805 was reported to the House.

Savelkoul moved to amend H. F. No. 805, the printed bill, as follows:

Page 5, line 3, strike "or horticultural".

The motion prevailed and the amendment was adopted.

Savelkoul moved to amend H. F. No. 805, the printed bill, as follows:

Page 5, after line 31, insert the following:

"(e) For purposes of this act individual shareholders of an electing small business corporation shall be considered separate entities."

The motion prevailed and the amendment was adopted.

Savelkoul moved to amend H. F. No. 805, the printed bill, as follows:

Page 5, line 5, after "thereto" but before the period, insert "*, including but not limited to the common use of "hedging" "*".

Page 5, line 6, after "losses" insert "*, except for interest and taxes,"*".

Page 5, strike lines 8 through 18.

Reletter the remaining clause in sequence.

Page 5, line 24, after "carried" insert "*back three years and carried"*".

Page 5, line 26, after the first "any" insert "*carryback or"*".

Page 5, line 27, before "carryover" insert "*carryback or"*".

The motion prevailed and the amendment was adopted.

Ulland moved to amend H. F. No. 805, the printed bill, as follows:

Page 5, line 4, after "poultry," and continuing in line 5 to "wildlife" strike "and fur-bearing animals and".

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

H. F. No. 805, A bill for an act relating to taxes on and measured by net income; limiting the deductions attributable to farming; amending Minnesota Statutes 1971, Sections 290.01, Subdivision 20; and 290.09, by adding a subdivision.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 109, and nays 15, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, J.	Miller, M.	Savelkoul
Anderson, D.	Dieterich	Jude	Moe	Schreiber
Anderson, G.	Dirlam	Kahn	Munger	Schulz
Anderson, I.	Eken	Kelly	Nelson	Searle
Becklin	Enebo	Kempe	Newcome	Sherwood
Belisle	Erdahl	Klaus	Niehaus	Sieben, H.
Bell	Erickson	Knickerbocker	Norton	Sieben, M.
Berg	Esau	Kvam	Ohnstad	Skaar
Berglin	Faricy	Laidig	Ojala	Spanish
Biersdorf	Fjoslien	Larson	Parish	Stangeland
Boland	Flakne	LaVoy	Patton	Stanton
Braun	Fudro	Lemke	Pavlak, R.	Swanson
Brinkman	Fugina	Lindstrom, J.	Pehler	Tomlinson
Carlson, A.	Graba	Lombardi	Peterson	Ulland
Carlson, B.	Growe	Long	Prahl	Vanasek
Carlson, D.	Hagedorn	Mann	Quirin	Vento
Carlson, L.	Hanson	McCarron	Resner	Voss
Cassery	Hook	McEachern	Rice	Wenzel
Connors	Jacobs	McFarlin	Ryan	Wigley
Culhane	Jaros	McMillan	St. Onge	Wohlwend
Cummiskey	Johnson, C.	Menke	Samuelson	Mr. Speaker
Dahl	Johnson, D.	Miller, D.	Sarna	

Those who voted in the negative were:

Adams, S.	Cleary	Forsythe	McArthur	Pleasant
Andersen, R.	Clifford	Graw	Pavlak, R. L.	Salchert
Bennett	Ferderer	Johnson, R.	Pieper	Weaver

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

H. F. No. 2173, A bill for an act relating to taxation; levy limitations; amending Minnesota Statutes 1971, Sections 275.11, by adding a subdivision; and 412.251.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, J.	Miller, D.	Sarna
Adams, S.	Dieterich	Johnson, R.	Miller, M.	Savelkoul
Andersen, R.	Eckstein	Jopp	Moe	Schulz
Anderson, D.	Eken	Jude	Mueller	Searle
Anderson, G.	Enebo	Kahn	Munger	Sherwood
Anderson, I.	Erdahl	Kelly	Nelson	Sieben, H.
Becklin	Erickson	Kempe	Newcome	Sieben, M.
Belisle	Esau	Klaus	Niehaus	Skaar
Bell	Faricy	Knickerbocker	Norton	Spanish
Bennett	Ferderer	Kvam	Ohnstad	Stangeland
Berg	Fjoslien	Laidig	Ojala	Stanton
Berglin	Flakne	Larson	Parish	Swanson
Biersdorf	Forsythe	LaVoy	Patton	Tomlinson
Boland	Fudro	Lemke	Pavlak, R.	Ulland
Braun	Fugina	Lindstrom, E.	Pavlak, R. L.	Vanasek
Brinkman	Graba	Lindstrom, J.	Pehler	Vento
Carlson, A.	Graw	Lombardi	Peterson	Voss
Carlson, B.	Growe	Long	Pieper	Weaver
Carlson, D.	Hagedorn	Mann	Prahl	Wenzel
Carlson, L.	Hanson	McArthur	Quirin	Wigley
Casserly	Heinitz	McCarron	Resner	Wohlwend
Cleary	Hook	McCauley	Rice	Wolcott
Clifford	Jacobs	McEachern	Ryan	Mr. Speaker
Connors	Jaros	McFarlin	St. Onge	
Culhane	Johnson, C.	McMillan	Salchert	
Cummiskey	Johnson, D.	Menke	Samuelson	

The bill was passed and its title agreed to.

H. F. No. 553, A bill for an act relating to income tax on corporations; providing for an income tax on railroad companies; amending Minnesota Statutes 1971, Section 290.02.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Heinitz	Long	Pavlak, R. L.
Adams, S.	Cummiskey	Hook	Mann	Pehler
Andersen, R.	Dahl	Jacobs	McArthur	Peterson
Anderson, D.	DeGroat	Jaros	McCarron	Pieper
Anderson, G.	Dieterich	Johnson, C.	McCauley	Pleasant
Anderson, I.	Dirlam	Johnson, D.	McEachern	Prahl
Becklin	Eckstein	Johnson, J.	McFarlin	Quirin
Belisle	Eken	Johnson, R.	McMillan	Resner
Bell	Enebo	Jopp	Menke	Rice
Bennett	Erdahl	Jude	Miller, D.	Ryan
Berg	Erickson	Kahn	Miller, M.	St. Onge
Berglin	Esau	Kelly	Moe	Salchert
Biersdorf	Faricy	Kempe	Mueller	Samuelson
Boland	Ferderer	Klaus	Munger	Sarna
Braun	Fjoslien	Knickerbocker	Nelson	Savelkoul
Brinkman	Flakne	Kvam	Newcome	Schreiber
Carlson, A.	Forsythe	Laidig	Niehaus	Searle
Carlson, D.	Fudro	Larson	Norton	Sherwood
Carlson, L.	Fugina	LaVoy	Ohnstad	Sieben, H.
Casserly	Graba	Lemke	Ojala	Sieben, M.
Cleary	Graw	Lindstrom, E.	Parish	Skaar
Clifford	Growe	Lindstrom, J.	Patton	Spanish
Connors	Hagedorn	Lombardi	Pavlak, R.	Stangeland

Stanton	Ulland	Voss	Wigley	Mr. Speaker
Swanson	Vanasek	Weaver	Wohlwend	
Tomlinson	Vento	Wenzel		

The bill was passed and its title agreed to.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of S. F. No. 1626.

S. F. No. 1626 was reported to the House.

Graba moved to amend S. F. No. 1626, as amended, as follows:

Page 2613 of the House daily Journal: Sec. 27, after "adult vocational programs" add "*with the exception of obligations for veteran farmer cooperative training programs.*".

Amend the title as follows: before the period add "*and authorizing the issuance of bonds.*".

The motion prevailed and the amendment was adopted.

Bell moved to amend S. F. No. 1626, as amended, as follows:

Page 2609 of the House daily Journal:

At the end of Sec. 20 add:

"(4) In lieu of action described in subdivision 2a, clause (3), a school board upon a roll call vote taken subsequent to discussion at a public meeting, notice of such meeting to be carried in the legal newspaper of the school district at least 21 days prior to the meeting, may increase the levy by an amount which when combined with all other state aids, local funds available, and net existing local debt, exclusive of bonded debt and existing capital loans, will result in a total amount not in excess of an increase in the school district's adjusted maintenance cost per pupil unit from the previous year equal to the percent of increase in the consumer price index published by the Bureau of Labor Statistics for the Minneapolis-St. Paul area for the year preceding the most recent April. Such an additional levy shall be subject to a referendum upon written petition of 15 percent of the average total number of voters in the previous three most recent school board elections, within 60 days subsequent to said action by the school board and such petition received by the clerk of the board at least 60 days prior to the required date to certify the school district levy."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Bell amendment and the roll being called, there were yeas 17, and nays 102, as follows:

Those who voted in the affirmative were:

Andersen, R.	Carlson, A.	Hanson	McArthur	Weaver
Bell	Dieterich	Johnson, R.	Pavlak, R. L.	
Bennett	Ferderer	Knickerbocker	Pleasant	
Boland	Forsythe	Lombardi	Ulland	

Those who voted in the negative were:

Adams, J.	Dirlam	Jude	Munger	Schreiber
Adams, S.	Eken	Kahn	Nelson	Schulz
Anderson, D.	Enebo	Kelly	Niehaus	Searle
Anderson, G.	Erdahl	Kempe	Norton	Sherwood
Anderson, I.	Esau	Klaus	Ohnstad	Sieben, H.
Becklin	Faricy	Kvam	Ojala	Sieben, M.
Belisle	Flakne	Laidig	Parish	Skaar
Berg	Fudro	Lemke	Patton	Smith
Berglin	Fugina	Lindstrom, E.	Pavlak, R.	Spanish
Biersdorf	Graba	Lindstrom, J.	Pehler	Stangeland
Braun	Graw	Long	Peterson	Stanton
Brinkman	Grove	Mann	Pieper	Vanasek
Carlson, D.	Hagedorn	McCarron	Prahl	Vento
Carlson, L.	Heinitz	McCauley	Quirin	Voss
Casserly	Hook	McEachern	Resner	Wenzel
Cleary	Jacobs	McFarlin	Rice	Wigley
Clifford	Jaros	McMillan	Ryan	Wohlwend
Connors	Johnson, C.	Menke	St. Onge	Mr. Speaker
Culhane	Johnson, D.	Miller, D.	Samuelson	
Dahl	Johnson, J.	Miller, M.	Sarna	
DeGroat	Jopp	Mueller	Savelkoul	

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

Erickson moved to amend Senate File No. 1626, as amended, as follows:

Page 2613 of the House daily Journal:

Sec. 25, line 11, after "*Secondary School*" strike "10,500,000" and insert "12,375,000"; and in the same line strike "10,500,000" and insert "15,450,000".

Sec. 25, line 13, after "*Post-secondary School* 30,152,000" strike "30,152,000" and insert "37,995,000".

Sec. 25, line 15, after "*Adult Vocational Aid* 2,950,000" strike "2,950,000" and insert "3,840,000".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Erickson amendment and the roll being called, there were yeas 46, and nays 69, as follows:

Those who voted in the affirmative were:

Anderson, D.	Dirlam	Hook	Mann	Stangeland
Anderson, G.	Erdahl	Johnson, J.	McCauley	Ulland
Becklin	Erickson	Jopp	McFarlin	Vanasek
Belisle	Esau	Klaus	Mueller	Weaver
Biersdorf	Fjoslien	Knickerbocker	Niehaus	Wigley
Carlson, A.	Flakne	Kvam	Ohnstad	Wohlwend
Carlson, D.	Forsythe	Laidig	Pieper	
Clifford	Graw	Lindstrom, E.	Savelkoul	
Connors	Hagedorn	Lombardi	Skaar	
DeGroat	Heinitz	Long	Spanish	

Those who voted in the negative were:

Adams, J.	Cleary	Johnson, D.	Munger	Sarna
Adams, S.	Cummiskey	Jude	Nelson	Schreiber
Andersen, R.	Dieterich	Kahn	Norton	Schulz
Anderson, I.	Eken	Kelly	Ojala	Sherwood
Bell	Enebo	Kempe	Parish	Sieben, H.
Bennett	Faricy	LaVoy	Patton	Sieben, M.
Berg	Ferderer	Lemke	Pavlak, R.	Smith
Berglin	Fudro	McArthur	Pehler	Stanton
Boland	Fugina	McCarron	Quirin	Tomlinson
Braun	Graba	McMillan	Resner	Vento
Brinkman	Growe	Menke	Rice	Voss
Carlson, B.	Hanson	Miller, D.	Ryan	Wenzel
Carlson, L.	Jaros	Miller, M.	Salchert	Mr. Speaker
Casserly	Johnson, C.	Moe	Samuelson	

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

Weaver moved to amend S. F. No. 1626, as amended, as follows:

Page 2602 of the House daily Journal:

Line 16, after "additional", strike "five" and insert in lieu thereof "six".

Line 24, after "aids" and before the period, insert the following: "*Districts with these pupil units shall receive aid of \$788 for each pupil unit described in this clause in 1973-74 and \$820 in 1974-75*".

Strike lines 25 through 39 inclusive.

Line 40, restore the stricken "(5)" and delete "(6)".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Weaver amendment and the roll being called, there were yeas 43, and nays 77, as follows:

Those who voted in the affirmative were:

Andersen, R.	Dirlam	Jacobs	McArthur	Schreiber
Anderson, D.	Erdahl	Jopp	McCauley	Searle
Becklin	Erickson	Klaus	McFarlin	Skaar
Belisle	Esau	Kvam	Mueller	Stangeland
Bell	Fjoslien	Laidig	Newcome	Weaver
Carlson, D.	Forsythe	Larson	Ohnstad	Wigley
Clifford	Hagedorn	Lindstrom, E.	Pieper	Wohlwend
Connors	Heinitz	Lombardi	Pleasant	
DeGroat	Hook	Long	Savelkoul	

Those who voted in the negative were:

Adams, J.	Brinkman	Dieterich	Fugina	Johnson, J.
Adams, S.	Carlson, A.	Eckstein	Graba	Johnson, R.
Anderson, G.	Carlson, B.	Eken	Graw	Jude
Anderson, I.	Casserly	Enebo	Growe	Kahn
Berg	Cleary	Faricy	Hanson	Kelly
Berglin	Culhane	Ferderer	Jaros	Knickerbocker
Boland	Cummiskey	Flakne	Johnson, C.	LaVoy
Braun	Dahl	Fudro	Johnson, D.	Lemke

Mann	Nelson	Pehler	Schulz	Vanasek
McCarron	Niehaus	Peterson	Sherwood	Vento
McMillan	Norton	Quirin	Sieben, H.	Voss
Menke	Ojala	Rice	Sieben, M.	Wenzel
Miller, D.	Parish	St. Onge	Smith	Mr. Speaker
Miller, M.	Patton	Salchert	Stanton	
Moe	Pavlak, R.	Samuelson	Tomlinson	
Munger	Pavlak, R. L.	Sarna	Ulland	

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

Hagedorn moved to amend S. F. No. 1626, as amended, as follows:

On page 2603 of the House daily Journal, line 37, strike the figure "30" and insert in lieu thereof "32".

Further in line 37, after "times" and before "the" insert "1/2".

On line 38, at the beginning of the line after "trict," insert "*plus one-half the nontaxed 1971 personal income of the district*".

On line 48, after "less" strike "30" and insert in lieu thereof "32".

Further in line 48, after "times" insert "1/2".

On line 49, after "district," insert "*plus one-half the nontaxed 1971 personal income of the district*".

On page 2604, House Journal, line 9, after the word "only" insert "one-half".

On line 10, after the word "district" and before the period insert "*plus one-half the nontaxed 1971 personal income of the district*".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Hagedorn amendment and the roll being called, there were yeas 24, and nays 98, as follows:

Those who voted in the affirmative were:

Andersen, R.	DeGroat	Esau	Knickerbocker	Pleasant
Anderson, D.	Dirlam	Fjoslien	Kvam	Savelkoul
Anderson, G.	Eckstein	Forsythe	Larson	Stangeland
Bell	Erdahl	Hagedorn	Long	Wigley
Carlson, D.	Erickson	Klaus	Mann	

Those who voted in the negative were:

Adams, J.	Boland	Clifford	Ferderer	Heinitz
Adams, S.	Braun	Connors	Flakne	Hook
Anderson, I.	Brinkman	Cummiskey	Fudro	Jaros
Becklin	Carlson, A.	Dahl	Fugina	Johnson, C.
Belisle	Carlson, B.	Dieterich	Graba	Johnson, D.
Bennett	Carlson, L.	Eken	Graw	Johnson, J.
Berg	Casserly	Enebo	Growe	Johnson, R.
Berglin	Cleary	Farcy	Hanson	Jude

Kahn	McFarlin	Ojala	Ryan	Smith
Kelly	McMillan	Parish	St. Onge	Tomlinson
Kempe	Menke	Patton	Salchert	Ulland
Laidig	Miller, D.	Pavlak, R.	Samuelson	Vanasek
LaVoy	Miller, M.	Pavlak, R. L.	Sarna	Vento
Lemke	Moe	Pehler	Schreiber	Voss
Lindstrom, E.	Munger	Peterson	Schulz	Weaver
Lindstrom, J.	Nelson	Pieper	Searle	Wenzel
Lombardi	Newcome	Prahl	Sherwood	Wolcott
McArthur	Niehaus	Quirin	Sieben, H.	Mr. Speaker
McCarron	Norton	Resner	Sieben, M.	
McCauley	Ohnstad	Rice	Skaar	

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

S. F. No. 1626, A bill for an act relating to education; school aids and levies; authorizing the issuance of bonds by independent school district No. 625; appropriating money; amending Minnesota Statutes 1971, Chapter 124, by adding sections; Sections 120.17, Subdivision 7, and by adding a subdivision; 124.17, by adding a subdivision; 124.212, Subdivision 8, and by adding subdivisions; 124.32, Subdivisions 1 and 5, and by adding a subdivision; and 275.125, by adding subdivisions; repealing Minnesota Statutes 1971, Sections 120.17, Subdivision 8; 124.04; 124.17, Subdivision 1; 124.212, Subdivisions 3, 4, 6, and 7; 124.22, Subdivisions 1, 3, 4, and 6; 124.31; 124.32, Subdivision 3; and 275.125, Subdivisions 2 and 3.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 8, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, J.	Miller, D.	Sarna
Adams, S.	Dieterich	Johnson, R.	Miller, M.	Savelkoul
Andersen, R.	Diriam	Jopp	Moe	Schreiber
Anderson, D.	Eckstein	Jude	Mueller	Schulz
Anderson, G.	Eken	Kahn	Munger	Searle
Anderson, I.	Enebo	Kelly	Nelson	Sherwood
Becklin	Erdahl	Kempe	Newcome	Sieben, H.
Belisle	Erickson	Klaus	Niehaus	Sieben, M.
Bell	Esau	Knickerbocker	Norton	Skaar
Bennett	Fariacy	Kvam	Ohnstad	Smith
Berg	Ferderer	Laidig	Ojala	Spanish
Berglin	Fjoslien	Larson	Parish	Stanton
Biersdorf	Flakne	LaVoy	Patton	Swanson
Boland	Fudro	Lemke	Pavlak, R.	Tomlinson
Braun	Fugina	Lindstrom, J.	Pavlak, R. L.	Ulland
Brinkman	Graba	Lombardi	Pehler	Vanasek
Carlson, A.	Growe	Long	Peterson	Vento
Carlson, B.	Hagedorn	Mann	Prahl	Voss
Carlson, D.	Hanson	McArthur	Quirin	Weaver
Carlson, L.	Heimitz	McCarron	Resner	Wenzel
Casserly	Hook	McCauley	Rice	Wigley
Connors	Jacobs	McEachern	Ryan	Wohlwend
Culhane	Jaros	McFarlin	St. Onge	Wolcott
Curmiskey	Johnson, C.	McMillan	Salchert	Mr. Speaker
Dahl	Johnson, D.	Menke	Samuelson	

Those who voted in the negative were:

Cleary Clifford	Forsythe Graw	Lindstrom, E. Pieper	Pleasant	Stangeland
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The bill was passed, as amended, and its title agreed to.

SPECIAL ORDERS

H. F. No. 1896 was reported to the House.

Wenzel moved that H. F. No. 1896 be continued on Special Orders for tomorrow. The motion prevailed.

H. F. No. 1612, A bill for an act relating to the establishment of a riding and hiking trail from the Twin Cities metropolitan area to Jay Cooke state park in Carlton county; providing authority for acquisition of interests in land and development, maintenance and operation of the trail.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Miller, D.	Sarna
Adams, S.	Dieterich	Johnson, J.	Moe	Savelkoul
Andersen, R.	Dirlam	Johnson, R.	Mueller	Schulz
Anderson, D.	Eckstein	Jopp	Munger	Searle
Anderson, G.	Eken	Jude	Nelson	Sherwood
Anderson, I.	Enebo	Kahn	Newcome	Sieben, H.
Becklin	Erdahl	Kelly	Niehaus	Sieben, M.
Belisle	Erickson	Kempe	Norton	Skaar
Bell	Esau	Klaus	Ohnstad	Smith
Bennett	Faricy	Knickerbocker	Ojala	Stangeland
Berg	Ferderer	Laidig	Parish	Stanton
Berglin	Fjoslien	Larson	Patton	Swanson
Biersdorf	Flakne	LaVoy	Pavlak, R.	Tomlinson
Boland	Forsythe	Lemke	Pavlak, R. L.	Ulland
Braun	Fudro	Lindstrom, E.	Pehler	Vanasek
Brinkman	Fugina	Lindstrom, J.	Peterson	Vento
Carlson, A.	Graba	Lombardi	Pieper	Voss
Carlson, B.	Graw	Long	Pleasant	Weaver
Carlson, D.	Growe	Mann	Prahl	Wenzel
Carlson, L.	Hagedorn	McArthur	Quirin	Wigley
Cassery	Hanson	McCarron	Resner	Wohlwend
Cleary	Heinitz	McCauley	Rice	Wolcott
Clifford	Hook	McEachern	Ryan	Mr. Speaker
Connors	Jacobs	McFarlin	St. Onge	
Culhane	Jaros	McMillan	Salchert	
Cummiskey	Johnson, C.	Menke	Samuelson	

Those who voted in the negative were:

DeGroat

The bill was passed and its title agreed to.

H. F. No. 700, which had previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 700 was continued on Special Orders for tomorrow.

H. F. No. 1635 was reported to the House.

Fugina moved that H. F. No. 1635 be continued on Special Orders for tomorrow. The motion prevailed.

H. F. No. 1271 was reported to the House.

Schulz moved to amend H. F. No. 1271, the printed bill, as follows:

Page 2, line 1, after the word "a" and before the word "child" insert the words "person employing a", and after the word "child" and before the word "in" strike the words "from engaging".

Page 3, line 32, after the word "a" and before the word "child" insert the words "person employing a", and after the word "child" and before the word "in" strike the words "from engaging".

The motion prevailed and the amendment was adopted.

H. F. No. 1271, A bill for an act relating to labor; employment of minors; providing that prohibitions do not apply to employment of farm children on the family farm; amending Minnesota Statutes 1971, Sections 181.40 and 182.09.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, J.	Miller, M.	Schreiber
Adams, S.	DeGroat	Johnson, R.	Mueller	Schulz
Andersen, R.	Dieterich	Jopp	Munger	Searle
Anderson, D.	Dirlam	Jude	Nelson	Sherwood
Anderson, G.	Eckstein	Kelly	Newcome	Sieben, H.
Anderson, I.	Eken	Kempe	Niehaus	Sieben, M.
Becklin	Erdahl	Klaus	Norton	Skaar
Belisle	Erickson	Knickerbocker	Ohnstad	Smith
Bell	Esau	Kvam	Parish	Stangeland
Bennett	Faricy	Laidig	Patton	Stanton
Berg	Ferderer	Larson	Pavlak, R.	Swanson
Berglin	Fjoslien	LaVoy	Pavlak, R. L.	Tomlinson
Biersdorf	Flakne	Lemke	Pehler	Ulland
Boland	Forsythe	Lindstrom, E.	Peterson	Vanasek
Braun	Fudro	Lindstrom, J.	Pieper	Vento
Brinkman	Fugina	Lombardi	Pleasant	Voss
Carlson, A.	Graba	Long	Prahl	Weaver
Carlson, B.	Graw	Mann	Quirin	Wenzel
Carlson, D.	Grove	McArthur	Resner	Wigley
Carlson, L.	Hagedorn	McCarron	Rice	Wohlwend
Casserly	Hanson	McCauley	Ryan	Wolcott
Cleary	Heinitz	McEachern	St. Onge	Mr. Speaker
Clifford	Hook	McFarlin	Salchert	
Connors	Jacobs	McMillan	Samuelson	
Culhane	Johnson, C.	Menke	Sarna	
Cummiskey	Johnson, D.	Miller, D.	Savelkoul	

Those who voted in the negative were:

Enebo Jaros Kahn

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

H. F. No. 1410, A bill for an act relating to workmen's compensation for farm laborers; amending Minnesota Statutes 1971, Sections 176.011, by adding a subdivision; 176.041, Subdivision 1, and 176.051.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Menke	St. Onge
Adams, S.	Dieterich	Johnson, J.	Miller, D.	Saichert
Andersen, R.	Dirlam	Johnson, R.	Miller, M.	Samuelson
Anderson, D.	Eckstein	Jopp	Moe	Sarna
Anderson, G.	Eken	Jude	Mueller	Savelkoul
Anderson, I.	Enebo	Kahn	Munger	Schulz
Becklin	Erdahl	Kelly	Nelson	Searle
Belisle	Erickson	Kempe	Newcome	Sherwood
Bell	Esau	Klaus	Niehaus	Sieben, H.
Bennett	Faricy	Knickerbocker	Norton	Sieben, M.
Berg	Ferderer	Kvam	Ohnstad	Skaar
Berglin	Fjoslien	Laidig	Ojala	Smith
Boland	Flakne	LaVoy	Parish	Stanton
Brinkman	Forsythe	Lemke	Patton	Swanson
Carlson, A.	Fudro	Lindstrom, E.	Pavlak, R.	Tomlinson
Carlson, B.	Fugina	Lindstrom, J.	Pavlak, R. L.	Ulland
Carlson, D.	Graba	Lombardi	Pehler	Vanasek
Carlson, L.	Graw	Long	Peterson	Vento
Cassery	Grove	Mann	Pieper	Voss
Cleary	Hanson	McArthur	Pleasant	Wenzel
Clifford	Heinitz	McCarron	Prahl	Wigley
Connors	Hook	McCauley	Quirin	Wohlwend
Culhane	Jacobs	McEachern	Resner	Wolcott
Cummiskey	Jaros	McFarlin	Rice	Mr. Speaker
Dahl	Johnson, C.	McMillan	Ryan	

Those who voted in the negative were:

Stangeland Weaver

The bill was passed and its title agreed to.

H. F. No. 1326, A bill for an act relating to professional licensing boards; providing for the assumption of certain clerical and administrative functions of various health profession licensing boards by the state board of health; amending Minnesota Statutes 1971, Section 45.16, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Miller, D.	Samuelson
Adams, S.	DeGroat	Johnson, J.	Miller, M.	Sarna
Andersen, R.	Dieterich	Johnson, R.	Moe	Savelkoul
Anderson, D.	Dirlam	Jopp	Mueller	Schulz
Anderson, G.	Eckstein	Jude	Munger	Searle
Anderson, I.	Eken	Kahn	Nelson	Sherwood
Becklin	Enebo	Kelly	Newcome	Sieben, H.
Belisle	Erdahl	Kempe	Niehaus	Sieben, M.
Bell	Erickson	Klaus	Norton	Skaar
Bennett	Esau	Knickrbocker	Ohnstad	Smith
Berg	Faricy	Kvam	Ojala	Stangeland
Berglin	Ferderer	Laidig	Parish	Stanton
Biersdorf	Fjoslien	Larson	Patton	Swanson
Boland	Flakne	LaVoy	Pavlak, R.	Tomlinson
Braun	Fudro	Lemke	Pavlak, R. L.	Ulland
Brinkman	Fugina	Lindstrom, E.	Pehler	Vanasek
Carlson, A.	Graba	Lindstrom, J.	Peterson	Vento
Carlson, B.	Graw	Lombardi	Pieper	Voss
Carlson, D.	Growe	Long	Pleasant	Weaver
Carlson, L.	Hagedorn	Mann	Prahl	Wenzel
Cassery	Hanson	McArthur	Quirin	Wigley
Cleary	Heinitz	McCarron	Resner	Wohlwend
Clifford	Hook	McEachern	Rice	Wolcott
Connors	Jacobs	McFarlin	Ryan	Mr. Speaker
Culhane	Jaros	McMillan	St. Onge	
Cummiskey	Johnson, C.	Menke	Salchert	

The bill was passed and its title agreed to.

H. F. No. 1765 was reported to the House.

Carlson, D., moved to amend H. F. No. 1765, the printed bill, as follows:

Line 5, after "department" strike "or agency".

Further, amend the title page 1, line 2, after "department" and before the semicolon strike "or agency".

The motion prevailed and the amendment was adopted.

H. F. No. 1765, A bill for an act relating to motor vehicles; eliminating the requirement of special markings on motor vehicles owned by the state and operated by a commissioner or head of a state department; amending Minnesota Statutes 1971, Section 168.012, by adding a subdivision.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 103, and nays 23, as follows:

Those who voted in the affirmative were:

Adams, J.	Biersdorf	Cleary	Erdahl	Hagedorn
Adams, S.	Boland	Connors	Erickson	Hanson
Andersen, R.	Braun	Cummiskey	Esau	Jacobs
Anderson, G.	Brinkman	Dahl	Faricy	Johnson, C.
Anderson, I.	Carlson, A.	DeGroat	Fjoslien	Johnson, D.
Becklin	Carlson, B.	Dieterich	Flakne	Johnson, J.
Bell	Carlson, D.	Eckstein	Fudro	Jopp
Bennett	Carlson, L.	Eken	Graba	Jude
Berg	Cassery	Enebo	Growe	Kahn

Kelly	McArthur	Norton	St. Onge	Stanton
Kempe	McCarron	Ohnstad	Salchert	Tomlinson
Klaus	McCauley	Parish	Samuelson	Vento
Knickerbocker	McMillan	Pavlak, R.	Sarna	Voss
Kvam	Menke	Pehler	Schreiber	Weaver
Laidig	Miller, D.	Peterson	Schulz	Wenzel
Larson	Moe	Pleasant	Searle	Wigley
LaVoy	Mueller	Prahl	Sieben, H.	Wohlwend
Lemke	Munger	Quirin	Sieben, M.	Wolcott
Lindstrom, J.	Nelson	Resner	Skaar	Mr. Speaker
Long	Newcome	Rice	Smith	
Mann	Niehaus	Ryan	Stangeland	

Those who voted in the negative were:

Anderson, D.	Ferderer	Johnson, R.	Ojala	Swanson
Belisle	Fugina	Lindstrom, E.	Patton	Ulland
Berglin	Heinitz	Lombardi	Pavlak, R. L.	Vanasek
Clifford	Hook	McEachern	Pieper	
Culhane	Jaros	Miller, M.	Sherwood	

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

H. F. No. 1662, A bill for an act relating to pollution; providing for a deputy director of the Minnesota pollution control agency; removing certain exemptions from the definition of "solid waste"; giving the pollution control agency power to regulate the storage of solid waste; providing permit authority to govern noise pollution; expanding the definition of "junk yard"; abolishing the water pollution control advisory committee; amending Minnesota Statutes 1971, Sections 43.09, Subdivision 2; 116.03, Subdivision 1; 116.06, Subdivision 10, and by adding a subdivision; 116.07, Subdivisions 2, 4, and 4a; 116.08, Subdivision 1; 116.081, Subdivision 1; 161.242, Subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 112, and nays 9, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Jaros	McCauley	Prahl
Adams, S.	Dahl	Johnson, D.	McEachern	Quirin
Andersen, R.	Dieterich	Johnson, J.	McFarlin	Resner
Anderson, G.	Dirlam	Jopp	Menke	Rice
Anderson, I.	Eken	Jude	Miller, D.	Ryan
Becklin	Enebo	Kahn	Moe	St. Onge
Belisle	Erdahl	Kelly	Mueller	Salchert
Bell	Erickson	Kempe	Munger	Samuelson
Bennett	Faricy	Klaus	Nelson	Sarna
Berg	Ferderer	Knickerbocker	Newcome	Savelkoul
Berglin	Flakne	Kvam	Niehaus	Schreiber
Biersdorf	Forsythe	Laidig	Norton	Searle
Boland	Fudro	Larson	Ohnstad	Sherwood
Brinkman	Fugina	LaVoy	Ojala	Sieben, H.
Carlson, A.	Graba	Lemke	Parish	Sieben, M.
Carlson, B.	Graw	Lindstrom, E.	Patton	Stanton
Carlson, L.	Growe	Lindstrom, J.	Pavlak, R.	Swanson
Casserly	Hanson	Lombardi	Pehler	Tomlinson
Cleary	Heinitz	Mann	Peterson	Ulland
Clifford	Hook	McArthur	Pieper	Vanasek
Connors	Jacobs	McCarron	Pleasant	Vento

Voss Weaver	Wenzel Wigley	Wohlwend	Wolcott	Mr. Speaker
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Those who voted in the negative were:

Anderson, D.	DeGroat	Johnson, C.	Skaar	Stangeland
Carlson, D.	Hagedorn	Long	Smith	

The bill was passed and its title agreed to.

Wigley was excused until 8:00 p.m.

H. F. No. 1473, A bill for an act abolishing the legislative buildings commission; transferring the commissions functions, powers and duties to the legislative advisory committee; repealing Minnesota Statutes 1971, Sections 3.421 to 3.471.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 108, and nays 18, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, D.	Moe	Samuelson
Anderson, G.	Dahl	Johnson, J.	Mueller	Sarna
Anderson, I.	DeGroat	Jopp	Munger	Savelkoul
Becklin	Dieterich	Jude	Nelson	Schreiber
Belisle	Dirlam	Kahn	Newcome	Schulz
Bell	Eckstein	Kelly	Norton	Sherwood
Bennett	Eken	Kempe	Ohnstad	Sieben, H.
Berg	Enebo	Kvam	Ojala	Sieben, M.
Berglin	Erdahl	Laidig	Parish	Smith
Biersdorf	Esau	Larson	Patton	Stanton
Boland	Fjoslien	LaVoy	Pavlak, R.	Swanson
Braun	Flakne	Lemke	Pehler	Tomlinson
Brinkman	Forsythe	Lindstrom, E.	Peterson	Ulland
Carlson, A.	Fudro	Lindstrom, J.	Pieper	Vanasek
Carlson, B.	Fugina	Mann	Pleasant	Vento
Carlson, D.	Graba	McArthur	Prahl	Weaver
Carlson, L.	Grove	McCauley	Quirin	Wenzel
Casserly	Hanson	McEachern	Resner	Wohlwend
Cleary	Heinitz	McFarlin	Rice	Wolcott
Clifford	Jacobs	Menke	Ryan	Mr. Speaker
Connors	Jaros	Miller, D.	St. Onge	
Culhane	Johnson, C.	Miller, M.	Salchert	

Those who voted in the negative were:

Adams, S.	Ferderer	Johnson, R.	McCarron	Stangeland
Andersen, R.	Graw	Klaus	Niehaus	Voss
Erickson	Hagedorn	Lombardi	Pavlak, R. L.	
Faricy	Hook	Long	Skaar	

The bill was passed and its title agreed to.

H. F. No. 1807, A bill for an act relating to agriculture, dairy promotion act; promotion of milk products; voting on promotional orders by producer-members of a cooperative association; amending Minnesota Statutes 1971, Sections 32B.04, Subdivision 4; 32B.06, Subdivision 2; and 32B.09.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Menke	Salchert
Adams, S.	DeGroat	Johnson, D.	Miller, D.	Samuelson
Andersen, R.	Dieterich	Johnson, J.	Miller, M.	Sarna
Anderson, D.	Dirlam	Johnson, R.	Moe	Savelkoul
Anderson, G.	Eckstein	Jopp	Mueller	Schreiber
Anderson, I.	Eken	Jude	Munger	Searle
Becklin	Enebo	Kahn	Nelson	Sherwood
Belisle	Erdahl	Kelly	Newcome	Sieben, H.
Bell	Erickson	Kempe	Niehaus	Sieben, M.
Bennett	Esau	Klaus	Norton	Skaar
Berg	Faricy	Knickerbocker	Ohnstad	Smith
Berglin	Ferderer	Kvam	Ojala	Stangeland
Biersdorf	Fjoslien	Laidig	Parish	Stanton
Boland	Flakne	Larson	Patton	Swanson
Braun	Forsythe	LaVoy	Pavlak, R.	Tomlinson
Brinkman	Fudro	Lemke	Pavlak, R. L.	Ulland
Carlson, A.	Fugina	Lindstrom, E.	Pehler	Vanasek
Carlson, B.	Graba	Lindstrom, J.	Peterson	Vento
Carlson, D.	Graw	Lombardi	Pieper	Voss
Carlson, L.	Growe	Long	Pleasant	Wenzel
Casserly	Hagedorn	Mann	Prahl	Wohlwend
Cleary	Hanson	McArthur	Quirin	Wolcott
Clifford	Heinitz	McCarron	Resner	Mr. Speaker
Connors	Hook	McCauley	Rice	
Culhane	Jacobs	McEachern	Ryan	
Cummiskey	Jaros	McFarlin	St. Onge	

The bill was passed and its title agreed to.

H. F. No. 1381 was reported to the House.

Hanson moved that H. F. No. 1381 be continued on Special Orders for tomorrow. The motion prevailed.

H. F. No. 1119, which had previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 1119 was continued on Special Orders for tomorrow.

H. F. No. 1506, A bill for an act relating to elections; providing for the appointment of volunteer deputies; providing for the registration of the elderly and disabled at their residences, and for the registration of other eligible voters at various locations; amending Minnesota Statutes 1971, Sections 201.05; and 201.20, by adding subdivisions.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 112, and nays 11, as follows:

Those who voted in the affirmative were:

Adams, J.	Anderson, G.	Bell	Biersdorf	Carlson, B.
Adams, S.	Anderson, I.	Bennett	Boland	Carlson, L.
Andersen, R.	Becklin	Berg	Brinkman	Casserly
Anderson, D.	Belisle	Berglin	Carlson, A.	Cleary

Clifford	Fugina	LaVoy	Parish	Sherwood
Connors	Graba	Lemke	Patton	Sieben, H.
Culhane	Graw	Lombardi	Pavlak, R.	Sieben, M.
Cummiskey	Growe	Mann	Pavlak, R. L.	Skaar
Dahl	Hanson	McArthur	Pehler	Smith
DeGroat	Heinitz	McCarron	Peterson	Stanton
Dieterich	Hook	McCauley	Prahl	Swanson
Dirlam	Jacobs	McEachern	Quirin	Tomlinson
Eckstein	Jaros	McMillan	Resner	Ulland
Eken	Johnson, C.	Menke	Rice	Vanasek
Enebo	Johnson, D.	Miller, D.	Ryan	Vento
Erdahl	Jude	Miller, M.	St. Onge	Voss
Esau	Kahn	Mueller	Salchert	Weaver
Faricy	Kelly	Munger	Samuelson	Wenzel
Ferderer	Kempe	Nelson	Sarna	Wolcott
Fjoslien	Klaus	Newcome	Savelkoul	Mr. Speaker
Flakne	Knickerbocker	Norton	Schreiber	
Forsythe	Laidig	Ohnstad	Schulz	
Fudro	Larson	Ojala	Searle	

Those who voted in the negative were:

Erickson	Jopp	Long	Stangeland	Wohlwend
Hagedorn	Kvam	Niehaus		
Johnson, J.	Lindstrom, E.	Pieper		

The bill was passed and its title agreed to.

H. F. No. 2111, A bill for an act relating to elections; permitting voting compartments when electronic voting systems are in use; amending Minnesota Statutes 1971, Sections 203.10, Subdivision 2; and 206.026, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Jaros	McEachern	St. Onge
Adams, S.	Dahl	Johnson, C.	McMillan	Salchert
Andersen, R.	DeGroat	Johnson, D.	Menke	Samuelson
Anderson, D.	Dieterich	Johnson, J.	Miller, D.	Sarna
Anderson, G.	Dirlam	Johnson, R.	Miller, M.	Savelkoul
Anderson, I.	Eckstein	Jopp	Mueller	Schreiber
Becklin	Eken	Jude	Munger	Schulz
Belisle	Enebo	Kahn	Nelson	Searle
Bell	Erdahl	Kelly	Newcome	Sherwood
Bennett	Erickson	Kempe	Niehaus	Sieben, H.
Berg	Faricy	Klaus	Norton	Sieben, M.
Berglin	Ferderer	Knickerbocker	Ohnstad	Skaar
Biersdorf	Fjoslien	Kvam	Ojala	Stangeland
Boland	Flakne	Laidig	Parish	Stanton
Braun	Forsythe	Larson	Patton	Swanson
Brinkman	Fudro	LaVoy	Pavlak, R.	Tomlinson
Carlson, A.	Fugina	Lemke	Pavlak, R. L.	Ulland
Carlson, B.	Graba	Lindstrom, E.	Pehler	Vanasek
Carlson, D.	Graw	Lindstrom, J.	Peterson	Vento
Carlson, L.	Growe	Lombardi	Pieper	Voss
Casserly	Hagedorn	Long	Prahl	Weaver
Cleary	Hanson	Mann	Quirin	Wenzel
Clifford	Heinitz	McArthur	Resner	Wohlwend
Connors	Hook	McCarron	Rice	Wolcott
Culhane	Jacobs	McCauley	Ryan	Mr. Speaker

The bill was passed and its title agreed to.

H. F. No. 2150, A bill for an act relating to the athletic commission; amending Minnesota Statutes 1971, Section 341.07.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 5, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Jaros	Menke	Sarna
Adams, S.	Cummiskey	Johnson, C.	Miller, D.	Savelkoul
Andersen, R.	Dahl	Johnson, D.	Miller, M.	Schreiber
Anderson, D.	DeGroat	Johnson, R.	Mueller	Schulz
Anderson, G.	Dieterich	Jopp	Munger	Searle
Anderson, I.	Eckstein	Jude	Newcome	Sieben, H.
Becklin	Eken	Kahn	Niehaus	Sieben, M.
Belisle	Enebo	Kelly	Norton	Skaar
Bell	Erdahl	Kempe	Ohnstad	Spanish
Bennett	Fariy	Knickerbocker	Ojala	Stangeland
Berg	Ferderer	Kvam	Patton	Stanton
Berglin	Fjoslien	Laidig	Pavlak, R.	Swanson
Biersdorf	Flakne	Larson	Pavlak, R. L.	Tomlinson
Boland	Forsythe	LaVoy	Pehler	Ulland
Braun	Fudro	Lemke	Peterson	Vanasek
Brinkman	Fugina	Lindstrom, E.	Pieper	Vento
Carlson, A.	Graba	Lindstrom, J.	Prahl	Voss
Carlson, B.	Graw	Lombardi	Quirin	Weaver
Carlson, D.	Grove	Long	Resner	Wenzel
Carlson, L.	Hagedorn	Mann	Rice	Wohlwend
Casserly	Hanson	McArthur	Ryan	Wolcott
Cleary	Heinitz	McCarron	St. Onge	Mr. Speaker
Clifford	Hook	McEachern	Saichert	
Connors	Jacobs	McMillan	Samuelson	

Those who voted in the negative were:

Dirlam	Erickson	Esau	Johnson, J.	Klaus
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The bill was passed and its title agreed to.

McMillan was excused for the remainder of today's session.

H. F. No. 1508 was reported to the House.

Hook moved to amend H. F. No. 1508, the printed bill, as follows:

Strike Section 5.

Renumber the remaining sections.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Hook amendment and the roll being called, there were yeas 71, and nays 46, as follows:

Those who voted in the affirmative were:

Adams, S.	Anderson, G.	Bennett	Brinkman	Carlson, L.
Andersen, R.	Becklin	Biersdorf	Carlson, A.	Cleary
Anderson, D.	Belisle	Boland	Carlson, D.	Clifford

Culhane	Jacobs	Larson	Newcome	Searle
DeGroat	Johnson, C.	LaVoy	Niehaus	Skaar
Dirlam	Johnson, J.	Lindstrom, E.	Ohnstad	Spanish
Erdahl	Johnson, R.	Lombardi	Patton	Swanson
Erickson	Jopp	Long	Pavlak, R. L.	Ulland
Esau	Jude	McArthur	Pehler	Weaver
Fjoslien	Kelly	McCarron	Pieper	Wenzel
Flakne	Kempe	McCauley	Pleasant	Wolcott
Forsythe	Klaus	McEachern	St. Onge	
Graw	Knickerbocker	McFarlin	Savelkoul	
Heinitz	Kvam	Menke	Schreiber	
Hook	Laidig	Mueller	Schulz	

Those who voted in the negative were:

Adams, J.	Dahl	Jaros	Ojala	Stanton
Anderson, I.	Dieterich	Johnson, D.	Parish	Tomlinson
Bell	Eckstein	Kahn	Pavlak, R.	Vanasek
Berg	Eken	Mann	Prahl	Vento
Berglin	Enebo	Miller, D.	Quirin	Voss
Braun	Faricy	Miller, M.	Resner	Mr. Speaker
Carlson, B.	Ferderer	Moe	Rice	
Casserly	Fugina	Munger	Ryan	
Connors	Graba	Nelson	Salchert	
Cummiskey	Hanson	Norton	Samuelson	

The motion prevailed and the amendment was adopted.

Hook moved to amend H. F. No. 1508, the printed bill, as follows:

Strike Section 6.

Renumber the remaining sections.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Hook amendment and the roll being called, there were yeas 108, and nays 13, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Menke	Savelkoul
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Mueller	Schulz
Anderson, D.	Eckstein	Jopp	Munger	Searle
Anderson, G.*	Eken	Jude	Nelson	Sherwood
Anderson, I.	Erdahl	Kelly	Newcome	Sieben, H.
Becklin	Erickson	Kempe	Niehaus	Sieben, M.
Belisle	Esau	Klaus	Norton	Skaar
Bennett	Faricy	Knickerbocker	Ohnstad	Spanish
Berg	Ferderer	Kvam	Ojala	Stanton
Biersdorf	Fjoslien	Laidig	Parish	Swanson
Boland	Flakne	Larson	Patton	Tomlinson
Brinkman	Forsythe	LaVoy	Pavlak, R. L.	Ulland
Carlson, A.	Fudro	Lindstrom, E.	Pehler	Vento
Carlson, B.	Graba	Lombardi	Peterson	Voss
Carlson, D.	Graw	Long	Pieper	Weaver
Carlson, L.	Growe	Mann	Pleasant	Wenzel
Casserly	Hanson	McArthur	Prahl	Wohlwend
Cleary	Heinitz	McCarron	Resner	Wolcott
Clifford	Hook	McCauley	Ryan	Mr. Speaker
Connors	Jacobs	McEachern	St. Onge	
Culhane	Johnson, C.	McFarlin	Samuelson	

Those who voted in the negative were:

Braun	Enebo	Kahn	Quirin	Vanasek
Cummiskey	Fugina	Lindstrom, J.	Salchert	
Dahl	Jaros	Pavlak, R.	Sarna	

The motion prevailed and the amendment was adopted.

H. F. No. 1508, A bill for an act relating to the incorporation of villages; the annexation and detachment of property from municipalities; the consolidation of municipalities; the powers and duties of the Minnesota municipal commission in relation thereto; amending Minnesota Statutes 1971, Chapter 414, by adding sections; Sections 414.01, Subdivision 14; 414.031, Subdivision 5; 414.032, Subdivisions 1 and 3; 414.041, Subdivisions 3, 4, and by adding a subdivision; 414.061, Subdivision 4; 414.067, by adding a subdivision; and repealing Minnesota Statutes 1971, Section 414.031, Subdivision 2.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 89, and nays 31, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, R.	Nelson	Schreiber
Adams, S.	Eckstein	Jude	Newcome	Searle
Andersen, R.	Eken	Kahn	Norton	Sherwood
Anderson, G.	Enebo	Kelly	Ojala	Sieben, H.
Anderson, I.	Faricy	Knickerbocker	Parish	Sieben, M.
Bell	Ferderer	Kvam	Pehler	Smith
Bennett	Flakne	Laidig	Peterson	Spanish
Berg	Fudro	Larson	Pleasant	Stangeland
Berglin	Fugina	Lombardi	Prahl	Stanton
Boland	Graba	McArthur	Quirin	Tomlinson
Braun	Growe	McCarron	Resner	Ulland
Carlson, A.	Hanson	McCauley	Rice	Vanasek
Carlson, B.	Hook	McEachern	Ryan	Vento
Carlson, L.	Jacobs	McFarlin	St. Onge	Voss
Casserly	Jaros	Menke	Salchert	Wohlwend
Connors	Johnson, C.	Miller, M.	Samuelson	Wolcott
Cummiskey	Johnson, D.	Moe	Sarna	Mr. Speaker
Dahl	Johnson, J.	Munger	Savelkoul	

Those who voted in the negative were:

Anderson, D.	DeGroat	Graw	Mann	Swanson
Becklin	Dirlam	Heinitz	Mueller	Weaver
Belisle	Erdahl	Jopp	Niehhaus	Wenzel
Bjersdorf	Erickson	Klaus	Pavlak, R. L.	
Cleary	Esau	LaVoy	Pieper	
Clifford	Fjoslien	Lindstrom, E.	Schulz	
Culhane	Forsythe	Long	Skaar	

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

H. F. No. 1702, A bill for an act relating to agriculture; providing for the investigation of the complaints of food producers, processors and handlers licensed by the state.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Miller, D.	Samuelson
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Sarna
Andersen, R.	Dirlam	Johnson, R.	Moe	Savelkoul
Anderson, D.	Eckstein	Jopp	Munger	Schreiber
Anderson, G.	Eken	Jude	Nelson	Schulz
Anderson, I.	Enebo	Kahn	Newcome	Searle
Becklin	Erickson	Kelly	Niehaus	Sherwood
Belisle	Esau	Kempe	Norton	Sieben, H.
Bell	Faricy	Knickerbocker	Ohnstad	Sieben, M.
Bennett	Ferderer	Kvam	Ojala	Skaar
Berg	Fjoslien	Laidig	Parish	Smith
Berglin	Flakne	Larson	Patton	Spanish
Biersdorf	Forsythe	LaVoy	Pavlak, R.	Stangeland
Boland	Fudro	Lemke	Pavlak, R. L.	Stanton
Braun	Fugina	Lindstrom, E.	Pehler	Swanson
Brinkman	Graba	Lindstrom, J.	Peterson	Tomlinson
Carlson, A.	Graw	Lombardi	Pieper	Ulland
Carlson, B.	Grove	Long	Pleasant	Vanasek
Carlson, D.	Hagedorn	Mann	Prahl	Vento
Carlson, L.	Hanson	McArthur	Quirin	Voss
Casserly	Heinitz	McCarron	Resner	Weaver
Cleary	Hook	McCauley	Rice	Wenzel
Clifford	Jacobs	McEachern	Ryan	Wohlwend
Connors	Jaros	McFarlin	St. Onge	Wolcott
Cummiskey	Johnson, C.	Menke	Salchert	Mr. Speaker

Those who voted in the negative were:

DeGroat Klaus

The bill was passed and its title agreed to.

H. F. No. 677, A bill for an act relating to recreational motor vehicles; providing limitations on the operation of such vehicles while on property not owned by the operator; providing penalties; amending Minnesota Statutes 1971, Chapter 84, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 108, and nays 8, as follows:

Those who voted in the affirmative were:

Adams, J.	Clifford	Graw	Laidig	Mueller
Adams, S.	Connors	Grove	Larson	Munger
Andersen, R.	Culhane	Hanson	LaVoy	Nelson
Anderson, G.	Cummiskey	Heinitz	Lemke	Newcome
Anderson, I.	Dahl	Hook	Lindstrom, E.	Norton
Becklin	Dieterich	Jacobs	Lindstrom, J.	Ohnstad
Belisle	Dirlam	Jaros	Lombardi	Ojala
Bell	Eckstein	Johnson, C.	Long	Parish
Bennett	Eken	Johnson, D.	Mann	Patton
Berg	Enebo	Johnson, J.	McArthur	Pavlak, R.
Berglin	Erdahl	Johnson, R.	McCarron	Pavlak, R. L.
Boland	Erickson	Jopp	McCauley	Pehler
Brinkman	Esau	Jude	McEachern	Peterson
Carlson, A.	Faricy	Kahn	McFarlin	Pleasant
Carlson, D.	Fjoslien	Kelly	Menke	Quirin
Carlson, L.	Flakne	Klaus	Miller, D.	Resner
Casserly	Fudro	Knickerbocker	Miller, M.	Ryan
Cleary	Graba	Kvam	Moe	St. Onge

Salchert	Searle	Skaar	Vanasek	Wolcott
Sarna	Sherwood	Spanish	Vento	Mr. Speaker
Savelkoul	Sieben, H.	Swanson	Voss	
Schreiber	Sieben, M.	Tomlinson	Wenzel	

Those who voted in the negative were:

Braun	Pieper	Samuelson	Stangeland	Ulland
Hagedorn	Prahl	Schulz		

The bill was passed and its title agreed to.

H. F. No. 1716, A bill for an act relating to wild animals; limiting the use of certain firearms in relation to firearm deer seasons; amending Minnesota Statutes 1971, Section 100.29, Subdivisions 3 and 9.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 119, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Jopp	Moe	Samuelson
Adams, S.	Enebo	Jude	Mueller	Sarna
Andersen, R.	Erdahl	Kelly	Munger	Schreiber
Anderson, G.	Erickson	Kempe	Nelson	Schulz
Anderson, I.	Esau	Klaus	Newcome	Searle
Belisle	Faricy	Knickerbocker	Niehaus	Sherwood
Bell	Fjoslien	Kvam	Norton	Sieben, H.
Bennett	Flakne	Laidig	Ohnstad	Sieben, M.
Berg	Forsythe	Larson	Ojala	Skaar
Berglin	Fudro	LaVoy	Parish	Spanish
Braun	Fugina	Lemke	Patton	Stangeland
Brinkman	Graba	Lindstrom, E.	Pavlak, R.	Stanton
Carlson, A.	Graw	Lindstrom, J.	Pavlak, R. L.	Swanson
Carlson, B.	Growe	Lombardi	Pehler	Tomlinson
Carlson, L.	Hagedorn	Long	Peterson	Ulland
Casserly	Hanson	Mann	Pieper	Vanasek
Cleary	Heinitz	McArthur	Pleasant	Vento
Clifford	Hook	McCarron	Prahl	Voss
Culhane	Jacobs	McCauley	Quirin	Weaver
Cummiskey	Jaros	McEachern	Resner	Wenzel
Dahl	Johnson, C.	McFarlin	Rice	Wohlwend
Dieterich	Johnson, D.	Menke	Ryan	Wolcott
Dirlam	Johnson, J.	Miller, D.	St. Onge	Mr. Speaker
Eckstein	Johnson, R.	Miller, M.	Salchert	

Those who voted in the negative were:

Connors

The bill was passed and its title agreed to.

H. F. No. 1118, which had previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 1118 was continued on Special Orders for tomorrow.

H. F. No. 2072, A bill for an act relating to insurance; reinsurance by life insurance companies of aircraft risks; amending Minnesota Statutes 1971, Section 60A.09, Subdivision 5.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 115, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, J.	Miller, M.	Samuelson
Adams, S.	Dieterich	Johnson, R.	Moe	Sarna
Andersen, R.	Dirlam	Jopp	Mueller	Savelkoul
Anderson, D.	Eckstein	Jude	Munger	Schreiber
Anderson, G.	Enebo	Kelly	Newcome	Schulz
Anderson, I.	Erdahl	Kempe	Niehaus	Sherwood
Becklin	Erickson	Klaus	Norton	Sieben, H.
Belisle	Esau	Knickerbocker	Ohnstad	Sieben, M.
Bell	Faricy	Kvam	Ojala	Skaar
Bennett	Fjoslien	Laidig	Parish	Spanish
Berg	Flakne	Larson	Patton	Stangeland
Berglin	Forsythe	LaVoy	Pavlak, R.	Stanton
Biersdorf	Fudro	Lemke	Pavlak, R. L.	Swanson
Boland	Graba	Lindstrom, E.	Pehler	Tomlinson
Braun	Graw	Lindstrom, J.	Peterson	Ulland
Brinkman	Growe	Lombardi	Pieper	Vanasek
Carlson, A.	Hagedorn	Long	Pleasant	Vento
Carlson, B.	Hanson	Mann	Prahl	Voss
Carlson, D.	Hook	McArthur	Quirin	Weaver
Casserly	Jacobs	McCauley	Resner	Wenzel
Cleary	Jaros	McEachern	Rice	Wohlwend
Connors	Johnson, C.	Menke	St. Onge	Wolcott
Culhane	Johnson, D.	Miller, D.	Salchert	Mr. Speaker

The bill was passed and its title agreed to.

H. F. No. 1737, which had previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 1737 was continued on Special Orders for tomorrow.

H. F. No. 2129 was reported to the House.

Stangeland moved to amend H. F. No. 2129, the printed bill, as follows:

Page 3, line 28, after the word "parents" and before the word "shall" strike "or guardians".

Page 3, line 29, after the word "act" strike "except section 9".

The motion prevailed and the amendment was adopted.

Stangeland moved to amend H. F. No. 2129, the printed bill, as follows:

Page 5, after line 10, insert:

"Sec. 11. Nothing in this act shall prohibit a person from employing a child in any agricultural pursuit permitted under the United States Code, Title 29, Section 213(c)(2)."

Renumber the sections in order.

The motion prevailed and the amendment was adopted.

McArthur moved to amend H. F. No. 2129, the printed bill, as follows:

Page 3, line 26, after "least" delete "12" and insert in lieu thereof "11".

The motion prevailed and the amendment was adopted.

H. F. No. 2129, A bill for an act relating to labor; regulating the employment of child labor; prescribing penalties; repealing Minnesota Statutes 1971, Sections 181.18 to 181.27; 181.31 to 181.51; 181.69; and 181.72.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, J.	Miller, M.	Sarna
Adams, S.	DeGroat	Johnson, R.	Moe	Savelkoul
Andersen, R.	Dieterich	Jopp	Mueller	Schreiber
Anderson, D.	Dirlam	Jude	Munger	Schulz
Anderson, G.	Eckstein	Kahn	Nelson	Searle
Anderson, I.	Enebo	Kelly	Newcome	Sherwood
Becklin	Erdahl	Kempe	Niehaus	Sieben, H.
Belisle	Erickson	Klaus	Norton	Sieben, M.
Bell	Esau	Knickerbocker	Ohnstad	Skaar
Bennett	Faricy	Kvam	Ojala	Spanish
Berg	Ferderer	Laidig	Parish	Stangeland
Berglin	Fjoslien	Larson	Patton	Stanton
Biersdorf	Flakne	LaVoy	Pavlak, R.	Swanson
Boland	Forsythe	Lemke	Pavlak, R. L.	Tomlinson
Braun	Fudro	Lindstrom, E.	Pehler	Ulland
Brinkman	Fugina	Lindstrom, J.	Peterson	Vanasek
Carlson, A.	Graba	Lombardi	Pieper	Vento
Carlson, B.	Graw	Long	Pleasant	Voss
Carlson, D.	Growe	Mann	Prahl	Weaver
Carlson, L.	Hagedorn	McArthur	Quirin	Wenzel
Casserly	Hanson	McCarron	Resner	Wohlwend
Cleary	Heinitz	McCauley	Rice	Wolcott
Clifford	Hook	McEachern	Ryan	Mr. Speaker
Connors	Jaros	McFarlin	St. Onge	
Culhane	Johnson, C.	Menke	Salchert	
Cummiskey	Johnson, D.	Miller, D.	Samuelson	

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

H. F. No. 2096, A bill for an act relating to county extension service; removing limitations on the levy and appropriation for extension activities; amending Statutes 1971, Section 38.36.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Becklin	Biersdorf	Carlson, D.	Connors
Andersen, R.	Bell	Boland	Carlson, L.	Culhane
Anderson, D.	Bennett	Braun	Casserly	Dahl
Anderson, G.	Berg	Brinkman	Cleary	DeGroat
Anderson, I.	Berglin	Carlson, A.	Clifford	Dieterich

Dirlam	Jaros	Long	Patton	Sieben, H.
Eckstein	Johnson, C.	Mann	Pavlak, R.	Sieben, M.
Eken	Johnson, D.	McArthur	Pavlak, R. L.	Skaar
Enebo	Johnson, J.	McCarron	Pehler	Spanish
Erdahl	Johnson, R.	McCauley	Peterson	Stangeland
Erickson	Jopp	McEachern	Pieper	Stanton
Esau	Jude	McFarlin	Pleasant	Swanson
Faricy	Kahn	Menke	Prahl	Tomlinson
Ferderer	Kelly	Miller, D.	Quirin	Ulland
Fjoslien	Kempe	Miller, M.	Resner	Vanasek
Flakne	Klaus	Moe	Rice	Vento
Forsythe	Knickerbocker	Mueller	St. Onge	Voss
Fudro	Kvam	Munger	Salchert	Weaver
Fugina	Laidig	Nelson	Samuelson	Wenzel
Graba	Larson	Newcome	Sarna	Wohlwend
Grove	LaVoy	Niehaus	Savelkoul	Mr. Speaker
Hagedorn	Lemke	Norton	Schreiber	
Hanson	Lindstrom, E.	Ohnstad	Schulz	
Heinitz	Lindstrom, J.	Ojala	Searle	
Hook	Lombardi	Parish	Sherwood	

The bill was passed and its title agreed to.

H. F. No. 2007 was reported to the House.

Tomlinson moved to amend H. F. No. 2007, the printed bill, as follows:

Page 2, after line 14, add a section to read:

"Sec. 3. This act is effective the day following its final enactment."

The motion prevailed and the amendment was adopted.

Klaus moved that H. F. No. 2007, as amended, be re-referred to the Committee on Transportation.

A roll call was requested and properly seconded.

The question was taken on the motion by Klaus and the roll being called, there were yeas 11, and nays 109, as follows:

Those who voted in the affirmative were:

Anderson, D.	Erickson	Long	Skaar	Weaver
Cleary	Kempe	Niehaus		
Erdahl	Klaus	Pieper		

Those who voted in the negative were:

Adams, J.	Casserly	Graba	Kvam	Munger
Adams, S.	Clifford	Graw	Laidig	Nelson
Andersen, R.	Connors	Grove	LaVoy	Newcome
Anderson, G.	Culhane	Hagedorn	Lemke	Ohnstad
Anderson, I.	Cummiskey	Hanson	Lindstrom, E.	Ojala
Becklin	Dahl	Heinitz	Lindstrom, J.	Parish
Belisle	Dieterich	Hook	Lombardi	Patton
Bell	Dirlam	Jacobs	Mann	Pavlak, R.
Bennett	Eckstein	Jaros	McArthur	Pavlak, R. L.
Berg	Eken	Johnson, C.	McCarron	Pehler
Berglin	Enebo	Johnson, D.	McEachern	Peterson
Biersdorf	Faricy	Johnson, J.	McFarlin	Pleasant
Boland	Fjoslien	Johnson, R.	Menke	Prahl
Brinkman	Flakne	Jude	Miller, D.	Quirin
Carlson, A.	Forsythe	Kahn	Miller, M.	Resner
Carlson, D.	Fudro	Kelly	Moe	Rice
Carlson, L.	Fugina	Knickerbocker	Mueller	Ryan

St. Onge	Schreiber	Smith	Tomlinson	Wenzel
Salchert	Searle	Spanish	Ulland	Wohlwend
Samuelson	Sherwood	Stangeland	Vanasek	Wolcott
Sarna	Sieben, H.	Stanton	Vento	Mr. Speaker
Savelkoul	Sieben, M.	Swanson	Voss	

The motion did not prevail.

H. F. No. 2007, A bill for an act relating to metropolitan government; directing implementation of the transit development program and providing funds therefor; amending Minnesota Statutes 1971, Sections 473A.065; and 473A.111, Subdivision 1.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 85, and nays 38, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Johnson, D.	Nelson	Samuelson
Andersen, R.	Cummiskey	Johnson, J.	Newcome	Sarna
Anderson, G.	Dahl	Johnson, R.	Ohnstad	Savelkoul
Anderson, I.	Dieterich	Kahn	Ojala	Schulz
Becklin	Eken	Kelly	Parish	Smith
Belisle	Enebo	Knickerbocker	Patton	Spanish
Bell	Faricy	Laidig	Pavlak, R. L.	Stangeland
Bennett	Flakne	LaVoy	Pehler	Stanton
Berg	Forsythe	Lemke	Peterson	Swanson
Biersdorf	Fudro	Lindstrom, J.	Pleasant	Tomlinson
Boland	Fugina	Lombardi	Prahl	Ulland
Brinkman	Graw	Mann	Quirin	Vanasek
Carlson, A.	Hagedorn	McCauley	Resner	Vento
Carlson, D.	Hanson	McEachern	Rice	Voss
Carlson, L.	Hook	Miller, D.	Ryan	Wohlwend
Cassery	Jaros	Moe	St. Onge	Wolcott
Cleary	Johnson, C.	Munger	Salchert	Mr. Speaker

Those who voted in the negative were:

Adams, S.	Erdahl	Jude	McCarron	Searle
Anderson, D.	Erickson	Kempe	Miller, M.	Sieben, H.
Braun	Esau	Klaus	Mueller	Sieben, M.
Clifford	Graba	Kvam	Niehaus	Skaar
Connors	Growe	Larson	Norton	Weaver
DeGroat	Heimitz	Lindstrom, E.	Pavlak, R.	Wenzel
Dirlam	Jacobs	Long	Pieper	
Eckstein	Jopp	McArthur	Schreiber	

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

H. F. No. 1531, A bill for an act relating to highway traffic regulation; prescribing weight limitations of a compactor collection vehicle transporting solid waste; amending Minnesota Statutes 1971, Section 169.831.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Menke	Salchert
Adams, S.	DeGroat	Johnson, D.	Miller, D.	Samuelson
Andersen, R.	Dieterich	Johnson, J.	Miller, M.	Sarna
Anderson, D.	Dirlam	Johnson, R.	Moe	Savelkoul
Anderson, G.	Eken	Jopp	Mueller	Schreiber
Anderson, I.	Enebo	Jude	Nelson	Schulz
Becklin	Erdahl	Kahn	Newcome	Searle
Belisle	Erickson	Kelly	Niehaus	Sherwood
Bell	Esau	Kempe	Norton	Sieben, H.
Bennett	Faricy	Klaus	Ohnstad	Sieben, M.
Berg	Ferderer	Knickerbocker	Ojala	Skaar
Berglin	Fjoslien	Kvam	Parish	Smith
Biersdorf	Flakne	Laidig	Patton	Stangeland
Boland	Forsythe	Larson	Pavlak, R.	Stanton
Braun	Fudro	LaVoy	Pavlak, R. L.	Swanson
Brinkman	Fugina	Lindstrom, E.	Pehler	Tomlinson
Carlson, A.	Graba	Lindstrom, J.	Peterson	Ulland
Carlson, B.	Graw	Lombardi	Pieper	Vanasek
Carlson, D.	Grove	Long	Pleasant	Vento
Carlson, L.	Hagedorn	Mann	Prahl	Voss
Cleary	Hanson	McArthur	Quirin	Weaver
Clifford	Heinitz	McCarron	Resner	Wenzel
Connors	Hook	McCauley	Rice	Wohlwend
Culhane	Jacobs	McEachern	Ryan	Wolcott
Cummiskey	Jaros	McFarlin	St. Onge	Mr. Speaker

The bill was passed and its title agreed to.

H. F. No. 890, A bill for an act relating to the police department, the policemen's relief association, and policemen's pension fund in the city of Minneapolis.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 78, and nays 30, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, R.	McEachern	Schulz
Adams, S.	Eken	Jopp	Menke	Searle
Andersen, R.	Enebo	Jude	Miller, D.	Sieben, H.
Anderson, I.	Erdahl	Kelly	Moe	Skaar
Bell	Esau	Klaus	Mueller	Spanish
Berg	Faricy	Kvam	Nelson	Stangeland
Berglin	Fjoslien	Laidig	Newcome	Swanson
Boland	Forsythe	Larson	Niehaus	Vento
Carlson, B.	Graba	LaVoy	Norton	Voss
Carlson, L.	Graw	Lemke	Ohnstad	Weaver
Cleary	Grove	Lindstrom, E.	Patton	Wenzel
Clifford	Hagedorn	Lindstrom, J.	Pavlak, R.	Wohlwend
Connors	Hanson	Mann	Peterson	Wolcott
Dahl	Heinitz	McArthur	Pieper	Mr. Speaker
DeGroat	Jacobs	McCarron	Quirin	
Dieterich	Johnson, J.	McCauley	Ryan	

Those who voted in the negative were:

Anderson, D.	Erickson	Kahn	Pehler	Sarna
Becklin	Flakne	Kempe	Pleasant	Savelkoul
Belisle	Fudro	Knickerbocker	Prahl	Smith
Brinkman	Fugina	Long	Resner	Stanton
Carlson, A.	Johnson, C.	Miller, M.	Rice	Ulland
Eckstein	Johnson, D.	Ojala	Salchert	Vanasek

The bill was passed and its title agreed to.

H. F. No. 1065 was reported to the House.

There being no objection, H. F. No. 1065 was continued on Special Orders for tomorrow.

H. F. No. 1845 was reported to the House.

Lindstrom, E., moved to amend H. F. No. 1845, the printed bill, as follows:

Page 2, line 4, at the beginning of the line, before the word "only" strike the word "try" and insert in lieu thereof "dispose of".

Line 14, after the word "hear" and before the words "and dispose" strike the word ", try". Further in line 14, after the word "of" and before the word "proceedings" insert the words "only uncontested".

The motion prevailed and the amendment was adopted.

H. F. No. 1845, A bill for an act relating to courts; authorizing county court judges not learned in the law to dispose of certain uncontested actions; amending Minnesota Statutes 1971, Sections 487.01, Subdivision 9; and 487.04.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Miller, D.	Savelkoul
Adams, S.	DeGroat	Johnson, J.	Miller, M.	Schreiber
Andersen, R.	Dieterich	Johnson, R.	Moe	Schulz
Anderson, D.	Dirlam	Jopp	Munger	Searle
Anderson, G.	Eckstein	Jude	Nelson	Sherwood
Anderson, I.	Eken	Kahn	Newcome	Sieben, M.
Becklin	Enebo	Kelly	Niehaus	Skaar
Belisle	Erdahl	Kempe	Norton	Smith
Bell	Erickson	Klaus	Ohnstad	Spanish
Bennett	Esau	Knickerbocker	Ojala	Stangeland
Berg	Farcy	Kvam	Parish	Stanton
Berglin	Ferderer	Laidig	Patton	Swanson
Biersdorf	Fjoslien	Larson	Pavlak, R.	Tomlinson
Boland	Flakne	LaVoy	Pavlak, R. L.	Ulland
Braun	Forsythe	Lemke	Pehler	Vanasek
Brinkman	Fudro	Lindstrom, E.	Peterson	Vento
Carlson, A.	Fugina	Lindstrom, J.	Pieper	Voss
Carlson, B.	Graba	Lombardi	Prahl	Weaver
Carlson, D.	Graw	Long	Quirin	Wenzel
Carlson, L.	Hagedorn	Mann	Resner	Wohlwend
Casserly	Hanson	McArthur	Rice	Wolcott
Cleary	Heinitz	McCarron	Ryan	Mr. Speaker
Clifford	Hook	McCauley	St. Onge	
Connors	Jacobs	McEachern	Salchert	
Culhane	Jaros	McFarlin	Samuelson	
Cummiskey	Johnson, C.	Menke	Sarna	

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

H. F. No. 1354, A bill for an act relating to intoxicating liquor; the issuance of on-sale liquor licenses in certain municipalities; amending Minnesota Statutes 1971, Section 340.11, Subdivision 7.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 105, and nays 21, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Jude	Munger	Sarna
Adams, S.	Eckstein	Kahn	Nelson	Savelkoul
Andersen, R.	Eken	Kelly	Newcome	Schreiber
Anderson, G.	Enebo	Kempe	Niehaus	Schulz
Anderson, I.	Faricy	Knickerbocker	Norton	Sieben, H.
Belisle	Ferderer	Laidig	Ojala	Sieben, M.
Bell	Flakne	LaVoy	Parish	Skaar
Bennett	Forsythe	Lemke	Patton	Smith
Berg	Fudro	Lindstrom, E.	Pavlak, R.	Spanish
Berglin	Fugina	Lindstrom, J.	Pavlak, R. L.	Stangeland
Biersdorf	Graba	Lombardi	Pehler	Stanton
Boland	Graw	Mann	Peterson	Swanson
Carlson, A.	Grove	McArthur	Pieper	Tomlinson
Carlson, B.	Hagedorn	McCarron	Prahl	Vanasek
Carlson, L.	Hanson	McCauley	Quirin	Vento
Casserly	Heinitz	McEachern	Resner	Voss
Cleary	Jacobs	McFarlin	Rice	Weaver
Clifford	Jaros	Menke	Ryan	Wenzel
Connors	Johnson, D.	Miller, D.	St. Onge	Wohlwend
Cummiskey	Johnson, J.	Miller, M.	Salchert	Wolcott
Dieterich	Johnson, R.	Moe	Samuelson	Mr. Speaker

Those who voted in the negative were:

Anderson, D.	Culhane	Hook	Larson	Ulland
Becklin	DeGroat	Johnson, C.	Long	
Braun	Erdahl	Jopp	Ohnstad	
Brinkman	Erickson	Klaus	Searie	
Carlson, D.	Esau	Kvam	Sherwood	

The bill was passed and its title agreed to.

H. F. No. 2297 was reported to the House.

Heinitz moved that H. F. No. 2297 be continued on Special Orders for tomorrow. The motion prevailed.

H. F. No. 2397, A bill for an act relating to zoning; authorizing board of appeals to permit variances for use of one family dwellings; amending Minnesota Statutes 1971, Section 462.357, Subdivision 6.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	McFarlin	Samuelson
Adams, S.	DeGroat	Johnson, C.	Menke	Sarna
Andersen, R.	Dieterich	Johnson, D.	Miller, D.	Savelkoul
Anderson, D.	Dirlam	Johnson, J.	Miller, M.	Schreiber
Anderson, G.	Eckstein	Johnson, R.	Munger	Schulz
Anderson, I.	Eken	Jopp	Nelson	Searle
Becklin	Enebo	Jude	Newcome	Sherwood
Belisle	Erdahl	Kahn	Niehaus	Sieben, H.
Bell	Erickson	Kempe	Norton	Sieben, M.
Bennett	Esau	Klaus	Ohnstad	Skaar
Berg	Faricy	Knickerbocker	Ojala	Smith
Berglin	Ferderer	Kvam	Parish	Spanish
Biersdorf	Fjoslien	Laidig	Patton	Stangeland
Boland	Flakne	Larson	Pavlak, R.	Stanton
Brinkman	Forsythe	LaVoy	Pavlak, R. L.	Swanson
Carlson, A.	Fudro	Lemke	Pehler	Tomlinson
Carlson, B.	Fugina	Lindstrom, E.	Peterson	Ulland
Carlson, D.	Graba	Lindstrom, J.	Pieper	Vanasek
Carlson, L.	Graw	Lombardi	Prahl	Vento
Casserly	Growe	Long	Quirin	Voss
Cleary	Hagedorn	Mann	Resner	Weaver
Clifford	Hanson	McArthur	Rice	Wenzel
Connors	Heinitz	McCarron	Ryan	Wohlwend
Culhane	Hook	McCauley	St. Onge	Wolcott
Cummiskey	Jacobs	McEachern	Salchert	Mr. Speaker

The bill was passed and its title agreed to.

H. F. No. 2145, A bill for an act relating to the city of Alexandria, the townships of Alexandria, Carlos, Hudson and La Grand and the sanitary sewer board of the Alexandria Lake area sanitary district in the county of Douglas; amending Laws 1971, Chapter 869, Sections 2, Subdivision 2; 4, Subdivision 5; 12, Subdivisions 1 and 2; 13, Subdivision 4; 17, Subdivision 7; and 18, Subdivision 6.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, L.	Fudro	Klaus	Miller, M.
Adams, S.	Casserly	Fugina	Knickerbocker	Moe
Andersen, R.	Cleary	Graw	Kvam	Munger
Anderson, D.	Clifford	Growe	Laidig	Nelson
Anderson, G.	Connors	Hagedorn	Larson	Newcome
Anderson, I.	Cummiskey	Hanson	LaVoy	Niehaus
Becklin	Dahl	Heinitz	Lemke	Ohnstad
Belisle	DeGroat	Hook	Lindstrom, E.	Ojala
Bell	Dieterich	Jacobs	Lindstrom, J.	Parish
Bennett	Dirlam	Jaros	Lombardi	Patton
Berg	Eckstein	Johnson, C.	Long	Pavlak, R.
Berglin	Eken	Johnson, D.	Mann	Pavlak, R. L.
Biersdorf	Erdahl	Johnson, J.	McArthur	Pehler
Boland	Erickson	Johnson, R.	McCarron	Peterson
Braun	Esau	Jopp	McCauley	Pieper
Brinkman	Faricy	Jude	McEachern	Prahl
Carlson, A.	Ferderer	Kahn	McFarlin	Quirin
Carlson, B.	Fjoslien	Kelly	Menke	Resner
Carlson, D.	Flakne	Kempe	Miller, D.	Rice

Ryan	Schreiber	Skaar	Tomlinson	Wenzel
St. Onge	Schulz	Smith	Ulland	Wohlwend
Salchert	Searle	Spanish	Vanasek	Wolcott
Samuelson	Sherwood	Stangeland	Vento	Mr. Speaker
Sarna	Sieben, H.	Stanton	Voss	
Savelkoul	Sieben, M.	Swanson	Weaver	

The bill was passed and its title agreed to.

H. F. No. 2186 was reported to the House.

Fjoslien moved that H. F. No. 2186 be returned to General Orders. The motion prevailed.

H. F. No. 2223 was reported to the House.

Sherwood moved that H. F. No. 2223 be continued on Special Orders for tomorrow. The motion prevailed.

H. F. No. 2148, A bill for an act relating to financial corporations; amending Minnesota Statutes 1971, Section 47.52.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 78, and nays 40, as follows:

Those who voted in the affirmative were:

Adams, J.	Connors	Jude	Norton	Smith
Adams, S.	Cummiskey	Kahn	Parish	Spanish
Andersen, R.	Dirlam	Kelly	Pavlak, R.	Stangeland
Anderson, I.	Eckstein	Knickerbocker	Peterson	Stanton
Belisle	Eken	Larson	Pieper	Swanson
Beil	Enebo	Lemke	Quirin	Tomlinson
Berg	Flakne	Lindstrom, E.	Resner	Ulland
Berglin	Forsythe	Lindstrom, J.	Rice	Vanasek
Biersdorf	Fudro	Lombardi	Ryan	Voss
Boland	Graba	McArthur	Salchert	Weaver
Braun	Grove	McCarron	Samuelson	Wenzel
Carlson, A.	Heinritz	McCauley	Sarna	Wohlwend
Carlson, L.	Hook	McFarlin	Schreiber	Wolcott
Casserly	Jacobs	Miller, D.	Schulz	Mr. Speaker
Cleary	Johnson, D.	Munger	Sieben, H.	
Clifford	Johnson, J.	Newcome	Sieben, M.	

Those who voted in the negative were:

Anderson, D.	Erdahl	Hanson	Long	Pavlak, R. L.
Anderson, G.	Erickson	Jaros	McEachern	Pehler
Becklin	Esau	Johnson, C.	Menke	Prahl
Bennett	Faricy	Johnson, R.	Miller, M.	St. Onge
Carlson, D.	Ferderer	Jopp	Nelson	Savelkoul
Culhane	Fjoslien	Klaus	Niehaus	Searle
DeGroat	Fugina	Kvam	Ohnstad	Skaar
Dieterich	Hagedorn	LaVoy	Patton	Vento

The bill was passed and its title agreed to.

H. F. No. 2189, A bill for an act relating to insurance; providing for the establishment and operation of a Minnesota life and health insurance guaranty association to protect policyowners,

insureds, beneficiaries, and others against the failure of an insurer doing business in Minnesota to perform its contractual obligations; amending Minnesota Statutes 1971, Sections 60B.17, by adding a subdivision; 60B.25; 60B.30, by adding a subdivision; and 60B.46, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 110, and nays 11, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jacobs	McEachern	Savelkoul
Adams, S.	Dieterich	Johnson, C.	McFarlin	Schreiber
Andersen, R.	Dirlam	Johnson, D.	Menke	Schulz
Anderson, G.	Eckstein	Johnson, J.	Miller, D.	Sherwood
Anderson, I.	Enebo	Johnson, R.	Moe	Sieben, H.
Becklin	Erdahl	Jude	Munger	Sieben, M.
Belisle	Erickson	Kahn	Nelson	Skaar
Bell	Esau	Kelly	Newcome	Smith
Bennett	Faricy	Knickerbocker	Norton	Spanish
Berg	Ferderer	Kvam	Ohnstad	Stangeland
Berglin	Fjoslien	Laidig	Parish	Stanton
Boland	Flakne	Larson	Patton	Swanson
Braun	Forsythe	LaVoy	Pavlak, R. L.	Tomlinson
Carlson, A.	Fudro	Lemke	Peterson	Ulland
Carlson, B.	Fugina	Lindstrom, E.	Pleasant	Vanasek
Carlson, D.	Graba	Lindstrom, J.	Prahl	Vento
Carlson, L.	Graw	Lombardi	Quirin	Voss
Casserly	Growe	Long	Resner	Weaver
Cleary	Hagedorn	Mann	Ryan	Wenzel
Clifford	Hanson	McArthur	Salchert	Wohlwend
Connors	Heinitz	McCarron	Samuelson	Wolcott
Cummiskey	Hook	McCauley	Sarna	Mr. Speaker

Those who voted in the negative were:

Anderson, D.	Jopp	Miller, M.	Pehler	Pieper
Culhane	Kempe	Niehaus		
Eken	Klaus	Pavlak, R.		

The bill was passed and its title agreed to.

H. F. No. 1729, A bill for an act relating to the executive council; providing that the lieutenant governor be a member thereof; amending Minnesota Statutes 1971, Section 9.011, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 93, and nays 30, as follows:

Those who voted in the affirmative were:

Adams, J.	Berg	Carlson, L.	Dieterich	Fjoslien
Andersen, R.	Berglin	Casserly	Dirlam	Flakne
Anderson, G.	Biersdorf	Cleary	Eckstein	Forsythe
Anderson, I.	Boland	Connors	Eken	Fudro
Belisle	Braun	Culhane	Enebo	Fugina
Bell	Carlson, A.	Cummiskey	Faricy	Graba
Bennett	Carlson, B.	Dahl	Ferderer	Growe

Hanson	Lindstrom, J.	Newcome	Ryan	Swanson
Heinitz	Mann	Norton	St. Onge	Tomlinson
Jacobs	McArthur	Ojala	Salchert	Ulland
Jaros	McCarron	Parish	Samuelson	Vanasek
Johnson, C.	McCauley	Patton	Sarna	Vento
Johnson, D.	McEachern	Pavlak, R.	Schulz	Voss
Jude	Menke	Pehler	Searle	Wenzel
Kahn	Miller, D.	Peterson	Sherwood	Wohlwend
Kelly	Miller, M.	Prahl	Sieben, H.	Wolcott
Kempe	Moe	Quirin	Sieben, M.	Mr. Speaker
LaVoy	Munger	Resner	Spanish	
Lemke	Nelson	Rice	Stanton	

Those who voted in the negative were:

Adams, S.	Erickson	Jopp	Lindstrom, E.	Pieper
Anderson, D.	Esau	Klaus	Lombardi	Pleasant
Becklin	Graw	Knickerbocker	Long	Savelkoul
Clifford	Hagedorn	Kvam	McFarlin	Schreiber
DeGroat	Hook	Laidig	Niehaus	Skaar
Erdahl	Johnson, J.	Larson	Ohnstad	Stangeland

The bill was passed and its title agreed to.

H. F. No. 1839 was reported to the House.

Sieben, H., moved to amend H. F. No. 1839, the printed bill, as follows:

Page 3, line 5 through page 7, line 14, restore the stricken language.

Page 7, line 15, delete "(1)" and insert "(46)".

Page 7, line 21, delete "(2)" and insert "(47)".

The motion prevailed and the amendment was adopted.

H. F. No. 1839, A bill for an act relating to workmens compensation; adjusting certain schedules of and provisions for compensation benefits; relating to injuries occurring out of state and occupation diseases; amending Minnesota Statutes 1971, Sections 176.021, Subdivision 3; 176.041, Subdivision 3; 176.101, Subdivisions 2, 3, and 7; 176.662; Chapter 176, by adding a section; repealing Minnesota Statutes 1971, Section 176.041, Subdivision 5.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Berg	Cleary	Eken	Fudro
Adams, S.	Berglin	Clifford	Enebo	Fugina
Andersen, R.	Biersdorf	Connors	Erdahl	Graba
Anderson, D.	Boland	Culhane	Erickson	Graw
Anderson, G.	Braun	Cummiskey	Esau	Grove
Anderson, I.	Carlson, A.	Dahl	Faricy	Hagedorn
Becklin	Carlson, B.	DeGroat	Ferderer	Hanson
Belisle	Carlson, D.	Dieterich	Fjoslien	Heinitz
Bell	Carlson, L.	Dirlam	Flakne	Hook
Bennett	Casserly	Eckstein	Forsythe	Jacobs

Jaros	Lemke	Nelson	Resner	Spanish
Johnson, C.	Lindstrom, E.	Newcome	Rice	Stangeland
Johnson, D.	Lindstrom, J.	Niehaus	Ryan	Stanton
Johnson, J.	Lombardi	Norton	St. Onge	Swanson
Johnson, R.	Long	Ohnstad	Salchert	Tomlinson
Jopp	Mann	Ojala	Samuelson	Ulland
Jude	McArthur	Parish	Sarna	Vanasek
Kahn	McCarron	Patton	Savelkoul	Vento
Kelly	McCauley	Pavlak, R.	Schreiber	Voss
Kempe	McEachern	Pavlak, R. L.	Schulz	Weaver
Klaus	McFarlin	Pehler	Searle	Wenzel
Knickerbocker	Menke	Peterson	Sherwood	Wohlwend
Kvam	Miller, D.	Pieper	Sieben, H.	Wolcott
Laidig	Miller, M.	Pleasant	Sieben, M.	Mr. Speaker
Larson	Moe	Prahl	Skaar	
LaVoy	Munger	Quirin	Smith	

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

Anderson, I., moved that the remaining bills on Special Orders for today be continued on Special Orders for Tuesday, May 8, 1973. The motion prevailed.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 160:

Connors, Vento, and Ferderer.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 2275:

Samuelson, Hanson, Rice, McCarron, and McCauley.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 2437:

Smith, Faricy, Fugina, Enebo, and Searle.

ADJOURNMENT

Mr. Anderson, I., moved that when the House adjourns today it adjourn until 12:00 noon, Tuesday, May 8, 1973. The motion prevailed.

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 12:00 noon, Tuesday, May 8, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

FIFTY-FIFTH DAY

SAINT PAUL, MINNESOTA, TUESDAY, MAY 8, 1973

The House convened at 12:00 noon and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J.	DeGroat	Johnson, J.	Miller, M.	Savelkoul
Adams, S.	Dieterich	Johnson, R.	Moe	Schreiber
Andersen, R.	Dirlam	Jopp	Mueller	Schulz
Anderson, D.	Eckstein	Jude	Munger	Searle
Anderson, G.	Eken	Kahn	Myrah	Sieben, H.
Anderson, I.	Enebo	Kelly	Nelson	Sieben, M.
Becklin	Erdahl	Kempe	Newcome	Skaar
Belisle	Erickson	Klaus	Niehaus	Smith
Bell	Esau	Knickerbocker	Norton	Spanish
Bennett	Faricy	Kvam	Ohnstad	Stangeland
Berg	Ferderer	Laidig	Ojala	Stanton
Berglin	Fjoslien	Larson	Parish	Swanson
Biersdorf	Flakne	LaVoy	Patton	Tomlinson
Boland	Forsythe	Lemke	Pavlak, R.	Ulland
Braun	Fudro	Lindstrom, E.	Pavlak, R. L.	Vanasek
Brinkman	Fugina	Lindstrom, J.	Pehler	Vento
Carlson, A.	Graba	Lombardi	Peterson	Voss
Carlson, B.	Graw	Long	Pieper	Wenzel
Carlson, D.	Grove	Mann	Pleasant	Wigley
Carlson, L.	Hanson	McArthur	Prahl	Wohlwend
Casserly	Haugerud	McCarron	Quirin	Wolcott
Cleary	Heinitz	McCauley	Resner	Mr. Speaker
Clifford	Hook	McEachern	Rice	
Connors	Jacobs	McFarlin	Ryan	
Culhane	Jaros	McMillan	St. Onge	
Cummiskey	Johnson, C.	Menke	Samuelson	
Dahl	Johnson, D.	Miller, D.	Sarna	

A quorum was present.

Sherwood and Weaver were excused. Salchert was excused until 2:20 p.m. Hagedorn was excused until 4:20 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. Wolcott, the further reading was dispensed with and the Journal was approved as corrected.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H.F. Nos. 2224, 805, and 1168 and S.F. Nos. 514, 672, 1155, 1437, 1803, 1188, 1223, 1836, 1993, 1445, 1388, 2250, 962, 1858, 1859, 1941, 2016, 2085, 2090, 1317, 1702, 464, 583, 1316, and 1087 have been placed in the members' files.

S. F. No. 1803 and H. F. No. 1310, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Clifford moved that S. F. No. 1803 be substituted for H. F. No. 1310 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1155 and H. F. No. 700, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 1155, page 1, lines 20 through 22, reads as follows: "256B, shall be guilty of (A MISDEMEANOR) *theft and punished in accordance with Minnesota Statutes, Section 609.52, Subdivision 3, clauses (1), (2) and (5).* The amount of any"; whereas, H. F. No. 700, page 1, lines 20 through 27, reads as follows: "256B, shall be guilty of a misdemeanor. *Provided however that if the amount of the assistance fraudulently obtained is \$1,000 but not more than \$2,500 the penalty shall be imprisonment for not more than five years or payment of a fine of not more than \$5,000 or both; if the amount of assistance fraudulently obtained is more than \$2,500 the penalty shall be imprisonment for not more than ten years or payment of a fine of not more than \$10,000 or both.* The".

SUSPENSION OF RULES

Swanson moved that the rules be so far suspended that S. F. No. 1155 be substituted for H. F. No. 700 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1388 and H. F. No. 1643, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 1643, page 1, lines 25 through 30, and page 2, lines 1 through 13, contain the following language. S. F. No. 1388, does not contain this language.

"Sec. 2. Minnesota Statutes 1971, Section 273.13, Subdivision 17b, is amended to read:

Subd. 17b. [VALUATION OF PROPERTY IN MUNICIPALITIES OF UNDER 10,000.] Notwithstanding any other provision of law, any structure

(a) *situated on real property that is used for housing for the elderly or for low and moderate income families as defined by the Farmers Home Administration,*

- (b) located in a municipality of less than 10,000 population,
- (c) *financed by a direct loan or insured loan from the farmer's home administration, and*
- (d) which qualifies under (SUBDIVISIONS) *subdivision ((17) AND) 17a, shall, for 15 years from the date of the completion of the original construction or for the original term of the loan, be assessed at five percent of the adjusted market value thereof, provided that the fair market value as determined by the assessor is based on the normal approach to value using normal unrestricted rents."*

S. F. No. 1388, page 1, lines 27 and 28 read as follows:

"Sec. 2. Minnesota Statutes 1971, Section 273.13, Subdivision 17b is repealed."

H. F. No. 1643, does not contain this language.

H. F. No. 1643, line 5, reads: "Subdivisions 17 and 17b."; whereas S. F. No. 1388, lines 5 through 7, read: "Subdivision 17; repealing Minnesota Statutes 1971, Section 273.13, Subdivision 17b."

SUSPENSION OF RULES

Dieterich moved that the rules be so far suspended that S. F. No. 1388 be substituted for H. F. No. 1643 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1316 and H. F. No. 1118, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 1316, page 1, line 19, contains the language "for reimbursement of expenses" whereas, H. F. No. 1118, does not contain this language.

S. F. No. 1316, page 2, lines 13 and 14, contain the language in part, "for such one year period," whereas H. F. No. 1118, does not contain this language.

SUSPENSION OF RULES

Pavlak, R. L., moved that the rules be so far suspended that S. F. No. 1316 be substituted for H. F. No. 1118 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1317 and H. F. No. 1119, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 1317, page 1, lines 20 through 23, contain the language:

"The aggregate value of benefits provided by a contract entered into after July 1, 1973 shall not be less than those provided by the preexisting contract.";

whereas H. F. No. 1119, does not contain this language.

S. F. No. 1317, page 2, lines 3 through 9, contain the language:

"When an insurer proposes an increase in rates of 20 percent or more, it shall accompany its proposal with a claims listing for the appropriate period that explains the proposed increase. When a contract is resubmitted for this because of a proposed increase in rates of 20 percent or more the claims listing shall accompany the specifications for the contract.";

whereas H. F. No. 1119, does not contain this language.

SUSPENSION OF RULES

Vento moved that the rules be so far suspended that S. F. No. 1317 be substituted for H. F. No. 1119 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1247 and H. F. No. 1313, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 1313, page 6, lines 15 through 20, read:

"(Official Title or municipality where witness is eligible voter).

(Here write name of office or official character of attesting witness, such as notary public, postmaster, etc. or that the witness is an eligible voter in the absentee's municipality.)";

whereas, S. F. No. 1247, page 6, lines 15 through 20 read:

"(Official Title or address where witness is registered voter)

(Here write name of office or official character of attesting witness, such as notary public, postmaster, etc. or that the witness is an eligible voter in the absentee's county, who has voted within the last four years.)"

H. F. No. 1313, page 7, lines 3 and 4 read: "authority to administer an oath or take an acknowledgment *or an eligible voter in your municipality.*"; whereas, S. F. No. 1247, page 7, lines 3 through 5 read: "authority to administer an oath or take an acknowledgment *or an eligible voter in your county, who has voted in the last four years.*"

H. F. No. 1313, page 7, lines 24 through 26 read: "offices. *When the person taking your acknowledgement is an eligible voter of your municipality he must state the fact below his signature.* Insert the "Ballot Envelope" in the"; whereas, S. F. No. 1247, page 7, lines 25 through 27 read: "offices. *When the person taking your acknowledgement is an eligible voter of your county he must state the fact below his signature.* Insert the "Ballot Envelope" in the "Return" "

SUSPENSION OF RULES

Tomlinson moved that the rules be so far suspended that S. F. No. 1247 be substituted for H. F. No. 1313 and that the House File be indefinitely postponed. The motion prevailed.

REPORT FROM THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Pursuant to Rule 14, Mr. Anderson, I., for the Committee on Rules and Legislative Administration, designated the following bill as a Special Order for Tuesday, May 8, 1973, to be acted upon immediately following the Consent Calendar: H. F. No. 2224.

REPORTS OF STANDING COMMITTEES

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 781, A bill for an act relating to the attorney general; payment of attorneys' fees for special counsel with respect to The Bush Foundation; appropriating money therefor.

Reported the same back with the recommendation that the bill be indefinitely postponed.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 1146, A bill for an act relating to the city of Bloomington; providing reimbursement to the city for the cost of plating land for the Normandale state junior college; and appropriating funds for special assessments levied by the city against property of the college.

Reported the same back with the following amendments:

Page 1, strike lines 10, 11, 12, 13, and 14.

Page 1, line 15, strike "Subd. 2." and insert in lieu thereof "Section 1."

Page 1, line 16, strike "\$129,805.44" and insert in lieu thereof "\$86,725.78".

To amend the title by striking lines 3, 4, and 5 thereof, and in line 8 thereof, following "the" and before "college" insert the words "Normandale state junior".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 1202, A bill for an act relating to natural resources and the environment; establishing the Minnesota environmental quality council; stating the powers and duties of the council; appropriating money.

Reported the same back with the following amendments:

Page 2, line 1, strike "a".

Page 2, strike line 2.

Page 2, line 3, strike "governor" and insert in lieu thereof "the governor or his designee".

Page 3, strike line 6.

Page 3, line 7, strike "environmental matters and".

Page 3, strike lines 12 and 13 and insert in lieu thereof "with regard to programs, studies, regulations, permits and procedures significantly affecting the environment, provided that such resolution of conflicts is consistent with state environmental policy."

Page 3, line 17, strike "indicating approval or".

Page 3, line 18, strike "disapproval of" and insert in lieu thereof "with comments on".

Page 3, line 19, strike "and listing the reasons for such action." and insert a period after "agencies".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 1849, A bill for an act relating to education; prescribing additional duties for the higher education coordinating commission; appropriating money; amending Minnesota Statutes 1971, Sections 136A.04 and 136A.05.

Reported the same back with the following amendments:

Page 2, line 10, strike "plans" and substitute "requests".

Page 3, after line 14, add the following:

"Sec. 4. All information, analyses, and findings generated by the Higher Education Coordinating Commission staff in assisting the Commission with performance of duties prescribed in Section 136A.04, clauses (e), (f), (g), and (h) shall be made available to the Committee on Appropriations of the House of Representatives and the Committee on Finance of the Senate."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 2364, A bill for an act relating to human services; providing for the rendering of human services by a single board; permitting the joint exercise of powers by counties in the provision of human services; appropriating money.

Reported the same back with the following amendments:

Strike everything after the enacting clause and substitute the following language:

"Section 1. [AGREEMENT.] Subdivision 1. One or more contiguous counties, having an aggregate population of 50,000 or more persons or comprising all the counties within a region designated pursuant to Minnesota Statutes, Sections 462.381 to 462.396 or Minnesota Statutes, Chapter 473B, situated within the boundaries of the same region designated pursuant to Minnesota Statutes, Sections 462.381 to 462.396 or Minnesota Statutes, Chapter 473B, may, by resolution of their county boards of commissioners, designate a human services board having the composition, powers, and duties provided in this act.

Subd. 2. Any agreement pursuant to subdivision 1 shall be governed by this act and Minnesota Statutes, Section 471.59 provided that a county board may withdraw from the agreement only after one year's notice to all other counties party to the agreement which notice shall be delivered on or before the last day of the current fiscal year.

Sec. 2. [COMPOSITION OF BOARD.] Subdivision 1. Human services boards shall be composed as follows:

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

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

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

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

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

(b) Employ staff to carry out the purposes of this act;

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

(d) Develop a plan for the delivery of human services, which shall include court services, public health services, public assistance, mental retardation services, social services, mental health services, and others of similar classification; and

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

Subd. 3. [COUNTY FUNDING.] The county boards of commissioners, party to the agreement, shall determine the proportional financial responsibility of each county to support the programs and services of the board. The agreement may provide for payments by each county based upon use by residents of the county of a particular program or service provided, or by other arrangements as determined pursuant to the agreement. Each county shall be subject to applicable requirements of law concerning funding, and to existing limitations upon the authority to levy taxes, for any particular program or service.

Subd. 4. [GRANTS.] The departments of corrections, health, and public welfare shall provide funds from any grant or subsidy program or other authorized source to the human services board, based upon a plan which satisfies the standards and regulations of the individual state agency, and which represents all subsidy money for human services which each agency commits to programs within counties comprising the human services board.

Sec. 3. [ADVISORY COMMITTEE.] Each human services board shall appoint an advisory committee, which shall actively participate in the formulation of the plan for the development, implementation and operation of the programs and services by the board, and shall make a formal recommendation to the board at least annually concerning the annual budget of the board and the implementation of the plan during the ensuing year.

Membership on the advisory committee shall consist of no more than 25 persons serving three year terms. The chairman shall be appointed by the human services board and may not be a member of a county board.

One-third of the members of the advisory committee shall be representatives of those persons receiving services provided by the human services board. No more than one-third may be providers or employees of providers of services. The remaining members shall represent the citizens of the counties.

The advisory committee shall appoint at least three permanent task forces to assist it in its functions: Corrections, social and mental health services, and public health.

Task force membership shall be constituted to fulfill state agency requirements for receiving categorical funds. Where appropriately constituted, these task forces may replace those advisory bodies required by statute and regulation to advise coun-

ty welfare boards and other county and area boards. Individuals not members of the advisory committee may be appointed to the task forces; provided, however, that each task force shall be chaired by a member of the advisory committee.

The human services board shall provide staff assistance to the advisory committee.

Sec. 4. [DELEGATION OF FUNCTIONS; FINANCIAL AID.] Subdivision 1. During the biennium ending June 30, 1975, the commissioner of corrections, state board of health, and commissioner of public welfare may, without reference to the provisions of Minnesota Statutes, Chapter 15, delegate any duty, authority, or responsibility vested in their respective departments relative to any program or service presently provided by the state, to any human services board which has in effect an approved plan for the affected program or service. The authority granted under this section shall include the authority to transfer to a human services board that portion of any unexpended appropriation which represents a saving to the department concerned by virtue of the assumption by the board of the duty, authority, or responsibility so delegated. No state employee shall be involuntarily terminated from employment by any action under this section.

Subd. 2. [STANDARDS.] The delegation of any duty, authority, or responsibility, and transfer of funds therewith, shall be subject to the maintenance by the human services board of applicable standards prescribed by the respective department, pursuant to the provisions of subdivision 1. Upon failure to maintain the prescribed standards, any delegated function and unexpended funds shall revert to the department concerned according to procedures established by it.

Subd. 3. [REPORTS.] The exercise of any transfer of function or funds pursuant to subdivisions 1 and 2 shall be immediately reported to the committees on appropriations of the house of representatives and finance of the senate.

Sec. 5. [EMPLOYEES.] Subdivision 1. All persons employed by a county, whose functions are assumed by a human services board, shall continue as employees of the board without loss in seniority, status, or benefits, and subject to any merit or civil service system.

Subd. 2. Not later than 90 days after the designation of a human services board established pursuant to section 1 of this act any county board, committee or commission having authorities or duties in the areas designated in section 2, subdivision 2, clause (d) of this act shall cease its operation and no per diem or reimbursement of expenses shall be paid to any member of the board, committee or commission.

Subd. 3. Each member of the human services board may receive a per diem and be reimbursed expenses in the performance of official duties in the amount and within the limitations as are members of county welfare boards provided in Minnesota Statutes, Section 393.03.

Sec. 6. [IMPLEMENTATION.] Upon the designation as a human services board, the board shall transmit copies of the agreement documents to each affected state agency, the regional development commission, if established, and the governor. Each affected department shall assign personnel to assist the board in preparing its organization and initial plan for receipt of operating funds. Within six months of its creation, each human services board shall present its initial plan and budget to affected state agencies.

Sec. 7. [TERMINATION.] The county boards party to an agreement to designate a human services board may terminate the agreement and no longer manage the public resources devoted to human services in their counties but only on notice of an intention to terminate delivered to the commissioner of public welfare, state board of health, and commissioner of corrections not less than 90 days before the effective date of the termination. On the termination all public resources devoted to human services shall be managed in accordance with provisions of law in effect on June 30, 1973.

Sec. 8. [PILOT PLANNING GRANTS.] The state planning agency shall designate no more than two human services boards as participants in a pilot study to plan for the development and delivery of services and programs pursuant to this act. Any human services board designated for a pilot study grant shall receive financial assistance to plan and implement its responsibilities under this act. No grant pursuant to this section shall be made to any individual county.

Sec. 9. [REPORTS TO LEGISLATURE.] Each affected state agency shall report to the standing committees concerned, and the committees on appropriations and finance of the house of representatives and the senate, any grant made to a human services board pursuant to this act; and shall present a report to the legislature concerning recommendations regarding experience under, and suggested amendments to, this act not later than January 1, 1975.

Sec. 10. [APPROPRIATION.] There is hereby appropriated the sum of \$183,000 to the state planning agency for the biennium June 30, 1975, for the purpose of grants, evaluation and coordination pursuant to section 8.

Sec. 11. This act may be cited as the human services act.

Sec. 12. This act is effective July 1, 1973."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 507, A bill for an act relating to water pollution; pollution control agency; providing financial assistance to mu-

municipalities for the construction of waste disposal systems; amending Minnesota Statutes 1971, Sections 116.16, Subdivisions 2, 3, 4, 6, 7 and 9; 116.17, Subdivision 5; 116.18, Subdivisions 1 and 2; repealing Minnesota Statutes 1971, Sections 116.15; 116.18, Subdivision 3, and cancelling an appropriation.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 1030, A bill for an act relating to the attorney general; payment of attorneys' fees for special counsel with respect to The Bush Foundation; appropriating money therefor.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mrs. McMillan from the Committee on Crime Prevention and Corrections to which was referred:

S. F. No. 973, A bill for an act relating to peace officer training; regulating certain peace officer training; amending Minnesota Statutes 1971, Sections 626.846; 626.847; 626.852; and 626.853.

Reported the same back with the following amendments:

Page 1, line 20, after "*thereof*," strike "*with a population*".

Page 1, line 21, strike "*over 650*" and insert "*regardless of population*".

Page 3, strike lines 13 through 28.

Page 4, strike lines 1 through 7, and insert in lieu thereof:

"Sec. 4. *Minnesota Statutes 1971, Section 626.853, is repealed.*"

Further amend the title as follows:

Page 1, line 6, after "626.852;" strike "and 626.853" and insert "repealing Minnesota Statutes 1971, Section 626.853."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 2285, A bill for an act relating to state parks; establishing the St. Croix Wild River state park in Chisago county;

appropriating money; amending Minnesota Statutes 1971, Sections 85.012, Subdivision 1; and 85.012, by adding a subdivision.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

S. F. No. 1726, A bill for an act authorizing the commissioner of natural resources to convey the interests of the state in certain lands in Goodhue county.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

S. F. No. 2014, A bill for an act relating to natural resources; enlarging certain trail acquisition authority; amending Minnesota Statutes 1971, Section 84.029, Subdivision 2.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

H. F. No. 1387, A bill for an act relating to election matters; authorizing political party organization in legislative districts; amending Minnesota Statutes 1971, Sections 202.21; 202.22, Subdivisions 2 and 3; 202.25; and 202.26, Subdivision 4.

Reported the same back with the recommendation that the bill be indefinitely postponed.

The report was adopted.

Mr. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

S. F. No. 1233, A bill for an act relating to veterans; regulating the appointment, term and compensation of veterans service officers; amending Minnesota Statutes 1971, Section 197.60, Subdivisions 1, 2 and 3.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

S. F. No. 1724, A bill for an act relating to election matters; authorizing political party organization in legislative districts;

amending Minnesota Statutes 1971, Sections 202.21; 202.22, Subdivisions 2 and 3; 202.25; and 202.26, Subdivision 4.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 477, A bill for an act relating to the public health; creating a sanitarian advisory council; prescribing powers and duties for such council; providing a penalty.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred;

H. F. No. 951, A bill for an act relating to ethics in political activity; creating a state ethics commission to regulate lobbying activity and campaign financing; appropriating money; providing a penalty; repealing Minnesota Statutes 1971, Sections 211.06; 211.16; 211.17; 211.20; 211.21; 211.22; 211.25; and 211.32.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. [PUBLIC POLICY.] The legislature hereby declares that public confidence in government and its individual members is a precondition of representative democracy. It is the intent of the legislature to provide the framework in which such confidence can be maintained and nurtured.

The legislature further declares that impartially imposed financial disclosure on public officials, campaigns of candidates for public office, and certain persons who engage in efforts to persuade public officials to take specific actions; limitations upon campaign expenditures of those who seek public office; and public participation in the funding of such campaigns are vital components of such a framework.

The legislature further declares that impartial financial disclosure in no way infringes upon or abridges the people's constitutional right to petition their government for redress of grievances, or to communicate freely with public officials.

Sec. 2. [DEFINITIONS.] Subdivision 1. As used in this act, the following terms have the meanings given them unless the context requires otherwise.

Subd. 2. "Administrative action" means the making of any recommendation, report or decision or taking of any official action by one or more officials in the executive branch, a state regulatory commission, agency or other body in the executive branch, and includes a decision to postpone a decision or action.

Subd. 3. "Affiliated or connected organization" means:

(a) an organization which organized the reporting committee primarily for the purpose of influencing the nomination or election of candidates for office; or

(b) an organization whose primary purpose is to support the reporting committee; or

(c) an organization whose membership is generally similar to that of the reporting committee.

Subd. 4. "Business" means any corporation, partnership, proprietorship, firm, enterprise, franchise, association, organization, or self-employed individual.

Subd. 5. "Business with which he is associated" means any business of which the individual is a director, officer, proprietor, partner, employer, or holder of stock worth \$2,500 or more at fair market value.

Subd. 6. "Calendar year" is the period January 1 through December 31, inclusive, except in the first year of this act when calendar year shall be the period from the effective date of this act through December 31.

Subd. 7. "Candidate" means an individual who seeks nomination for election, or election, to any statewide office or legislative office, other than a federal office for which candidates are required to report under federal laws, whether or not the individual is elected. An individual shall be deemed to seek nomination for election, or election, if he has taken the action necessary under the law of the state of Minnesota to qualify himself for nomination for election, or election, to an office, or received contributions or made expenditures, or has given his consent, implicit or explicit, for any other person to receive contributions or make expenditures, with a view to bringing about his nomination for election, or election, to an office.

Subd. 8. "Cash" means money, securities at market value, balances on deposit in banks and savings and loan institutions, checks, negotiable money orders and other paper commonly accepted by a bank in a deposit of cash, and cash funds in other repositories.

Subd. 9. "Commission" means the state ethics commission.

Subd. 10. "Contribution" means:

(a) A gift, subscription, loan, advance, or deposit of money or anything of value, made to influence the nomination for election, or election, of a person to office;

(b) A contract, promise, or agreement, whether or not legally enforceable, to make a contribution for that purpose;

(c) A transfer of funds between political committees; and

(d) The payment, by any person other than a candidate or political committee, of compensation for the personal services of another person which are rendered to a candidate or committee to influence the nomination for election, or election, of a person to office. "Contribution" shall not be considered to include services provided without compensation by individuals volunteering a portion or all of their time on behalf of a candidate or political committee.

Subd. 11. "Depository" means any bank, savings and loan association or credit union, organized under federal law or state law and transacting business within Minnesota.

Subd. 12. "Election" means any general, special or primary election and any convention or caucus of a political party held to nominate or endorse a candidate.

Subd. 13. "Expenditure" means:

(a) A purchase, payment, distribution, loan, advance, deposit, or gift of money or anything of value, made for the purpose of influencing the nomination for election, or election, of any person to public office;

(b) A contract, promise, or agreement, whether or not legally enforceable, to make an expenditure; and

(c) A transfer of funds between political committees.

Subd. 14. "File" means delivery to the office of the state ethics commission, or, in the case of certain filings, to the appropriate county auditor by midnight of the prescribed filing date, or deposit as certified mail, in an established United States post office, postage prepaid, no later than midnight of the second day next preceding the filing date. Certified mail receipts shall be retained as evidence of filing. In the event the mailing deadline falls on a day in which no mail is certified, the next preceding day on which mail is certified shall be deemed the mailing date.

Subd. 15. "Full name" and "name" mean the identification of the person usually given for business purposes.

Subd. 16. "Legislative action" means introduction, sponsorship, debate, voting and any other official action on any bill, resolution, amendment, nomination, appointment, or report in either house of the legislature or committee thereof.

Subd. 17. "Legislative employee" means any person employed by the legislature or by any of its committees and any person employed by a legislator who is paid from funds provided by the state at a rate in excess of \$15,000 per year.

Subd. 18. "Lobbyist" means any person who:

(a) Makes a total expenditure in excess of \$30 in a calendar month, not including his own travel expenses or membership

dues, for communicating directly with, or reimbursing another to communicate directly with one or more members of the legislative or executive branch to influence legislation or administrative action; or

(b) Makes a total expenditure in excess of \$30 in a calendar month, not including membership dues, to solicit others by an advertising campaign to communicate directly with one or more members of the legislative or executive branch to influence legislation or administrative action; or

(c) Receives compensation from another to communicate directly with one or more members of the legislative or executive branch to influence legislation or administrative action; or

(d) Receives reimbursement in excess of \$30 from another to communicate directly with one or more members of the legislative or executive branch to influence legislation or administrative action; or

(e) As a part of his regular employment periodically communicates directly with a member of the legislative or executive branch to influence legislation or administrative action whether or not any compensation in addition to the salary for that regular employment is received for the communication.

“Lobbyist” does not include an individual acting solely on his own behalf who does not spend an amount in excess of \$30 per month for personal postage and telephone for such solicitation; public officials acting in the course of their office or employment who engage in the conduct described; persons requesting that a claim be filed in their behalf and who testify in furtherance of that claim; persons who own, publish, or are employed by a newspaper or other regular published periodical or radio station, television station, wire service or other bona fide news media which in the ordinary course of business disseminates news, and editorials if such persons engage in no further activities and represent no other persons in connection with the influencing of legislation and administrative action; persons appearing before a legislative committee at the invitation of the committee and who receive no compensation for their appearance and engage in no further activities to influence legislation.

Subd. 19. “Mailing address” and “address” mean apartment or building number, street number, city or town and ZIP code.

Subd. 20. “Minor party” means any party which ran a candidate on the statewide or legislative ballot at the last general election and is not a political party.

Subd. 21. “Occupation and principal place of business, if any” means, if self-employed, type of work or profession and city where self-employed; or, if otherwise employed, type of work or title, name of employer or employing organization and city of employment.

Subd. 22. “Official in the executive branch” or “member of the executive branch” means any member of a state regulatory

commission, agency or other body in the executive branch, and any official or employee of the state receiving from the state a salary at a rate in excess of \$15,000 per year who takes any administrative action, as defined in subdivision 2, but does not include officials or employees of state supported universities and colleges.

Subd. 23. "Official in the legislative branch" or "member of the legislative branch" means any candidate for the legislature in a primary, special or general election, any member or member-elect of the legislature, any member of a commission established by and responsible to the legislature or either house thereof, and any staff member, assistant or employee of the same receiving from the state a salary at a rate in excess of \$15,000 per year.

Subd. 24. "Per capita" means per unit of population.

Subd. 25. "Person" means an individual, corporation, association, firm, partnership, committee, club, labor organization or other organization or group of persons.

Subd. 26. "Political committee" means a person other than an individual whose primary or incidental purpose is to support or oppose any candidate or measure or to influence the result of election.

Subd. 27. "Political party" means an organization which shall have maintained in the state, governmental subdivision thereof or precinct therein in question, a party organization, and presented candidates for election at the last preceding general election one or more of which candidates shall have been voted for in each county within the state at that election and shall have received in the state not less than five percent of the total vote cast for all candidates at that election or whose members in a number equal to at least five percent of the total number of votes cast in the preceding general election in the county where the application is made present to the county auditor a petition for a place on the primary election ballot. For the purposes of this act "political party" does not include a political party's organization within congressional districts, counties, legislative districts, municipalities, wards, and precincts.

Subd. 28. "Principal political committee" means the single political committee which a candidate must designate to receive contributions and make expenditures on his behalf within the limitations imposed by this act.

Subd. 29. "Public office" means the office of governor, lieutenant governor, attorney general, secretary of state, state auditor, state treasurer, state senator and state representative.

Subd. 30. "Public official" means any elected or appointed official or employee of the state, including the executive agencies and the judicial branch, any legislator and any legislative employee.

Sec. 3. [STATE ETHICS COMMISSION; MEMBERSHIP.]
Subdivision 1. There is hereby created a state ethics commis-

sion composed of 11 members as follows: Two members of the Minnesota senate, one appointed by the committee on committees and one appointed by the minority leader from the most numerous minority caucus; two members of the Minnesota house of representatives, one appointed by the speaker and one appointed by the minority leader from the most numerous minority caucus; the secretary of state; and six public members, appointed by the governor with the advice and consent of the senate, no more than three of whom shall be of the same political party and none of whom shall be a holder of public office, an official of the executive or legislative branch or a holder of state office in a political party as defined in Minnesota Statutes, Section 202.20.

Subd. 2. The terms of the members of the commission shall be as follows: The members of the legislature shall serve a two year term; the secretary of state shall serve during his term of office as secretary of state; the public members shall serve a six year term, provided that the public members first appointed shall serve the following terms to be appointed by lot: two shall be appointed for two years, two shall be appointed for four years, and two shall be appointed for six years. No public member shall serve for more than one term.

Subd. 3. If a member ceases to hold the position that qualified him for membership on the commission, a vacancy shall thereby be created. An appointment to fill a vacancy shall be for the balance of the unexpired term only. An appointment must be made within 30 days of a vacancy.

Sec. 4. [OFFICERS.] The commission shall elect one member to serve as chairman and one member to serve as vice-chairman and such other officers as shall appear necessary. The vice-chairman shall act as chairman in the absence or disability of the chairman or in the event of a vacancy in that office. A vacancy in the commission shall not impair the right of the remaining members to exercise all the powers of the commission and eight members thereof shall constitute a quorum for the transaction of business.

Sec. 5. [ANNUAL REPORT.] In addition to any other specific reports called for by this act, or otherwise published by the commission, the commission shall at the close of each fiscal year make an annual report to the legislature, the governor and the public concerning the action it has taken, the names, salaries, and duties of all individuals in its employ and the money it has disbursed. The commission shall include and identify in its report any other reports on matters within its jurisdiction and shall offer recommendations for further legislation as may be required or desirable.

Sec. 6. [DUTIES.] In addition to any other duties prescribed by this act it shall be the duty of the commission:

(a) To prescribe forms for statements, reports and other information required to be filed by this act and to furnish such forms to persons required to file them;

(b) To prepare and publish a manual prescribing uniform systems and methods of accounting and reporting for use by persons required to file statements and reports by this act;

(c) To accept and file any information voluntarily supplied that exceeds the requirements of this act;

(d) To develop a filing, coding, and cross-indexing system consonant with the provisions of this act;

(e) To make the reports and statements filed with it available for public inspection and copying during regular office hours, and to make copying facilities available free of charge or at a charge not to exceed actual cost. Any information copied from reports and statements shall not be sold or utilized by any person for the purpose of soliciting contributions or for any commercial purpose. For the purposes of this section, "any commercial purpose" means any sale, trade, or barter of any list of names or addresses taken from the reports and statements and any use of the lists for any surveys or sales promotion activity. For purposes of this section, "soliciting contributions" means requesting gifts or donations of money, or anything of value for any cause or organization or anything of value for any cause or organization, political, social, charitable, religious, or otherwise;

(f) To preserve such reports and statements for a period of six years from the date of receipt;

(g) To prepare and publish, in addition to the specific summaries and reports required elsewhere in this act, such other summaries of statements and reports received and such other reports as may seem appropriate;

(h) To provide for wide public dissemination of summaries and reports;

(i) To make investigations with respect to statements and reports filed pursuant to this act, with respect to alleged failures to file any statement required under the provisions of this act, and upon complaint by any individual, with respect to alleged violation of any part of this act. In all matters relating to its official duties, the commission shall have the powers possessed by courts of law to issue subpoenas and cause them to be served and enforced. All persons subject to the provisions of this act shall aid the commission in the performance of its duties including, but not limited to, the production for examination of all books, accounts, records, documents, and receipts, and the answering under oath of its lawful inquiries;

(j) To report suspected violations of law to the appropriate law enforcement authorities, including both the attorney general and the appropriate county attorney;

(k) To issue and publish upon request advisory opinions on the requirements of this act, based on a real or hypothetical set of circumstances;

(l) To promulgate, pursuant to Minnesota Statutes, Chapter 15, rules and regulations to carry out the provisions of this act.

Sec. 7. [COMPENSATION.] Each member of the commission shall, for actual time engaged in the business of the commission, receive \$35 per day.

Sec. 8. [OFFICES.] The office of the commission shall be in the state capitol complex, but it may meet or exercise any or all of its powers at any other place in the state. All administrative services such as supplies, office space and furnishings, payroll preparation and accounting services shall be provided to the commission by the secretary of state.

Sec. 9. [EMPLOYEES.] The commission shall appoint an executive director who shall be in the unclassified service to serve at the pleasure of the commission. The executive director shall be responsible for the administrative operations of the commission and shall perform such other duties as may be delegated or assigned to him from time to time by the commission. The commission, however, may not delegate the making of regulations to the executive director. The executive director may employ such persons as the commission finds necessary to carry out the provisions of this act subject to appropriation.

Sec. 10. [POLITICAL ACTIVITY.] All public members, agents, attorneys, and employees of the commission, except elected officials, shall be subject to any provisions of law regulating political activity by state employees.

Sec. 11. [INSPECTION OF DOCUMENTS FILED.] The executive director of the commission or his staff shall inspect all registrations, statements, reports, and disclosures filed with the commission as promptly as is necessary to comply with any provision of this act, but no later than ten days after they are filed. He shall notify the person required to file a document with the commission under this act immediately if ;

(a) Upon inspection of a filed document, or other records it appears that the person has failed to file a statement as required by this act, or that a document filed by the person does not conform to this act; or

(b) A written complaint is filed with the commission by any eligible voter alleging that a document filed with the commission does not conform to this act or to the truth, or that a person has failed to file a statement, disclosure, report, document, or registration required by this act.

Sec. 12. [AUDITS.] The commission may conduct audits to assure compliance with this act.

Sec. 13. [LOBBYIST REGISTRATION.] Subdivision 1. Each lobbyist shall, not later than five calendar days after commencing lobbying activity, file a registration form with the commission. Registration or reports by an individual lobbyist shall not exempt either the person whom the lobbyist represents or that lobbyist's employees from registering or filing reports, if they are also lobbyists as defined herein.

Subd. 2. The registration form shall be prescribed by the commission and shall include the registrant's full name and complete address, place of business; the full name and complete address of each person, whether or not an employee, who will lobby on behalf of the registrant; the full name and complete address of each person, if any, by whom the registrant is retained or employed or on whose behalf the registrant appears; the date on which the registrant expects his lobbying to end; and a general description of the matters on which the registrant expects to lobby and the position of the registrant on each matter listed. If the registrant lobbies or purports to lobby on behalf of an organization with members, such registration form shall include a statement of the approximate number of members, the name and address of all directors and an outline of the procedure by which the organization adopts a policy.

Sec. 14. [LOBBYIST REPORTING; INFORMATION REQUIRED.] Subdivision 1. Each person who registers pursuant to section 13 shall file with the commission a report concerning his activities during the preceding calendar month within ten days after the close of each calendar month of each year as long as such registrant continues to engage in any lobbying activity.

Subd. 2. Each person about whose activities a registrant is required to report by subdivision 1 shall provide a full account of such activities to the registrant at least five days before such registrant's report is due to be filed.

Subd. 3. Such report shall be on a form prescribed by the commission, and shall include a complete and up-to-date statement of the information required to be supplied under section 14 plus the following information for the preceding calendar month:

(a) The registrant's total expenditures on lobbying and a breakdown of such expenditures into the following categories: the cost of publication and distribution of each publication used in lobbying; other printing; media; advertising, including production costs; postage; travel; salaries and fees, including allowances, rewards and contingency fees; entertainment; telephone and telegraph; and other expenses;

(b) A list of each contribution and membership fee of \$200 or more paid to the registrant regardless of whether it was paid solely for the purpose of lobbying, with the full name and complete address and principal business activity of each payor and the subject matter, if any, for which such contribution was made;

(c) A list of each honorarium, gift or loan, in excess of \$10 in value, paid to an official in the legislative or executive branch, by any employee of the registrant, by any lobbyist who received compensation or reimbursement for expenses from the registrant, or, if the registrant is a person other than an individual, by any officer or official of the registrant.

Sec. 15. [CERTIFICATION OF FORMS.] Each lobbyist registration form and report required to be filed under this act shall be signed and certified as true and correct by the registrant, or, if the registrant is a person other than an individual, by an appropriate officer of such registrant. Each person required to file a registration form or report shall file one that conforms to this act and to the truth.

Sec. 16. [LEGISLATIVE REPORT.] Beginning with the third Monday following the beginning of any regular or special session of the legislature and on every Monday thereafter for the duration of such session the executive director of the commission shall from his records report to each house of the legislature the names of lobbyists registered under this act who were not previously reported, the names of the persons whom they represent as such lobbyists and the subjects of legislation in which they are interested. Such report shall be incorporated into the journal of each house of the legislature.

Sec. 17. [FALSE STATEMENTS PROHIBITED.] No lobbyist shall knowingly or willfully make any false statement or misrepresentation of the facts to any official in the legislative or executive branch, or knowing a document to contain a false statement, cause a copy of such document to be received by an official in the legislative or executive branch without notifying such official in writing of the truth.

Sec. 18. [CONTINGENT FEES PROHIBITED.] No person shall be employed as a lobbyist for a compensation dependent in any manner upon the result or outcome of any legislative or executive action.

Sec. 19. [PUBLIC OFFICIAL, CONDUCT.] No public official shall use his official position or office to obtain financial gain for himself, any member of his household, or any business with which he or a member of his household is associated, unless the financial gain affects him no more greatly than other members of a business classification, profession, occupation, or other group to which he belongs.

Sec. 20. [GIFTS TO PUBLIC OFFICIALS.] Subdivision 1. No person shall offer or give to a public official or a member of a public official's household and no public official shall solicit or receive anything of value, including a gift, favor or service or a promise of future employment, based on any understanding that such public official's vote, official actions or judgment would be influenced thereby, or where it could reasonably be inferred that the thing of value would influence the public official in the discharge of his duties, or as a reward, or which would cause the total value of such things received from the same person not a member of such public official's household to exceed \$100 during any single calendar year.

Subd. 2. No person shall offer or pay to a public official and no public official shall solicit or receive any money in addition to that received by the public official in his official capacity for

legislative advice or assistance, or for advice given in the course of the public official's employment or relating to such employment.

Sec. 21. [CONFIDENTIAL INFORMATION.] No public official shall use or disclose confidential information gained in the course of or by reason of his official position or activities in any way that could result in financial gain for himself or for any other person.

Sec. 22. [CONFLICTS OF INTEREST.] Subdivision 1. Any public official who, in the discharge of his official duties, would be required to take an action or make a decision that would substantially affect his financial interests or those of a business with which he is associated, unless the benefit or detriment affects him no more greatly than other members of a business classification, profession, occupation, or other group to which he belongs, shall take the following actions:

(a) He shall prepare a written statement describing the matter requiring action or decision, and the nature of his potential conflict of interest with respect to such action or decision;

(b) He shall cause copies of such statement to be delivered to the state ethics commission and to his immediate superior, if any;

(c) If he is a legislator or legislative employee, he shall deliver a copy of such statement to his presiding officer. The presiding officer may, upon request, excuse a legislator from votes, deliberations, and other action on the matter on which a conflict may exist; and

(d) If he is not a legislator, his superior, if any, shall assign the matter to another employee who does not have a potential conflict of interest. If he has no immediate superior, he shall take steps as the commission shall prescribe through rules or regulations to remove himself from influence over actions and decision on the matter on which the potential conflict exists.

Subd. 2. No official of the executive or legislative branch shall represent a client before any state regulatory department or agency for a fee; provided that this section shall not be construed to prohibit a public official from practicing before the courts of this state or the workmen's compensation commission or filing papers of incorporation or tax returns or from practicing for compensation before any state board or agency in connection with, or in any matter related to, any case, action, or proceeding filed and pending in any state or federal court; and provided that this section shall not act to prohibit a member from making inquiry for information on behalf of a constituent before a state board or agency, if no fee or reward is given or promised in consequence thereof; and provided that the prohibition contained in this subdivision shall not apply to a partnership in which the public official is a member and provided that the prohibition contained in this subdivision shall not apply in connec-

tion with any matter pending before any state board or agency on the operative date of this subdivision if the affected public official is attorney of record or representative in the matter prior to such operative date.

Subd. 3. No public official and no business with which a public official is associated shall enter into any contract in excess of \$3,000 with a state agency which is to be paid in whole or in part out of state funds unless the contract has been awarded through a process of public notice and competitive bidding.

Subd. 4. No person shall offer or give to a member or employee of a state regulatory commission that regulates a business with which such person is associated, and no member or employee of a state regulatory commission shall solicit or accept from any such person, anything of value, including a promise of future employment or a favor or service, while the member or employee is associated with the regulatory commission. No former member or employee of a state regulatory commission shall serve as a lobbyist or represent clients before such regulatory commission for a period of three years after he leaves such regulatory commission.

Sec. 23. [STATEMENT OF ECONOMIC INTERESTS.]

Subdivision 1. Within 14 days after an individual accepts appointment or files for office in the executive or legislative branch or a judge of the Minnesota supreme or district court he shall file a statement of economic interests at the office of the commission.

Subd. 2. Each official who receives a declaration of candidacy or petition to appear on the ballot from an individual required by subdivision 1 of this section to file statement and each official who nominates such an individual shall within five days of such receipt or nomination, notify the commission of the name of each such individual and the date of the declaration, petition or nomination.

Subd. 3. The commission shall notify such official, and in the case of candidates for appointive office, the clerk of the body that will approve or disapprove the nomination, of the name of the individual who has filed a statement of economic interests at the office of the commission and of the date on which such statement was filed.

Subd. 4. Other provisions of the law notwithstanding, a candidate for elective office described in subdivision 1 who does not submit a statement of economic interests in accordance with the requirements of this act within 14 days after he files for office shall be notified by the filing officer through certified mail. A candidate who knowingly fails to submit said statement of economic interest within ten days after receipt of such notice shall be guilty of a gross misdemeanor.

Subd. 5. If an individual who is a nominee for appointive office described in subdivision 1 fails to file a statement of econom-

ic interests in accordance with the provisions of this act within 20 days after such nomination, the nomination shall not be approved or ratified until at least five days after he has filed such statement of economic interests.

Subd. 6. No individual appointee described in subdivision 1 who receives from the state a salary at a rate in excess of \$15,000 per year and no official of the legislative branch shall be allowed to take the oath of office or enter upon his duties unless he has filed a statement of economic interests in accordance with the provisions of this act at the office of the commission.

Subd. 7. Any statement of economic interests filed under this act shall be on a form prescribed by the commission, and the individual filing the statement shall supply the following information:

(a) The name of each business and trust in which he has a financial interest, and the nature and category of the amount of such interest;

(b) A list of any offices or directorships held by him in a corporation, firm or enterprise;

(c) The legal description of all real estate in Minnesota in which he has any interest, direct or indirect, including an option to buy, excluding homesteaded property and property valued at less than \$1,000 at the time such statement is filed;

Subd. 8. Where an amount is required to be reported by category, the individual shall report whether the amount is at least \$1,000 but less than \$10,000, at least \$10,000, but less than \$25,000, or \$25,000 or more. An amount of stock may be reported by number of shares instead of by category of dollar value. Less than \$1,000 need not be reported. No provision of this act shall be held to prevent any person from filing more information or more detailed information than required.

Subd. 9. Each individual who is required to file a statement of economic interests under this act shall file an updated statement at the office of the commission every six months if there is any addition, deletion or change in his financial status with respect to which information is required to be supplied under this section; provided that, if the individual has filed with the commission the description by name, amount and schedule of payments of a continuing arrangement relating to an item required to be reported under this act, an updated statement need not be filed for each payment under such continuing arrangement, but only if the arrangement is terminated or altered.

Subd. 10. All persons presently serving in an office described in subdivision 1 shall file a statement of economic interests in accordance with the provisions of this act at the office of the commission within 60 days after the effective date of this act, and shall receive no compensation after such filing deadline until he files such statement.

Sec. 24. [ORGANIZATION OF POLITICAL COMMITTEES.] Subdivision 1. Every political committee shall have a chairman and a treasurer.

Subd. 2. No contribution shall be accepted and no expenditure shall be made by or on behalf of a political committee at a time when there is a vacancy in the office of chairman or treasurer.

Subd. 3. Every candidate shall designate and cause to be formed a single principal political committee.

Subd. 4. A candidate may at any time, without cause, remove and replace the chairman, treasurer or any other officer, including any deputy treasurer, of the candidate's principal political committee.

Subd. 5. The candidate and members of his principal political committee specified on the statement of organization shall be responsible for complying with the provisions of this act.

Sec. 25. [DEPUTY TREASURERS AND DEPOSITORIES.] Subdivision 1. The treasurer of any political committee may appoint as many deputy treasurers as deemed necessary provided however that the treasurer shall be responsible for the accounts of all deputy treasurers.

Subd. 2. The treasurer of any political committee may designate not more than one depository in each county in which a campaign is conducted.

Sec. 26. [ACCOUNT WHICH MUST BE KEPT.] Subdivision 1. It shall be the duty of a treasurer of a political committee to keep a detailed and exact account of:

(a) All contributions made to or for the committee;

(b) The full name and mailing address, if any, of any person making a contribution in excess of \$25, and the date and amount thereof;

(c) All expenditures made by or on behalf of the candidate or committee; and

(d) The full name and mailing address and occupation and the principal place of business, if any, of every person to whom any expenditure is made, the date and amount thereof and the name and address of, and office sought by, each candidate on whose behalf such expenditure was made.

Any person violating any provision of this subdivision shall, upon conviction thereof, be guilty of a misdemeanor.

Subd. 2. It shall be the duty of the treasurer to obtain and keep a receipted bill, stating the particulars, for every expenditure made by or on behalf of a political committee in an amount in excess of \$100, and for any expenditure in a lesser amount, if the aggregate amount of lesser expenditures to the same per-

son during a calendar year exceeds \$100. A cancelled check showing payment of a bill, together with the bill or invoice stating the purpose of the expenditure, shall be deemed to be a receipted bill. The treasurer shall preserve all receipted bills and accounts required to be kept by this section for a period of not less than six years.

Sec. 27. [REGISTRATION OF POLITICAL COMMITTEES.] Subdivision 1. The treasurer of a political committee shall register with the state ethics commission within 12 days of the date upon which the committee has received contributions or made expenditures or anticipates receiving contributions or making expenditures in excess of \$100.

Subd. 2. The statement of organization shall include:

- (a) The name and address of the committee;
- (b) The names, addresses, and relationships of affiliated or connected organizations;
- (c) The geographic area in which it will operate and the purpose of the committee;
- (d) The name, address, and position of the custodian of books and accounts;
- (e) The name and address of the chairman and the treasurer and the name and address of any other principal officers including deputy treasurers, if any;
- (f) The name, address, office sought, and party affiliation of (i) each candidate whom the committee is supporting, and (ii) any other individual, if any, whom the committee is supporting for nomination for election, or election, to any public office whatever; or, if the committee is supporting the entire ticket of any party, the name of the party;
- (g) A statement whether the committee is a continuing one;
- (h) A listing of all depositories or safety deposit boxes used.

Subd. 3. Any change in information required in subdivision 2 shall be forwarded to the state ethics commission by the chairman or treasurer of the political committee within five days of the change.

Sec. 28. [CONTRIBUTIONS.] Subdivision 1. Anonymous contributions in excess of \$25 shall not be retained by any committee or candidate. Such contributions shall be forwarded to the state ethics commission and shall become part of and be added to the state elections campaign fund.

Subd. 2. All funds of a political committee shall be segregated from, and may not be commingled with, any personal funds of officers, members, or associates of the committee.

Subd. 3. All funds received by or on behalf of any candidate or political committee shall within five days after the receipt

thereof, Sundays and holidays excepted, be deposited by a treasurer or a deputy treasurer in a designated depository in an account clearly designated as the campaign fund of such candidate or political committee.

Subd. 4. Any person violating any provisions of this section shall, upon conviction thereof, be guilty of a misdemeanor.

Sec. 29. [EXPENDITURES.] Subdivision 1. All expenditures, other than the transfer of funds between political committees, must be authorized by the candidate or treasurer or deputy treasurer of the committee making the expenditure.

Subd. 2. The transfer of funds between political committees shall be authorized by the treasurer of the political committee making the transfer.

Subd. 3. No person may expend funds in an aggregate amount in excess of \$100 on behalf of a candidate without receiving from the treasurer of that candidate's principal political committee (i) prior authorization and (ii) certification that the expenditures will not exceed the limits on expenditures as set forth in section 37. Expenditures in an aggregate amount in excess of \$100 shall be counted against the spending limitations on the principal political committee of that candidate.

Subd. 4. The treasurer or deputy treasurer of a political committee may make an authorization for petty cash in any reporting period in an amount of not more than \$30 per week for statewide races and \$20 per week in legislative races to be used for miscellaneous expenditures.

Subd. 5. Each authorization shall state the amount and purpose of the expenditure and shall be signed by the treasurer or deputy treasurer of the committee making the expenditure.

Subd. 6. Any person violating any provisions of this section shall, upon conviction thereof, be guilty of a misdemeanor.

Sec. 30. [BILLS WHEN RENDERED AND PAID.] Subdivision 1. Every person who shall have any bill, charge or claim against any political committee for any expenditure made in relation to an election shall render in writing to the treasurer of such committee such bill, charge or claim within 30 days after the day of the election in connection with which such bill, charge or claim was incurred. No bill, charge, or claim incurred prior to the election shall be paid which is not so presented within 30 days after such election.

Subd. 2. The candidate, treasurer and deputy treasurer of any political committee shall be personally responsible for all obligations authorized by the treasurer or deputy treasurer.

Sec. 31. [REPORTS.] Subdivision 1. Every treasurer of a political committee shall file the reports required by this section if the committee receives contributions or makes expenditures on behalf of a candidate who stands for election in excess of \$100 in that calendar year.

Subd. 2. The reports shall be filed with the state ethics commission by midnight of the following dates:

(a) In years in which any candidate being supported does not stand for election:

- (1) January 7;
- (2) June 7.

(b) In years in which any candidate being supported stands for election:

- (1) June 7;
- (2) August 7;
- (3) Five days before any primary election in which the candidate stands for election;
- (4) October 7;
- (5) Five days before any general election in which a candidate stands for election;
- (6) Thirty days after the last election in which he is a candidate in a calendar year.

(c) In special or special primary elections in which a candidate stands for election:

- (1) Thirty days before any special or special primary election;
- (2) Five days before any special or special primary election.

Subd. 3. Each report under this section shall disclose:

(a) The amount of cash on hand at the beginning of the reporting period;

(b) The full name and mailing address and occupation and the principal place of business, if any, of each person who has made one or more contributions to or for the committee including the purchase of tickets for dinners, luncheons, rallies, and similar fundraising events within the calendar year in an aggregate amount or value (i) in excess of \$100, if the contribution or contributions are made in support of candidates for statewide office; or (ii) in excess of \$25 if the contribution or contributions are made directly to the principal political committee of a candidate for legislative office; together with the amount and date of the contributions, and the aggregate amount of contributions within the calendar year of each contribution so disclosed. The lists of contributors shall be in alphabetical order;

(c) The total sum of individual contributions made to or for the committee during the reporting period and not reported under clause (b);

(d) The name and address of each political committee or candidate from which the reporting committee received, or to

which that committee made, any transfer of funds, together with the amounts and dates of all transfers. The lists shall be in alphabetical order;

(e) Each loan to or from any person within the calendar year in an aggregate amount or value in excess of \$100, together with the full names and mailing address, occupations and the principal places of business, if any, of the lender or endorsers, if any, and the date and amount of the loans;

(f) The total amount of proceeds from (i) the sale of tickets to each dinner, luncheon, rally, or other fundraising event; (ii) mass collections made at such events; and (iii) sales of items such as campaign pins, buttons, badges, flags, emblems, hats, banners, literature, and similar materials;

(g) Each contribution, rebate, refund, or other receipt in excess of \$100 not otherwise listed under clauses (b) to (f);

(h) The total sum of all receipts by or for the committee during the reporting period;

(i) The full name and mailing address and occupation and the principal place of business, if any, of each person to whom expenditures have been made by the committee or on behalf of the committee within the calendar year in an aggregate amount or value in excess of \$100, the amount, date and purpose of each expenditure and the name and address of, and office sought by, each candidate on whose behalf the expenditure was made;

(j) The sum of individual expenditures which is not otherwise reported under (i);

(k) The full name and mailing address and occupation and the principal place of business, if any, of each person to whom an expenditure for personal services, salaries, and reimbursed expenses in excess of \$100 has been made, and which is not otherwise reported, including the amount, date, and purpose of the expenditure;

(l) The sum of individual expenditures for personal services, salaries and reimbursed expense which is not otherwise reported under (k);

(m) The total sum of expenditures made by the committee during the reporting period;

(n) The amount and nature of debts and obligations owed by or to the committee, in the form the ethics commission may prescribe, and a continuous reporting of their debts and obligations after the election until the debts and obligations are extinguished.

(o) The name of each person or political committee which has been authorized by the treasurer to make expenditures on behalf of the candidate and the nature and amount of each authorized expenditure.

Subd. 4. The reports shall cover the time from the last day of the period covered by the last report to seven days prior to the filing date.

Subd. 5. In any statewide contest any contribution of \$1,000 or more or, in any legislative contest, any contribution of \$100 or more, which is not included in the last report prior to an election, shall be reported by telegram within 48 hours after its receipt and in the next required report.

Subd. 6. Every person, other than a political committee, who makes expenditures on behalf of a candidate other than by contribution to a political committee in an aggregate amount in excess of \$100 within a calendar year shall file with the state ethics commission a statement containing the information required of a political committee or candidate. Statements required by this section shall be filed on the dates on which reports by political committees are filed.

Subd. 7. If no contribution is received or expenditure made by or on behalf of a candidate or political committee during a period described in this act, the treasurer of the political committee shall file with the state ethics commission, at the time required by this act for the period, a statement to that effect. Each statement shall be signed and certified as true and correct by the political treasurer required to file it.

Sec. 32. [REPORTS TO COUNTY AUDITOR.] Subdivision 1. All reports or statements that must be filed with the ethics commission by the principal political committee of legislative candidates shall also be filed with the county auditor of each county in which the legislative district lies.

Subd. 2. The copies of reports filed with the county auditor need not be verified copies.

Subd. 3. Such reports shall be available to the public in the manner prescribed by section 6, clause (e) and retained until six months after the election to which they refer.

Sec. 33. [INSPECTION AND SUMMARIES OF STATEMENTS.] Subdivision 1. In addition to the general examination specified in section 11, the executive director of the commission shall prepare appropriate summaries as prescribed by this section.

Subd. 2. Summaries of statements filed with the commission shall be made available for public distribution on the 60th, 15th, and third calendar days before the election at which the candidates or measures are to be voted upon, and the 15th calendar day after such election, and as part of the commission's annual report provided for in section 4.

Subd. 3. Within three months after the date of each election, the executive director of the commission shall examine each statement filed with the commission under this act referring to the election, to determine whether the statement conforms to this

act and to the truth. Such examination shall include a comparison of all reports filed with the commission. The commission may require any person to answer in writing and under oath or affirmation any question concerning the source of any contribution. Failure to answer a question under oath or affirmation as required by this subdivision is a misdemeanor unless the answer is constitutionally privileged.

Sec. 34. [REQUIREMENTS RESPECTING REPORTS AND STATEMENTS.] Subdivision 1. A report or statement required by this act to be filed by a treasurer of a political committee, or by any other person, shall be signed and certified as true by the person required to file the report.

Subd. 2. A copy of a report or statement shall be preserved by the person filing it for a period of at least six years.

Subd. 3. Contributions and expenditures in the nature of debts and other contracts, agreements, and promises to make contributions or expenditures shall be reported in separate schedules. In determining aggregate amounts of contributions and expenditures, such debts and other contracts, agreements and promises shall not be considered as part of the totals of receipts or expenditures until actual payment is made.

Subd. 4. Each contribution in kind shall be declared at fair market value and reported on the appropriate schedule of receipts, identified as to its nature and listed as "contribution in kind". The total amount of goods and services contributed in kind shall be deemed to have been consumed in the reporting period in which received. Each contribution in kind shall be declared as an expenditure at the same fair market value and reported on the appropriate expenditure schedule, identified as "contribution in kind".

Subd. 5. In determining the aggregate of a person's contributions, the treasurer shall list contributions from the same donor under the same name. In each instance when a contribution received from a person in a reporting period is added to previously reported unitemized contributions from the same contributor and the aggregate exceeds \$100 in the case of a statewide candidate or exceeds \$25 in the case of a legislative candidate within the calendar year, the name, address, occupation, principal place of business, if any, of that contributor shall then be listed on the prescribed reporting forms. In addition, any subsequent contribution received from a contributor who has previously been reported within the calendar year shall be listed on the prescribed reporting forms using the same name as previously reported.

Subd. 6. A political committee making an expenditure for or on behalf of more than one candidate for state or legislative office shall allocate the expenditures among the candidates on a reasonable basis and report this allocation for each candidate. The treasurer shall retain for audit any documents supporting the allocation.

Subd. 7. Each person required to file any report or statement shall maintain records on the matters required to be reported, including vouchers, cancelled checks, bills, invoices, worksheets, and receipts, which will provide in sufficient detail the necessary information and date from which the filed reports and statements may be verified, explained, clarified and checked for accuracy and completeness, and he shall keep the records available for audit, inspection, or examination by the supervisory officer, or his authorized representatives, for a period of not less than six years from the date of filing of the reports or statements or of changes or corrections thereto. Any person violating any provisions of this subdivision shall, upon conviction thereof, be guilty of a misdemeanor.

Subd. 8. [OUT-OF-STATE COMMITTEES.] The treasurer of a political committee shall not accept a contribution of more than \$100 from a political committee not in this state unless the contribution is accompanied by a written statement, setting forth the full name and complete address of each person who contributed (i) in excess of \$100, if the contribution or contributions are made in support of candidates for statewide office, (ii) in excess of \$25 if the contribution or contributions are made directly to the principal political committee of any candidate for legislative office, certified as true and correct by an officer of the contributing committee.

Subd. 9. [FEDERAL REPORTS.] The secretary of state shall cause one certified copy of each report or statement filed with him under Section 309 of the Federal Campaign Communications Reform Act to be delivered to the commission within 24 hours of the time he receives such report or statement.

Subd. 10. Any person who signs and certifies to be true a report or statement which he knows contains inaccurate information shall be guilty of a felony.

Sec. 35. [CHANGES AND CORRECTIONS.] Any changes in information previously submitted in, and any corrections to a report shall be reported to the ethics commission within ten days following the date of the event prompting the change or the date upon which the person filing became aware of the inaccuracy. The change or correction shall be reported by letter in the same manner as was the information previously submitted, shall identify the form and the paragraph containing the information to be changed or corrected.

Sec. 36. [DISSOLUTION OR TERMINATION.] No political committee shall dissolve until it has settled all of its debts and filed a termination report. The termination report shall include all information required in periodic reports plus a statement as to the disposition of any residual funds.

Sec. 37. [LIMITS.] Subdivision 1. For the purposes of this act, a candidate for governor and a candidate for lieutenant governor, running together, shall be deemed to be a single candidate and all expenditures made by or on behalf of the candidate

for governor and all expenditures made by or on behalf of the candidate for lieutenant governor shall be considered to be expenditures by or on behalf of the candidate for governor.

Subd. 2. No expenditures shall be made and no obligations to make expenditures shall be incurred, by or on behalf of any candidate, which shall result in the aggregate expenditure on behalf of the candidate of an amount in excess of the amounts hereinafter set forth:

(a) For governor and lieutenant governor, running jointly, 15 cents per capita or \$600,000 whichever is greater;

(b) For attorney general, secretary of state, state treasurer and state auditor, separately, five cents per capita or \$200,000 whichever is greater;

(c) For state senator, 25 cents per capita or \$15,000 whichever is greater;

(d) For state representative, 25 cents per capita or \$7,500 whichever is greater.

Subd. 3. Notwithstanding subdivision 2, clause (a), a candidate for the nomination to the office of lieutenant governor at the convention of a political party may spend \$30,000 or five percent of the amount in subdivision 2, clause (a), prior to the time of nomination. This money shall be in addition to the money which may be expended pursuant to subdivision 2, clause (a).

Subd. 4. The period of time during which the limitation on expenditures, by or on behalf of any candidate, shall be in force, shall be the period commencing with that date on which the receipt of contributions or making of expenditures, in an aggregate amount, by or on behalf of the candidate, exceeds \$100. Any expenditure made following the effective date of this act and prior to the receipt of contributions or making of expenditures in the aggregate amount of \$100 shall be deemed to be expenditures within the limitation established for the office sought by the candidate.

Subd. 5. If the winning candidate in a primary election receives less than 70 percent of the vote cast in that election, he shall have added to the aggregate amount which may be expended by him or on his behalf an amount equal to one-sixth of the applicable amount as set forth in subdivision 2 of this section, or the amount actually expended by him or on his behalf in the primary election, whichever is less.

Subd. 6. For every year prior to, but not including, an election year in which he is on the ballot, a candidate shall have added to the aggregate amount which may be expended by him or on his behalf an amount not to exceed 20 percent of the applicable amount as set forth in subdivision 2 of this section. Provided, however, that:

(a) The amount added to the aggregate amount set forth in subdivision 2 of this section, shall not exceed the amount actually expended by or on behalf of that candidate in any year;

(b) The additional amounts of expenditure allowed under this subdivision shall not be cumulative from year to year;

(c) In no event shall the amount expended by or on behalf of any candidate during an election year in which he is on the ballot exceed the amounts allowed under subdivisions 2 and 5 of this section and section 38, subdivision 2.

Subd. 7. On or before January 31 of each election year, the state ethics commission shall determine and cause to be published generally the per capita amounts specified in subdivision 2. In determining the per capita amounts, the state ethics commission shall use:

(a) In the case of the elections for governor and lieutenant governor, attorney general, secretary of state, state treasurer and state auditor, the total population of the state;

(b) In the case of the elections for state senator, 1/67 of the total population of the state;

(c) In the case of elections for state representative, 1/134 of the total population of the state.

Subd. 8. On or before January 15 of each election year, the state department of health shall certify to the secretary of state the estimated total population of the state as of January 1 of that year.

Sec. 38. [TRANSFERS OF FUNDS.] Subdivision 1. A transfer of funds from any political committee to the principal political committee of a candidate shall not be considered to be an expenditure of funds on behalf of the candidate by the political committee.

Subd. 2. A transfer of funds from a political party to any political committee made for any purpose whatsoever and specifically not limited to influencing the nomination for election, or election, of any person to office is an expenditure by that political party.

Sec. 39. [ADDITIONAL LIMITATIONS.] No political party or political committee except the principal political committee of a candidate shall make expenditures on behalf of a candidate, including a transfer of funds to the principal political committee of a candidate, in an amount in excess of (i) 20 percent in the case of a political party, or (ii) ten percent in the case of a political committee other than a political party, of the amount that may be spent by or on behalf of that candidate as set forth in section 37.

Sec. 40. [PRICE ADJUSTMENT.] At the beginning of each calendar year beginning in 1975, the secretary of state shall obtain from the secretary of labor of the United States informa-

tion as to the percentum difference between the national price index for the 12 months preceding the beginning of the calendar year, and the price index for the base period which shall be 1973. Each amount determined under sections 37, subdivision 2; and 39, subdivision 1, shall be increased by the percentum difference. Each amount so increased shall be the amount in effect for the calendar year. For the purpose of this subdivision, the term "price index" means the average over a calendar year of the consumer price index, all items, United States city average published monthly by the United States Bureau of Labor Statistics. In the event that there is a decline in the price index it shall not result in a reduction in the amounts determined under sections 37, subdivision 2; and 39, subdivision 1, and in any year after 1974 in which there is a decline in the price index the amounts in effect shall be those in effect or the preceding general election.

Sec. 41. [STATE ELECTIONS CAMPAIGN FUND.] Subdivision 1. There is hereby established an account, within the general fund of the state, to be known as the "state elections campaign fund".

Subd. 2. Within the state elections campaign fund account there shall be maintained separate accounts for the candidates of each political party, each minor party, and a general account.

Sec. 42. [DESIGNATION OF INCOME TAX PAYMENT.] Subdivision 1. Effective with the taxable years ending after December 31, 1972, every individual whose income tax liability after personal credit for any taxable year is \$1 or more may designate that \$1 shall be paid into the state elections campaign fund. In the case of a joint return of husband and wife having an income tax liability of \$2 or more, each spouse may designate that \$1 shall be paid.

Subd. 2. The taxpayer may designate that the \$1 be paid to the account of a major political party, a minor party, or into the general account.

Subd. 3. The income tax form provided to taxpayers shall include:

(a) A section on the first page in legible type which shall say: "In order to promote financing of election campaigns by the people, the law allows you to allocate \$1 of your taxes to the financing of campaigns of candidates of the party of your choice for state offices. The dollar is not an additional tax. It is an allocation of \$1 of your tax to the state elections campaign fund. The allocation is voluntary".

(b) The form shall then contain a line stating: "I wish \$1 of my taxes to be distributed to state candidates", and shall then provide for boxes which may be marked designating one of the following: (i) each major political party listed in the sequence they are listed on the last general election ballot; (ii) a space for writing in the name of any minor party and (iii) distribution "to all qualifying candidates proportionately".

Subd. 4. All moneys designated by individual taxpayers for the state elections campaign fund shall be credited to the appropriate account in the general fund of the state and shall be annually appropriated for distribution as set forth in subdivisions 5, 6, and 7.

Subd. 5. The moneys accumulated in the several accounts of the state elections campaign fund, shall be allocated and distributed in the following manner: In each fiscal year, ten percent of the moneys in each account, except the general account, shall be distributed directly to the party of the candidates to be funded from that account. The distribution shall occur on September 1 of each year.

Subd. 6. Statewide offices. (a) In each fiscal year, 36 percent of the moneys in each account other than the general account, shall be set aside for candidates for statewide offices.

(b) Of the amount set aside, in clause (a), 40 percent shall be distributed to the candidates for governor and lieutenant governor jointly and as if one; 24 percent shall be distributed to the candidates for attorney general and 12 percent each shall be distributed to the candidates for secretary of state, state treasurer and state auditor. If there is no nominee of that party for one of the offices, the share set aside for that office shall be distributed to the other statewide candidates of that party in the same proportions as the original amount.

(c) Within two weeks of the certification by the state canvassing board of the results of the primary election, the state treasurer shall distribute available funds in each account, other than the general account, of the state elections fund to the appropriate candidates as prescribed in clauses (a) and (b).

(d) Within two weeks of the certification by the state canvassing board of the results of the general election, the state treasurer shall distribute 40 percent of the available funds in the general account in equal proportions to each candidate who received at least five percent of the votes cast for the office for which he was a candidate.

Subd. 7. State senators. (a) In each fiscal year, 18 percent of the moneys in each account, other than the general account, shall be set aside for candidates for state senate.

(b) The amount set aside in clause (a) shall be distributed in equal shares to each of the candidates for state senate of that party.

(c) Within two weeks of the certification by the state canvassing board of the results of the primary election, the state treasurer shall distribute available funds in each account other than the general account of the state elections fund to the appropriate candidates as prescribed in clauses (a) and (b).

(d) Within two weeks of the certification by the state canvassing board of the results of the general election, the state

treasurer shall distribute 20 percent of the available funds in the general account in equal proportions to each candidate who received at least five percent of the votes cast for the office for which he was a candidate.

Subd. 8. State representatives. (a) In each fiscal year, 36 percent of the moneys in each account other than the general account shall be set aside for candidates for state representatives.

(b) The amount set aside in clause (a) shall be distributed in equal shares to each of the candidates for state representative of that party.

(c) Within two weeks of the certification of the state canvassing board of the results of the primary election, the state treasurer shall distribute available funds in each account other than the general account to the appropriate candidates as prescribed in clauses (a) and (b).

(d) Within two weeks of the certification by the state canvassing board of the results of the general election, the state treasurer shall distribute 40 percent of the available funds in the general account in equal proportions to each candidate who received at least five percent of the votes cast for the office for which he was a candidate.

Sec. 43. [LIMITATIONS.] Subdivision 1. No candidate shall be entitled to receive from the state elections campaign fund an amount greater than the total amount of expenditures which may be made by or on behalf of the candidate under this act.

Subd. 2. No candidate shall be entitled to receive from the state election campaign fund an amount greater than the total amount actually expended by or on behalf of the candidate.

Subd. 3. As a condition of receiving any funds from the state elections campaign fund, any candidate, prior to receipt of the funds, shall agree that his principal political committee shall not accept contributions exceeding 105 percent of the difference between the amount which may legally be expended by or on behalf of that candidate and the amount which the candidate received from the state elections campaign fund.

Subd. 4. In any case in which a political party or minor party for whose candidate funds have been accumulated in the state elections campaign fund does not have a candidate in any one or more of the categories in which the funds are allocated (state-wide office, state representative and state senator), the moneys which would be used for distribution to that category or categories shall be transferred to the general account.

Subd. 5. The state ethics commission shall prescribe the rules and regulations necessary to facilitate the distribution of moneys in the state election campaign fund.

Sec. 44. [APPLICATION.] The provisions of section 42, subdivisions 5, 6, 7, and 8, and section 43 shall apply only to gen-

eral elections and primary elections preceding general elections and shall specifically not include special elections, special primary elections, conventions and caucuses of a political party.

Sec. 45. [CIRCUMVENTION PROHIBITED.] Any attempt by a person to circumvent disclosure as provided for in this act by redirecting funds through, or contributing funds on behalf of, another person is a gross misdemeanor.

Sec. 46. [REMEDIES.] Subdivision 1. A person charged with a duty under this act shall be personally liable for the penalty for failing to discharge it.

Subd. 2. A person who believes that a violation of this act has occurred shall report his belief to the state ethics committee.

Subd. 3. The state ethics commission, the attorney general, or the county attorney, may seek an injunction in the district court to enforce the provisions of this act.

Subd. 4. The district courts of this state shall have jurisdiction to issue injunctions to enforce the provisions of this act upon application by any citizen of this state.

Sec. 47. [PENALTIES.] Subdivision 1. Any person who violates the provisions of this act shall be guilty of a gross misdemeanor unless otherwise specified.

Subd. 2. The penalties prescribed in this act do not limit the power of either house of the legislature to discipline its own members or to impeach a public official, and do not limit the power of agencies or commissions to discipline officials or employees.

Sec. 48. [APPROPRIATION.] There is appropriated to the state ethics commission from the general fund \$..... for carrying out the provisions of this act.

Sec. 49. Minnesota Statutes 1971, Section 211.06; 211.16; 211.17; 211.20; 211.21; 211.22; 211.25; and 211.32, are repealed.

Sec. 50. This act takes effect 90 days after final enactment.”.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1372, A bill for an act relating to parole and probation; creating a single authority; transferring the powers and duties of the adult corrections commission and the youth conservation commission to the Minnesota corrections authority established hereby; abolishing the adult corrections commission and the youth conservation commission as now constituted; amending Minnesota Statutes 1971, Sections 242.03; 242.09; 242.10;

242.18; 242.19; 242.20; 242.21; 242.25; 242.27; 242.29; 242.32; 243.09; repealing Minnesota Statutes 1971, Sections 241.03; 241.04; 242.04; 242.05; 242.06; 242.07; 242.08; 242.11; 242.265; 242.54; 243.02; 243.03; and 243.04.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2081, A bill for an act relating to certain buildings and facilities; providing that plans and specifications for construction or remodeling of certain buildings and facilities provide for accessibility and usability for physically handicapped and aged persons; amending Minnesota Statutes 1971, Sections 471.465, Subdivisions 2, 4 and 5; 471.466; 471.467, Subdivision 3; and 471.468.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

“Section 1. The provisions of Minnesota Statutes, Sections 471.465 to 471.469 shall not apply to Independent School District No. 306 between the effective date of this act and December 31, 1976.

Sec. 2. This act is effective upon its approval by the governing body of Independent School District No. 306 and upon compliance with Minnesota Statutes, Section 645.021.”.

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

“A bill for an act relating to Independent School District No. 306; exempting the district from certain building requirements.”.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2441, A bill for an act relating to the credentialing of allied health manpower under the state board of health; appropriating money.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. [LEGISLATIVE INTENT.] It is the intention of the legislature to promote the establishment of such allied health manpower as may be useful in the health care delivery system and to coordinate the development of credentialing policy with the existing licensing boards. To this end the state board of health is encouraged to establish reasonable procedures for the identification and credentialing of categories of allied health manpower as such are determined by the board of health to constitute a useful new category of health care responsibility and important to regulate in the public interest. The decision of the board of health to credential a specific category of allied health manpower shall include detailed consultation with the professional health licensing boards to define the scope and range of delegation authorized. The board of health shall exercise care to prevent the proliferation of unessential allied health manpower categories.

Sec. 2. [DEFINITIONS.] Subdivision 1. As used in sections 1 to 7, the terms herein defined shall have the meanings given them unless the context clearly requires otherwise.

Subd. 2. “Board” means the state board of health.

Subd. 3. “Committee” means the advisory committee on allied health manpower credentialing.

Subd. 4. “Existing state health licensing boards” means the existing professional health licensing boards provided for in Minnesota Statutes 1971, Sections 144.952, 146.02, 147.01, 148.02, 148.52, 148.79, 148.181, 148.296, 150A.02, 151.02, 153.02, 156.01, as well as any other professional health licensing boards that may be created hereafter unless specifically exempted therefrom.

Subd. 5. “Public member” means a person who is not, or never was, a member of a health care delivery profession, or the spouse of any such person, or a person who has not, nor never has had, a material financial interest in either the providing of health care or a directly related activity.

Sec. 3. [DUTIES OF THE BOARD.] The board shall carry out the following duties:

(a) Review all laws, regulations, guidelines and policies promulgated by and applicable to and administered by the existing licensing boards with the purpose of making recommendations for appropriate changes.

(b) Receive and review annual reports from each existing licensing board, summarizing actions taken relating to the enforcement of the licensing statutes, rules and regulations under the authority of such boards.

(c) Initiate, receive and review proposals for credentialing of new health manpower categories. Recommend credentialing of new categories as deemed appropriate, wherever possible through appropriate licensing boards.

Sec. 4. [CREDENTIALING; REGULATIONS AND PROCEDURES.] The board, pursuant to Minnesota Statutes, Chapter 15, may promulgate rules and regulations establishing procedures for the credentialing of new categories of allied health manpower which do not duplicate categories including, but not limited to, the following: credentialing requirement; scope of practice authorized; supervision required; continuing education; career progression; and disciplinary procedures. The board also may establish such procedures as are necessary to the administration of this act including, but not limited to, the development, administration, and grading of examinations to verify the qualifications of applicants for credentialing in allied health manpower categories authorized by the board. Such rules and regulations may provide for the credentialing by the board or by such existing licensing board as the board may designate. Before promulgating any such rule or regulation, in the concerned health area as to the scope and range of the activities and tasks to be authorized and the extent of supervision to be required.

Sec. 5. [ADVISORY COMMITTEE.] Subdivision 1. The board shall establish an advisory committee to assist in formulating policies pursuant to this act. The board shall determine the duties of the committee, shall establish procedures for the proper functioning of the committee including, but not limited to the following, the method of selection of membership, the terms of membership, the selection of a committee chairman and methods of communicating recommendations and advice to the board for its consideration. Each of the existing state health licensing boards, the consumer services section of the department of commerce, the state comprehensive health planning advisory council and the higher education coordinating commission shall have a representative selected by such boards, section or commission. The Governor shall appoint the remaining members which shall not exceed eleven and shall include six persons broadly representative of health care services particularly allied health professions not presently licensed, registered or certified pursuant to existing law and five public members unrelated to any health care delivery profession.

Subd. 2. The committee shall receive \$35 per day spent on the activities of the committee and shall be reimbursed for reasonable expenses necessitated by the performance of their committee duties in the same manner and amount as state employees.

Subd. 3. The secretary of the board or his designee shall serve as secretary to the committee and shall provide such additional assistance as is necessary to facilitate the work of the committee.

Sec. 6. [FEES.] The board, subject to the approval of the department of administration shall establish reasonable fees for the processing of applications, for the administration of the examination and for the issuance of original and renewal creden-

tialing certificates. All fees received shall be deposited with the state treasurer to be credited to the general fund.

Sec. 7. There is hereby appropriated to the board from the general fund in the state treasury the sum of \$30,000 each year of the biennium ending June 30, 1975, for the administration of this act."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

S. F. No. 1943, A bill for an act relating to unemployment compensation; limiting the contribution required of any employing unit or units controlled by the same interests as to any employee; amending Minnesota Statutes 1971, Section 268.04, Subdivision 10.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Salchert from the Committee on Metropolitan and Urban Affairs to which was referred:

H. F. No. 1951, A bill for an act relating to the metropolitan council; granting the metropolitan council the powers of a municipal housing and redevelopment authority in the metropolitan area, subject to municipal approval; providing for revenues; amending Minnesota Statutes 1971, Sections 287.05, Subdivision 1; and 287.12.

Reported the same back with the following amendments:

Page 3, line 1, strike "carry out" and further on line 1 after the word "not" insert "plan and propose".

Page 3, lines 5 and 6, strike ", and provided further that" and insert in lieu thereof a period.

Page 3, line 10, after "the" insert "planned or".

Page 3, line 12, after the period insert the following language: *"If the municipal or county housing and redevelopment authority proposes to undertake the project within 60 days after the proposal by the council, and the municipality agrees with the municipal or county housing authority, the council shall not undertake the project. When lack of housing unit allocations will prevent the municipal or county housing and redevelopment authority from proceeding on the agreement within the time provided, then the council shall allocate appropriate housing units to the municipal or county housing and redevelopment authority or shall offer to contract with the municipal or county housing and*

redevelopment authority for project development and management regarding the proposal."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 731, A bill for an act relating to appointments by the mayor and the city council of the city of Minneapolis.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 1606, A bill for an act relating to the term of office of the comptroller and of the treasurer of the city of Minneapolis.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2399, A bill for an act relating to the legislature; establishing the Minnesota job and business climate interim study commission; appropriating money.

Reported the same back with the following amendments:

Page 1, line 13, delete "president" and insert in lieu thereof "committee on committees".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 2435, A bill for an act relating to motor vehicles; certain equipment on motor vehicles; use of tires with metal type studs; repealing Minnesota Statutes 1971, Section 169.72, Subdivision 2.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

S. F. No. 1654, A bill for an act relating to motor vehicles; permissible length; amending Minnesota Statutes 1971, Section 169.81, Subdivisions 2 and 3.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

PURSUANT TO JOINT RULE 20, THE FOLLOWING COMMITTEE REPORT
WAS RE-REFERRED TO THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 1891, A bill for an act relating to auxiliary forests; restricting the creation of new auxiliary forests and the extension of existing auxiliary forest contracts; amending Minnesota Statutes 1971, Chapter 88, by adding a section.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1146, 1202, 1849, 2364, 731, and 1606 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 1803, 1155, 1388, 1316, 1317, 1247, 507, 1030, 973, 1726, 2014, 1233, 1724, 1943, and 1654 were read for the second time.

INTRODUCTION OF BILLS

Fugina; Johnson, D.; Ojala; and Smith introduced:

H. F. No. 2474, A bill for an act relating to state government; transferring certain funds.

The bill was read for the first time and referred to the Committee on Appropriations.

Connors, Bell, Fudro, Wenzel, and McArthur introduced:

H. F. No. 2475, A bill for an act relating to education; providing school bus transportation for pupils in shared time programs, and to nonpublic schools in adjacent districts; amending Minnesota Statutes 1971, Sections 120.10, Subdivision 3; 123.78, by adding a subdivision; and 124.17, Subdivision 2.

The bill was read for the first time and referred to the Committee on Education.

Fugina, Munger, Boland, Vento, and Sherwood introduced:

H. F. No. 2476, A bill for an act relating to water resources; providing that the state water resources board be an agency within the department of natural resources; prescribing the powers and duties of the board and the commissioner of natural resources in relation thereto; amending Minnesota Statutes 1971, Section 105.71; repealing Minnesota Statutes 1971, Sections 105.72 to 105.79.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Quirin, Wigley, Munger, Hanson, and Mann introduced:

H. F. No. 2477, A bill for an act relating to water pollution control; authorizing municipalities to let individual contracts for the joint design and construction of sewage treatment facilities; appropriating money.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Forsythe, Newcome, Hanson, Norton, and Graw introduced:

H. F. No. 2478, A bill for an act relating to insurance; surplus line coverages; regulating authorized nonadmitted insurers; amending Minnesota Statutes 1971, Sections 60A.20, Subdivisions 1, 2, 4, 5, 7, 9, 14, 16 and 17; and 60A.21, Subdivisions 1, 2, 3, 4 and 6.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

McEachern; Patton; Resner; Johnson, D.; and Laidig introduced:

H. F. No. 2479, A bill for an act relating to prevention of cruelty; providing a state bureau of child and animal protection appointed by the governor; amending Minnesota Statutes 1971, Chapter 343, by adding a section; repealing Minnesota Statutes 1971, Sections 343.04 and 343.09.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Belisle; Pavlak, R. L.; and Kempe introduced:

H. F. No. 2480, A bill for an act relating to prohibited drugs; violations; regulating penalties; amending Minnesota Statutes 1971, Section 152.15, Subdivision 1.

The bill was read for the first time and referred to the Committee on Judiciary.

Pavlak, R.; Faricy; Sieben, H.; Adams, S.; and Eken introduced:

H. F. No. 2481, A bill for an act relating to real estate; actions to quiet title, to determine adverse claims or for partition; curative act.

The bill was read for the first time and referred to the Committee on Judiciary.

LaVoy; Johnson, D.; Salchert; and Adams, J., introduced:

H. F. No. 2482, A bill for an act relating to taxation; providing for the correction of mill rates stated in Minnesota Statutes.

The bill was read for the first time and referred to the Committee on Taxes.

Salchert; LaVoy; Johnson, D.; and Adams, J., introduced:

H. F. No. 2483, A bill for an act relating to taxation; providing for an exception to the application of tax in certain cases of cigarettes stored or used in Minnesota; amending Minnesota Statutes 1971, Section 297.22, Subdivision 3.

The bill was read for the first time and referred to the Committee on Taxes.

LaVoy; Johnson, D.; Anderson, I.; and Adams, J., introduced:

H. F. No. 2484, A bill for an act relating to taxation of property devoted to temporary and seasonal residential occupancy; amending Minnesota Statutes 1971, Section 273.13, Subdivision 4.

The bill was read for the first time and referred to the Committee on Taxes.

Johnson, D.; LaVoy; Johnson, C.; and Adams, J., introduced:

H. F. No. 2485, A bill for an act relating to taxation; transferring administration of homestead property tax relief in taconite and iron ore areas to commissioner of taxation; amending Minnesota Statutes 1971, Sections 273.135, Subdivisions 3 and 4; and 273.136, Subdivisions 2 and 3.

The bill was read for the first time and referred to the Committee on Taxes.

Knickerbocker, Belisle, Clifford, Laidig, and Ferderer introduced:

H. F. No. 2486, A bill for an act relating to taxation; real property; abolishing the property tax on homesteads owned by persons permanently and totally disabled or of the age of 65 years or older; amending Minnesota Statutes 1971, Section 273.13, Subdivision 7.

The bill was read for the first time and referred to the Committee on Taxes.

Pavlak, R.; Johnson, D.; Prah!; Stangeland; and Dieterich introduced:

H. F. No. 2487, A bill for an act relating to taxation; sales and use tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

The bill was read for the first time and referred to the Committee on Taxes.

Pavlak, R.; Vanasek; Prah!; Johnson, D.; and Stangeland introduced:

H. F. No. 2488, A bill for an act relating to tax assessments; instruction courses for assessors and deputies; appropriating money to pay the cost thereof; amending Minnesota Statutes 1971, Section 273.075.

The bill was read for the first time and referred to the Committee on Taxes.

Pehler; Vanasek; Prah!; Johnson, D.; and Stangeland introduced:

H. F. No. 2489, A bill for an act relating to taxation; tax lists; extension of taxes; amending Minnesota Statutes 1971, Section 275.28, Subdivision 1.

The bill was read for the first time and referred to the Committee on Taxes.

Pehler; Vanasek; Prah!; Johnson, D.; and Stangeland introduced:

H. F. No. 2490, A bill for an act relating to taxation; refunds or credits of taxes; amending Minnesota Statutes 1971, Section 270.07, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Taxes.

Pehler; Vanasek; Prah!; Johnson, D.; and Stangeland introduced:

H. F. No. 2491, A bill for an act relating to reassessment of improperly valued property; removing residency as a qualification for assessors; amending Minnesota Statutes 1971, Section 270.17.

The bill was read for the first time and referred to the Committee on Taxes.

Pehler; Dieterich; Prah!; Johnson, D.; and Stangeland introduced:

H. F. No. 2492, A bill for an act changing the name of the department of taxation to the department of revenue; amending Minnesota Statutes 1971, Section 270.02.

The bill was read for the first time and referred to the Committee on Taxes.

Johnson, R.; and Carlson, B., introduced:

H. F. No. 2493, A bill for an act relating to motor vehicles; certain combinations of motor vehicles; authorizing the commissioner of highways to grant permits to enable certain combinations of vehicles to use the public highways; authorizing fees for such permits; amending Minnesota Statutes 1971, Chapter 169, by adding a section.

The bill was read for the first time and referred to the Committee on Transportation.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 11, A bill for an act relating to human rights; forbidding discrimination in the extension of credit because of sex; amending Minnesota Statutes 1971, Section 363.03, by adding a subdivision.

H. F. No. 703, A bill for an act relating to probate proceedings; partial distribution of probate estates; amending Minnesota Statutes 1971, Section 525.482.

H. F. No. 759, A bill for an act relating to probate proceedings; bond in summary administration; amending Minnesota Statutes 1971, Section 525.51, Subdivision 5.

H. F. No. 904, A bill for an act relating to divorce; reciprocal enforcement of support; amending Minnesota Statutes 1971, Section 518.42, Subdivision 2.

H. F. No. 964, A bill for an act relating to the city of Thief River Falls; payment of firemen's service pensions.

H. F. No. 1666, A bill for an act relating to elections; providing for the joint nomination and election of the governor and lieutenant governor; amending Minnesota Statutes 1971, Sections 202.04, by adding a subdivision; 202.11, Subdivision 1; 203.28, Subdivision 1, as amended; and 206.07, Subdivision 1, as amended.

H. F. No. 1960, A bill for an act relating to the Duluth transit authority of the city of Duluth; amending Laws 1969, Chapter 720, Section 11, Subdivision 1.

H. F. No. 2132, A bill for an act relating to civil service in Ramsey county; inclusion of employees of Ramsey county welfare board.

H. F. No. 2178, A bill for an act relating to the city of Saint Paul; authorizing the condemnation of real property pursuant to the procedures set forth in its home rule charter.

H. F. No. 2206, A bill for an act relating to Mille Lacs county; permitting the county attorney to also act as village, city and school attorney.

H. F. No. 2241, A bill for an act relating to Dakota county; authorizing the board of commissioners to issue bonds for the acquisition and betterment of parklands; authorizing a levy, within existing park levy limits, and limited to specific purposes, without a referendum.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 600, A bill for an act relating to real estate; brokers and salesmen; licenses; providing penalties; amending Minnesota Statutes 1971, Chapter 82, by adding sections; repealing Minnesota Statutes 1971, Sections 82.01 to 82.14, and 82.16.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Quirin moved that the House concur in the Senate amendments to H. F. No. 600 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 600, A bill for an act relating to real estate; brokers and salesmen; licenses; providing penalties; amending Minne-

sota Statutes 1971, Chapter 82, by adding sections; repealing Minnesota Statutes 1971, Sections 82.01 to 82.14, and 82.16.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 120, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Johnson, D.	Menke	St. Onge
Adams, S.	Dahl	Johnson, J.	Miller, D.	Samuelson
Andersen, R.	DeGroat	Johnson, R.	Miller, M.	Sarna
Anderson, D.	Dieterich	Jopp	Moe	Savelkoul
Anderson, G.	Dirlam	Jude	Mueller	Schreiber
Anderson, I.	Eckstein	Kahn	Munger	Schulz
Becklin	Enebo	Kelly	Nelson	Sherwood
Belisle	Erdahl	Kempe	Newcome	Sieben, H.
Bell	Erickson	Klaus	Niehaus	Sieben, M.
Bennett	Esau	Knickerbocker	Norton	Skaar
Berg	Farley	Kvam	Ohnstad	Smith
Berglin	Ferderer	Laidig	Ojala	Spanish
Biersdorf	Fjoslien	LaVoy	Parish	Stangeland
Boland	Forsythe	Lemke	Patton	Swanson
Braun	Fudro	Lindstrom, E.	Pavliak, R.	Tomlinson
Brinkman	Fugina	Lindstrom, J.	Pavliak, R. L.	Ulland
Carlson, A.	Graba	Lombardi	Pehler	Vanasek
Carlson, B.	Graw	Long	Pieper	Vento
Carlson, D.	Growe	McArthur	Pleasant	Voss
Carlson, L.	Hanson	McCarron	Prahl	Wenzel
Cassery	Heinitz	McCauley	Quirin	Wigley
Cleary	Jacobs	McEachern	Resner	Wohlwend
Clifford	Jaros	McFarlin	Rice	Wolcott
Connors	Johnson, C.	McMillan	Ryan	Mr. Speaker

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 47, 520, 1242, 1305, 1514, 1824, 1972, 2050, and 2244.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 2139 and 2317.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 962, 1858, 1859, 1941, 2016, 2085, and 2090.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 962, A bill for an act relating to taxation; real estate taxes upon state owned residential property.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 1858, A bill for an act relating to auxiliary forests; restricting the creation of new auxiliary forests and the extension of existing auxiliary forest contracts; amending Minnesota Statutes 1971, Chapter 88, by adding a section.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

S. F. No. 1859, A bill for an act relating to courts; prescribing times for general terms of district court, fifth judicial district; amending Minnesota Statutes 1971, Section 484.13.

The bill was read for the first time and referred to the Committee on Judiciary.

S. F. No. 1941, A bill for an act relating to sales and use taxes imposed by the city of Duluth; restricting the applicability of certain laws in relation thereto.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 2016, A bill for an act relating to regional development commissions; authorizing the issuance of certificates of indebtedness; clarifying sales tax exemptions; amending Minnesota Statutes 1971, Sections 462.39, Subdivision 1; and 462.396, Subdivision 1; and Chapter 462, by adding a section.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 2085, A bill for an act relating to tax assessments; instruction courses for assessors and deputies; appropriating money to pay the cost thereof; amending Minnesota Statutes 1971, Section 273.075.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 2090, A bill for an act relating to the sales and use tax; defining sale and purchase; amending Minnesota Statutes 1971, Section 297A.01, Subdivision 3.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 2139, A bill for an act relating to the city of St. Cloud; payment of retirement benefits in certain instance by firemen's relief association.

The bill was read for the first time and referred to the Committee on Governmental Operations.

S. F. No. 2317, A bill for an act relating to Independent School District No. 709, St. Louis county; the payment of the net salary or wages of the employees; authorizing the "direct deposit" of said sums in a bank account in the name of the individual employee of the school district.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 47, A bill for an act relating to psychologists; providing for the licensure and regulation of the private practice of psychology; establishing a board of examiners and prescribing the powers and duties thereof; providing penalties; appropriating money; amending Minnesota Statutes 1971, Section 595.02; and repealing Minnesota Statutes 1971, Sections 148.79 to 148.86.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 520, A bill for an act relating to intoxicating liquor; actions for damages resulting from intoxication; requiring proof of financial responsibility; amending Minnesota Statutes 1971, Sections 340.95 and 340.951; and 340.11, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Judiciary.

S. F. No. 1242, A bill for an act relating to insurance; requiring employers and insurers to continue group accident and health policy benefits to disabled employees.

The bill was read for the first time.

Pavlak, R. L. moved that S. F. No. 1242 and H. F. No. 1120, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1305, A bill for an act relating to taxation; distribution of property tax revenues by county treasurer; amending Minnesota Statutes 1971, Section 276.11.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 1514, A bill for an act relating to elections; providing for certain certificates of election; amending Minnesota Statutes 1971, Section 203.53, Subdivision 11.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

S. F. No. 1824, A bill for an act relating to motor carriers; permit carriers; providing that permits may be assigned or transferred under certain conditions; amending Minnesota Statutes 1971, Section 221.151, Subdivision 1; and repealing Minnesota Statutes 1971, Section 221.151, Subdivision 2.

The bill was read for the first time.

Eckstein moved that S. F. No. 1824 and H. F. No. 1760, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1972, A bill for an act relating to public welfare; submission of budget estimates; amending Minnesota Statutes 1971, Section 393.08, Subdivision 1.

The bill was read for the first time and referred to the Committee on Health and Welfare.

S. F. No. 2050, A bill for an act relating to child support; requiring the employer of certain persons required to pay support to withhold, upon order, from the pay of such person and pay the money so withheld over to the department of public welfare; prohibiting certain acts by an employer; amending Minnesota Statutes 1971, Section 256.873.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 2244, A bill for an act relating to securities and usury; exemption from usury for margin accounts maintained by broker-dealers; amending Minnesota Statutes 1971, Chapter 334, by adding a section; repealing Minnesota Statutes 1971, Section 80.122.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

The following Conference Committee Reports were received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 399

May 5, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 399, report that we have agreed upon the items in dispute and recommend as follows:

That the House accede to the Senate amendments and the bill be further amended as follows:

Amend the amendment as added by the Senate as follows:

In the new subdivision 12, as added by the amendment, strike the figure "43,525.00" and insert in lieu thereof "21,762.50".

In the new subdivision 4, as added by the amendment, strike the figure "1,000.00" and insert "750.00".

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

House Conferees: RAY W. FARICY, WILLARD M. MUNGER, and ARLAN I. STANGELAND.

Senate Conferees: CLARENCE M. PURFEERST, JOSEPH T. O'NEILL, and ED SCHROM.

Faricy moved that the report of the Conference Committee on H. F. No. 399 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 399, A bill for an act relating to claims against the state; providing for payment of claims approved by the claims commission; appropriating money.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 109, and nays 13, as follows:

Those who voted in the affirmative were:

Adams, J.	Berglin	Cleary	Erickson	Heinitz
Adams, S.	Biersdorf	Clifford	Esau	Hook
Andersen, R.	Boland	Dahl	Faricy	Jacobs
Anderson, D.	Braun	DeGroat	Fjoslien	Johnson, C.
Anderson, G.	Brinkman	Dieterich	Forsythe	Johnson, J.
Anderson, I.	Carlson, A.	Dirlam	Fudro	Johnson, R.
Becklin	Carlson, B.	Eckstein	Graba	Jopp
Belisle	Carlson, D.	Eken	Graw	Jude
Bennett	Carlson, L.	Enebo	Grove	Kahn
Berg	Casserly	Erdahl	Hanson	Kelly

Kempe	McArthur	Newcome	Quirin	Spanish
Klaus	McCarron	Niehaus	Rice	Stangeland
Knickerbocker	McCauley	Norton	Ryan	Stanton
Kvam	McEachern	Ohnstad	St. Onge	Tomlinson
Laidig	McMillan	Parish	Samuelson	Ulland
Larson	Menke	Patton	Sarna	Vento
Lemke	Miller, D.	Pavlak, R.	Savelkoul	Voss
Lindstrom, E.	Miller, M.	Pavlak, R. L.	Schreiber	Wenzel
Lindstrom, J.	Moe	Pehler	Schulz	Wohlwend
Lombardi	Munger	Peterson	Sieben, M.	Wolcott
Long	Myrah	Pieper	Skaar	Mr. Speaker
Mann	Nelson	Pleasant	Smith	

Those who voted in the negative were:

Connors	Johnson, D.	Ojala	Sieben, H.	Wigley
Cummskey	LaVoy	Prahl	Swanson	
Ferderer	McFarlin	Resner	Vanasek	

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 347

May 1, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 347, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 347 be amended as follows:

Page 1, line 13, after "and" and before "trap" insert "may".

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

House Conferees: DOUGLAS ST. ONGE, GLEN SHERWOOD, and HENRY J. SAVELKOUL.

Senate Conferees: CLARENCE M. PURFEERST, EARL W. RENNEKE, and HUBERT H. HUMPHREY III.

St. Onge moved that the report of the Conference Committee on H. F. No. 347 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 347, A bill for an act relating to wild animals; taking of small game by an owner or lessee of the land; amending Minnesota Statutes 1971, Section 98.47, Subdivision 10.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, R.	Miller, M.	Savelkoul
Adams, S.	DeGroat	Jopp	Moe	Schreiber
Andersen, R.	Dieterich	Jude	Munger	Schulz
Anderson, D.	Dirlam	Kahn	Myrah	Searle
Anderson, G.	Eckstein	Kelly	Nelson	Sieben, H.
Anderson, I.	Eken	Kempe	Newcome	Sieben, M.
Becklin	Enebo	Klaus	Niehaus	Skaar
Belisle	Erdahl	Knickerbocker	Norton	Smith
Bell	Erickson	Kvam	Ohnstad	Spanish
Bennett	Faricy	Laidig	Ojala	Stangeland
Berg	Ferderer	Larson	Parish	Stanton
Berglin	Fjoslien	LaVoy	Patton	Swanson
Biersdorf	Forsythe	Lemke	Pavlak, R.	Tomlinson
Boland	Fudro	Lindstrom, E.	Pavlak, R. L.	Ulland
Braun	Fugina	Lindstrom, J.	Pehler	Vanasek
Brinkman	Graba	Lombardi	Peterson	Vento
Carlson, A.	Graw	Long	Pieper	Voss
Carlson, B.	Grove	Mann	Pleasant	Wenzel
Carlson, D.	Hanson	McArthur	Prahl	Wigley
Carlson, L.	Heinitz	McCarron	Quirin	Wohlwend
Casserly	Hook	McCauley	Resner	Wolcott
Cleary	Jacobs	McEachern	Rice	Mr. Speaker
Clifford	Jaros	McFarlin	Ryan	
Connors	Johnson, C.	McMillan	St. Onge	
Culhane	Johnson, D.	Menke	Samuelson	
Cummiskey	Johnson, J.	Miller, D.	Sarna	

The bill was repassed, as amended by Conference, and its title agreed to.

CONSENT CALENDAR

S. F. No. 1109, A bill for an act relating to villages, boroughs, and cities of the fourth class; permitting a tax levy for certain purposes without requesting a referendum of the electorate; amending Minnesota Statutes 1971, Section 465.56.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 84, and nays 32, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Kahn	Miller, D.	Ryan
Anderson, G.	Esau	Klaus	Miller, M.	Savelkoul
Belisle	Ferderer	Knickerbocker	Munger	Searle
Bell	Fjoslien	Kvam	Myrah	Sieben, H.
Bennett	Forsythe	Laidig	Nelson	Sieben, M.
Biersdorf	Fugina	Larson	Newcome	Skaar
Carlson, B.	Graba	Lemke	Norton	Stangeland
Carlson, L.	Grove	Lindstrom, E.	Ohnstad	Stanton
Casserly	Haugerud	Lindstrom, J.	Ojala	Tomlinson
Cleary	Heinitz	Lombardi	Pavlak, R.	Ulland
Clifford	Hook	Long	Pavlak, R. L.	Vanasek
Connors	Jacobs	McArthur	Peterson	Voss
Cummiskey	Jaros	McCarron	Pieper	Wigley
Dahl	Johnson, C.	McEachern	Pleasant	Wohlwend
DeGroat	Johnson, J.	McFarlin	Prahl	Wolcott
Dieterich	Johnson, R.	McMillan	Quirin	Mr. Speaker
Dirlam	Jude	Menke	Resner	

Those who voted in the negative were:

Andersen, R.	Carlson, A.	Fudro	Mueller	Spanish
Anderson, D.	Culhane	Hanson	Parish	Swanson
Anderson, I.	Eken	Johnson, D.	Pehler	Vento
Berg	Enebo	Jopp	St. Onge	Wenzel
Boland	Erdahl	Kelly	Samuelson	
Braun	Erickson	Kempe	Sarna	
Brinkman	Faricy	LaVoy	Smith	

The bill was passed and its title agreed to.

S. F. No. 2157, A bill for an act relating to the county state-aid highway system; payment of contract price; amending Minnesota Statutes 1971, Section 162.04.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Menke	St. Onge
Adams, S.	DeGroat	Johnson, J.	Miller, D.	Samuelson
Andersen, R.	Dieterich	Johnson, R.	Miller, M.	Sarna
Anderson, D.	Dirlam	Jopp	Moe	Savelkoul
Anderson, G.	Eckstein	Jude	Mueller	Schreiber
Anderson, I.	Eken	Kahn	Munger	Schulz
Becklin	Enebo	Kelly	Myrah	Searle
Belisle	Erdahl	Kempe	Nelson	Sieben, H.
Bell	Erickson	Klaus	Newcome	Sieben, M.
Bennett	Esau	Knickerbocker	Niehaus	Skaar
Berg	Faricy	Kvam	Norton	Smith
Berglin	Ferderer	Laidig	Ohnstad	Spanish
Biersdorf	Fjoslien	Larson	Ojala	Stangeland
Boland	Forsythe	LaVoy	Parish	Stanton
Braun	Fudro	Lemke	Patton	Swanson
Brinkman	Fugina	Lindstrom, E.	Pavlak, R.	Tomlinson
Carlson, A.	Graba	Lindstrom, J.	Pavlak, R. L.	Ulland
Carlson, B.	Graw	Lombardi	Pehler	Vanasek
Carlson, D.	Growe	Long	Peterson	Vento
Carlson, L.	Hanson	Mann	Pieper	Voss
Casserly	Haugerud	McArthur	Pleasant	Wenzel
Cleary	Heinitz	McCarron	Frahl	Wigley
Clifford	Hook	McCauley	Quirin	Wihlwend
Connors	Jacobs	McEachern	Resner	Wolcott
Culhane	Jaros	McFarlin	Rice	Mr. Speaker
Cummiskey	Johnson, C.	McMillan	Ryan	

The bill was passed and its title agreed to.

H. F. No. 1810 was reported to the House.

Cummiskey moved that H. F. No. 1810 be laid over for one day. The motion prevailed.

S. F. No. 1341, A bill for an act relating to local improvements; special assessments for certain services, including alley maintenance; amending Minnesota Statutes 1971, Section 429.101, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Menke	Ryan
Adams, S.	DeGroat	Johnson, J.	Miller, D.	Samuelson
Andersen, R.	Dirlam	Johnson, R.	Miller, M.	Sarna
Anderson, D.	Eckstein	Jopp	Moe	Savelkoul
Anderson, G.	Eken	Jude	Mueller	Schreiber
Anderson, I.	Enebo	Kelly	Munger	Schulz
Becklin	Erdahl	Kempe	Myrah	Searle
Belisle	Erickson	Klaus	Nelson	Sieben, H.
Bell	Esau	Knickerbocker	Newcome	Sieben, M.
Bennett	Faricy	Kvam	Niehaus	Skaar
Berg	Ferderer	Laidig	Norton	Smith
Berglin	Fjoslien	Larson	Ohnstad	Spanish
Biersdorf	Forsythe	LaVoy	Ojala	Stangeland
Boland	Fudro	Lemke	Parish	Stanton
Brinkman	Fugina	Lindstrom, E.	Patton	Swanson
Carlson, A.	Graba	Lindstrom, J.	Pavlak, R.	Tomlinson
Carlson, B.	Graw	Lombardi	Pavlak, R. L.	Ulland
Carlson, D.	Grove	Long	Pehler	Vanasek
Carlson, L.	Hanson	Mann	Peterson	Vento
Cassery	Haugerud	McArthur	Pieper	Voss
Cleary	Heinitz	McCarron	Pleasant	Wenzel
Clifford	Hook	McCauley	Prahl	Wigley
Connors	Jacobs	McEachern	Quirin	Wohlwend
Culhane	Jaros	McFarlin	Resner	Wolcott
Cummiskey	Johnson, C.	McMillan	Rice	Mr. Speaker

Those who voted in the negative were:

Braun Dieterich

The bill was passed and its title agreed to.

S. F. No. 1463 was reported to the House.

Objection having been made by ten members, S. F. No. 1463 was returned to General Orders.

Schreiber was excused until 3:30 p.m.

SPECIAL ORDERS

H. F. No. 2224, A bill for an act establishing the Minnesota outdoor recreation system and prescribing methods and policies for its authorization, acquisition, establishment, management; amending Minnesota Statutes 1971, Sections 84.033; 85.04; 85.05, Subdivision 2; 85.20, Subdivisions 1 and 5.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 111, and nays 9, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, R.	Munger	Savelkoul
Adams, S.	Dirlam	Jopp	Myrah	Searle
Andersen, R.	Eckstein	Jude	Nelson	Sieben, H.
Anderson, D.	Enebo	Kelly	Newcome	Sieben, M.
Anderson, I.	Esau	Kempe	Niehaus	Skaar
Belisle	Faricy	Klaus	Norton	Smith
Bell	Ferderer	Knickerbocker	Ohnstad	Spanish
Bennett	Flakne	Kvam	Ojala	Stanton
Berg	Forsythe	Laidig	Parish	Swanson
Berglin	Fudro	LaVoy	Patton	Tomlinson
Biersdorf	Fugina	Lemke	Pavlak, R.	Ulland
Boland	Graba	Lindstrom, E.	Pavlak, R. L.	Vanasek
Brinkman	Graw	Lindstrom, J.	Pehler	Vento
Carlson, A.	Growe	Lombardi	Peterson	Voss
Carlson, L.	Hanson	Mann	Pieper	Wenzel
Casserly	Haugerud	McArthur	Prahl	Wigley
Cleary	Heinitz	McCarron	Quirin	Wohlwend
Clifford	Hook	McCauley	Resner	Wolcott
Connors	Jacobs	McFarlin	Rice	Mr. Speaker
Culhane	Jaros	McMillan	Ryan	
Cummiskey	Johnson, C.	Menke	St. Onge	
Dahl	Johnson, D.	Miller, D.	Samuelson	
DeGroat	Johnson, J.	Moe	Sarna	

Those who voted in the negative were:

Becklin	Carlson, D.	Erdahl	Larson	Stangeland
Braun	Eken	Erickson	Long	

The bill was passed and its title agreed to.

H. F. No. 1896 was reported to the House.

Wenzel moved to amend H. F. No. 1896, the printed bill, as follows:

Page 1, line 3, after "department," insert "*upon unanimous decision of the Public Service Commission.*"

The motion prevailed and the amendment was adopted.

H. F. No. 1896, A bill for an act relating to telephone companies; costs to be charged to telephone companies for investigative procedures initiated by the department of public service; amending Minnesota Statutes 1971, Section 237.29, Subdivision 1; and repealing Minnesota Statutes 1971, Section 237.32.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 122, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Bennett	Carlson, D.	Dahl	Esau
Adams, S.	Berg	Carlson, L.	DeGroat	Faricy
Andersen, R.	Berglin	Casserly	Dieterich	Ferderer
Anderson, D.	Biersdorf	Cleary	Dirlam	Flakne
Anderson, I.	Boland	Clifford	Eken	Forsythe
Becklin	Brinkman	Connors	Enebo	Fudro
Belisle	Carlson, A.	Culhane	Erdahl	Fugina
Bell	Carlson, B.	Cummiskey	Erickson	Graba

Graw	Klaus	Miller, D.	Pieper	Spanish
Grove	Kvam	Miller, M.	Pleasant	Stangeland
Hanson	Laidig	Moe	Prahl	Stanton
Haugerud	Larson	Munger	Quirin	Swanson
Heinitz	LaVoy	Myrah	Resner	Tomlinson
Hook	Lemke	Nelson	Rice	Ulland
Jacobs	Lindstrom, E.	Newcome	Ryan	Vanasek
Jaros	Lindstrom, J.	Niehaus	St. Onge	Vento
Johnson, C.	Lombardi	Norton	Samuelson	Voss
Johnson, D.	Long	Ohnstad	Sarna	Wenzel
Johnson, J.	McArthur	Ojala	Savelkoul	Wigley
Johnson, R.	McCarron	Parish	Schulz	Wohlwend
Jopp	McCauley	Patton	Searle	Wolcott
Jude	McEachern	Pavlak, R.	Sieben, H.	Mr. Speaker
Kahn	McFarlin	Pavlak, R. L.	Sieben, M.	
Kelly	McMillan	Pehler	Skaar	
Kempe	Menke	Peterson	Smith	

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

H. F. No. 700, which had previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 700 was continued on Special Orders for tomorrow.

H. F. No. 1635, A bill for an act relating to Bois Forte Indian Reservation at Nett Lake; providing for the retrocession to the United States of America of all criminal jurisdiction in that area of Indian country.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 109, and nays 14, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, D.	Menke	Ryan
Adams, S.	Eckstein	Johnson, R.	Miller, D.	St. Onge
Andersen, R.	Eken	Jopp	Miller, M.	Samuelson
Andersen, D.	Enebo	Jude	Moe	Sarna
Anderson, G.	Erdahl	Kahn	Mueller	Savelkoul
Anderson, I.	Erickson	Kelly	Munger	Schulz
Becklin	Esau	Kempe	Myrah	Searle
Belisle	Faricy	Klaus	Newcome	Sieben, H.
Bell	Ferderer	Knickerbocker	Niehaus	Sieben, M.
Bennett	Fjoslien	Laidig	Norton	Smith
Berg	Flakne	Larson	Ojala	Spanish
Berglin	Forsythe	LaVoy	Parish	Stanton
Boland	Fudro	Lemke	Patton	Swanson
Brinkman	Fugina	Lindstrom, J.	Pavlak, R.	Tomlinson
Carlson, A.	Graba	Long	Pavlak, R. L.	Ulland
Carlson, B.	Graw	Mann	Pehler	Vanasek
Carlson, L.	Grove	McArthur	Peterson	Vento
Connors	Hanson	McCarron	Pieper	Voss
Cummiskey	Haugerud	McCauley	Prahl	Wenzel
Dahl	Jacobs	McEachern	Quirin	Wigley
DeGroat	Jaros	McFarlin	Resner	Mr. Speaker
Dieterich	Johnson, C.	McMillan	Rice	

Those who voted in the negative were:

Carlson, D.	Culhane	Johnson, J.	Lombardi	Skaar
Cleary	Heinitz	Kvam	Ohnstad	Stangeland
Clifford	Hook	Lindstrom, E.	Pleasant	

The bill was passed and its title agreed to.

H. F. No. 1381 was reported to the House.

Hanson moved that H. F. No. 1381 be continued on Special Orders for tomorrow. The motion prevailed.

H. F. No. 1119, which had previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 1119 was continued on Special Orders for tomorrow.

H. F. No. 1118, which had previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 1118 was continued on Special Orders for tomorrow.

S. F. No. 1930, A bill for an act relating to municipal housing and redevelopment authorities; rehabilitation loans and grants; amending Minnesota Statutes 1971, Sections 462.445 by adding a subdivision; and 462.581.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Menke	St. Onge
Adams, S.	DeGroat	Johnson, D.	Miller, D.	Samuelson
Andersen, R.	Dieterich	Johnson, J.	Miller, M.	Sarna
Anderson, D.	Dirlam	Johnson, R.	Moe	Savelkoul
Anderson, G.	Eckstein	Jopp	Mueller	Schulz
Anderson, I.	Eken	Jude	Munger	Searle
Becklin	Enebo	Kahn	Myrah	Sieben, H.
Belisle	Erdahl	Kelly	Nelson	Sieben, M.
Bell	Erickson	Kempe	Newcome	Skaar
Bennett	Esau	Klaus	Niehhaus	Smith
Berg	Faricy	Knickerbocker	Norton	Spanish
Berglin	Ferderer	Kvam	Ohnstad	Stangeland
Biersdorf	Fjoslien	Laidig	Ojala	Stanton
Boland	Flakne	LaVoy	Parish	Swanson
Braun	Forsythe	Lemke	Patton	Tomlinson
Brinkman	Fudro	Lindstrom, E.	Pavlak, R.	Ulland
Carlson, A.	Fugina	Lindstrom, J.	Pavlak, R. L.	Vanasek
Carlson, B.	Graba	Lombardi	Pehler	Vento
Carlson, D.	Graw	Long	Peterson	Voss
Carlson, L.	Growe	Mann	Pieper	Wenzel
Casserly	Hanson	McArthur	Pleasant	Wigley
Cleary	Hangerud	McCarron	Prahl	Wohlwend
Clifford	Heinitz	McCauley	Quirin	Wolcott
Connors	Hook	McEachern	Resner	Mr. Speaker
Culhane	Jacobs	McFarlin	Rice	
Cummiskey	Jaros	McMillan	Ryan	

The bill was passed and its title agreed to.

H. F. No. 1065, A bill for an act relating to probate; regulating the availability of summary proceedings; amending Minnesota Statutes 1971, Section 525.51, Subdivision 5.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, R.	Miller, M.	Sarna
Adams, S.	Dirlam	Jopp	Moe	Savelkoul
Andersen, R.	Eckstein	Jude	Mueller	Schulz
Anderson, D.	Eken	Kahn	Munger	Searle
Anderson, G.	Enebo	Kelly	Myrah	Sieben, H.
Anderson, I.	Erdahl	Kempe	Nelson	Sieben, M.
Becklin	Erickson	Klaus	Newcome	Skaar
Belisle	Esau	Knickerbocker	Niehaus	Smith
Bell	Faricy	Kvam	Norton	Spanish
Bennett	Ferderer	Laidig	Ohnstad	Stangeland
Berg	Fjoslien	Larson	Ojala	Stanton
Berglin	Flakne	LaVoy	Parish	Swanson
Biersdorf	Fudro	Lemke	Patton	Tomlinson
Boland	Fugina	Lindstrom, E.	Paviak, R.	Ulland
Braun	Graba	Lindstrom, J.	Paviak, R. L.	Vanasek
Brinkman	Graw	Lombardi	Pehler	Vento
Carlson, A.	Growe	Long	Peterson	Voss
Carlson, B.	Hanson	Mann	Pieper	Wenzel
Carlson, D.	Haugerud	McArthur	Pleasant	Wigley
Carlson, L.	Heinitz	McCarron	Prahl	Wohlwend
Casserly	Hook	McCauley	Quirin	Wolcott
Clifford	Jacobs	McEachern	Resner	Mr. Speaker
Connors	Jaros	McFarlin	Rice	
Culhane	Johnson, C.	McMillan	Ryan	
Cummiskey	Johnson, D.	Menke	St. Onge	
Dahl	Johnson, J.	Miller, D.	Samuelson	

The bill was passed and its title agreed to.

H. F. No. 2297 was reported to the House.

There being no objection, H. F. No. 2297 was continued on Special Orders for tomorrow.

H. F. No. 2223 was reported to the House.

There being no objection, H. F. No. 2223 was continued on Special Orders for tomorrow.

H. F. No. 1659 was reported to the House.

POINT OF ORDER

Kvam raised a point of order pursuant to Rule 5 that H. F. No. 1659 be re-referred to the Committee on Governmental Operations. The Speaker ruled the point of order not well taken.

H. F. No. 1659, A bill for an act prescribing policies and procedures for the selection, designation, planning and regulation of areas of critical concern.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 82, and nays 38, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, R.	Munger	Sieben, H.
Andersen, R.	Dieterich	Jude	Nelson	Sieben, M.
Anderson, G.	Enebo	Kahn	Newcome	Skaar
Anderson, I.	Faricy	Kelly	Norton	Smith
Belisle	Ferderer	Kempe	Ojala	Stanton
Bell	Flakne	Klaus	Parish	Tomlinson
Bennett	Forsythe	Laidig	Pavlak, R.	Ulland
Berg	Fudro	LaVoy	Pavlak, R. L.	Vanasek
Berglin	Fugina	Lindstrom, J.	Pehler	Vento
Boland	Graba	McCarron	Quirin	Voss
Brinkman	Growe	McEachern	Resner	Wenzel
Carlson, A.	Hanson	McFarlin	Rice	Wohlwend
Carlson, L.	Heinitz	McMillan	Ryan	Wolcott
Casserly	Jacobs	Menke	St. Onge	Mr. Speaker
Clifford	Jaros	Miller, D.	Sarna	
Connors	Johnson, D.	Moe	Schulz	
Cummiskey	Johnson, J.	Mueller	Searle	

Those who voted in the negative were:

Adams, S.	Dirlam	Hook	Lombardi	Pieper
Anderson, D.	Eckstein	Johnson, C.	Long	Pleasant
Becklin	Eken	Jopp	McArthur	Prahl
Biersdorf	Erdahl	Knickerbocker	McCauley	Spanish
Braun	Erickson	Kvam	Myrah	Stangeland
Carlson, D.	Esau	Larson	Niehaus	Wigley
Clary	Graw	Lemke	Ohnstad	
DeGroat	Haugerud	Lindstrom, E.	Patton	

The bill was passed and its title agreed to.

H. F. No. 961 was reported to the House.

Johnson, D., moved to amend H. F. No. 961, the printed bill, as follows:

Page 2, line 30, after "1974" and before the period strike "and May 1, 1977".

The motion prevailed and the amendment was adopted.

H. F. No. 961, A bill for an act relating to professions and occupations regulated by the state; providing lay membership on professional and occupational boards; amending Minnesota Statutes 1971, Sections 146.02; 146.03; 146.04; 147.01; 148.03; 148.52; 148.67; 148.68; 148.79; 150A.02, Subdivision 1; 151.02; 151.03; 151.04; 153.02; 154.22; 155.05; 156.01, Subdivisions 1 and 2; 326.04; 326.05; 326.17; 326.241; 326.541; 386.63, Subdivision 1; and 481.01.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Sarna
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Savelkoul
Andersen, R.	Dirlam	Johnson, R.	Munger	Schulz
Anderson, D.	Eckstein	Jopp	Myrah	Searle
Anderson, G.	Eken	Jude	Nelson	Sieben, H.
Anderson, I.	Enebo	Kahn	Newcome	Sieben, M.
Becklin	Erdahl	Kelly	Niehaus	Skaar
Belisle	Erickson	Kempe	Norton	Smith
Bell	Faricy	Knickerbocker	Ohnstad	Spanish
Bennett	Ferderer	Kvam	Ojala	Stangeland
Berg	Fjoslien	Laidig	Parish	Stanton
Berglin	Flakne	Larson	Patton	Tomlinson
Biersdorf	Forsythe	LaVoy	Paviak, R.	Ulland
Boland	Fudro	Lemke	Paviak, R. L.	Vanasek
Braun	Fugina	Lindstrom, E.	Pehler	Vento
Brinkman	Graba	Lindstrom, J.	Peterson	Voss
Carlson, A.	Graw	Lombardi	Pieper	Wenzel
Carlson, B.	Grove	Long	Pleasant	Wigley
Carlson, L.	Hanson	McArthur	Prahl	Wohlwend
Casserly	Haugerud	McCarron	Quirin	Wolcott
Cleary	Heinitz	McCauley	Resner	Mr. Speaker
Clifford	Hook	McEachern	Rice	
Connors	Jacobs	McFarlin	Ryan	
Cummiskey	Jaros	McMillan	St. Onge	
Dahl	Johnson, C.	Menke	Samuelson	

Those who voted in the negative were:

Carlson, D. Klaus

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

H. F. No. 636 was reported to the House.

Berg moved to amend H. F. No. 636, the printed bill, as follows:

Page 4, line 34, strike "The council and commission together".

Page 4, lines 35 and 36, strike all the language.

Page 5, lines 1 through 6, strike all the language and insert in lieu thereof:

Subd. 4. FEDERAL AID. The metropolitan council may cooperate with the government of the United States and any agency or department thereof in establishing metropolitan area eligibility to receive federal aid, and may comply with the provisions of the laws of the United States and any rules and regulations made thereunder for the expenditure of federal moneys upon such projects as are proposed for federal assistance. If necessary to meet federal requirements, the council and the commission may be considered a single eligible unit to carry out their respective responsibilities.

The metropolitan council may accept federal moneys and other moneys, either public or private, for and in behalf of the metropolitan area or any governmental subdivision of the state, for programs and projects within the metropolitan area upon such terms and conditions as are or may be prescribed by the laws of the United States and any rules or regulations made thereunder,

and is authorized to act as agent of any governmental subdivision of the state with jurisdiction in the metropolitan area upon request of such subdivision in accepting the moneys in its behalf for such programs or projects financed either in whole or in part by federal moneys. The governing body of any such subdivision is authorized to designate the metropolitan council as its agent for such purposes and to enter into an agreement with the council prescribing the terms and conditions of the agency relationship in accordance with state and federal laws, rules and regulations. The metropolitan council is authorized to designate an appropriate state agency as its agent for such purposes and to enter into an agreement with such agency prescribing the terms and conditions of the agency relationship in accordance with state and federal laws, rules and regulations.

Nothing contained herein shall limit any separate authority of governmental subdivisions of the state to contract for and receive federal aid".

The motion prevailed and the amendment was adopted.

Berg moved to amend H. F. No. 636, the printed bill, as follows:

Page 3, line 26, strike "plans" and insert "the plan".

Page 3, line 28, strike "Each such" and insert "Such".

Page 4, line 10, after "commission" and before "for" insert "and affected state agencies"; strike "its" and insert "their".

Page 4, line 11, after "commission" and before "shall" insert "and affected state agencies"; strike "its" and insert "any"; and strike "It" and insert "They".

Page 4, line 12, strike "the commission's" and insert "such".

Page 4, line 13, strike "the commission's" and insert "such".

Page 4, line 14, strike "shall" before the word "make" and insert in lieu thereof "may".

Page 4, line 18, after the word "commission" and before the word "comments" insert "and affected state agencies".

Page 4, line 20, strike "Each such policy plan may be" and insert "The council may amend such policy plan".

Page 4, line 21, strike "amended".

Page 4, line 23, strike "satisfying the requirements of subdivision 2".

The motion prevailed and the amendment was adopted.

Berg moved to amend H. F. 636, the printed bill, as follows:

Page 2, strike lines 34-36.

Page 3, strike lines 1 and 2 and insert in lieu thereof:

"Subd. 15. [APPOINTMENTS.] Eight members of the metropolitan transportation commission shall be appointed by the governor on a nonpartisan basis after consulting with all members of the legislature residing within the commission district from which the member is to be appointed, with the advice and consent of the senate. The commission districts shall be composed of the following combinations of metropolitan council districts, including any boundary adjustments in council districts that may be established from time to time:

Commission district 1: council districts 1 and 2

Commission district 2: council districts 3 and 14

Commission district 3: council districts 4 and 13

Commission district 4: council districts 5 and 6

Commission district 5: council districts 7 and 8

Commission district 6: council districts 9 and 15

Commission district 7: council districts 10 and 16

Commission district 8: council districts 11 and 12

Subd. 16. [TERMS; REMOVAL.] Members of the metropolitan transportation commission serving as of the first Monday in January 1974 from commission districts established in subdivision 15 shall continue to serve the balance of their terms. Thereafter all commission members shall be appointed for four year terms, except that each member shall serve until his successor has been duly appointed and qualified. Commission members may be removed only by the governor and only for cause in the manner provided in chapter 351. On January 1, 1974, if more than one commission member resides in the same commission district, the governor shall designate one of them to serve as the commission representative from that district and the terms of other members residing in the district are thereupon terminated. The governor shall appoint as members of the commission one resident of each district established by subdivision 15 in which no present member of the commission resides, to serve for the term herein defined. For the purpose of this subdivision the residence of present members serving as of the first Monday in January 1974 from heretofore established districts shall be their residence as of July 1, 1973."

Page 3, line 3, change "Subd. 16" to "Subd. 17".

Page 3, strike lines 8-13 (which is all of Subd. 17.).

Page 3, line 15, strike "in which the last regular appointment for that dis-".

Page 3, line 16, strike "trict was made", and insert "as provided in this section".

Page 3, line 18, after "*commission*" insert "*as the 9th voting member*".

Page 5, line 34, strike "*made*" and insert "*mode*".

Page 6, line 4, strike "*developmental*" and insert "*development*".

The motion prevailed and the amendment was adopted.

H. F. No. 636 was read for the third time.

UNANIMOUS CONSENT

Berg requested unanimous consent to offer an amendment. The request was granted.

Berg moved to amend H. F. No. 636, the printed bill, as follows:

Page 8, line 5, after "*or*" and before "*in*" strike "*principal arterial road*" and insert in lieu thereof "*controlled access highway*".

The motion prevailed and the amendment was adopted.

H. F. No. 636, A bill for an act relating to establishing a metropolitan transportation commission; assumption by commission of Twin City area metropolitan transit commission powers; granting authority to commission to approve highway designs and locations; establishing budget procedure; amending Minnesota Statutes 1971, Chapter 473A by adding sections; and Sections 473A.01, subdivisions 2 and 3, and by adding a subdivision; 473A.02; 473A.03; 473A.04, by adding subdivisions; 473A.05, subdivision 10, and by adding a subdivision; 473A.16; 473A.18; repealing Minnesota Statutes 1971, Sections 473A.04, subdivisions 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 12 and 14; 473A.06, subdivision 1; and 473A.065.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 85, and nays 34, as follows:

Those who voted in the affirmative were:

Adams, J.	Connors	Graw	Lindstrom, J.	Pavlak, R. L.
Andersen, R.	Cummiskey	Grove	Mann	Pehler
Anderson, G.	Dahl	Hanson	McCarron	Pleasant
Anderson, I.	Dieterich	Jaros	McMillan	Prahl
Belisle	Dirlam	Johnson, C.	Miller, D.	Quirin
Bell	Eckstein	Johnson, D.	Moe	Resner
Bennett	Eken	Johnson, J.	Mueller	Rice
Berg	Enebo	Johnson, R.	Munger	Ryan
Berglin	Faricy	Kahn	Myrah	Salchert
Boland	Ferderer	Kelly	Nelson	Samuelson
Brinkman	Flakne	Knickerbocker	Newcome	Sarna
Carlson, A.	Forsythe	Laidig	Norton	Schulz
Carlson, L.	Fudro	LaVoy	Ojala	Sieben, M.
Casserly	Fugina	Lemke	Parish	Smith
Cleary	Graba	Lindstrom, E.	Patton	Stangeland

Stanton	Ulland	Vento	Wenzel	Wolcott
Tomlinson	Vanasek	Voss	Wohlwend	Mr. Speaker

Those who voted in the negative were:

Adams, S.	Erdahl	Jopp	Long	Pieper
Becklin	Erickson	Jude	McArthur	Savelkoul
Biersdorf	Esau	Kempe	McEachern	Searle
Carlson, D.	Fjoslien	Klaus	McFarlin	Sieben, H.
Clifford	Heinitz	Kvam	Niehaus	Skaar
Culhane	Hook	Larson	Ohnstad	Wigley
DeGroat	Jacobs	Lombardi	Pavliak, R.	

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

H. F. No. 923 was reported to the House.

There being no objection, H. F. No. 923 was continued on Special Orders for tomorrow.

H. F. No. 1581 was reported to the House.

Dieterich moved to amend H. F. No. 1581, the printed bill, as follows:

Amend the title as follows:

Strike the title and insert in lieu thereof: "*relating to the Minnesota housing finance agency; prescribing its powers and duties; providing for the financing thereof; appropriating money; amending Minnesota Statutes 1971, Sections 462A.02, by adding a subdivision; 462A.03, Subdivisions 2, 4, 7, 9, and 10, and adding subdivisions; 462A.05, Subdivisions 2, 3, 4, 5, 9, 10, and adding subdivisions; 462A.06, Subdivisions 11 and 12; 462A.07, Subdivision 5; 462A.08, Subdivisions 1, 2, and 3; 462A.09; 462A.10, Subdivisions 2, 3, 4, 5, and 9; 462A.16; 462A.17, Subdivision 1; 462A.18, Subdivision 2; 462A.20, Subdivision 2; 462A.21, Subdivisions 2, 3, and 4; and 462A.22; repealing Minnesota Statutes 1971, Sections 462A.06, Subdivisions 13, 14, 15 and 16; and 462A.23.*"

The motion prevailed and the amendment was adopted.

H. F. No. 1581, A bill for an act relating to the Minnesota housing finance agency; prescribing its powers and duties; providing for the financing thereof; appropriating money; amending Minnesota Statutes 1971, Sections 462A.02, by adding a subdivision; 462A.03, Subdivisions 2, 4, 7, 9, and 10, and adding subdivisions; 462A.05, Subdivisions 2, 3, 4, 5, 9, 10, and adding subdivisions; 462A.06, Subdivisions 11 and 12; 462A.07, Subdivision 5; 462A.08, Subdivisions 1, 2 and 3; 462A.09; 462A.10, Subdivisions 2, 3, 4, 5, and 9; 462A.16; 462A.17, Subdivision 1; 462A.18, Subdivision 2; 462A.20, Subdivision 2; 462A.21, Subdivisions 2, 3, and 4; and 462A.22; repealing Minnesota Statutes 1971, Sections 462A.06, Subdivisions 13, 14, 15 and 16; and 462A.23.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 102, and nays 17, as follows:

Those who voted in the affirmative were:

Adams, J.	Connors	Jacobs	McMillan	Ryan
Adams, S.	Cummiskey	Jaros	Menke	St. Onge
Andersen, R.	Dahl	Johnson, C.	Miller, D.	Salchert
Anderson, D.	Dieterich	Johnson, D.	Miller, M.	Samuelson
Anderson, I.	Diriam	Johnson, J.	Moe	Sarna
Becklin	Eckstein	Jopp	Mueller	Savelkoul
Belisle	Enebo	Jude	Munger	Schulz
Bell	Esau	Kahn	Myrah	Sieben, H.
Bennett	Faricy	Kelly	Nelson	Sieben, M.
Berg	Ferderer	Kempe	Norton	Smith
Berglin	Flakne	Klaus	Ojala	Stanton
Biersdorf	Forsythe	Knickerbocker	Parish	Ulland
Boland	Fudro	Laidig	Patton	Vanasek
Braun	Fugina	Lemke	Pavlah, R.	Vento
Brinkman	Graba	Lindstrom, E.	Pavlah, R. L.	Voss
Carlson, A.	Graw	Lombardi	Pehler	Wenzel
Carlson, B.	Grove	Mann	Peterson	Wolcott
Carlson, L.	Hanson	McArthur	Prahl	Mr. Speaker
Casserly	Haugerud	McCarron	Quirin	
Cleary	Heinitz	McEachern	Resner	
Clifford	Hook	McFarlin	Rice	

Those who voted in the negative were:

Anderson, G.	Erdahl	Larson	Pieper	Wohlwend
Carlson, D.	Erickson	Long	Skaar	
Culhane	Fjoslien	Niehaus	Stangeland	
DeGroat	Kvam	Ohnstad	Wigley	

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

H. F. No. 2360 was reported to the House.

Carlson, B., moved to amend H. F. No. 2360, the printed bill, as follows:

Page 1, line 6, delete "\$150,000,000," and the remainder of the line, and insert in lieu thereof "\$50,000,000".

Page 1, line 7, delete all of the language.

Page 1, line 8, delete "tion or under the authority of any other law, shall not at any time exceed \$150,000,000".

The motion prevailed and the amendment was adopted.

H. F. No. 2360, A bill for an act authorizing the issuance and sale of Minnesota trunk highway bonds under the provisions of Minnesota Constitution, Article IX, Section 6; and Article XVI, Section 12; and the expenditure of the proceeds thereof.

The bill was read for the third time, as amended, and placed upon its final passage.

The question was taken on the passage of the bill.

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

The roll being called, there were yeas 74, and nays 56, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Kvam	Myrah	Searle
Anderson, D.	Enebo	Larson	Niehaus	Skaar
Anderson, G.	Erdahl	Lemke	Norton	Smith
Anderson, I.	Erickson	Lindstrom, J.	Ohnstad	Spanish
Becklin	Esau	Long	Ojala	Stangeland
Biersdorf	Fjoslien	Mann	Patton	Stanton
Braun	Fudro	McCarron	Pehler	Swanson
Brinkman	Fugina	McCauley	Peterson	Tomlinson
Carlson, B.	Graba	McEachern	Prahl	Voss
Culhane	Haugerud	McFarlin	Quirin	Wenzel
Cummiskey	Jacobs	McMillan	Rice	Wigley
Dahl	Johnson, C.	Miller, D.	St. Onge	Wohlwend
DeGroat	Johnson, D.	Miller, M.	Samuelson	Wolcott
Dirlam	Kelly	Mueller	Sarna	Mr. Speaker
Eckstein	Klaus	Munger	Savelkoul	

Those who voted in the negative were:

Adams, S.	Cleary	Hook	Lombardi	Ryan
Andersen, R.	Clifford	Jaros	McArthur	Salchert
Belisle	Connors	Johnson, J.	Menke	Schulz
Bell	Dieterich	Johnson, R.	Moe	Sieben, H.
Bennett	Faricy	Jopp	Nelson	Sieben, M.
Berg	Ferderer	Jude	Newcome	Ulland
Berglin	Flakne	Kahn	Parish	Vanasek
Boland	Forsythe	Kempe	Pavлак, R.	Vento
Carlson, A.	Graw	Knickerbocker	Pavлак, R. L.	
Carlson, D.	Grove	Laidig	Pieper	
Carlson, L.	Hanson	LaVoy	Pleasant	
Casserly	Heinitz	Lindstrom, E.	Resner	

The bill, as amended, was not passed.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of H. F. Nos. 827, 830, 1478, and 1821.

H. F. No. 827, A bill for an act relating to retirement; directing a study of private pension funds; appropriating money.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Brinkman	Eckstein	Grove	Knickerbocker
Adams, S.	Carlson, A.	Eken	Hanson	Kvam
Andersen, R.	Carlson, B.	Enebo	Haugerud	Laidig
Anderson, D.	Carlson, D.	Erdahl	Heinitz	Larson
Anderson, G.	Carlson, L.	Erickson	Hook	LaVoy
Anderson, I.	Casserly	Esau	Jacobs	Lemke
Becklin	Cleary	Faricy	Jaros	Lindstrom, E.
Belisle	Clifford	Ferderer	Johnson, C.	Lindstrom, J.
Bell	Connors	Fjoslien	Johnson, D.	Lombardi
Bennett	Culhane	Flakne	Johnson, J.	Long
Berg	Cummiskey	Forsythe	Johnson, R.	Mann
Berglin	Dahl	Fudro	Jopp	McArthur
Biersdorf	DeGroat	Fugina	Jude	McCarron
Boland	Dieterich	Graba	Kempe	McCauley
Braun	Dirlam	Graw	Klaus	McEachern

McFarlin	Ohnstad	Quirin	Searle	Vento
Menke	Ojala	Resner	Sieben, H.	Voss
Miller, D.	Parish	Rice	Sieben, M.	Wenzel
Miller, M.	Patton	Ryan	Skaar	Wigley
Moe	Pavlak, R.	St. Onge	Spanish	Wohlwend
Munger	Pavlak, R. L.	Salchert	Stangeland	Wolcott
Myrah	Pehler	Samuelson	Stanton	Mr. Speaker
Nelson	Peterson	Sarna	Swanson	
Newcome	Pieper	Savelkoul	Tomlinson	
Niehaus	Pleasant	Schreiber	Ulland	
Norton	Prahl	Schulz	Vanasek	

The bill was passed and its title agreed to.

MOTION FOR RECONSIDERATION

Hook moved that the vote whereby H. F. No. 2360 was not passed on Special Orders for today be now reconsidered.

A roll call was requested and properly seconded.

The question was taken on the motion by Hook and the roll being called, there were yeas 91, and nays 31, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Klaus	Norton	Sieben, M.
Anderson, D.	Eken	Kvam	Ohnstad	Skaar
Anderson, G.	Enebo	Larson	Ojala	Smith
Anderson, I.	Erdahl	LaVoy	Parish	Spanish
Becklin	Erickson	Lemke	Patton	Stangeland
Bennett	Esau	Lindstrom, J.	Paviak, R.	Stanton
Biersdorf	Fjoslien	Long	Pehler	Swanson
Boland	Fudro	Mann	Peterson	Tomlinson
Braun	Fugina	McArthur	Prahl	Vento
Brinkman	Graba	McCarron	Quirin	Voss
Carlson, B.	Growe	McCauley	Rice	Wenzel
Carlson, D.	Haugerud	McEachern	St. Onge	Wigley
Casserly	Jacobs	McFarlin	Salchert	Wohlwend
Culhane	Jaros	Miller, D.	Samuelson	Wolcott
Cummiskey	Johnson, C.	Miller, M.	Sarna	Mr. Speaker
Dahl	Johnson, D.	Mueller	Savelkoul	
DeGroat	Johnson, J.	Munger	Schreiber	
Dieterich	Jude	Myrah	Searle	
Dirlam	Kelly	Niehaus	Sieben, H.	

Those who voted in the negative were:

Adams, S.	Cleary	Graw	Lindstrom, E.	Pleasant
Andersen, R.	Clifford	Hanson	Lombardi	Schulz
Belisle	Connors	Heinitz	Menke	Ulland
Bell	Faricy	Hook	Moe	
Berg	Ferderer	Jopp	Newcome	
Carlson, A.	Flakne	Knickerbocker	Pavlak, R. L.	
Carlson, L.	Forsythe	Laidig	Pieper	

The motion prevailed.

H. F. No. 2360 was reported to the House.

There being no objection, H. F. No. 2360 was continued on Special Orders for tomorrow.

H. F. No. 830, A bill for an act relating to education; authorizing establishment of a higher education consortium to serve

Rochester, Minnesota, and its surrounding area; appropriating money.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 119, and nays 5, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Hook	McCarron	Saichert
Adams, S.	Dahl	Jacobs	McCauley	Samuelson
Andersen, R.	DeGroat	Jaros	McFarlin	Sarna
Anderson, D.	Dieterich	Johnson, C.	McMillan	Savelkoul
Anderson, G.	Dirlam	Johnson, D.	Menke	Schreiber
Anderson, I.	Eckstein	Johnson, J.	Miller, D.	Schulz
Becklin	Eken	Johnson, R.	Munger	Searle
Bell	Enebo	Jopp	Myrah	Sieben, H.
Bennett	Erdahl	Jude	Nelson	Sieben, M.
Berg	Erickson	Kahn	Newcome	Skaar
Berglin	Esau	Kelly	Niehaus	Smith
Biersdorf	Faricy	Kempe	Norton	Stanton
Boland	Ferderer	Klaus	Ohnstad	Swanson
Braun	Fjoslien	Knickerbocker	Ojala	Tomlinson
Brinkman	Flakne	Laidig	Parish	Ulland
Carlson, A.	Forsythe	Larson	Patton	Vanasek
Carlson, B.	Fudro	LaVoy	Pavlak, R.	Vento
Carlson, D.	Fugina	Lemke	Pehler	Voss
Carlson, L.	Graba	Lindstrom, E.	Peterson	Wenzel
Cassery	Graw	Lindstrom, J.	Pleasant	Wigley
Cleary	Growe	Lombardi	Quirin	Wohlwend
Clifford	Hanson	Long	Resner	Wolcott
Connors	Haugerud	Mann	Rice	Mr. Speaker
Cunhane	Heinitz	McArthur	Ryan	

Those who voted in the negative were:

Belisle	Miller, M.	Pavlak, R. L.	Pieper	Prahl
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The bill was passed and its title agreed to.

H. F. No. 1478 was reported to the House.

Dirlam moved to amend H. F. No. 1478, the printed bill, as follows:

Page 1, line 2, after "addition of" and before "and" strike "snowmobile" and insert "bicycle".

Page 1, line 3, after "recreational" and before "lanes" insert "vehicle".

Page 1, line 5, after "establishment of" and before "and" strike "snowmobile" and insert "bicycle"; and in the same line, after "recreational" and before "lanes" insert "vehicle".

Page 1, line 7, after "financing the" and before "and" strike "snowmobile" and insert "bicycle".

Page 1, line 8, before "lanes" insert "vehicle".

Page 1, line 11, after "recreational" and before "lanes" insert "vehicle".

Page 2, line 9, after "recreational" and before "lane" insert "vehicle".

Page 2, line 23, after "recreational" and before "lanes" insert "vehicle".

Page 3, line 11, before "lane" insert "vehicle".

Page 3, line 22, after "recreational" and before "usage" insert "vehicle".

Page 3, line 27, before "lanes" insert "vehicle".

Page 3, line 30, after "study of" and before "and" strike "snowmobile" and insert "bicycle"; and in the same line, after "recreational" and before "lanes" insert "vehicle".

Further amend the title, line 1 of the title, after "recreational" and before "lanes" insert "vehicle".

The motion prevailed and the amendment was adopted.

H. F. No. 1478, A bill for an act relating to highways; the establishment of recreational vehicle lanes on state county and town road rights of way, including bridges and underpasses; and appropriating money; amending Minnesota Statutes 1971, Sections 161.20, Subdivision 2; 161.21, Subdivision 1; 165.02; and 167.50, Subdivision 1.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	McMillan	St. Onge
Adams, S.	DeGroat	Johnson, D.	Menke	Salchert
Andersen, R.	Dieterich	Johnson, J.	Miller, D.	Samuelson
Anderson, D.	Dirlam	Johnson, R.	Miller, M.	Sarna
Anderson, G.	Eckstein	Jopp	Moe	Savelkoul
Anderson, I.	Eken	Jude	Mueller	Schreiber
Becklin	Enebo	Kahn	Munger	Schulz
Belisle	Erdahl	Kelly	Myrah	Searle
Bell	Erickson	Kempe	Nelson	Sieben, H.
Bennett	Esau	Klaus	Newcome	Sieben, M.
Berg	Faricy	Knickerbocker	Niehaus	Skaar
Berglin	Ferderer	Kvam	Norton	Smith
Biersdorf	Fjoliene	Laidig	Ohnstad	Stangeland
Boland	Flakne	Larson	Ojala	Stanton
Braun	Forsythe	LaVoy	Parish	Swanson
Brinkman	Fudro	Lemke	Patton	Tomlinson
Carlson, A.	Fugina	Lindstrom, E.	Pavlak, R.	Ulland
Carlson, B.	Graba	Lindstrom, J.	Pehler	Vanasek
Carlson, D.	Graw	Lombardi	Peterson	Vento
Carlson, L.	Growe	Long	Pieper	Voss
Cassery	Hanson	Mann	Pleasant	Wenzel
Cleary	Haugerud	McArthur	Prahl	Wigley
Clifford	Heinitz	McCarron	Quirin	Wohlwend
Connors	Hook	McCauley	Resner	Wolcott
Culhane	Jacobs	McEachern	Rice	Mr. Speaker
Cummiskey	Jaros	McFarlin	Ryan	

Those who voted in the negative were:

Pavlak, R. L.

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

H. F. No. 1821 was reported to the House.

Munger moved to amend H. F. No. 1821, the printed bill, as follows:

Page 3, line 28, after the word "and" insert the following "containers consistent with".

Page 4, line 7, strike the word "its" and insert in lieu thereof "it".

Page 4, line 19, after "Sec. 7." strike the remainder of that line.

Page 4, strike line 20.

Page 4, line 21, strike "recovery." and insert in lieu thereof:

"[USER FEE IMPOSED.] A user fee of 15 cents per cubic yard shall be levied on solid waste materials disposed of at a permitted landfill, or at a permitted incinerator without heat recovery when the incinerator capacity is greater than 400 pounds per hour, except that no fee shall be levied against a company for by-product materials produced by its manufacturing, construction, power-generating or mining processes when such materials are disposed of at the company's private disposal facility."

The motion prevailed and the amendment was adopted.

Munger moved to amend H. F. No. 1821, the printed bill, as follows:

Page 4, line 23, after the period insert the following: "Any contract affected by this section may be renegotiated to reflect increased costs due to the user fee imposed by this section."

Page 4, line 30, strike "\$2,000,000" and insert in lieu thereof "\$1,500,000".

Page 4, line 35, strike everything after "[EFFECTIVE DATE]" and insert in lieu thereof: "Section 3 of this act shall take effect on January 1, 1974, Section 7 of this act shall take effect on July 1, 1974, and the remainder of this act shall take effect the day following enactment."

The motion prevailed and the amendment was adopted.

Savelkoul moved to amend H. F. No. 1821, the printed bill, as follows:

Page 3, strike lines 32 through 36 inclusive.

Page 4, strike lines 1 through 3 inclusive.

Page 4, line 8, strike "If" and lines 9, 10 and 11.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Savelkoul amendment and the roll being called, there were yeas 21, and nays 93, as follows:

Those who voted in the affirmative were:

Anderson, D.	DeGroat	Hagedorn	Myrah	Stangeland
Becklin	Erickson	Klaus	Niehaus	
Carlson, A.	Esau	Kvam	Ohnstad	
Carlson, D.	Flakne	Larson	Savelkoul	
Cleary	Graw	Long	Scheiber	

Those who voted in the negative were:

Adams, J.	Cummiskey	Johnson, J.	Mueller	Sarna
Andersen, R.	Dahl	Jopp	Munger	Schulz
Anderson, G.	Dieterich	Jude	Nelson	Sieben, H.
Anderson, I.	Eken	Kahn	Newcome	Sieben, M.
Belisle	Enebo	Kelly	Norton	Spanish
Bell	Faricy	Kempe	Ojala	Stanton
Bennett	Fjoslien	Laidig	Parish	Swanson
Berg	Forsythe	LaVoy	Patton	Tomlinson
Berglin	Fudro	Lemke	Paviak, R.	Ulland
Biersdorf	Fugina	Lindstrom, E.	Pehler	Vanasek
Boland	Graba	Mann	Peterson	Vento
Braun	Growe	McCarron	Prahl	Voss
Brinkman	Hanson	McEachern	Quirin	Wenzel
Carlson, B.	Haugerud	McFarlin	Resner	Wigley
Carlson, L.	Heinitz	McMillan	Rice	Wohlwend
Casserly	Jacobs	Menke	Ryan	Wolcott
Clifford	Jaros	Miller, D.	St. Onge	Mr. Speaker
Connors	Johnson, C.	Miller, M.	Salchert	
Culhane	Johnson, D.	Moe	Samuelson	

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

H. F. No. 1821, A bill for an act relating to the environmental impact, reduction, reuse and recycling of solid waste; authorizing state grants to regions, municipalities, and institutions therefor; prescribing duties and powers of the Minnesota pollution control agency; providing penalties; imposing a solid waste disposal charge; appropriating funds.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Biersdorf	Connors	Esau	Hagedorn
Adams, S.	Boland	Culhane	Faricy	Hanson
Andersen, R.	Braun	Cummiskey	Ferderer	Haugerud
Anderson, G.	Brinkman	Dahl	Fjoslien	Heinitz
Anderson, I.	Carlson, A.	DeGroat	Flakne	Hook
Becklin	Carlson, B.	Dieterich	Forsythe	Jacobs
Belisle	Carlson, D.	Dirlam	Fudro	Jaros
Bell	Carlson, L.	Eckstein	Fugina	Johnson, C.
Bennett	Casserly	Eken	Graba	Johnson, D.
Berg	Cleary	Enebo	Graw	Johnson, J.
Berglin	Clifford	Erickson	Growe	Jopp

Jude	Mann	Niehaus	Ryan	Stanton
Kahn	McArthur	Norton	St. Onge	Swanson
Kelly	McCarron	Ohnstad	Salchert	Tomlinson
Kempe	McCauley	Ojala	Samuelson	Ulland
Klaus	McEachern	Parish	Sarna	Vanasek
Knickerbocker	McFarlin	Patton	Savelkoul	Vento
Kvam	McMillan	Paylak, R.	Schreiber	Voss
Laidig	Menke	Pehler	Schulz	Wenzel
Larson	Miller, D.	Peterson	Sherwood	Wigley
LaVoy	Miller, M.	Pieper	Sieben, H.	Wohlwend
Lemke	Moe	Pleasant	Sieben, M.	Wolcott
Lindstrom, E.	Mueller	Prahl	Skaar	Mr. Speaker
Lindstrom, J.	Munger	Quirin	Smith	
Lombardi	Nelson	Resner	Spanish	
Long	Newcome	Rice	Stangeland	

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

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1673:

Parish, Quirin, Moe, Larson, and Patton.

ADJOURNMENT

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Wednesday, May 9, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

FIFTY-SIXTH DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, MAY 9, 1973

The House convened at 2:00 p.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J.	Dieterich	Johnson, J.	Miller, M.	Sarna
Adams, S.	Dirlam	Johnson, R.	Moe	Savelkoul
Andersen, R.	Eckstein	Jopp	Mueller	Schreiber
Anderson, D.	Eken	Jude	Munger	Schulz
Anderson, G.	Enebo	Kahn	Myrah	Searle
Anderson, I.	Erdahl	Kelly	Nelson	Sherwood
Becklin	Erickson	Kempe	Newcome	Sieben, H.
Belisic	Esau	Klaus	Niehaus	Sieben, M.
Bell	Fariy	Knickerbocker	Norton	Skaar
Bennett	Ferderer	Kvam	Ohnstad	Smith
Berg	Fjoslien	Laidig	Ojala	Spanish
Berglin	Flakne	Larson	Parish	Stangeland
Biersdorf	Forsythe	LaVoy	Patton	Stanton
Boland	Fudro	Lemke	Pavlak, R.	Swanson
Braun	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Brinkman	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, A.	Graw	Lombardi	Peterson	Vanasek
Carlson, B.	Growe	Long	Piepar	Vento
Carlson, L.	Hagedorn	Mann	Pleasant	Voss
Casserly	Hanson	McArthur	Prahl	Weaver
Cleary	Haugerud	McCarron	Quirin	Wenzel
Clifford	Heinitz	McCauley	Resner	Wigley
Connors	Hook	McEachern	Rice	Wohlwend
Culhane	Jacobs	McFarlin	Ryan	Wolcott
Cummiskey	Jaros	McMillan	St. Onge	Mr. Speaker
Dahl	Johnson, C.	Menke	Salchert	
DeGroat	Johnson, D.	Miller, D.	Samuelson	

A quorum was present.

Carlson, D., was excused until 7:00 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. Kempe, the further reading was dispensed with and the Journal was approved as corrected.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 1271, 1508, 1765, 1839, 1845, 2007, 2129, 731, 1606, 1146, 1202,

1849, 2364, 961, 1896, 1478, 1821, 1581, and 636 and S. F. Nos. 2139, 2317, 47, 520, 1824, 1972, 2050, 2244, 1305, 1514, and 1242 have been placed in the members' files.

S. F. No. 384 and H. F. No. 286, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 384, after the enacting clause, reads as follows:

"[144.541] [HEALTH CARE FACILITIES; REGULATIONS; INSPECTIONS.] *Subdivision 1. [RULES AND REGULATIONS.] The state board of health may promulgate rules, regulations and standards, in accordance with the administrative procedures act, governing the operation of facilities required to be licensed under the provisions of sections 144.50 to 144.58. Such rules, regulations and standards may include licensing and registration procedures, require periodic reports by the facilities required to be licensed under the provisions of sections 144.50 to 144.58; may establish physical care standards for patients and residents; may protect the privacy and individuality of patients and residents; may provide for programming of adequate care for patients and residents; may require provisions for frequency and type of information to be provided by physicians to patients and residents; and may require uniform training requirements for the various classes of staff personnel. The regulations may set forth the qualifications of persons who may dispense the various kinds and classes of drugs, and shall prescribe the methods of disposal of unused drugs.*

Subd. 2. [PERIODIC INSPECTION.] All facilities required to be licensed under the provisions of sections 144.50 to 144.58 shall be periodically inspected by the state board of health to insure compliance with its rules, regulations and standards. The state board of health may enter into agreements with political subdivisions providing for the inspection of such facilities by locally employed inspectors.

Subd. 3. [ENFORCEMENT.] With the exception of the department of public safety which has the exclusive state jurisdiction to enforce fire and safety standards, the state board of health is the exclusive state agency charged with the responsibility and duty of inspecting facilities required to be licensed under the provisions of sections 144.50 to 144.58 and enforcing the rules, regulations and standards prescribed by it.

Subd. 4. [WITHOUT NOTICE.] Unannounced inspections of each facility required to be made by the board.

Sec. 2. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.542] [EXPERTS MAY BE EMPLOYED.] *The state board of health may employ experts in the field of health care to assist the staffs of facilities required to be licensed under the provisions of sections 144.50 to 144.58 in programming and providing adequate care of the patients and residents of the facility. Alternate methods of care for patients and residents of such*

facilities shall be researched by the state board of health using the knowledge and experience of experts employed therefor.

Sec. 3. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.543] [PROGRAM FOR VOLUNTARY MEDICAL AID.] *Licensed physicians may visit a facility required to be licensed under the provisions of sections 144.50 to 144.58 and examine patients and residents thereof under a voluntary uncompensated program which shall be established by the state board of health and regulated and governed by rules and regulations promulgated by the state board of health pursuant to the administrative procedures act. Any rules and regulations shall protect the privacy of patients and residents of facilities. No patient or resident of any facility shall be required to submit to an examination under such program. The state board of health shall consult with medical schools and other experts for the purpose of establishing the program. The state board of health shall encourage the active participation of all licensed physicians on a voluntary basis in such program.*

Sec. 4. Minnesota Statutes 1971, Chapter 154, is amended by adding a section to read:

[154.011] [EXCEPTION.] *The provisions of Minnesota Statutes, Chapters 154 and 155 shall not apply to personnel employed by facilities required to be licensed under the provisions of sections 144.50 to 144.58 who shave, trim the beard, cut or bob the hair, or perform other barbering and beauty services without remuneration, for any patient and resident of the facility.*

Sec. 5. Minnesota Statutes 1971, Chapter 256B, is amended by adding a section to read:

[256B.30] [HEALTH CARE FACILITY REPORT.] *Every facility required to be licensed under the provisions of sections 144.50 to 144.58 shall provide annually to the commissioner of public welfare such reports as may be required under law and under regulations adopted by the commissioner of public welfare under the administrative procedures act. Such regulations shall provide for the submission of a full and complete financial report of a facility's operations including:*

- (1) *An annual statement of income and expenditures;*
- (2) *A complete statement of fees and charges;*
- (3) *The names of all persons other than mortgage companies owning any interest in the facility including stockholders with an ownership interest of ten percent or more of the facility.*

The financial reports and supporting data of the facility shall be available for inspection and audit by the commissioner of public welfare.

Sec. 6. Minnesota Statutes 1971, Chapter 609, is amended by adding a section to read:

[609.231] [MISTREATMENT OF RESIDENTS OR PATIENTS.] *Whoever, being in charge of or employed in any facility required to be licensed under the provisions of Minnesota Statutes, Sections 144.50 to 144.58 intentionally abuses, ill-treats, or culpably neglects the physical requirements of any patient or resident therein shall be guilty of a gross misdemeanor.*

Sec. 7. Minnesota Statutes 1971, Chapter 626, is amended by adding a section to read:

[626.555] [REPORTING OF MALTREATMENT OF PATIENTS AND RESIDENTS.] *Subdivision 1. [DECLARATION OF PURPOSE.] The purpose of this section is to provide for the protection of persons being cared for in facilities licensed pursuant to Minnesota Statutes, Sections 144.50 to 144.58, who have had physical injury inflicted upon them, by other than accidental means, when the injury appears to have been caused as a result of physical abuse or culpable neglect.*

Subd. 2. [WHO MAKES REPORT AND TO WHOM MADE.] Any physician, surgeon, person authorized to engage in the practice of healing, superintendent or administrator of a facility required to be licensed under the provisions of sections 144.50 to 144.58, nurse or pharmacist, shall immediately report all cases of physical injury to persons being cared for in a facility, inflicted by other than accidental means which come to their attention, when the injury appears to have been caused as a result of physical abuse or culpable neglect. The cases shall be reported to the appropriate police authority as defined in section 626.53, the county welfare agency and the state department of health. The appropriate police authority, upon receiving a report, shall immediately notify the county welfare agency and the state department of health.

Subd. 3. [NATURE AND CONTENT OF REPORT.] An oral report shall be made immediately by telephone or otherwise and followed as soon thereafter as possible by a report in writing, to the appropriate police authority, the county welfare agency and the state department of health. The report shall contain the names and addresses of the person and a person responsible for his care, if known, the person's age, the nature and extent of the injuries, including any evidence of previous injuries, and any other information helpful in establishing the cause of the injuries and the identity of the perpetrator.

Subd. 4. [RESPONSIBILITY OF COUNTY WELFARE AGENCY.] The county welfare agency and the state department of health shall investigate complaints of neglect and abuse.

Subd. 5. [IMMUNITY FROM LIABILITY.] Anyone participating in good faith in the making of a report pursuant to this section shall have immunity from any liability, civil or criminal, that might otherwise be incurred or imposed. A participant shall have the same immunity with respect to participation in any judicial proceeding resulting from the report.

Subd. 6. [RETALIATION PROHIBITED.] No person who directs or exercises any authority in a facility required to be licensed under the provisions of sections 144.50 to 144.58 shall evict, harass, dismiss or retaliate against a patient, resident or employee because he or any member of his family has reported in good faith any violation or suspected violation of laws, ordinances or regulations applying to the facility.

Subd. 7. [PENALTY.] Any person knowingly and willingly violating this section is guilty of a misdemeanor.

Sec. 8. [REPEAL.] Minnesota Statutes 1971, Section 144.583, is repealed.”;

whereas, H. F. No. 286, after the enacting clause reads:

“Section 1. [PUBLIC POLICY.] It is the intent of the legislature and the purpose of this act to promote the interests and well being of the patients and residents of health care facilities. It is declared to be the public policy of this state that the interests of the patient be protected by a declaration of a patients bill of rights which shall include but not be limited to the following:

(1) Every patient and resident shall have the right to considerate and respectful care;

(2) Every patient can reasonably expect to obtain from his physician or the resident physician of the facility complete and current information concerning his diagnosis, treatment and prognosis in terms and language the patient can reasonably be expected to understand. In such cases that it is not medically advisable to give such information to the patient the information may be made available to the appropriate person in his behalf;

(3) Every patient and resident shall have the right to know by name and specialty, if any, the physician responsible for coordination of his care;

(4) Every patient and resident shall have the right to every consideration of his privacy and individuality as it relates to his social, religious, and psychological well being;

(5) Every patient and resident shall have the right to respectfulness and privacy as it relates to his medical care program. Case discussion, consultation, examination, and treatment are confidential and should be conducted discreetly.

(6) Every patient and resident shall have the right to expect the facility to make a reasonable response to the requests of the patient;

(7) Every patient and resident shall have the right to obtain information as to any relationship of the facility to other health care and related institutions insofar as his care is concerned, and:

(8) The patient and resident have the right to expect reasonable continuity of care which shall include but not be limited to what appointment times and physicians are available.

Sec. 2. [NOTICE TO PATIENT.] *The policy statement contained in section 1 of this act shall be posted conspicuously in a public place in all facilities licensed under the provisions of Minnesota Statutes, Sections 144.50 to 144.58. Copies of the policy statement shall be furnished the patient and resident upon admittance to the facility.*

Sec. 3. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.541] [HEALTH CARE FACILITIES; REGULATIONS; INSPECTIONS.] *Subdivision 1. [RULES AND REGULATIONS.] The state board of health is the exclusive state agency charged with the responsibility and duty of inspecting all facilities required to be licensed under the provisions of Minnesota Statutes 1971, Sections 144.50 to 144.58. The state board of health shall enforce such rules, regulations and standards subject only to the authority of the department of public safety respecting the enforcement of fire and safety standards in nursing homes and other licensed health care facilities and the responsibility of the commissioner of public welfare pursuant to Minnesota Statutes 1971, Sections 245.78; 252.28; and 257.081 to 257.123.*

Subd. 2. [PERIODIC INSPECTION.] All facilities required to be licensed under the provisions of sections 144.50 to 144.58 shall be periodically inspected by the state board of health to insure compliance with its rules, regulations and standards. The state board of health may enter into agreements with political subdivisions providing for the inspection of such facilities by locally employed inspectors.

Subd. 3. [ENFORCEMENT.] With the exception of the department of public safety which has the exclusive jurisdiction to enforce state fire and safety standards, the state board of health is the exclusive state agency charged with the responsibility and duty of inspecting facilities required to be licensed under the provisions of sections 144.50 to 144.58 and enforcing the rules, regulations and standards prescribed by it.

Subd. 4. [WITHOUT NOTICE.] One or more unannounced inspections of each facility required to be licensed under the provisions of sections 144.50 to 144.58 shall be made annually.

Subd. 5. [CORRECTION ORDERS.] Whenever a duly authorized representative of the state board of health finds upon inspection of a facility required to be licensed under the provisions of sections 144.50 to 144.58 that the licensee of such facility is not in compliance with an applicable regulation promulgated under the administrative procedures act by the state board of health pursuant to section 144.56, a correction order shall be issued to the licensee. The correction order shall state the deficiency, cite the specific regulation violated, and specify the time allowed for correction.

Subd. 6. [REINSPECTIONS; FINES.] If upon reinspection it is found that the licensee of a facility required to be licensed under the provisions of sections 144.50 to 144.58 has not corrected the deficiency or deficiencies specified in the correction order, the licensee shall forfeit to the state within 15 days

a sum of up to \$250 for each such deficiency not corrected. For each subsequent reinspection, the licensee may be fined an additional amount for each deficiency which has not been corrected. All forfeitures shall be paid into the state treasury and credited to the general fund.

Subd. 7. [RECOVERY.] Any unpaid forfeitures may be recovered by the attorney general.

Subd. 8. [HEARINGS.] A licensee of a facility required to be licensed under the provisions of sections 144.50 to 144.58 is entitled to a hearing on any correction order issued to him, provided that he makes a written request therefor within 15 days of receipt by him of the correction order. Such request shall operate as a stay during the hearing and review process of the payment of any forfeiture provided for in this section. Upon receipt of the request for a hearing, a hearing officer, who shall not be an employee of the state board of health shall be appointed by the state board of health, and the hearing officer shall promptly schedule a hearing on the matter, giving at least ten days notice of the date, time, and place of such hearing to the licensee. The hearing and review thereof shall be in accordance with the relevant provisions of the administrative procedures act.

Subd. 9. [NONLIMITING.] Nothing in this section shall be construed to limit the powers granted to the state board of health in section 144.55.

Sec. 4. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.542] [EXPERTS MAY BE EMPLOYED.] The state board of health may employ experts in the field of health care to assist the staffs of facilities required to be licensed under the provisions of sections 144.50 to 144.58 in programming and providing adequate care of the patients and residents of the facility. Alternate methods of care for patients and residents of such facilities shall be researched by the state board of health using the knowledge and experience of experts employed therefor.

Sec. 5. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.543] [PROGRAM FOR VOLUNTARY MEDICAL AID.] Licensed physicians may visit a facility required to be licensed under the provisions of sections 144.50 to 144.58 and examine patients and residents thereof under a program which shall be established by the state board of health and regulated and governed by rules and regulations promulgated by the state board of health pursuant to the administrative procedures act. Such rules and regulations shall protect the privacy of patients and residents of facilities. No patient or resident of any facility shall be required to submit to an examination under such program. The state board of health shall consult with medical schools and other experts for the purpose of establishing the

program. The state board of health shall encourage the active participation of all licensed physicians on a voluntary basis in such program. Patients or residents without guardians must be provided legal guardians by the commissioner of public welfare.

Sec. 6. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.555] [EMPLOYEES TO BE COMPENSATED.] *All employees of facilities required to be licensed under the provisions of sections 144.50 to 144.58 participating in orientation programs or in inservice training provided by the facility shall be compensated therefor at their regular rate of pay, provided, however, that this section will be effective only to the extent that facilities are reimbursed for such compensation by the commissioner of public welfare in the proportion of welfare to total residents and patients in the facility.*

Sec. 7. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.556] [VOLUNTEER EFFORTS ENCOURAGED.] *The state board of health, through the dissemination of information to appropriate organizations, shall encourage citizens to promote improved care in facilities required to be licensed under the provisions of sections 144.50 to 144.58 throughout the state.*

Sec. 8. Minnesota Statutes 1971, Chapter 256B, is amended by adding a section to read:

[256B.30] [HEALTH CARE FACILITY REPORT.] *Every facility required to be licensed under the provisions of sections 144.50 to 144.58 shall provide annually to the commissioner of public welfare such reports as may be required under law and under regulations adopted by the commissioner of public welfare under the administrative procedures act. Such regulations shall provide for the submission of a full and complete financial report of a facility's operations including:*

(1) *An annual statement of income and expenditures;*

(2) *A complete statement of fees and charges;*

(3) *The names of all persons other than mortgage companies owning any interest in the facility including stockholders with an ownership interest of ten percent or more of the facility.*

The financial reports and supporting data of the facility shall be available for inspection and audit by the commissioner of public welfare.

Sec. 9. Minnesota Statutes 1971, Chapter 256B, is amended by adding a section to read:

[256B.31] [HEALTH CARE FACILITIES; REIMBURSEMENT FOR WELFARE PATIENTS AND RESIDENTS; INCENTIVE PROGRAM.] *Subdivision 1. [REIMBURSEMENT PRINCIPLES.] In the event the commissioner of*

public welfare makes payments based on costs, the following principles shall be applied in determining costs of facilities:

(1) Except as provided in clause 2, as to facilities purchased prior to December 31, 1972, allowance for depreciation and earnings allowance shall be calculated on the basis of allocation of the full purchase price for land, building and equipment; and

(2) As to facilities purchased after December 31, 1972, or at the owner's option, as to facilities purchased before December 31, 1972, the value for determining costs of a facility shall be the actual market value as determined by appraisal or by comparable sales. Any amounts in excess of said market value shall be deemed goodwill and not reimbursable to the provider; and

(3) For reimbursement purposes depreciation shall be calculated as beginning on January 1, 1973; and

(4) Rents and other charges and costs of leases entered in an arms-length transaction shall be allowed.

Subd. 2. [ALTERNATE REIMBURSEMENT PRINCIPLES.] The commissioner of public welfare is encouraged to investigate alternative methods of reimbursement consistent with providing reimbursement in an amount at least as much as in subdivision 1. Alternative methods should be directed toward reducing administrative expense and paying for quality care. Such alternative method should include a negotiated rate system, unit of service purchases, and similar methods.

Subd. 3. [INCENTIVE PROGRAM.] The commissioner of public welfare in consultation with the state board of health shall promulgate regulations under the administrative procedures act providing for financial incentives for quality care offered by facilities required to be licensed under the provisions of sections 144.50 to 144.58 to welfare residents and patients in excess of minimal care requirements required by law.

Sec. 10. Minnesota Statutes 1971, Chapter 609, is amended by adding a section to read:

[609.23] [MISTREATMENT OF RESIDENTS OR PATIENTS.] Whoever, being in charge of or employed in any facility required to be licensed under the provisions of Minnesota Statutes, Sections 144.50 to 144.58 intentionally abuses, ill-treats, or neglects any patient or resident therein to his physical detriment may be sentenced to imprisonment for not more than one year or to payment of a fine of not more than \$1,000, or both.

Sec. 11. Minnesota Statutes 1971, Chapter 626, is amended by adding a section to read:

[626.555] [REPORTING OF MALTREATMENT OF PATIENTS AND RESIDENTS.] Subdivision 1. [DECLARATION OF PURPOSE.] The purpose of this section is to provide for the protection of persons being cared for in facilities licensed pursuant to Minnesota Statutes, Sections 144.50 to 144.58, who have had physical injury inflicted upon them, by other than ac-

cidental means, when the injury appears to have been caused as a result of physical abuse or neglect.

Subd. 2. [WHO MAKES REPORT AND TO WHOM MADE.] *Any physician, surgeon, person authorized to engage in the practice of healing, superintendent or administrator of a facility required to be licensed under the provisions of sections 144.50 to 144.58, nurse or pharmacist, shall immediately report all cases of physical injury to persons being cared for in a facility, when the injury appears to have been caused as a result of physical abuse or neglect. The cases shall be reported to the appropriate police authority as defined in section 626.53, the county welfare agency and the state department of health. The appropriate police authority upon receiving a report, shall immediately notify the county welfare agency and the state department of health.*

Subd. 3. [NATURE AND CONTENT OF REPORT.] *An oral report shall be made immediately by telephone or otherwise and followed as soon thereafter as possible by a report in writing, to the appropriate police authority, the county welfare agency and the state department of health. The report shall contain the names and addresses of the person and a person responsible for his care, if known, the person's age, the nature and extent of the injuries, including any evidence of previous injuries, and any other information helpful in establishing the cause of the injuries and the identity of the perpetrator.*

Subd. 4. [RESPONSIBILITY OF COUNTY WELFARE AGENCY.] *The county welfare agency and the state department of health shall investigate complaints of neglect and abuse.*

Subd. 5. [IMMUNITY FROM LIABILITY.] *Anyone participating in good faith in the making of a report pursuant to this section shall have immunity from any liability, civil or criminal, that might otherwise be incurred or imposed. A participant shall have the same immunity with respect to participation in any judicial proceeding resulting from the report.*

Subd. 6. [RETALIATION PROHIBITED.] *No person who directs or exercises any authority in a facility required to be licensed under the provisions of sections 144.50 to 144.58 shall evict, harass, dismiss or retaliate against a patient, resident or employee because he or any member of his family has reported in good faith any violation or suspected violation of laws, ordinances or regulations applying to the facility.*

Subd. 7. [PENALTY.] *Any person knowingly and willfully violating this section is guilty of a misdemeanor.*

Sec. 12. [REPEAL.] *Minnesota Statutes 1971, Section 144.583, is repealed."*

The title of S. F. No. 384, reads:

"A bill for an act relating to hospital, boarding care homes, and nursing homes; providing for the regulation thereof; imposing certain duties on the state board of health and the com-

missioner of public welfare; establishing rights of patients and residents of nursing homes; requiring reports of maltreatment of nursing home patients; prescribing penalties; amending Minnesota Statutes 1971, Chapters 144, by adding sections; 154, by adding a section; 256B, by adding a section; 609, by adding a section; and 626, by adding a section; repealing Minnesota Statutes 1971, Section 144.583.”;

whereas, the title of H. F. No. 286, reads:

“A bill for an act relating to nursing homes; providing for the regulation thereof; imposing certain duties on the state board of health and the commissioner of public welfare; establishing rights of patients and residents of nursing homes; establishing certain boards and prescribing their powers and duties; requiring reports of maltreatment of nursing home patients; prescribing penalties; and appropriating money; amending Minnesota Statutes 1971, Sections 144.53; Chapters 144, by adding sections; 154, by adding a section; 256B, by adding sections; 609, by adding a section; and 626, by adding a section; repealing Minnesota Statutes 1971, Section 144.583.”.

SUSPENSION OF RULES

Flakne moved that the rules be so far suspended that S. F. No. 384 be substituted for H. F. No. 286 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 813 and H. F. No. 2035, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 813, page 1, lines 20 through 22, read: “is a resident *if he resides outside a municipality, or to the clerk of the municipality if he is a resident of a municipality*, for ballots and envelopes, by mailing to or”; whereas, H. F. No. 2035, page 1, lines 20 and 21, read: “is a resident *or to the clerk of the municipality if he is a resident of a municipality* for ballots and envelopes, by”.

S. F. No. 813, page 12, lines 14 through 17, read: “residence is located, *if his place of residence is outside a municipality, or in the office of the clerk of the municipality if his place of residence is within a municipality*, a request for ballot in substantially the”; whereas, H. F. No. 2035, page 12, lines 13 through 15, read: “residence is located, *or in the office of the clerk of the municipality if his place of residence is within a municipality*, a request for ballot in substantially the”.

S. F. No. 813, page 13, lines 9 and 10, read: “Minnesota and has been such resident for more than (SIX MONTHS) *30 days* last past. He was born on the”; whereas, H. F. No. 2035, page 13, lines 7 and 8, read: “Minnesota and has been such resident for more than six months last past. He was born on the day of”.

S. F. No. 813, page 14, line 28, and page 15, lines 1 through 3, read: “auditor of the county of residence of such registrant, *if his place of residence is outside a municipality, or to the clerk*”.

of the municipality if his place of residence is within a municipality, as specified in such request, and"; whereas, H. F. No. 2035, page 14, lines 26 through 28, read: "auditor of the county of residence of such registrant (,) *or to the clerk of the municipality if his place of residence is within a municipality, as specified in such request, and"*.

SUSPENSION OF RULES

Laidig moved that the rules be so far suspended that S. F. No. 813 be substituted for H. F. No. 2035 and that the House File be indefinitely postponed. The motion prevailed.

PETITIONS AND COMMUNICATIONS

The following report was received, filed in the Chief Clerk's Office, and distributed to each member: Report of the Mississippi River Parkway Commission of Minnesota.

The following communication was received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

May 7, 1973

The Honorable Martin O. Sabo
Speaker of the House

Sir:

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

H. F. No. 78, An act relating to the city of Hastings; authorizing payment of lump sum retirement benefits to firemen.

H. F. No. 205, An act relating to the supreme court; appropriating money for its facilities.

H. F. No. 212, An act relating to wild animals; seasons for the taking of certain wild animals; moose licenses; amending Minnesota Statutes 1971, Section 100.27, Subdivision 2; repealing Laws 1971, Chapter 607, Section 15.

H. F. No. 256, An act relating to public safety; duties of state fire marshal; providing for dealer in explosives to issue permit to purchaser residing or intending to use explosives outside dealer's community; amending Minnesota Statutes 1971, Section 299F.75, Subdivision 1.

H. F. No. 263, An act relating to the fire department relief association and firemen's service pensions in the city of Brainerd.

H. F. No. 345, An act relating to wild animals; providing that the notice of violation of certain laws has the effect of a summons and complaint; amending Minnesota Statutes 1971, Section 97.50, Subdivision 1.

H. F. No. 362, An act relating to the village of St. Michael; validating state aid payments to the firemen's relief association and service of members thereof.

H. F. No. 425, An act relating to retirement; firemen's service pensions in the village of Mendota Heights.

H. F. No. 591, An act relating to Independent School District Number 707 in St. Louis county; providing an exemption therefor from the provisions of Minnesota Statutes, Sections 122.41 to 122.52, and allowing tuition to be paid in accordance with Section 124.18, Subdivision 2.

H. F. No. 610, An act relating to the village of Mound; fire department relief association and firemen's service pensions.

H. F. No. 660, An act relating to municipalities; subdivision regulations; authorizing municipalities to require dedication of land or cash equivalent for certain public purposes in residential, commercial, industrial and other developments; amending Minnesota Statutes 1971, Section 462.358, Subdivision 2.

H. F. No. 681, An act relating to wild animals; authorizing certain discharged servicemen to hunt deer by firearm; amending Minnesota Statutes 1971, Section 98.45, Subdivision 1.

H. F. No. 707, An act relating to courts; providing a salary increase for the judges of Roseville and New Brighton municipal courts; amending Minnesota Statutes 1971, Section 488.21, Subdivision 2.

H. F. No. 821, An act relating to retirement; the highway patrolmen's retirement fund; providing for the membership in the highway patrolmen's retirement association; the funding of the retirement fund and the benefits therefrom to retirees; amending Minnesota Statutes 1971, Sections 352.01, Subdivision 2B; 352B.01; 352B.02; 352B.03; 352B.04; 352B.05; 352B.06; 352B.08; 352B.10; 352B.105; 352B.11; 352B.13; 352B.14; 352B.25; 352B.26; and Chapter 352B, by adding sections; repealing Minnesota Statutes 1971, Sections 352A.01 to 352A.29; 352B.09; 352B.12; and 352B.15 to 352B.24.

H. F. No. 869, An act relating to intoxicating liquor; authorizing the issuance of certain licenses; amending Minnesota Statutes 1971, Section 340.11, by adding a subdivision.

H. F. No. 955, An act relating to state lands; directing conveyance of a certain parcel of land in Otter Tail county.

H. F. No. 1130, An act relating to the city of Owatonna; firemen's relief benefits; amending Laws 1971, Chapter 200, Sections 1 and 2.

H. F. No. 1137, An act relating to the city of New Ulm; volunteer firemen's pensions.

H. F. No. 1164, An act relating to taxation; providing for a method of computing the tax imposed on gifts under certain

circumstances; amending Minnesota Statutes 1971, Section 292.105.

H. F. No. 1167, An act relating to taxation; inheritance taxes; providing for determination of inheritance tax; conclusiveness of inheritance tax return; amending Minnesota Statutes 1971, Section 291.09, Subdivisions 1 and 6.

H. F. No. 1170, An act relating to inheritance taxes; defining and prescribing inheritance tax rates and exemptions for certain donees; amending Minnesota Statutes 1971, Sections 291.005; 291.03; 291.05; 292.05, Subdivision 1; and 292.07, Subdivisions 3 and 5.

H. F. No. 1171, An act relating to taxation; providing for refundment of inheritance tax overpayments and interest thereon; amending Minnesota Statutes 1971, Section 291.18.

H. F. No. 1429, An act relating to the prevention of cruelty; increasing the maximum amount of annual appropriations; amending Minnesota Statutes 1971, Section 343.11.

H. F. No. 1435, An act relating to towns; powers of town boards within certain areas; amending Minnesota Statutes 1971, Section 366.01, Subdivision 2.

H. F. No. 1548, An act relating to Nicollet county; authorizing an increased annual appropriation to the county extension committee.

Sincerely,

WENDELL R. ANDERSON
Governor

REPORTS OF STANDING COMMITTEES

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 922, A bill for an act relating to water resources; revising certain provisions concerning dams, reservoirs, control structures, and waterway obstructions; providing for the orderly maintenance, repair or reconstruction of dams serving the public interest; prescribing powers and duties of the commissioner of natural resources; authorizing the commissioner to make grants to local governmental units; appropriating money; amending Minnesota Statutes 1971, Sections 105.37, by adding a subdivision; 105.38; 105.42; 105.52; and Chapter 105, by adding a section.

Reported the same back with the following amendments:

Page 8, strike lines 22 through 28.

Page 9, strike lines 1 through 4, and renumber Sec. 7 to Sec. 6.

Amend the title, line 12, by striking "appropriating money;"

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 1116, A bill for an act relating to natural resources; prescribing a stream maintenance program; setting forth powers and duties of the commissioner of natural resources; appropriating money; amending Minnesota Statutes 1971, Chapter 105, by adding a section.

Reported the same back with the following amendments:

Page 3, strike lines 2 through 5.

Amend the title in line 6 by striking "appropriating money;".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 1395, A bill for an act relating to elections; providing for the registration of voters; providing penalties; appropriating money; amending Minnesota Statutes 1971, Sections 200.02, Subdivisions 22 and 25; 201.11; 201.12; 201.13; 201.14; 201.15; 201.18; 201.26; 201.27; 201.33; 203.27, Subdivision 2; 204.076; 204.08, Subdivision 1; 204.17, Subdivision 3; 207.02; 207.03; 207.08; and 207.19, Subdivision 1; Chapter 201, by adding sections; and Chapter 204, by adding a section; repealing Minnesota Statutes 1971, Sections 201.02 to 201.10; 201.16; 201.17; 201.19; 201.20; 201.21; 201.22; 201.23; 201.24; 201.25; 201.261; 201.28; 201.29; 201.30; 201.31; 201.32; 204.07; 204.075; 204.077; and 204.08, Subdivision 3.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 1487, A bill for an act relating to community corrections; authorizing a state subsidy to local units of government for providing community based corrections services; prescribing the powers of the commissioner of corrections; appropriating funds therefor.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 1945, A bill for an act relating to the Minnesota higher education facilities authority; amending Minnesota Statutes 1971, Sections 136A.26, 136A.27, 136A.29, 136A.32, Subdivision 3, and by adding a subdivision; 136A.34, Subdivision 4; 136A.40 and 136A.41.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 2025, A bill for an act relating to the department of education, division of vocational rehabilitation; providing for the purchase of cattle; and appropriating money.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 2069, A bill for an act relating to the establishment of a power plant site and transmission line route selection authority in the environmental quality council; appropriating money.

Reported the same back with the following amendments:

Page 17, line 18, after "transmission" and before "plant" insert "line".

Page 17, line 20, after "Accounts." strike "However, the fee".

Page 17, line 21, strike "shall not be less than \$5,000 for each application."

Page 18, line 4, after "transmission" and before "plant" insert "line".

Page 18, line 5, after "\$1,000,000)" and before the period insert "except that the minimum application fee shall not be less than \$5,000".

Page 18, line 12, following "applicant." add the following: "This annual appropriation shall not exceed the fees to be paid during such period."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 2383, A bill for an act relating to public welfare; reducing the maximum age for receipt of aid to families with dependent children; amending Minnesota Statutes 1971, Section 256.12, Subdivision 14.

Reported the same back with the following amendments:

Page 1, line 12, after "18 years" strike the remainder of the line.

Page 1, strike lines 13 through 15.

Page 1, line 16, strike "training designed to fit him for gainful employment."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 2449, A bill for an act relating to the pollution control agency; authorizing the issuance of bonds; appropriating money; amending Minnesota Statutes 1971, Section 116.18, Subdivisions 1 and 4.

Reported the same back with the following amendments:

Page 2, line 20, delete "\$45,250,000" and insert in lieu thereof "\$55,000,000".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 1993, A bill for an act relating to the department of education, division of vocational rehabilitation; providing for the purchase of cattle; and appropriating money.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

H. F. No. 210, A bill for an act relating to education; regulating the tenure of teachers and granting seniority rights; amending Minnesota Statutes 1971, Section 125.12, Subdivision 6.

Reported the same back with the following amendments:

Page 1, line 20, strike "*caused by*".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

H. F. No. 2108, A bill for an act relating to education; private trade schools; providing penalties; amending Minnesota Statutes 1971, Sections 141.21, Subdivisions 4 and 7; 141.25, Subdivisions 3, 4, 7, 8, 9, 10, and by adding a subdivision; 141.26, Subdivisions 2 and 5; 141.28, Subdivision 3, and by adding subdivisions; 141.29, Subdivision 1, and by adding a subdivision; 141.30; 141.32; 141.35; and Chapter 141, by adding a section; repealing Minnesota Statutes 1971, Section 141.27.

Reported the same back with the following amendments:

Page 2, line 26, strike "*agreements*" and insert "*agreement forms*".

Page 2, line 27, strike "*contracts*" in both places and insert "*contract forms*" in both places.

Page 2, line 27, strike "*agreements*" and insert "*agreement forms*".

Page 4, line 9, strike "*each*".

Page 4, line 10, strike "*student*" and insert "*students*".

Page 4, line 10, strike "*an*".

Page 4, line 10, strike "*position*" and insert "*positions*".

Page 9, line 25, strike "*and understand*".

Page 12, line 8, strike "*a reasonable enrollment fee,*" and insert "*15 percent of the total cost of the course but*".

Page 12, line 25, strike "*a reasonable*" and insert "*15 percent of the total cost of the course but*".

Page 12, line 26, strike "*enrollment fee*".

Page 13, line 4, after "*instruction,*" insert "*but before completion of 75 percent of the course of instruction*".

Page 13, line 9, strike "*a reasonable enrollment fee*" and insert "*25 percent of the total cost of the course but*".

Page 13, line 9, strike "50" and insert "100".

Page 13, line 9, after the period insert "*After completion of 75 percent of the course of instruction, no refunds are required.*".

Page 13, line 20, strike "*a reasonable*".

Page 13, line 21, strike "*enrollment fee*" and insert "*25 percent of the total cost of the course but*".

Page 13, line 21, strike "50" and insert "75".

Page 13, line 21, after the period insert "*In no event shall the amount charged exceed the total stated cost of the course.*".

Page 15, lines 5 through 12, strike Subd. 9. in its entirety.

Page 15, line 13, strike "10" and insert "9".

Page 15, line 16, strike "11" and insert "10".

Page 15, line 21, strike "12" and insert "11".

Page 15, lines 26 through 28, strike Subd. 13 in its entirety.

Page 16, line 1, strike "14" and insert "12".

Page 16, line 18, strike "*erroneous*".

Page 17, line 2, strike "*such school, agent or solicitor knows or*" and insert "*it is obvious*".

Page 17, line 3, strike "*reasonably should be expected to know*".

Page 18, line 5, strike "*erroneous*".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

S. F. No. 430, A bill for an act relating to education; school districts; permitting increased annual compensation and extended transportation reimbursement to local school board members; amending Minnesota Statutes 1971, Section 123.33, Subdivision 12.

Reported the same back with the following amendments:

Page 1, line 14, after "shall" insert "*also*".

Page 1, line 15, strike "but not".

Page 1, line 16, strike "more than \$2,400 a year".

Page 1, line 17, strike all the new language.

Page 1, line 18, strike all the new language.

Page 1, lines 28, 29, and 30, restore the stricken language.

Page 1, line 31, restore "(EDUCATION.)".

Page 2, lines 3 through 10, restore the stricken language.

Further amend the title as follows:

Page 1, line 3, delete "permitting increased annual".

Page 1, line 4, delete "extended".

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Johnson, C., from the Committee on Education to which was referred:

S. F. No. 2148, A bill for an act relating to Independent School District No. 625; amending Laws 1969, Chapter 911, Section 2, as amended.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

S. F. No. 1252, A bill for an act relating to state parks; establishing the St. Croix Wild River state park in Chisago county; appropriating money; amending Minnesota Statutes 1971, Sections 85.012, Subdivision 1; and 85.012, by adding a subdivision.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

S. F. No. 1505, A bill for an act relating to pollution; livestock, poultry and other animal lots; permitting counties to exercise certain permit processing powers; amending Minnesota Statutes 1971, Section 116.07, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 13, after "*resolution*" insert "*, with approval of the pollution control agency*".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 2033, A bill for an act relating to securities and usury; exemption from usury for margin accounts maintained by broker-dealers; amending Minnesota Statutes 1971, Chapter 334, by adding a section; repealing Minnesota Statutes 1971, Section 80.122.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

H. F. No. 2377, A bill for an act relating to insurance; regulating valuation of policies; amending Minnesota Statutes 1971, Sections 61A.24, Subdivisions 9, 11 and 12; 61A.15, Subdivision 3, and by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 15, strike the comma at the end of the line.

Page 1, strike all of line 16.

Page 2, lines 14 and 15, strike “, not exceeding three and one-half percent per annum,”.

Page 3, strike lines 4 through 17 which is all of Sec. 3. Renumber sections accordingly on page 3 and page 6.

Further amend the title on line 5 by striking “, 11 and 12” and insert in lieu thereof “and 11”.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

S. F. No. 1087, A bill for an act relating to health care coverage provided by nonprofit health service plan corporations and accident and health insurance companies; providing that references in a policy to “physicians” shall include dentists performing consultation or surgical procedure.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

S. F. No. 1835, A bill for an act relating to trust companies; permitting the purchase and investment by such companies in certain farm loan bonds; amending Minnesota Statutes 1971, Section 48.67.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

S. F. No. 1836, A bill for an act relating to insurance; prescribing time within which suit for recovery of claim under hail insurance policy must be commenced; amending Minnesota Statutes 1971, Section 65A.26.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1145, A bill for an act relating to occupations and professions; providing for the licensure of speech pathologists and audiologists; creating a state board of speech pathology and audiology and prescribing its powers and duties; providing penalties; appropriating money.

Reported the same back with the following amendments:

Page 6, after line 9, insert a new clause as follows:

“(c) a person who works under the supervision and direction of a licensed physician or who engages in a program to screen pre-school children for hearing impairments and has been trained therefore under the direction of a licensed physician;”.

Reletter the clauses accordingly.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Fudro from the Committee on General Legislation and Veterans Affairs to which was referred:

H. F. No. 686, A bill for an act relating to commerce; gasoline and fuel oil sales regulations; providing penalties.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. Subdivision 1. Unless the language or context clearly indicates that a different meaning is intended, the following terms, for the purposes of this act shall have the meanings given them.

Subd. 2. [SUPPLIER.] "Supplier" means any person engaged in the business of storing in Minnesota or supplying sources of energy.

Subd. 3. [ENERGY.] "Energy supplies", or "Energy sources" means gasoline, fuel oil, natural gas, propane, coal, special fuels, and electricity.

Sec. 2. [INFORMATION.] Subdivision 1. The Governor may require or, with the assistance of the Attorney General, subpoena from any supplier of energy source any information pertaining to the supply and distribution of energy sources to be used within the state. The information shall be furnished within the times specified by the Governor.

Subd. 2. For the six-month periods beginning on April 1 and October 1 of each year, each such energy supplier shall file a statement which indicates any anticipated change in quantity of energy sources which he will supply for that six-month period. The statement shall be filed at least six months prior to the beginning of any reporting period. If at any time subsequent to filing the statement, the supplier receives any additional information affecting the accuracy of the statement, he shall amend the statement within 15 days of receiving the information. Included in the statement shall be an explanation of the causes for the changes in distribution patterns.

Sec. 3. [EFFECTIVE DATE.] This act is effective the day following final enactment."

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

"A bill for an act relating to commerce; fuel information report to the Governor on energy sources; providing subpoena power."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Peterson from the Committee on Local Government to which was referred:

S. F. No. 1540, A bill for an act relating to St. Louis county, providing for a charter commission to recommend a form of county government and providing for its adoption.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Subdivision 1. For the purposes of this act the St. Louis county legislative delegation shall mean all duly elected members of the state house of representatives and state senate whose legislative district includes any portion of St. Louis county.

Subd. 2. The chairman of the St. Louis county legislative delegation shall be a member of the delegation who has been elected chairman by the majority of the members of the delegation.

Sec. 2. Within 30 days of the effective date of this act the St. Louis County Legislative Delegation shall nominate 45 persons as candidates for appointment to a charter commission to frame a charter to provide for the form of government of St. Louis county as provided in this act. Within 30 days thereafter the judges of the District Court of the 6th Judicial District residing in St. Louis County shall appoint the charter commission of fifteen persons. The commission members shall be qualified voters in St. Louis county. No person shall be disqualified from serving on the charter commission by reason of his holding any elective or appointive office, except legislative.

Sec. 3. Subdivision 1. Charter commission members shall hold office until a final report has been made as provided in section 4. Vacancies shall be filled by the appointing authority. Appointments shall be made by filing such appointments with the county auditor and the appointee shall file acceptance of the appointment with the county auditor within 10 days or the appointee shall be deemed to have declined the appointment.

Subd. 2. The charter commission shall meet within 30 days after the initial appointment and shall elect a chairman from their number and shall establish rules, including quorum requirements for their operations and procedures.

Subd. 3. The members of the charter commission shall receive no compensation. \$35,000 shall be appropriated by the board of county commissioners to the charter commission; such amount shall be used to employ research and clerical assistance, for supplies, for meeting expenses and such other expenses, as shall be deemed necessary by the charter commission. Any employees shall be in the unclassified service of the county. The charter commission shall have the right to request and receive assistance from any county official. If requested, the civil service commission shall assist the charter commission in testing and hiring of employees and the county attorney shall render any and all legal services as may be requested. The appropriation provided in this subdivision shall not be subject to the tax levy limitations as provided in Minnesota Statutes, Chapter 275 or any other provisions of law.

Sec. 4. Prior to June 1, 1974, the charter commission shall deliver to the county auditor either (1) its report determining that the present form of county government is adequate for the county and that a new charter is not necessary or desirable, or (2) a draft of a proposed charter. The report shall be signed

by a majority of the members of the charter commission. Such proposed charter may provide for any form of government not inconsistent with the constitution of the state of Minnesota, and may provide for the establishment and administration of all departments of a county government and for the regulation of all local county functions. It may abolish or consolidate any department or agency or any elective office now existing at the expiration of the present term of the incumbent elective officer.

It shall provide for present functions to be assumed by new elective or appointive officers as shall be provided for in the charter. It shall provide methods of procedure in respect to the operation of the government thereby created and the duties of all officers. The county may be authorized to acquire by gift, devise, purchase or condemnation any property needed for the full discharge of its duties and powers. All special and general laws authorizing the county to incur indebtedness or issue bonds shall continue in full force and effect. The county shall continue to have all the powers granted by law.

Sec. 5. Subdivision 1. Upon delivery of the proposed charter to the county auditor, the county auditor shall cause it to be submitted to the voters at the general election in 1974. The election shall be conducted as nearly as possible in accordance with Minnesota Statutes, Chapter 372. The notice of election shall contain the complete charter and shall be published once a week for two successive weeks in the official newspaper of the county.

Subd. 2. The ballot shall be in the following form:

“Shall the proposed new charter be adopted? YES— NO—”
The voter shall place an “X” after one of the last two words to express his choice.

Sec. 6. If a majority of the votes cast on the proposition are in favor of the proposed charter, it shall be adopted. The charter shall take effect two years after the election. Thereupon the courts shall take judicial notice of the new charter and upon the election or appointment of officers thereunder the former officials of St. Louis county shall deliver to them all records, money and other public property under their control.

Sec. 7. This act is effective upon its approval by a majority of the members of the board of county commissioners of St. Louis county and upon compliance with Minnesota Statutes 1971, Section 645.021.

In the event the county commissioners have failed to approve this act within 60 days of the date this act is filed with the secretary of state then a special election shall be had on the approval of this act. The question submitted to the voters shall be:

“Shall Laws 1973 Chapter —, permitting St. Louis county to appoint a charter commission be approved?”

Yes—

No—”

If a majority of the votes cast on the question are in the affirmative the act shall be effective and the county shall comply with Minnesota Statutes, Section 645.021. The election shall be conducted as nearly as possible in accordance with Minnesota Statutes, Chapter 372.”.

Strike the title and insert in lieu thereof the following:

“A bill for an act relating to St. Louis county, providing for a charter commission to recommend a form of county government and providing for its adoption.”.

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Salchert from the Committee on Metropolitan and Urban Affairs to which was referred:

H. F. No. 1753, A bill for an act relating to metropolitan government; establishing a metropolitan trails commission and prescribing its powers and duties; prescribing the powers and duties of other governmental agencies and units in relation thereto; appropriating money.

Reported the same back with the following amendments:

Page 2, line 10, strike “17” and insert “18” and in line 11, after “areas” insert “and including one representative selected by the county boards”.

Page 2, line 21, after “planned” insert “for”; and in the same line after “by” strike “an” and insert “a county or legislatively established or incorporated”.

Page 3, line 9, strike “member” and insert “representative who has been designated as a trail commissioner” and in line 10, strike “June 1, 1974” and insert “September 1, 1973”.

Page 3, line 12, strike “shall” and insert “may” and in the same line, strike “member” and insert “representative”.

Page 3, line 13, strike “June 1, 1974” and insert “September 1, 1973”.

Page 3, line 13, strike “. Each” and strike all of lines 14 and 15, and in line 16, strike “metropolitan trails commission by June 1, 1974” and in line 17, strike “June 1, 1975” and insert “September 1, 1974”.

Page 3, line 27, after “municipalities” insert “or its successor organization”.

Page 4, line 1, after “town” insert “, borough”.

Page 4, line 4, after “municipalities” insert “or its successor organization”.

Page 4, line 6, after "committees" insert "and the first meeting of the governing board".

Page 5, line 20, after "(Scott county)" insert ", the borough of Belle Plaine," and in line 21 and line 22, strike ", and Belle Plaine".

Page 5, line 21, after "Chaska" strike the comma and insert "and".

Page 5, line 12, strike "Jackson and" and further on line 12 strike "Eagle".

Page 5, line 13, strike "Creek (Scott County)" and insert in lieu thereof "Jackson".

Page 6, line 10, insert a comma after "Denmark" and further on line 10, after the word "and" insert "Grey Cloud; and".

Page 6, line 12, strike "Grey Cloud" and insert "Newport".

Page 6, line 22, strike "Newport,".

Page 6, line 23, strike "Mahtomedi,".

Page 6, line 22, after "Landfall," insert "Woodbury,".

Page 6, line 28, strike "Willernie,".

Page 7, line 1, after "Beach" insert ", Willernie".

Page 7, line 5, strike "Lincoln,".

Page 7, line 6, strike "Oneka" and insert "Mahtomedi".

Page 7, line 18, strike "June 1 and June 30" and insert "September 1 and September 30".

Page 7, line 20, strike "four" and insert "eight".

Page 7, after line 24, insert a new subdivision 3 as follows: "Subd. 3. The Board of County Commissioners of the 7 county area shall select one additional person to represent the counties on the governing board of the commission." Renumber the remaining subdivisions.

Page 8, line 3, after "units" insert "and agencies".

Page 8, line 5, after "board" insert ", municipalities, townships and boards" and in the same line strike "September 1" and insert "November 1".

Page 8, line 9, strike "July 1, 1974 and July 30, 1974" and insert "September 1, 1973 and October 30, 1973".

Page 8, line 11, strike "7" and insert "9".

Page 8, after line 20, add a new Sec. 6 as follows:

"Sec. 6. [POWERS AND DUTIES OF COMMISSIONERS.]
Subdivision 1. The trail commissioners shall have the following powers and duties:

Subd. 2. To work in conjunction with user groups in each town and municipality and area in acquisition of easements and other rights of way on a formal or informal basis and in gaining citizen support for a trail system.

Subd. 3. To work with their local council or board and such commissions as may be established so as to include trails in the comprehensive plans of each local government and upon the official maps.

Subd. 4. To work with the area committees to effect interconnectability of trails and carry out other duties of the committees.”.

Renumber the following sections accordingly.

Page 8, line 24, strike “select” and insert “plan for and recommend” and in the same line strike “an overall”.

Page 8, line 25, strike “plan” and insert “plans”.

Page 8, line 27, strike “recreational plan of each municipality” and insert “municipal plans for review by the local councils”.

Page 9, line 1, after “municipalities” insert “and counties”.

Page 9, strike lines 2 through 17, and insert the following:

“(b) To review and coordinate planning between governmental units, including but not limited to towns, municipalities, counties, the metropolitan council, the metropolitan transit commission, the state highway department, and the department of natural resources for development and use of the trail system and to provide for interconnectability between the municipal and other trails and indicate their recommendations on appropriate maps;

(c) To include among such trails navigable or ice-covered waters where appropriate;

(d) Recommend the time span over which facilities will be developed;

(e) Recommend auxiliary facilities such as parking lots; and

(f) Recommend limits on use in view of capacity of trails and burden upon other municipal facilities; and”.

Page 9, line 18, strike “h” and insert in lieu thereof “g”.

Page 9, line 26, strike “entire” and in line 27 strike “all”.

Page 10, line 6, before “Administer” insert “Arrange for,”.

Page 10, line 13, after “government” insert “agencies”.

Page 10, line 14, strike “the trail system” and insert “trail systems”.

Page 11, line 7, strike "June 30, 1976" and insert "October 30, 1975".

Page 11, line 11, strike "corporation" and insert "commission".

Page 11, line 13, strike "corporation" and insert "commission".

Page 11, line 19, strike "corporation" and insert "commission".

Page 11, line 27, strike "corporation" and insert "commission".

Page 12, line 7, strike "corporation" and insert "governing board of the commission".

Page 13, line 2, strike "July 15, 1976" and insert "October 30, 1976".

Page 13, line 20, after "recreational" insert "and transit".

Page 14, line 3, strike "\$30,000" and insert "\$50,000".

Page 14, line 8, strike "corporation" and insert "commission".

Page 14, after line 13, add a new Sec. 11 to read as follows:

"Sec. 11. This act shall be effective immediately upon final enactment."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Governmental Operations.

The report was adopted.

Mr. Salchert from the Committee on Metropolitan and Urban Affairs to which was referred:

H. F. No. 1856, A bill for an act relating to Ramsey county; establishing a commission for the study of local government; prescribing duties and obligations; providing for report by the commission to the legislature; appropriating money.

Reported the same back with the following amendments:

Page 4, strike lines 6 through 10, and insert the following:

"Sec. 6. [APPROPRIATION.] The Board of Commissioners of Ramsey County shall appropriate \$20,000 from the general fund for use by the commission in carrying out the purposes of this act.

Sec. 7. This act shall become effective upon approval by the Ramsey County Board of Commissioners and upon compliance with Minnesota Statutes, Section 645.021."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Carlson, B., from the Committee on Transportation to which was referred:

H. F. No. 2444, A bill for an act relating to transportation; establishing the Minnesota state transportation fund for the appropriation of money to subdivisions of the state for public lands, buildings, and capital improvements needed for public transportation; authorizing the issuance of state bonds for the purposes of the trunk highway fund and the transportation fund; and appropriating money in connection therewith.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

“Section 1. [PURPOSE.] It is determined that there is a critical need to preserve and improve transportation facilities throughout the state which cannot be met by local effort without state financial assistance. The rate of completion of the interstate portion and upgrading of the remainder of the state’s highway system has fallen behind the rate of traffic growth, resulting in serious traffic hazards and delays that affect the personal safety, quality of life, and economic welfare of citizens. The highway traffic problem is accentuated by the deficiency in the quality and quantity of public transportation available in urban areas, large and small. This deficiency is itself largely caused by the inability of public transportation to compete economically with private automobiles, without financial support comparable to that given highway construction. Its most serious effect is to limit severely the life and liberty of many persons who because of age, physical or mental characteristics, or economic circumstances are unable to use automobiles. For many more it compels the use of automobiles, often more than one per family, for daily attendance at work and school and for transportation in emergencies, notwithstanding cost that reduce remaining living resources below poverty levels, and notwithstanding unacceptable safety hazards often resulting from physical handicaps or inexperience. And for many high cost makes it impossible to acquire and maintain vehicles that can operate at acceptable safety and pollution control levels, thus aggravating the traffic and pollution hazards created by sheer numbers of vehicles. Capital and maintenance cost of the principal arterial highways of this state cannot be adequately met from existing sources of funds. Similar costs of adequate public transportation in urban areas cannot be met by user fees without subsidy, or even with subsidy to the extent this is possible from property taxes or other resources available to local units of government. It is determined that state financial assistance in meeting the capital cost of public transportation in urban areas and constructing and reconstructing the state’s principal arterial highways is a proper function of state government and is necessary to protect the safety and the personal and economic welfare of the citizens of the state at large.

Sec. 2. [PRINCIPAL ARTERIAL HIGHWAY BOND AUTHORIZATION AND APPROPRIATION.] Subdivision 1.

The state auditor is authorized and directed, upon request of the commissioner of transportation, to issue and sell Minnesota state principal arterial bonds in accordance with the provisions of section 3 and Article IX, Section 6 of the Constitution, in an aggregate principal amount not to exceed \$120,000,000, which sum, or so much thereof as shall be required, is appropriated from the proceeds of such bonds to the commissioner of transportation for grants to counties and municipalities for use in constructing and reconstructing the principal arterial highways of this state. This appropriation shall not lapse or cancel until the purpose for which it is made has been accomplished or abandoned. The amount of each grant approved for disbursement shall be and remain appropriated for that purpose until the grant is fully disbursed or part of all thereof is revoked by the department of transportation.

Subd. 2. The department of transportation shall promulgate regulations, standards, and priorities for the administration of grants authorized in accordance with subdivision 1.

Subd. 3. Applications by counties and municipalities for grants for the funds provided for by subdivision 1 shall be made through regional planning agencies to the department of transportation on forms requiring information prescribed by the regulations of the department of transportation. The regional agency shall certify to the department of transportation those applications which appear to meet the standards and criteria set forth by the department of transportation and the regulations promulgated hereunder, and the department of transportation shall direct grants to be disbursed on the basis of the standards, criteria and priorities established in its regulations and in this section; provided that no disbursement shall be made until and unless the agency has by resolution determined the total estimated cost of the project, and ascertained that its financing is assured by the appropriation of the proceeds of bonds or other funds of the counties and municipalities sufficient to pay the estimated cost in excess of the grant, including funds to be granted to it by the federal government if the department ascertains that such funds are then appropriated and allocated by the federal government to projects within the state and that the projects have complied with all conditions under federal law and regulations for a grant of the nature and in the amount involved.

Sec. 3. [PRINCIPAL ARTERIAL BONDS.] Subdivision 1. For the purpose of providing money appropriated to the counties and municipalities of the state from the principal arterial highway funds authorized by section 2 for constructing and reconstructing the state's principal arterial highways, in accordance with section 2, when authorized by law and requested by the commissioner of transportation, the state auditor shall sell and issue bonds of the state of Minnesota for the prompt and full payment of which, with interest thereon, the full faith, credit, and taxing powers of the state are irrevocably pledged. Bonds shall be issued pursuant to this section only as authorized by a

law specifying the purpose thereof and the maximum amount of the proceeds authorized to be expended for this purpose. Any act authorizing the issuance of bonds for this purpose, together with this section, constitutes complete authority for such issue, and such bonds shall not be subject to restrictions or limitations contained in any other law.

Subd. 2. Upon request and authorization as provided in subdivision 1 the state auditor shall sell and issue Minnesota state principal arterial bonds in the aggregate amount requested, upon sealed bids and upon such notice, at such price, in such form and denominations, bearing interest at such rate or rates, maturing in such amounts and on such dates, without option of prepayment or subject to prepayment upon such notice and at such times and prices, payable at such bank or banks within or outside the state, with such provisions for registration, conversion, and exchange and for the issuance of notes in anticipation of the sale or delivery of definitive bonds, and in accordance with such further regulations as the auditor shall determine, subject to the approval of the attorney general, but not subject to the provisions of sections 15.0411 to 15.0422. The bonds shall be executed by the state auditor and attested by the state treasurer under their official seals. The signatures of the officers on the bonds and any appurtenant interest coupons and their seals may be printed, lithographed, engraved, or stamped thereon, except that each bond shall be authenticated by the manual signature on its face of one of the officers or of an officer of a bank designated by them as authenticating agent. The state auditor shall ascertain and certify to the purchasers of the bonds the performance and existence of all acts, conditions and things necessary to make them valid and binding general obligations of the state of Minnesota, subject to the approval of the attorney general.

Subd. 3. All expenses incidental to the sale, printing, execution, and delivery of bonds pursuant to this section, including but not limited to actual and necessary travel and subsistence expenses of state officers and employees for such purposes, shall be paid from the state principal arterial funds, and the amounts necessary therefor are appropriated from that fund; provided that if any amount is specifically appropriated for this purpose in an act authorizing the issuance of bonds pursuant to this section, such expenses shall be limited to the amount so appropriated.

Subd. 4. The state auditor shall maintain in the state bond fund a separate bookkeeping account which shall be designated as the state principal arterial bond account, to record receipts and disbursements of money transferred to the fund to pay Minnesota state principal arterial bonds and income from the investment of such money, which income shall be credited to the account in each fiscal year in an amount equal to the approximate average return that year on all funds invested by the state treasurer, as determined by the treasurer, times the average balance in the account that year.

Subd. 5. The premium and accrued interest received on each issue of Minnesota state principal arterial bonds shall be credited

to the bond account. In order to reduce the amount of taxes otherwise required to be levied, there shall also be credited to the bond account from the general fund in the state treasury, on November 1 in each year, a sum of money sufficient in amount, when added to the balance then on hand therein, to pay all Minnesota state principal arterial bonds and interest thereon due and to become due to and including July 1 in the second ensuing year. All money so credited and all income from the investment thereof is annually appropriated to the bond account for the payment of such bonds and interest thereon, and shall be available in the bond account prior to the levy of the tax in any year required by the Constitution, Article IX, Section 6, Subdivision 4. The state auditor and treasurer are directed to make the appropriate entries in the accounts of the respective funds.

Subd. 6. On or before December 1 in each year the state auditor shall levy on all taxable property within the state whatever tax may be necessary to produce an amount sufficient, with all money then and theretofore credited to the bond account, to pay the entire amount of principal and interest then and theretofore due and principal and interest to become due on or before July 1 in the second year thereafter on Minnesota state principal arterial bonds. This tax shall be levied upon all real property used for the purposes of a homestead, as well as other taxable property, notwithstanding the provisions of section 273.13, subdivisions 6 and 7, and shall be subject to no limitation of rate or amount until all such bonds and interest thereon are fully paid. The proceeds of this tax are appropriated and shall be credited to the state bond fund, and the principal of and interest on the bonds are payable from such proceeds, and the whole thereof, or so much as may be necessary, is appropriated for such payments. If at any time there is insufficient money from the proceeds of such taxes to pay the principal and interest when due on Minnesota state principal arterial bonds, such principal and interest shall be paid out of the general fund in the state treasury, and the amount necessary therefor is hereby appropriated.

Sec. 4. [TRANSPORTATION BOND AUTHORIZATION AND APPROPRIATION.] The state auditor is authorized and directed, upon request of the commissioner of transportation, to issue and sell Minnesota state transportation bonds in accordance with the provisions of section 6 and of the Constitution, Article IX, Section 6, in an aggregate principal amount not to exceed \$80,000,000, which sum, or so much thereof as shall be required, is appropriated from the proceeds of the bonds to the Minnesota state transportation fund created in section 4, and shall be used, with any other money in that fund, solely for the purpose of providing money which is hereby appropriated from that fund to subdivisions of the state for the acquisition and betterment of public land and buildings and other public improvements of a capital nature needed to provide adequate public transportation in urban areas, in accordance with the provisions of section 5. This appropriation shall not lapse until the purpose for which it is made has been accomplished or abandoned. The amount of each grant approved for disbursement

from the Minnesota state transportation fund shall be and remain appropriated for that purpose until the grant is fully disbursed or part or all thereof is revoked by the department of transportation.

Sec. 5. [MINNESOTA STATE TRANSPORTATION FUND.] Subdivision 1. A Minnesota state transportation fund is created as a separate bookkeeping account in the general books of account of the state, to record receipts of the proceeds of state bonds and any other money appropriated to the fund and disbursements from the fund to subdivisions of the state for the acquisition and betterment of public land and buildings and other public improvements of a capital nature needed to provide adequate public transportation in urban areas, in accordance with the long-range state policies and purposes defined in subdivision 2, and in accordance with standards established in regulations to be adopted by the department of transportation pursuant to law, and to be prepared in consultation with the regional development commissions and the metropolitan council established under the provisions of Minnesota Statutes, Sections 462.381 to 462.396 and Chapter 473B, referred to in this section as "regional planning agencies", and in consultation with the "subdivisions" defined and referred to in this section. "Subdivisions" referred to in this section include the metropolitan transit commission created by Minnesota Statutes, Chapter 473A, and any other public body now or hereafter given power by law or a city charter to operate public transportation facilities in any defined area, and any city, village, or borough outside the area of operation of such a public body.

Subd. 2. It is the policy of the state to assist its subdivisions in providing, so far as possible, public transportation facilities in all urban areas within the state by providing state funding for public transportation capital improvements. The department of transportation and regional planning agencies are directed to prepare and revise annually a program of capital grants to subdivisions for specific projects which will implement this plan and policy. Capital costs eligible to be paid from such grants shall include all expenses of the kinds enumerated in Minnesota Statutes, Section 475.65.

Subd. 3. The department of transportation shall promulgate regulations for the administration of grants authorized to be made from the fund.

Subd. 4. The regulations of the department shall provide that a high priority shall be given to applications from subdivisions which, because of limited tax base, excessive bonded indebtedness, or critical conditions of public transportation service, would face extreme financial hardship without assistance from the state transportation fund, and to applications for systems to serve more than one municipality.

Subd. 5. Applications by subdivisions for grants from the fund shall be made through regional planning agencies to the

department of transportation on forms requiring information prescribed by the regulations of the department of transportation. The regional agency shall certify to the department of transportation those applications which appear to meet the standards and criteria set forth by the department of transportation and the regulations promulgated hereunder, and the department of transportation shall direct grants to be disbursed from the fund on the basis of the standards, criteria and priorities established in its regulations and in this section; provided that no disbursement shall be made until and unless the agency has by resolution determined the total estimated cost of the project, and ascertained that its financing is assured by the appropriation of the proceeds of bonds or other funds of the subdivision to pay the estimated cost in excess of the grant, including funds to be granted to it by the federal government if the department ascertains that such funds are then appropriated and allocated by the federal government to projects within the state and that the subdivision has complied with all conditions under federal law and regulations for a grant of the nature and in the amount involved.

Sec. 6. [MINNESOTA STATE TRANSPORTATION BONDS.] Subdivision 1. For the purpose of providing money appropriated to subdivisions of the state from the Minnesota state transportation fund for the acquisition and betterment of public land, buildings, and improvements of a capital nature needed to provide adequate public transportation in urban areas in accordance with the provisions of section 5, when authorized by law and requested by the commissioner of transportation, the state auditor shall sell and issue bonds of the state of Minnesota for the prompt and full payment of which, with interest thereon, the full faith, credit, and taxing powers of the state are irrevocably pledged. Bonds shall be issued pursuant to this section only as authorized by a law specifying the purpose thereof and the maximum amount of the proceeds authorized to be expended for this purpose. Any act authorizing the issuance of bonds for this purpose, together with this section, constitutes complete authority for such issue, and such bonds shall not be subject to restrictions or limitations contained in any other law.

Subd. 2. Upon request and authorization as provided in subdivision 1 the state auditor shall sell and issue Minnesota state transportation bonds in the aggregate amount requested, upon sealed bids and upon such notice, at such price, in such form and denominations, bearing interest at such rate or rates, maturing in such amounts and on such dates, without option of prepayment or subject to prepayment upon such notice and at such times and prices, payable at such bank or banks within or outside the state, with such provisions for registration, conversion, and exchange and for the issuance of notes in anticipation of the sale or delivery of definitive bonds, and in accordance with such further regulations, as the auditor shall determine, subject to the approval of the attorney general, but not subject to the provisions of sections 15.0411 to 15.0422. The bonds shall be executed

by the state auditor and attested by the state treasurer under their official seals. The signatures of the officers on the bonds and any appurtenant interest coupons and their seals may be printed, lithographed, engraved, or stamped thereon, except that each bond shall be authenticated by the manual signature on its face of one of the officers or of an officer of a bank designated by them as authenticating agent. The state auditor shall ascertain and certify to the purchasers of the bonds the performance and existence of all acts, conditions, and things necessary to make them valid and binding general obligations of the state of Minnesota, subject to the approval of the attorney general.

Subd. 3. All expenses incidental to the sale, printing, execution, and delivery of bonds pursuant to this section, including but not limited to actual and necessary travel and subsistence expenses of state officers and employees for such purposes, shall be paid from the state transportation fund, and the amounts necessary therefor are appropriated from that fund; provided that if any amount is specifically appropriated for this purpose in an act authorizing the issuance of bonds pursuant to this section, such expenses shall be limited to the amount so appropriated.

Subd. 4. The state auditor shall maintain in the state bond fund a separate bookkeeping account which shall be designated as the state transportation bond account, to record receipts and disbursements of money transferred to the fund to pay Minnesota state transportation bonds and income from the investment of such money, which income shall be credited to the account in each fiscal year in an amount equal to the approximate average return that year on all funds invested by the state treasurer, as determined by the treasurer, times the average balance in the account that year.

Subd. 5. The premium and accrued interest received on each issue of Minnesota state transportation bonds shall be credited to the bond account. In order to reduce the amount of taxes otherwise required to be levied, there shall also be credited to the bond account from the general fund in the state treasury, on November 1 in each year, a sum of money sufficient in amount, when added to the balance then on hand therein, to pay all Minnesota state transportation bonds and interest thereon due and to become due to and including July 1 in the second ensuing year. All money so credited and all income from the investment thereof is annually appropriated to the bond account for the payment of such bonds and interest thereon, and shall be available in the bond account prior to the levy of the tax in any year required by the Constitution, Article IX, Section 6, Subdivision 4. The state auditor and treasurer are directed to make the appropriate entries in the accounts of the respective funds.

Subd. 6. On or before December 1 in each year the state auditor shall levy on all taxable property within the state whatever tax may be necessary to produce an amount sufficient, with all money then theretofore credited to the bond account, to pay the

entire amount of principal and interest then and theretofore due and principal and interest to become due on or before July 1 in the second year thereafter on Minnesota state transportation bonds. This tax shall be levied upon all real property used for the purposes of a homestead, as well as other taxable property, notwithstanding the provisions of section 273.13, subdivisions 6 and 7, and shall be subject to no limitation of rate or amount until all such bonds and interest thereon are fully paid. The proceeds of this tax are appropriated and shall be credited to the state bond fund, and the principal of and interest on the bonds are payable from such proceeds, and the whole thereof, or so much as may be necessary, is appropriated for such payments. If at any time there is insufficient money from the proceeds of such taxes to pay the principal and interest when due on Minnesota state transportation bonds, such principal and interest shall be paid out of the general fund in the state treasury, and the amount necessary therefor is hereby appropriated.

Sec. 7. [TRANSFER OF POWERS.] Should this legislature fail by July 1, 1973, to enact a law authorizing the creation of a department of transportation, the powers and duties of sections 2 and 3 of this act shall be assumed by the department of highways, and the powers and duties of sections 4 through 6 of this act shall be assumed by the state planning agency.

Sec. 8. [SEVERABILITY.] The invalidity of any provision of this act shall not affect the validity of the remainder of the act.

Sec. 9. [EFFECTIVE DATE.] This act is effective on the day following final enactment."

Further amend the title on page 1, by striking lines 2 through 12 and inserting in lieu thereof: "relating to transportation; providing principal arterial highway funds for the appropriation of money to counties and municipalities of the state for the purposes of constructing and reconstructing the state's principal arterial highways, authorizing the issuance of state bonds for the purposes thereof and appropriating money in connection therewith; establishing the Minnesota state transportation fund for the appropriation of money to subdivisions of the state for public lands, buildings, and capital improvements needed for public transportation, authorizing the issuance of state bonds for the purposes of the transportation fund and appropriating money in connection therewith."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

PURSUANT TO JOINT RULE 20, THE FOLLOWING COMMITTEE REPORTS
WERE RE-REFERRED TO THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 597, A bill for an act relating to game and fish; trout stamps and season for taking; amending Minnesota Statutes 1971, Sections 98.46, by adding a subdivision; and 101.41, Subdivision 2.

Reported the same back with the following amendments:

Page 1, strike lines 10 through 19 and insert in lieu thereof:

"Subd. 2a. No person, resident or nonresident, required to have a fishing license, shall fish for or take trout, lake trout, or salmon without having affixed to his individual or combination fishing license a trout, lake trout, and salmon fishing stamp. Such stamps shall be issued annually by the commissioner upon payment of a fee of \$3. The proceeds from the sale of such stamps are appropriated annually to the commissioner for use exclusively for the trout, lake trout, and salmon management program."

Page 1, strike lines 20 to 30.

Page 2, strike lines 1 to 25.

Renumber the remaining section.

Further, amend the title in line 3 by striking "and season for taking".

Line 4, strike "Sections" and insert "Section".

Lines 5 and 6, strike "; and 101.41, Subdivision 2".

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 1207, A bill for an act relating to local government; permitting the organization of lake improvement regions with various powers; appropriating money.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 361.25, is amended to read:

361.25 [REGULATIONS.] The commissioner shall adopt, in the manner provided in sections 15.0411 to 15.0422, and shall publish in the manner prescribed in section 97.53, subdivision 2, regulations relating to the application for, and form and numbering of watercraft licenses and the size, form, reflectorize material and display of watercraft license numbers which shall com-

ply with the requirements of the federal watercraft numbering system, placement and regulation of docks, piers, buoys, mooring or marking devices and other structures in the waters of this state, rules of the road for watercraft navigation and standards for equipment used in the towing of persons on water skis, aqua planes, surfboards, saucers, and other devices, standards for lights, signals, fire extinguishers, bilge ventilation, and life-saving equipment, standards of safe load and power capacity, accounting, procedural and reporting requirements for county sheriff, designation of and swimming or bathing areas, standards of safety for watercraft offered for rent, lease, or hire; and in accordance with section 361.26 the commissioner shall by no later than January 1, 1975, adopt rules and regulations relating to the use of surface waters of this state by watercraft including but not limited to (1) standards and criteria for resolving conflicts in the use of water surfaces by watercraft, (2) procedures for dealing with problems involving more than one local governmental unit, (3) procedures for local enforcement and (4) procedures for carrying out the provisions of section 361.26, subdivision 2; and such other regulations as he deems necessary to carry out the provisions of chapter 361.

Sec. 2. Minnesota Statutes 1971, Section 361.26, Subdivision 1, is amended to read:

361.26 [APPLICATION OF STATE LAW; LOCAL REGULATIONS; SURFACE USE REGULATIONS OF THE COMMISSIONER.] Subdivision 1. The provisions of chapter 361, and of other applicable laws of this state shall govern the operation, equipment, numbering and all other matters relating thereto whenever any vessel shall be operated on the waters of this state, or when any activity regulated by chapter 361 shall take place thereon. Nothing in chapter 361 shall be construed as limiting the authority of any political subdivision of this state to adopt regulations, not inconsistent with chapter 361 and the regulations of the commissioner, relating to the use of waters (NOT INCLUDED IN THE DEFINITION OF WATERS SET FORTH IN SECTION 361.02, SUBDIVISION 12,) of this state which are wholly or partly within the territorial boundaries of (THE POLITICAL SUBDIVISION, EXCEPT THAT) a county, or entirely within the boundaries of a city, village, or borough. A city of the first class of over 200,000 or the park board thereof, may forbid the use of motorboats or boats with motors attached thereto on its lakes.

Sec. 3. Minnesota Statutes 1971, Section 361.26, is amended by adding a subdivision to read:

Subd. 1a. On or before January 1, 1975, the commissioner shall develop and publish guidelines to assist counties when adopting water surface use ordinances for waters within their jurisdiction.

Sec. 4. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.31] [WATER AND RELATED LAND RESOURCES MANAGEMENT.] *Subdivision 1. In order to preserve and protect the lakes of the state of Minnesota and to increase and enhance the use and enjoyment of these lakes it is in the public interest that there is established a statewide lake improvement program to: preserve the natural character of lakes and their shoreland environment as feasible and practical; improve the quality of water in lakes; provide for reasonable assurance of water quantity in lakes, where feasible and practicable; and to assure protection of the lakes from the detrimental effects of man's activities and certain natural processes which are detrimental to protection of the lakes.*

Subd. 2. The county board of every county shall have the powers set forth in this section with respect to any bodies of water situated wholly or partly within the boundaries of the county and not situated entirely within the boundaries of a single city, village, or borough. All programs undertaken pursuant to such powers shall be consistent with the statewide water and related land resources plan prepared under the direction of the commissioner of natural resources, and with regional water and related resources plans. No body of water shall be improved under this section unless the public has access to some portion of the shoreline thereof. The county boards shall have power:

Subd. 3. To acquire, in the name of the county, by gift or purchase or by condemnation under chapter 117, any existing dam or control works that may affect the level of such waters, and all other land and property needful for the purpose of improving any body of water pursuant to this section;

Subd. 4. To construct and operate water control structures when approved by the commissioner of natural resources pursuant to section 105.42;

Subd. 5. To undertake projects to change the course current or cross section of public waters when approved by the commissioner of natural resources pursuant to section 105.42;

Subd. 6. To contract with a board of managers of any watershed district within the county or the board of supervisors of any soil and water conservation district within the county for improvements under Minnesota Statutes, Chapter 40 and 112;

Subd. 7. To undertake research to determine the condition and development of the body of water and the water entering it and to transmit these studies to the pollution control agency and other interested authorities; to develop a comprehensive plan to eliminate water pollution; to conduct a program of water improvement and conservation; and to implement the comprehensive plan to eliminate water pollution, provided that construction of any water, sewer, or water and sewer system shall be undertaken in the manner provided by section 444.075 or other applicable laws and not pursuant to this section;

Subd. 8. To receive financial assistance from and join in projects or enter into contracts with federal and state agencies

for the study and treatment of pollution problems and demonstration programs related to them;

Subd. 9. To maintain public beaches, public docks and other public facilities for access to the body of water;

Subd. 10. To make cooperative agreements with the United States or state government or any other county or city, village or borough for the purpose of effecting the provisions of this section;

Subd. 11. To require that any projects to change the course, current or cross section of public waters within unincorporated areas be approved by the county before submitting an application for a permit to the commissioner as required by section 105.42.

Sec. 5. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.32] [WATER SURFACE USE REGULATION.] Subdivision 1. The county board of every county may by ordinance regulate the surface use of any bodies of water situated wholly or partly within the boundaries of the county and not situated entirely within the boundaries of a single city, village, or borough, except that where a body of water lies in more than one county no such ordinance shall be effective until adopted by the county boards of all the counties in which the body of water lies pursuant to section 471.59 or placed into effect by order of the commissioner of natural resources pursuant to section 361.26. The regulation by the county of the surface use of any portion of a body of water situated within the boundaries of a city, village, or borough, shall be consistent with any regulation existing on the effective date of this act of the surface use of that portion of the body of water, by the city, village, or borough. After January 1, 1975, any such ordinance shall be consistent with the provisions of chapter 361 and rules and regulations of the commissioner promulgated pursuant to section 1 of this act. Within 30 days of the adoption of such an ordinance the county shall notify the commissioner of natural resources in writing that such an ordinance was adopted and shall furnish the commissioner with a copy of the ordinance. The county board shall have power:

Subd. 2. To regulate and police public beaches, public docks and other public facilities for access to the body of water, except that a county board may not regulate state accesses and a municipality may by ordinance forbid the exercise of this power within its jurisdiction;

Subd. 3. To regulate the construction, configuration, size, location and maintenance of commercial marinas and their related facilities including parking areas and sanitary facilities. The regulation shall be consistent with state law and the regulations of the department of natural resources, the pollution control agency, and the department of health, and with the appli-

cable municipal building codes and zoning ordinances where the marinas are situated;

Subd. 4. To regulate the construction, installation and maintenance of permanent and temporary docks and moorings consistent with state and federal law and sections 105.42, 361.07 and 361.21;

Subd. 5. To regulate the construction and use of mechanical and chemical means of deicing the body of water and to regulate the mechanical and chemical means of removal of weeds and algae from the body of water consistent with the regulations of the department of natural resources;

Subd. 6. To regulate the type and size of watercraft, as defined in section 361.02, subdivision 7, permitted to use the body of water and set access fees;

Subd. 7. To limit the types and horsepower of motors used on the body of water;

Subd. 8. To limit the use of the body of water at various times and the use of various parts of the body of water;

Subd. 9. To regulate the speed of watercraft on the body of water and the conduct of other activities on the body of water to secure the safety of the public and the most general public use.

Subd. 10. To contract with other law enforcement agencies to police the body of water and its shore.

Sec. 6. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.33] [ADVISORY ASSISTANCE.] *The county board, in connection with water use regulation and improvement, may invite any municipal council or town board or the soil and water conservation district board of supervisors or watershed district board of managers to designate a representative to advise and consult with the county board.*

Sec. 7. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.34] [TAX LEVIES.] *The county board may levy taxes in order to implement the powers granted under this act upon all taxable property within the county, which shall not be subject to any statutory millage limitation and shall not affect the amount or rate of taxes which may be levied for other county purposes, and which may be in addition to any amounts levied within a lake improvement district.*

Sec. 8. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.35] [APPROPRIATIONS; GRANTS.] *Subdivision 1. The county board is authorized to appropriate money from the general revenue fund of the county for the purpose of carrying out the provisions of sections 4 to 21.*

Subd. 2. The county board may apply for, receive, and disburse federal funds made available to the county by federal law or rules promulgated thereunder for any purpose related to the powers and duties of the county board. The county board shall comply with any and all requirements of federal law or rules and regulations promulgated thereunder in order to apply for, receive, and disburse the funds. The county board is authorized to accept any donations or grants from any public or private concern. All such moneys received by the county board shall be deposited in the county treasury and shall be appropriated for the purposes for which they are received.

Sec. 9. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.41] [ESTABLISHMENT OF LAKE IMPROVEMENT DISTRICTS.] *Subdivision 1. In furtherance of the policy declared in section 4 of this act, the commissioner of natural resources shall coordinate and supervise a local-state program for the establishment of lake improvement districts by counties, cities and villages for lakes located within their boundaries based on state guidelines and regulations and compatible with all state regional, and local plans where such plans exist.*

In administration of this program the commissioner of natural resources shall consult with and obtain advice from other state agencies on those aspects of the program for which the agencies have specific legislative authority including but not limited to the department of health and the pollution control agency.

Subd. 2. The commissioner of natural resources, on or before July 1, 1974, shall promulgate in the manner provided by chapter 15, rules and regulations which provide guidelines, criteria and standards for establishment of lake improvement districts by counties, cities and villages.

Subd. 3. In order to finance the development and implementation of programs for water and related land resources management pursuant to sections 4 and 5 of this act, the county board of any county may designate areas within the county, including bodies of water and related land areas, as lake improvement districts.

Sec. 10. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.42] [CREATION BY COUNTY BOARD.] *Subdivision 1. The county board may establish a lake improvement district in a portion of the county by adoption of an appropriate resolution. The resolution shall specify the territorial boundaries of the area, which shall be consistent with natural hydrologic boundaries, the type or types of water and related land resource management programs to be undertaken in the area, a statement of the means by which the programs will be financed, and a designation of the county officer or agency who will be respon-*

sible for supervising the programs. Nothing in this act shall be construed to prohibit any county from establishing a lake improvement district after the effective date of this act, provided that after July 1, 1974, any established lake improvement district shall be consistent with the rules and regulations promulgated under Section 9.

Subd. 2. Before the adoption of such a resolution, the county board shall hold a public hearing on the question of whether or not a lake improvement district shall be established.

Sec. 11. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.43] [PETITION FOR CREATION.] *Subdivision 1. A petition signed by five percent of the qualified voters within any portion of the proposed lake improvement district as specified in the petition may be submitted to the county board requesting the establishment of a lake improvement district to develop and provide a program of water and related land resources management. The petition shall specify the territorial boundaries of the area, which shall be consistent with natural hydrologic boundaries, the type or types of water and related land resource management programs to be undertaken in the area, a statement of the means by which the programs will be financed, and a designation of the county officer or agency who will be responsible for supervising the programs.*

Subd. 2. Upon receipt of the petition, and verification of the signatures thereon by the county auditor, the county board shall within 30 days following verification, hold a public hearing on the question of whether or not the requested lake improvement district shall be established.

Subd. 3. Within 30 days following the holding of a public hearing the county board by resolution shall approve or disapprove the establishment of the requested lake improvement district. A resolution approving the creation of the lake improvement district may contain modifications of the area's boundaries, functions, financing, or organization from what was set forth in the petition.

Sec. 12. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.44] [JOINT ACTION.] *Where the natural hydrologic boundaries of an area extend into more than one county, the county boards of the counties affected may establish and maintain a lake improvement district jointly or cooperatively as provided in Minnesota Statutes, Section 471.59, either on their own motion or pursuant to petition.*

Sec. 13. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.45] [CREATION BY COMMISSIONER OF NATURAL RESOURCES.] *Subdivision 1. Where the county board*

of one or more of the counties affected has disapproved a petition for creation of a lake improvement district for the area, a petition for creation of a lake improvement district containing information of the kind required by section 11 may be submitted to the commissioner of natural resources.

Subd. 2. Upon receipt of the petition by the commissioner and verification of the signatures thereon by the county, the commissioner may, within 30 days following verification, hold a public hearing at the expense of the county board on the question of whether or not the requested lake improvement district shall be established. The commissioner, in determining whether or not to hold a public hearing, shall examine all facts relating to the petition, including the reasons why the petition was disapproved by the county.

Subd. 3. Within 30 days following the receipt of verification by the county if no hearing is to be held or within 30 days following the holding of a public hearing the commissioner by order shall approve or disapprove the establishment of the requested lake improvement district. If the commissioner determines that the establishment of the lake improvement district as requested in the petition would be for the public welfare and public interest, and that the purposes of section 9 would be served by the establishment of a lake improvement district, the commissioner shall by order approve the creation of the lake improvement district; otherwise, he shall by order disapprove the creation. An order approving creation may contain modifications of the area's boundaries, functions, financing, or organization from what was set forth in the petition.

Sec. 14. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.46] [PUBLICATION AND EFFECTIVE DATE.] Upon passage of a county board resolution or commissioner's order authorizing the creation of a lake improvement district, the county board or boards shall cause the resolution or order to be published once in the official newspapers. The lake improvement district shall be deemed established 30 days after publication or at such later date as may be specified in the resolution or order.

Sec. 15. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.47] [REFERENDUM.] Subdivision 1. Upon receipt of a petition signed by five percent of the qualified voters within the territory of the lake improvement district prior to the effective date of its creation as specified in section 14, the county board or boards shall hold the creation in abeyance pending referendum vote of all qualified electors residing within the boundaries of the proposed lake improvement district.

Subd. 2. The county board or boards shall make arrangements for the holding of a special election not less than 30 nor

more than 90 days after receipt of such petition within the boundaries of the proposed lake improvement district. If a general election will be held within the time specified, the vote on creation may be held as part of the general election. The county auditor shall administer the election. The question to be submitted and voted upon by the qualified voters within the territory of the proposed lake improvement district shall be phrased substantially as follows:

"Shall a lake improvement district be established in order to provide (water and related land resources improvements) financed by (revenue sources)?"

Upon certification of the vote by the county auditor, if a majority of those voting on the question favor creation of the proposed lake improvement district the lake improvement district shall be deemed created.

Sec. 16. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.51] [BOARD OF DIRECTORS.] *Subdivision 1. After creation of a lake improvement district, the county board or boards may appoint persons to serve as a board of directors for the lake improvement district. The number, qualifications, terms of office, removal, and filling of vacancies of directors shall be as provided in the resolution creating the board of directors.*

Subd. 2. The directors shall serve without compensation but may be reimbursed for their actual expenses necessarily incurred in the performance of their duties in the manner provided for county employees.

Subd. 3. When directed by resolution of the county board or boards creating it, the board of directors shall have, exercise, and perform the powers and duties of the county board under section 4 of this act, except the power to acquire property by eminent domain.

Sec. 17. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.52] [FINANCING.] *Subdivision 1. The county board or boards in order to accomplish the purposes specified in the resolution or order creating a lake improvement district, may impose service charges on the users of such services within the area and may levy an ad valorem tax solely on property situated within the lake improvement district, to be appropriated and expended solely on projects of special benefit to the area, or any combination of service charges and taxes.*

Subd. 2. The tax provided for by subdivision 1 shall not be subject to any statutory limitation as to amount and shall not affect the amount or rate of taxes that may be levied for other county purposes. Such a tax may be in addition to any amounts levied upon all taxable property in the county for the same or similar purposes.

Subd. 3. Upon adoption of its annual budget, the county board or boards shall include appropriate provisions for the operation of the lake improvement district.

Sec. 18. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.53] [VOTING.] *Where a lake improvement district has been established by order of the commissioner of natural resources under section 13, voting by county boards on joint actions of the lake improvement district shall be based on proportional representation for each county according to the proportion of the population of the lake improvement district residing within each county, and not on the basis of one vote per county or one vote per county board member unless each county or each board member represents substantially the same number of persons residing within the lake improvement district.*

Sec. 19. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.54] [ENFORCEMENT OF ORDINANCES.] *Where a lake improvement district has been established by order of the commissioner of natural resources under section 13, ordinances and regulations adopted by joint action of the affected county boards may be enforced in any part of the lake improvement district by personnel of any of the affected counties.*

Sec. 20. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.55] [EXPANSION OF THE BOUNDARIES OF A LAKE IMPROVEMENT DISTRICT.] *A county board, on its own motion or pursuant to petition, may enlarge any existing lake improvement district pursuant to the procedures specified in sections 9 to 15. In the event a referendum is required, only qualified voters residing in the area to be added shall be eligible to participate in the election; provided that if five percent of the qualified voters residing in the existing lake improvement district petition to participate therein, all qualified voters residing in the proposed lake improvement district shall be eligible.*

Sec. 21. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.56] [TERMINATION.] *Subdivision 1. Upon receipt of a petition signed by ten percent of the qualified voters within the territory of the lake improvement district requesting the termination of the lake improvement district, or pursuant to its own resolution, the county board or boards shall make arrangements for the holding of a special election within the lake improvement district not less than 30 nor more than 90 days after receipt of such a petition. If a general election will be held within the time specified, the vote on termination may be held as part of the general election. The county auditor shall administer the election. The question to be submitted and voted upon by the qualified*

voters within the lake improvement district shall be phrased substantially as follows:

“Shall the lake improvement district heretofore established be terminated and the undertaking of additional water and related land resource improvements of the county as provided for within such lake improvement district be discontinued?”

Subd. 2. Upon certification of the vote by the county auditor, if a majority of those voting on the question favor the termination the lake improvement district shall be terminated. No additional water and related land resource management programs shall be undertaken with money raised by a special tax within the district, and no additional special water and related land resource management taxes shall be levied within the district. When money raised by past special tax levies within the district has been exhausted, further operation and maintenance of existing programs may be financed by appropriations from the general revenue fund of the county.

Sec. 22. Minnesota Statutes 1971, Section 429.011, Subdivision 2a, is amended to read:

Subd. 2a. “Municipality” also includes a county in the case of construction, reconstruction or improvement of a county state-aid highway or county highway including curbs and gutters and storm sewers outside of the boundaries of any city, village or borough and includes a county exercising its powers and duties under section 444.075, subdivision 1.

Sec. 23. Minnesota Statutes 1971, Section 444.075, is amended to read:

444.075 [WATERWORKS SYSTEMS, MAIN SEWERS, SEWAGE DISPOSAL PLANTS.] Subdivision 1. [AUTHORIZATION.] Any city, except cities of the first class operating under a home rule charter, or any village is hereby authorized and empowered to build, construct, reconstruct, repair, enlarge, improve, or in any other manner obtain waterworks systems, including mains, valves, hydrants, service connections, wells, pumps, reservoirs, tanks, treatment plants, and other appurtenances of a waterworks system, and sewer systems, sewage treatment works, disposal systems, and other facilities for disposing of sewage, industrial waste, or other wastes, all hereinafter called facilities, and to maintain and operate the same inside or outside its corporate limits, and to acquire by gift, purchase, lease, condemnation or otherwise any and all land and easements required for that purpose. The authority hereby granted shall be in addition to all other powers with reference to such facilities otherwise granted by the laws of this state or by the charter of any such city. *Counties, except counties in the seven-county metropolitan area, shall have the same authority granted to cities by this subdivision except for areas of the county organized into cities or villages and areas of the county incorporated within a sanitary district established by special act of the legislature.*

Subd. 2. [FINANCING.] For the purpose of paying the cost of building, constructing, reconstruction, repairing, enlarging, improving, or in other manner obtaining such facilities or any portion thereof, any such city (OR), village or county may issue and sell its general obligations, which may be made payable primarily from taxes or from special assessments to be levied to pay the cost of the facilities or from net revenues derived from water or sewer service charges or from any other nontax revenues pledged for their payment under charter or other statutory authority, or from any two or more of such sources; or it may issue special obligations, payable solely from such taxes or special assessments or from such revenues, or from any two or more of such sources. *Real estate tax revenues should be used only, one then on a temporary basis, to pay general or special obligations when the other revenues are insufficient to meet the obligations.* All such obligations shall be issued and sold in accordance with chapter 475. When special assessments are pledged for the payment of such obligations, they shall be authorized and issued in accordance with the further provisions of chapter 429, or of the municipality's charter if it authorizes such obligations and the governing body determines to proceed thereunder. When net revenues are pledged to the payment of the obligations, together with or apart from taxes and special assessments, such pledge shall be made in accordance with the further provisions of subdivision 3.

Subd. 3. [CHARGES; NET REVENUES.] For the purpose of paying for the construction, reconstruction, repair, enlargement, improvement, or other obtainment and the maintenance, operation and use of such facilities, the governing body of any such city (OR), village or county shall have authority to impose just and equitable charges for the use and for the availability of such facilities and for connections therewith and to make contracts for such charges as hereinafter provided. Such charges may be imposed with respect to facilities made available by agreement with other municipalities (OR), counties or private corporations or individuals, as well as those owned and operated by the city (OR), village or county itself. Charges made for service directly rendered shall be as nearly as possible proportionate to the cost of furnishing the same, and sewer charges may be fixed on the basis of water consumed, or by reference to a reasonable classification of the types of premises to which service is furnished, or by reference to the quantity, pollution qualities and difficulty of disposal of sewage produced, or on any other equitable basis including, but without limitation, any combination of those referred to above. Minimum charges for the availability of water or sewer service may be imposed for all premises abutting on streets or other places where municipal or county water mains or sewers are located, whether or not connected thereto. Charges for connections to the facilities may in the discretion of the governing body be fixed by reference to the portion of the cost thereof which has been paid by assessment of the premises to be connected, in comparison with other premises, as well as the cost of making or supervising the connection.

The governing body may make any such charges a charge against the owner, lessee, occupant or all of them and may provide and covenant for certifying unpaid charges to the county auditor with taxes against the property served for collection as other taxes are collected. The governing body may fix and levy taxes for the payment of reasonable charges to the municipality or county itself for the use and availability of the facilities for fire protection and for maintaining sanitary conditions in public buildings, parks, streets, and other public places. In determining the reasonableness of the charges to be imposed, the governing body may give consideration to all costs of the establishment, operation, maintenance, depreciation and necessary replacements of the system, and of improvements, enlargements and extensions necessary to serve adequately the territory of the city (OR), village (,) or county including the principal and interest to become due on obligations issued or to be issued therefor. When net revenues have been appropriated to the payment of the cost of the establishment, or of any specified replacement, improvement, enlargement or extension thereof, or to pay the principal and interest due on obligations to be issued for such purpose, no charges imposed to produce net revenues adequate for such purpose shall be deemed unreasonable by virtue of the fact that the project to be financed has not been commenced or completed, if proceedings therefor are taken with reasonable dispatch and the project, when completed, may be expected to make service available to the premises charged which will have a value reasonably commensurate with such charges. All such charges, when collected, and all moneys received from the sale of any facilities or equipment or any by-products thereof, shall be placed in a separate fund, and shall be used first to pay the normal, reasonable and current costs of operating and maintaining the facilities. The net revenues from time to time received in excess of such costs may be pledged by resolutions of the governing body, or may be used though not so pledged, for the payment of principal and interest on obligations issued as provided in subdivision 2, or to pay such portion of said principal and interest as may be directed in such resolutions, and net revenues derived from any facilities of the types listed in subdivision 1, whether or not financed by the issuance of such obligations, may be pledged or used to pay obligations issued for other facilities of any such types. In resolutions authorizing the issuance of either general or special obligations and pledging net revenues thereto, the governing body may make such covenants for the protection of holders of the obligations and taxpayers of the municipality or county as it deems necessary, including, but without limitation, a covenant that the municipality or county will impose and collect charges of the nature herein authorized at the times and in the amounts required to produce, together with any taxes or special assessments designated as a primary source of payment of the obligations, net revenues adequate to pay all principal and interest when due on the obligations and to create and maintain such reserves securing said payments as may be provided in said resolutions. When such a covenant is

made it shall be enforceable by appropriate action on the part of any holder of the obligations or any taxpayer of the municipality or county in a court of competent jurisdiction, and the obligations shall be deemed to be payable wholly from the income of the system whose revenues are so pledged, within the meaning of Minnesota Statutes, Sections 475.51 and 475.58.

Subd. 4. [LEVY ASSESSMENTS.] The governing body of any such city (OR), village or county may also levy assessments against property within the city (OR), village or county limits benefited by such facilities under the procedure authorized by law or charter with reference to other assessments for benefits of local improvements, may transfer and use for the purposes hereof surplus funds of the city (OR), village or county not specifically dedicated to any other purpose, and may levy taxes on property within the city (OR), village or county limits for such purposes within the limitations of section 275.11; except that of the taxes so levied, including taxes initially levied under section 475.61 for the payment of the bonds issued therefor and interest thereon, an amount equal to 35 percent of the total cost of the construction, reconstruction, repair, enlargement, improvement, or other obtainment of any such facilities, plus an amount sufficient to pay the interest on the bonds issued in an amount equal to 35 percent of the total cost of the construction, reconstruction, repair, enlargement, improvement, or other obtainment of any such facilities, shall not be included in computing the levies subject to the limitations of such section 275.11. Any such city (OR), village or county may contract with any person, company or corporation for the purposes and under the restrictions set forth in subdivision 5. Any such contract shall be binding upon the parties thereto for the full term agreed upon but in no event more than 30 years, and shall not be changed by either party without the consent of the other party.

Subd. 5. [CONNECTION WITH FACILITIES; CHARGES.] Any such city (OR), village or county is hereby authorized to permit any person, company or corporation located and doing business inside or outside of the city (OR), village or county limits to connect with such facilities and make use of the same upon such terms and upon the payment of such fees and charges therefor as may be prescribed or contracted for by the city (OR), village or county, and to contract with any such person, company or corporation for the payment by such person, company or corporation of a part of the cost of construction, maintenance or use of such facilities and to receive from such person, company or corporation doing business inside or outside of the city (OR), village or county limits payment in cash or installments of such portion of the cost of the construction, maintenance or use thereof as may be agreed upon or contracted for with the city (OR), village or county and devote the money so received to the purpose of such construction, maintenance or use. The proportionate cost of construction, maintenance or use of such facilities to be paid by such person, company, or corporation

may be made payable in installments due at not greater than annual intervals for a period not to exceed 30 years. Any such person, company or corporation which may pay any part of the cost of construction, maintenance or use of such facilities in the manner aforesaid, shall thereafter have the right to use such facilities for the disposal or treatment of his, their or its sewage, industrial waste, or other wastes, by the city (OR), village or county upon the payment of reasonable charges for the use of such facilities or the charges contracted for in case there is a contract as herein provided. Any such city (OR), village or county may contract with any other city (OR), village or county for the joint or cooperative obtainment or use of such facilities without limitation of time.

Sec. 24. Minnesota Statutes 1971, Chapter 459, is amended by adding a section to read:

[459.20] [AUTHORITY OVER PUBLIC WATERS.] *The governing body of any city, village or borough in the state within which the whole of any body of water is situated, shall have all the powers to improve and regulate the use of such body of water as are conferred on county boards by sections 4 and 5 of this act, and to establish and administer lake improvement districts under sections 9 to 21 of this act. References in sections 4 to 21 to the county board shall mean also the appropriate governing body of a city, village, or borough.*

Sec. 25. Minnesota Statutes 1971, Section 116A.01, is amended by adding a subdivision to read:

Subd. 1a. Any county board that has established a water or sewer system or combined water and sewer system under the provisions of this chapter may acquire the right to operate the system under and exercise all the rights and authority of section 23 of this act, instead of this chapter, upon the filing by the county board, in the office of the clerk of district court of the county, a petition to the court asking that the county board be granted such authority. The clerk of district court, as directed by the judge, shall thereupon fix a time and place for hearing upon the petition. Notice of the hearing shall be given by publication for two successive weeks in a newspaper published in the county. The clerk of district court shall give written notice of the hearing to the Minnesota pollution control agency. If at the hearing the court finds that it is for the best interests of the county board to be granted such authority, it may by order grant such petition. Thereafter the county board may operate and maintain the water or sewer system or combined water and sewer system as provided in section 23 of this act.

Sec. 26. Minnesota Statutes 1971, Sections 110.121; 110.122; 110.123; 110.124; 110.125; 110.126; 440.33 to 440.36; 443.02; 444.09 to 444.14; 456.24 to 456.28; 457.03 to 457.08; 457.085 and Chapter 445 are repealed.

Sec. 27. [EFFECTIVE DATE.] *This act is effective the day following its final enactment."*

Strike the title and insert in lieu thereof:

“A bill for an act relating to local water and related land resources management; granting counties authority to undertake water and related land resource management programs; granting counties authority to establish lake improvement districts to finance water and related land resources management programs; granting authority to county boards to construct sewage systems in unincorporated areas; requiring municipalities and counties to recover the local share of the cost of constructing, operating and maintaining sewage disposal systems through an equitable system of user charges; amending Minnesota Statutes 1971, Sections 116A.01, by adding a subdivision; 361.25; 361.26, Subdivision 1, and by adding a subdivision; Chapter 378, by adding sections; 429.011, Subdivision 2a; 444.075; and Chapter 459, by adding a section; repealing Minnesota Statutes 1971, Sections 110.121 to 110.126; 440.33 to 440.36; 443.02; 444.09 to 444.14; 456.24 to 456.28; 457.03 to 457.08; 457.085; and Chapter 445.”.

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 1661, A bill for an act relating to the establishment of a riding and hiking trail from Plymouth Village, Hennepin county, to the city of Gluek in Chippewa county; authorizing the acquisition of interests in land, and the development, maintenance, and operation of the trail; appropriating money.

Reported the same back with the following amendments:

Page 1, line 12, strike “shall” and insert “may”.

Page 1, line 14, strike “Carver, McLeod, Meeker, Kandiyohi and Chippewa counties,”.

Page 1, line 16, strike “shall” and insert “may”.

Page 1, line 17, strike “shall” and insert “may”.

Page 1, line 18, insert a period after “Railroad” and strike “to the city of”.

Page 1, line 19, strike the entire line.

Page 1, strike lines 20 through 23.

Page 1, insert a new subdivision 3 to read:

“Subd. 3. The trail shall be developed for multi-use where feasible, local units of government shall be encouraged to cooperate in maintaining its integrity for modes of use consistent with local ordinances.”.

Further, amend the title in line 4 by striking “, to the city of” and in line 5 by striking “Gluek in Chippewa county”.

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 2315, A bill for an act relating to soil and water conservation; amending Minnesota Statutes 1971, Sections 40.03, Subdivision 1; 40.04, Subdivision 12; 40.05, Subdivisions 3, 3a, and 4; and 40.07, Subdivision 15.

Reported the same back with the following amendments:

Page 6, line 19, restore the stricken language.

Page 6, line 19, strike “\$15,000” and insert “\$40,000”.

Page 6, line 20, restore the stricken language.

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 2372, A bill for an act relating to state lands; conveyance; authorizing the conveyance by the state of certain lands in the county of Otter Tail.

Reported the same back with the following amendments:

Page 1, line 11, after “commissioner,” insert “said consideration to include cost of appraisal.”

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 2445, A bill for an act to state parks; authorizing additional lands to be included within the boundaries of Afton state park.

Reported the same back with the following amendments:

Page 2, line 21, strike “on” and insert in lieu thereof “an”.

Page 2, line 26, after "feet" insert ", thence north at right angles for 274.7 feet".

Page 2, strike line 27 and insert in lieu thereof the following "Thence continuing north for 378 feet to the".

Page 3, line 3, strike "765.65" and insert in lieu thereof "443".

Page 3, line 4, strike "858.51" and insert in lieu thereof "689".

Page 3, line 5, strike "858.51" and insert in lieu thereof "689".

Page 3, strike lines 6 through 15.

Page 3, line 16, strike "for 640 feet and there terminating."

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 519, A bill for an act relating to the city of Gilbert; placing new police officers of the city of Gilbert under the public employees retirement association.

Reported the same back with the following amendments:

Page 1, line 9, delete "the effective date of this act" and insert in lieu thereof "December 31, 1972".

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1131, A bill for an act relating to the policemen's relief association in the city of Red Wing; membership in the public employees police and fire fund.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1788, A bill for an act relating to the city of Chisholm; placing new employees of the department of public safety under the public employees police and fire fund.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2447, A bill for an act relating to the city of Minneapolis, disability, retirement, and survivor benefits for city employees; amending Laws 1973, Chapter 133, Sections 6, Subdivision 5; 8, Subdivision 2; 9, Subdivision 2; 15, Subdivisions 1, 2, and 3; 16, Subdivisions 2, 4, 7, 9, and by adding a subdivision; 18, Subdivision 3; 21, Subdivision 1; 22, by adding a subdivision; and 23, Subdivision 5.

Reported the same back with the following amendments:

Page 5, line 23, after "annum," reinstate the stricken "an".

Page 5, lines 24 through 28, reinstate the stricken words and delete the underscored language.

Page 6, lines 1 through 13, delete the underscored language.

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

SECOND READING OF HOUSE BILLS

H. F. Nos. 922, 1116, 1395, 1487, 1945, 2025, 2069, 2383, and 2449 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 384, 813, 1993, 2148, 1505, 1087, 1835, 1836, and 1540 were read for the second time.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule No. 13, Jude reported the progress of H. F. No. 437 now in Conference Committee.

Pursuant to Joint Rule No. 13, Quirin reported the progress of H. F. No. 308 now in Conference Committee.

INTRODUCTION OF BILLS

Sieben, H., introduced:

H. F. No. 2494, A bill for an act appropriating money to pay for the destruction of property of patients from a fire at the Hastings state hospital.

The bill was read for the first time and referred to the Committee on Appropriations.

Cleary, Munger, and Savelkoul introduced:

H. F. No. 2495, A bill for an act relating to wild animals; restrictions upon trapping thereof; amending Minnesota Statutes 1971, Section 100.295.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Braun; Johnson, D.; Skaar; and Sherwood introduced:

H. F. No. 2496, A bill for an act relating to natural resources; requiring a study of and report on commercial fishing in and the use of trawlers on Lake of the Woods.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Anderson, G.; Peterson; Sabo; Dirlam; and Lindstrom, J., introduced:

H. F. No. 2497, A bill for an act relating to rural regional development; providing for plans and studies on the problems of rural areas; appropriating money.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Lemke, Swanson, Patton, and Voss introduced:

H. F. No. 2498, A bill for an act relating to the licensing of mobile home parks and recreational camping areas; establishing fees; amending Minnesota Statutes 1971, Section 327.16, Subdivision 3.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Kahn introduced:

H. F. No. 2499, A bill for an act relating to intoxicating liquors; sales forbidden in certain places; amending Minnesota Statutes 1971, Section 340.14, Subdivision 3.

The bill was read for the first time and referred to the Committee on Higher Education.

Fugina, Norton, Smith, Searle, and Long introduced:

H. F. No. 2500, A bill for an act relating to education, higher education coordinating commission; study of the policies and procedures of the university of Minnesota; appropriating money.

The bill was read for the first time and referred to the Committee on Higher Education.

Vento, Parish, Ojala, Savelkoul, and Adams, S., introduced:

H. F. No. 2501, A bill for an act relating to crimes and criminals; place of trial in criminal cases, amending Minnesota Statutes 1971, Section 627.01.

The bill was read for the first time and referred to the Committee on Judiciary.

Dieterich; Boland; Pavlak, R. L.; Hanson; and Vento introduced:

H. F. No. 2502, A bill for an act relating to Ramsey county; authorizing the board of county commissioners to create a revolving tort liability fund.

The bill was read for the first time and referred to the Committee on Local Government.

Lemke; Anderson, G.; Culhane; and McCarron introduced:

H. F. No. 2503, A bill for an act relating to highway traffic regulations; disposition of parking violations occurring subsequent to sale of vehicle; providing penalties; amending Minnesota Statutes 1971, Chapter 169, by adding a section.

The bill was read for the first time and referred to the Committee on Transportation.

Dieterich; Carlson, B.; Schreiber; Dirlam; and Mann introduced:

H. F. No. 2504, A bill for an act creating a commission to investigate and study all matters relating to highways; appropriating money.

The bill was read for the first time and referred to the Committee on Transportation.

Anderson, I., introduced:

H. F. No. 2505, A bill for an act adding a new route to the trunk highway system.

The bill was read for the first time and referred to the Committee on Transportation.

Johnson, D.; Anderson, I.; Ojala; Fugina; and Carlson, D. introduced:

H. F. No. 2506, A bill for an act relating to game and fish; use of certain vehicles in checking traps and transporting beaver or other carcasses or pelts during open season; exceptions; amending Minnesota Statutes 1971, Section 100.29, Subdivision 30.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Berg; Adams, S.; Anderson, I.; and Sabo introduced:

H. F. No. 2507, A bill for an act proposing an amendment to the Minnesota Constitution, Article XVI, Sections 5 and 9; permitting the use of the highway user tax distribution fund for pollution control and other transportation purposes.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 400, A bill for an act relating to corrections; regulating the use of the revolving fund at the state prison; amending Minnesota Statutes 1971, Section 243.43.

H. F. No. 474, A bill for an act to establish a foster grandparents program; amending Minnesota Statutes 1971, Section 256.976, Subdivisions 1 and 3.

H. F. No. 794, A bill for an act relating to corrections; regulating the compensation paid to inmates of state correctional institutions; amending Minnesota Statutes 1971, Section 243.23.

H. F. No. 1031, A bill for an act relating to education; vocational rehabilitation work activity centers; amending Minnesota Statutes 1971, Sections 121.71; 121.711; 121.712; 121.713; and 121.714.

H. F. No. 1767, A bill for an act relating to natural resources; establishing the volunteers in parks program and specifying the powers and duties of the commissioner of natural resources in relation thereto; amending Minnesota Statutes 1971, Chapter 85, by adding a section; and Section 176.011, Subdivision 9.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 1718, A bill for an act relating to public water and sewer systems, improvements, and extensions established by counties and district courts; amending Minnesota Statutes 1971, Sections 116A.01, by adding a subdivision; 116A.02, Subdivision 1; 116A.09; 116A.12, Subdivisions 2 and 3a, and by adding subdivisions; 116A.15, Subdivisions 1 and 2; 116A.16; 116A.17, Subdivisions 1, 2, and 4; 116A.18, Subdivision 1; 116A.19, Subdivision 2; 116A.20, Subdivisions 1, 2, and 5; 116A.21; 116A.22; 116A.24, Subdivision 1, and by adding subdivisions; and 273.111, Subdivision 14.

H. F. No. 1949, A bill for an act relating to Ramsey county; authorization of the county to appropriate and expend moneys in the improvements of lakes and acquiring land in the vicinity of such lakes for recreational grounds; repealing annual expenditure limitation; amending Laws 1927, Chapter 209, Section 1, as amended.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 1465, A bill for an act relating to water resources; modifying and strengthening certain powers of the commissioner of natural resources in connection therewith; providing penalties; amending Minnesota Statutes 1971, Sections 105.37, by adding subdivisions; 105.38; 105.39, by adding a subdivision; 105.41; 105.42; 105.43; 105.44, Subdivisions 1, 3, 5, 6; 105.45; 105.47; 105.51, Subdivision 1; and Chapter 105, by adding sections; repealing Minnesota Statutes 1971, Section 105.54.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 225, A bill for an act relating to municipalities; powers; providing for severance pay to employees; amending Minnesota Statutes 1971, Chapter 465, by adding a section.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 5 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 2275, A bill for an act relating to the organization and operation of the state government; appropriating moneys therefor, permitting transfers in certain cases and limiting the use thereof, including the appropriations for the departments of public welfare, corrections, health, commission on alcohol problems, board of examiners for nursing home administrators, public assistance programs, old age assistance, aid to dependent children, aid to the blind, aid to the disabled, and public relief.

The Senate has appointed as such committee Messrs. Moe; Tennesen; Perpich, G.; Ogdahl and Kirchner.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker :

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 5 members of the Senate, on the amendments adopted by the Senate to the following House File :

H. F. No. 2437, A bill for an act relating to the organization and operations of state government; imposing regulations for junior college operations; appropriating moneys with certain conditions for education and related purposes, including the university of Minnesota and its hospitals, state colleges, aids to libraries, junior colleges, higher education coordinating commission, and moneys for medical education; providing aid to school districts including those affected by gross earnings taxation and authorizing the power of eminent domain with certain of the funds provided hereby; transferring moneys between accounts and funds in the state treasury; controlling certain treasury receipts; and imposing conditions relative to the expenditure of public moneys.

The Senate has appointed as such committee Messrs. Davies; Hughes; Arnold; Ashbach and Olson, J.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker :

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested :

H. F. No. 295, A bill for an act relating to public employees; giving public employees and employers certain rights and obligations; defining unfair practices; amending the public employment labor relations act of 1971; amending Minnesota Statutes 1971, Sections 179.63, Subdivisions 6, 8, 9, 13, and 18, and by adding a subdivision; 179.64, Subdivisions 1 and 7; 179.65, Subdivisions 2, 3, 5, 6 and 7; 179.66, Subdivisions 4 and 5; 179.66, by adding a subdivision; 179.67, Subdivisions 7, 11, and 12; 179.68; 179.69, Subdivisions 3, 5, and 6; 179.70, Subdivision 1; 179.71, Subdivision 3; 179.72, Subdivisions 1, 7, 9, and 10; 179.73, Subdivision 2; 179.74, Subdivisions 2, 4 and 5; 179.75, Subdivision 8; repealing Minnesota Statutes 1971, Sections 179.69, Subdivision 7; 179.72, Subdivisions 11 and 13; 179.73, Subdivisions 3, 4, and 5; 179.75, Subdivisions 1, 2, 3, 4, 5, 6, 7, and 9; and 179.77.

PATRICK E. FLAHAVEN, Secretary of the Senate

LaVoy moved that the House refuse to concur in the Senate amendments to H. F. No. 295, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses.

A roll call was requested and properly seconded.

The question was taken on the motion by LaVoy and the roll being called, there were yeas 66, and nays 64, as follows:

Those who voted in the affirmative were:

Adams, J.	Enebo	LaVoy	Parish	Sieben, M.
Anderson, I.	Faricy	Lemke	Patton	Spanish
Berg	Fudro	Lindstrom, J.	Pavlak, R.	Stanton
Berglin	Fugina	McCarron	Pehler	Swanson
Boland	Graba	McEachern	Prahl	Tomlinson
Braun	Growe	McMillan	Quirin	Vanasek
Brinkman	Hanson	Menke	Resner	Vento
Carlson, B.	Haugerud	Miller, D.	Rice	Voss
Carlson, L.	Jacobs	Miller, M.	Ryan	Wenzel
Cassery	Jaros	Moe	St. Onge	Mr. Speaker
Connors	Johnson, D.	Munger	Salchert	
Cummiskey	Jude	Nelson	Samuelson	
Dahl	Kahn	Norton	Sarna	
Dieterich	Kelly	Ojala	Sieben, H.	

Those who voted in the negative were:

Adams, S.	Eckstein	Johnson, J.	McArthur	Schreiber
Anderson, D.	Eken	Johnson, R.	McCauley	Schulz
Anderson, G.	Erdahl	Jopp	McFarlin	Searle
Becklin	Erickson	Kempe	Mueller	Sherwood
Belisle	Esau	Klaus	Myrah	Skaar
Bell	Ferderer	Knickerbocker	Newcome	Smith
Biersdorf	Fjoslien	Kvam	Niehaus	Stangeland
Carlson, A.	Flakne	Laidig	Ohnstad	Ulland
Cleary	Forsythe	Larson	Pavlak, R. L.	Weaver
Clifford	Graw	Lindstrom, E.	Peterson	Wigley
Culhane	Hagedorn	Lombardi	Pieper	Wohlwend
DeGroat	Heinitz	Long	Pleasant	Wolcott
Diriam	Hook	Mann	Savelkoul	

The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1001, A bill for an act relating to the environment; establishing a state environmental policy and a program for the systematic review of environmental effects of various projects and actions; requiring an annual environmental report; and amending Minnesota Statutes 1971, Sections 4.12, Subdivision 2; 40.02; 104.01, Subdivision 3; 115.03, Subdivision 1; 116.07, Subdivision 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Boland moved that the House concur in the Senate amendments to H. F. No. 1001 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1001, A bill for an act relating to the environment; establishing a state environmental policy and a program for the systematic review of environmental effects of various projects and actions; requiring an annual environmental report; and amending Minnesota Statutes 1971, Sections 4.12, Subdivision 2; 40.02; 104.01, Subdivision 3; 115.03, Subdivision 1; 116.07, Subdivision 2.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 119, and nays 7, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, J.	Miller, M.	Sarna
Adams, S.	DeGroat	Johnson, R.	Moe	Savelkoul
Andersen, R.	Dieterich	Jopp	Munger	Schreiber
Anderson, G.	Dirlam	Jude	Myrah	Schulz
Anderson, I.	Eckstein.	Kahn	Nelson	Searle
Becklin	Eken	Kelly	Newcome	Sherwood
Belisle	Enebo	Kempe	Niehaus	Sieben, H.
Bell	Erdahl	Knickerbocker	Norton	Sieben, M.
Bennett	Erickson	Kvam	Ohnstad	Smith
Berg	Faricy	LaVoy	Ojala	Spanish
Berglin	Ferderer	Lemke	Parish	Stanton
Biersdorf	Flakne	Lindstrom, E.	Patton	Swanson
Boland	Fudro	Lindstrom, J.	Pavlak, R.	Tomlinson
Braun	Fugina	Lombardi	Pavlak, R. L.	Ulland
Brinkman	Graba	Long	Pehler	Vanasek
Carlson, A.	Grove	Mann	Peterson	Vento
Carlson, B.	Hagedorn	McArthur	Prahl	Voss
Carlson, L.	Hanson	McCarron	Quirin	Weaver
Casserly	Haugerud	McCauley	Resner	Wenzel
Cleary	Heinitz	McEachern	Rice	Wigley
Clifford	Jacobs	McFarlin	Ryan	Wohlwend
Connors	Jaros	McMillan	St. Onge	Wolcott
Culhane	Johnson, C.	Menke	Salchert	Mr. Speaker
Cummiskey	Johnson, D.	Miller, D.	Samuelson	

Those who voted in the negative were:

Anderson, D.	Hook	Pieper	Skaar	Stangeland
Esau	Klaus			

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 190, A bill for an act relating to the village of Hugo; authorizing issuance of one additional on-sale license for the sale of intoxicating liquor.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Belisle moved that the House concur in the Senate amendments to H. F. No. 190 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 190, A bill for an act relating to the village of Hugo; authorizing issuance of one additional on-sale license for the sale of intoxicating liquor.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 120, and nays 10, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	McMillan	St. Onge
Adams, S.	DeGroat	Johnson, C.	Menke	Salchert
Andersen, R.	Dieterich	Johnson, D.	Miller, D.	Samuelson
Anderson, D.	Dirlam	Johnson, J.	Miller, M.	Sarna
Anderson, G.	Eckstein	Johnson, R.	Moe	Savelkoul
Anderson, I.	Eken	Jopp	Munger	Schreiber
Belisle	Enebo	Jude	Myrah	Schulz
Bell	Erdahl	Kahn	Nelson	Sieben, H.
Bennett	Faricy	Kelly	Newcome	Sieben, M.
Berg	Ferderer	Kempe	Niehaus	Smith
Berglin	Fjoslien	Knickerbocker	Norton	Spanish
Biersdorf	Flakne	Kvam	Ojala	Stanton
Boland	Forsythe	Laidig	Patton	Swanson
Braun	Fudro	Larson	Pavlak, R.	Tomlinson
Brinkman	Fugina	LaVoy	Pavlak, R. L.	Ulland
Carlson, A.	Graba	Lemke	Pehler	Vanasek
Carlson, B.	Graw	Lindstrom, E.	Peterson	Vento
Carlson, L.	Growe	Lindstrom, J.	Pieper	Voss
Casserly	Hagedorn	Lombardi	Pleasant	Weaver
Cleary	Hanson	Mann	Prahl	Wenzel
Clifford	Haugerud	McCarron	Quirin	Wigley
Connors	Heinitz	McCauley	Resner	Wohlwend
Culhane	Hook	McEachern	Rice	Wolcott
Cummiskey	Jacobs	McFarlin	Ryan	Mr. Speaker

Those who voted in the negative were:

Becklin	Esau	Long	Searle	Skaar
Erickson	Klaus	Ohnstad	Sherwood	Stangeland

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 240, A bill for an act relating to highway traffic regulation; littering; providing a penalty; amending Minnesota Statutes 1971, Section 169.42.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Savelkoul moved that the House concur in the Senate amendments to H. F. No. 240 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 240, A bill for an act relating to highway traffic regulations; littering; providing a penalty; amending Minnesota Statutes 1971, Section 169.42.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Menke	Samuelson
Adams, S.	Dieterich	Johnson, J.	Miller, D.	Sarna
Andersen, R.	Dirlam	Johnson, R.	Miller, M.	Savelkoul
Anderson, D.	Eckstein	Jopp	Moe	Schreiber
Anderson, G.	Eken	Jude	Munger	Schulz
Anderson, I.	Enebo	Kahn	Myrah	Searle
Becklin	Erdahl	Kelly	Nelson	Sherwood
Belisle	Erickson	Kempe	Newcome	Sieben, H.
Bell	Esau	Klaus	Niehaus	Sieben, M.
Bennett	Faricy	Knickerbocker	Norton	Skaar
Berg	Ferderer	Kvam	Ohnstad	Smith
Berglin	Fjoslien	Laidig	Ojala	Spanish
Biersdorf	Flakne	Larson	Parish	Stangeland
Boland	Forsythe	LaVoy	Patton	Stanton
Braun	Fudro	Lemke	Pavlak, R.	Swanson
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, A.	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, B.	Graw	Lombardi	Peterson	Vanasek
Carlson, L.	Growe	Long	Pieper	Vento
Cassery	Hagedorn	Mann	Pleasant	Voss
Cleary	Hanson	McArthur	Quirin	Weaver
Clifford	Heinitz	McCarron	Resner	Wenzel
Connors	Hook	McCauley	Rice	Wohlwend
Culhane	Jacobs	McEachern	Ryan	Wolcott
Cummiskey	Jaros	McFarlin	St. Onge	Mr. Speaker
Dahl	Johnson, C.	McMillan	Salchert	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1642, A bill for an act relating to Otter Tail county; authorizing a levy for county extension work.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Larson moved that the House concur in the Senate amendments to H. F. No. 1642 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1642, A bill for an act relating to Otter Tail county; authorizing a levy for county extension work.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Moe	Schreiber
Adams, S.	Dirlam	Johnson, R.	Munger	Schulz
Andersen, R.	Eckstein	Jopp	Myrah	Searle
Anderson, D.	Eken	Jude	Nelson	Sherwood
Anderson, G.	Enebo	Kahn	Newcome	Sieben, H.
Anderson, I.	Erdahl	Kelly	Niehaus	Sieben, M.
Becklin	Erickson	Kempe	Norton	Skaar
Belisle	Esau	Klaus	Ohnstad	Smith
Bell	Faricy	Knickerbocker	Ojala	Spanish
Bennett	Ferderer	Kvam	Parish	Stangeland
Berg	Fjoslien	Laidig	Patton	Stanton
Berglin	Flakne	Larson	Pavlak, R.	Swanson
Biersdorf	Forsythe	LaVoy	Pavlak, R. L.	Tomlinson
Boland	Fudro	Lemke	Pehler	Ulland
Braun	Fugina	Lindstrom, E.	Peterson	Vanasek
Brinkman	Graba	Lombardi	Pieper	Vento
Carlson, A.	Graw	Long	Pleasant	Voss
Carlson, B.	Growe	Mann	Prahl	Weaver
Carlson, L.	Hagedorn	McArthur	Quirin	Wenzel
Casserly	Hanson	McCarron	Resner	Wigley
Cleary	Hangerud	McCauley	Rice	Wohlwend
Clifford	Heinitz	McEachern	Ryan	Wolcott
Connors	Hook	McFarlin	St. Onge	Mr. Speaker
Culhane	Jacobs	McMillan	Salchert	
Cummiskey	Jaros	Menke	Samuelson	
Dahl	Johnson, C.	Miller, D.	Sarna	
DeGroat	Johnson, D.	Miller, M.	Savelkoul	

The bill was repassed, as amended by the Senate, and its title agreed to.

MOTION FOR RECONSIDERATION

Larson moved that the vote whereby H. F. No. 1642, as amended by the Senate, was passed today be now reconsidered. The motion prevailed.

Larson moved that the vote whereby the House concurred in the Senate amendments to H. F. No. 1642 be now reconsidered. The motion prevailed.

H. F. No. 1642, as amended by the Senate, was reported to the House.

Larson moved that the House refuse to concur in the Senate amendments to H. F. No. 1642, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker :

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested :

H. F. No. 2180, A bill for an act relating to corporations ; take-overs ; regulating corporate take-overs ; providing a penalty.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Sieben, H., moved that the House concur in the Senate amendments to H. F. No. 2180 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2180, A bill for an act relating to corporations ; take-overs ; regulating corporate take-overs ; providing a penalty.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 130, and nays 0, as follows :

Those who voted in the affirmative were :

Adams, J.	Culhane	Haugerud	Long	Pavlak, R. L.
Adams, S.	Cummiskey	Heinitz	Mann	Pehler
Andersen, R.	Dahl	Hook	McArthur	Peterson
Anderson, D.	DeGroat	Jacobs	McCarron	Pieper
Anderson, G.	Dieterich	Jaros	McCauley	Pleasant
Anderson, I.	Dirlam	Johnson, C.	McEachern	Prahl
Becklin	Eckstein	Johnson, D.	McFarlin	Quirin
Belisle	Eken	Johnson, J.	McMillan	Resner
Bell	Enebo	Johnson, R.	Menke	Rice
Bennett	Erdahl	Jopp	Miller, D.	Ryan
Berg	Erickson	Jude	Miller, M.	St. Onge
Berglin	Esau	Kahn	Moe	Salchert
Biersdorf	Faricy	Kelly	Munger	Samuelson
Boland	Ferderer	Kempe	Myrah	Sarna
Braun	Flakne	Klaus	Nelson	Savelkoul
Brinkman	Forsythe	Knickerbocker	Newcome	Schreiber
Carlson, A.	Fudro	Kvam	Niehaus	Schulz
Carlson, B.	Fugina	Laidig	Norton	Searle
Carlson, L.	Graba	LaVoy	Ohnstad	Sherwood
Casserly	Graw	Lemke	Ojala	Sieben, H.
Cleary	Growe	Lindstrom, E.	Parish	Sieben, M.
Clifford	Hagedorn	Lindstrom, J.	Patton	Skaar
Connors	Hanson	Lombardi	Pavlak, R.	Smith

Spanish	Swanson	Vanasek	Weaver	Wohlwend
Stangeland	Tomlinson	Vento	Wenzel	Wolcott
Stanton	Ulland	Voss	Wigley	Mr. Speaker

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1121, A bill for an act relating to the uniform management of institutional funds; providing for the management, investment and appropriation of such funds.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Tomlinson moved that the House concur in the Senate amendments to H. F. No. 1121 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1121, A bill for an act relating to the uniform management of institutional funds; providing for the management, investment and appropriation of such funds.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 130, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Menke	Salchert
Adams, S.	Dieterich	Johnson, J.	Miller, D.	Samuelson
Andersen, R.	Dirlam	Johnson, R.	Miller, M.	Sarna
Anderson, D.	Eckstein	Jopp	Moe	Schreiber
Anderson, G.	Eken	Jude	Munger	Schulz
Anderson, I.	Enebo	Kahn	Myrah	Searle
Becklin	Erdahl	Kelly	Nelson	Sherwood
Belisle	Erickson	Kempe	Newcome	Sieben, H.
Bell	Esau	Klaus	Niehaus	Sieben, M.
Bennett	Faricy	Knickerbocker	Norton	Skaar
Berg	Ferderer	Kvam	Ohnstad	Smith
Berglin	Fjoslien	Laidig	Ojala	Spanish
Biersdorf	Flakne	Larson	Parish	Stangeland
Boland	Forsythe	LaVoy	Patton	Stanton
Braun	Fudro	Lemke	Pavlak, R.	Swanson
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, A.	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, B.	Graw	Lombardi	Peterson	Vanasek
Carlson, L.	Growe	Long	Pieper	Vento
Cassery	Hagedorn	Mann	Pleasant	Voss
Cleary	Hanson	McArthur	Prahl	Weaver
Clifford	Haugerud	McCarron	Quirin	Wenzel
Connors	Heinitz	McCauley	Resner	Wigley
Culhane	Jacobs	McEachern	Rice	Wohlwend
Cumiskey	Jaros	McFarlin	Ryan	Wolcott
Dahl	Johnson, C.	McMillan	St. Onge	Mr. Speaker

Those who voted in the negative were:

Hook

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to:

S. F. No. 1182, A bill for an act relating to county government, providing for county license bureaus.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Larson, Chmielewski and Olhoft have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Myrah moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 1182. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to:

S. F. No. 2417, A bill for an act relating to the organization and operation of state government; appropriating money therefor and limiting the use thereof; providing for the transfer of certain moneys in the state treasury; authorizing land acquisition in certain cases including conservation, parks, recreational lands and trails, wildlife and spawning areas, and historic sites; fixing and limiting the amount of fees to be collected in certain cases; making funds available for seaway trade promotion; providing penalties for misusing appropriated funds; amending Minnesota Statutes 1971, Sections 3.102, 15.50; repealing Laws 1965, Chapter 810, Section 23, Subdivision 3 as amended by Laws 1967, Chapter 867, Section 9.

And the Senate respectfully requests that a Conference Committee of 5 members be appointed thereon. Messrs. Chenoweth, Willet, Novak, Josefson and Fitzsimons have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Norton moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 5 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 2417. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to:

S. F. No. 690, A bill for an act relating to highway traffic regulations; chemical tests for intoxication; manner of taking tests; amending Minnesota Statutes 1971, Section 169.123, Subdivision 3.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Olson, A. G.; Hanson, R., and Lewis have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVER, Secretary of the Senate

Lindstrom, J., moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 690. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to:

S. F. No. 910, A bill for an act relating to snowmobiles; prohibiting the operation thereof on public airports; prescribing penalties; amending Minnesota Statutes 1971, Sections 84.87, by adding a subdivision; and 84.88, Subdivision 1.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Tennessen; Keefe, J., and Humphrey have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVER, Secretary of the Senate

Hanson moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 910. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 568, 1029, and 1896.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 929 and 1353.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 496, 925, 1128, 1141, 1364, 1708, 1712, 1781, 1825, 1923, and 1954.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 148, 737, 871, 938, 948, 1120, 1224, and 1351.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 2233 and 2275.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 900, 1160, 1655, 1994, 2118, 2221, 2230, and 2232.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 1037 and 1582.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 568, A bill for an act relating to public welfare; providing for an extension of review board responsibilities and the right of a patient to treatment under the hospitalization and commitment act; amending Minnesota Statutes 1971, Sections 253A.16, Subdivision 4; and 253A.17, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 1029, A bill for an act relating to local water and related land resources management; granting counties authority to undertake water and related land resource management programs; granting counties authority to establish subordinate service areas to finance water and related land resource management programs; granting authority to county boards to construct sewage systems in unincorporated areas; requiring municipalities and counties to recover the local share of the cost of constructing, operating and maintaining sewage disposal systems through an equitable system of user charges; amending Minnesota Statutes 1971, Sections 116A.01, by adding a subdivision; 361.25; 361.26, Subdivision 1, and by adding a subdivision; Chapter 378, by adding sections; 429.011, Subdivision 2a; 444.075; and Chapter 459, by adding a section; repealing Minnesota Statutes 1971, Sections 110.121 to 110.126; 115.15 to 115.17; 115.61 to 115.67; 440.33 to 440.36; 443.02; 444.09 to 444.14; 456.24 to 456.28; 457.03 to 457.08; 457.085; and Chapter 445.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

S. F. No. 1896, A bill for an act relating to courts; Ramsey county; providing for creation and the operation and functioning of the Ramsey county municipal court; abolishing certain courts and merging certain courts with the Ramsey county municipal courts; transferring certain duties, functions, and jurisdictions; amending Minnesota Statutes 1971, Sections 488A.18, Subdivisions 1, 7, 10, and by adding a subdivision; 488A.19, Subdivisions 1, 2, and 3; 488A.20, Subdivisions 1, 2, 4, 5, and 6; 488A.21, Subdivision 2; 488A.22, Subdivisions 1 and 3; 488A.24, Subdivision 6; 488A.25, Subdivisions 1 and 2; 488A.27, Subdivisions 6, 11, 12 and by adding a subdivision; 488A.28, by adding a subdivision; 488A.29, Subdivisions 1 and 2; 488A.30, Subdivisions 1, 2, and 4; and 488A.33, Subdivision 7; repealing Minnesota Statutes 1971, Sections 488A.18, Subdivision 5; 488A.19, Subdivision 4; and 488A.23, Subdivision 2.

The bill was read for the first time and referred to the Committee on Judiciary.

S. F. No. 929, A bill for an act relating to natural resources; prescribing a stream maintenance program; setting forth powers and duties of the commissioner of natural resources; amending Minnesota Statutes 1971, Chapter 105, by adding a section.

The bill was read for the first time.

Peterson moved that S. F. No. 929 and H. F. No. 1116, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1353, A bill for an act relating to community corrections; authorizing a state subsidy to local units of government for providing community based corrections services; prescribing the powers of the commissioner of corrections; appropriating funds therefor.

The bill was read for the first time.

Moe moved that S. F. No. 1353 and H. F. No. 1487, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 496, A bill for an act relating to the city of Gilbert; placing new police officers of the city of Gilbert under the public employees retirement association.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 925, A bill for an act relating to the city of Chisholm; placing new employees of the department of public safety under the public employees police and fire fund.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 1128, A bill for an act relating to the policemen's relief association in the city of Red Wing; membership in the public employees police and fire fund.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 1141, A bill for an act relating to the Hennepin county municipal court; increasing the number of judges; amending Minnesota Statutes 1971, Section 488A.021, Subdivision 1.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 1364, A bill for an act relating to the Dover, Eyota and St. Charles sanitary district; permitting the advance of moneys in the general fund of the state treasury to the sanitary sewer board for said district; providing for repayment thereof; and appropriating money therefor.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

S. F. No. 1708, A bill for an act relating to the firemen's relief association in the city of Red Wing; membership in the public employees fire fund; repealing Laws 1953, Chapter 348, Sections 12, 17, and 20; Laws 1957, Chapter 10; Laws 1961, Chapter 300, Sections 2, 3, and 4; and Laws 1965, Chapter 604.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 1712, A bill for an act relating to water resources in Chisago and Pine counties.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

S. F. No. 1781, A bill for an act relating to the Hennepin county municipal court and the city of Saint Paul municipal court; amending Minnesota Statutes 1971, Section 488A.01, Subdivision 6; and 488A.18, Subdivision 7.

The bill was read for the first time and referred to the Committee on Judiciary.

S. F. No. 1825, A bill for an act relating to the Minnesota historical society; appropriating money for repairs to the Ness Memorial Cemetery Association.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1923, A bill for an act relating to tax forfeited lands in Beltrami county; providing for the disposition of proceeds from sales of tax forfeited lands; amending Laws 1967, Chapter 558, Section 1, Subdivisions 3 and 7.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 1954, A bill for an act relating to the city of St. Cloud; providing for the continuance of a retirement program for police officers employed by the city.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 2233, A bill for an act relating to tax-forfeited lands; imposing limitations on the sale of tax-forfeited land which borders on or is adjacent to certain waters, and on the timber growing on such land; amending Minnesota Statutes 1971, Chapter 282, by adding a section.

The bill was read for the first time.

Sherwood moved that S. F. No. 2233 and H. F. No. 2223, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2275, A bill for an act relating to employees of the fire department of the city of Fridley; transferring full time firemen to the public employees retirement association; providing benefits to members of the firemen's relief association; amending Laws 1969, Chapter 594, Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11; and repealing Laws 1969, Chapter 594, Section 12, Subdivision 3.

The bill was read for the first time and referred to the Committee on Governmental Operations.

S. F. No. 900, A bill for an act relating to water pollution control; authorizing certain advisory and regulatory powers of the pollution control agency over disposal systems; providing penalties; amending Minnesota Statutes 1971, Sections 115.01, Subdivisions 1, 2, 4, 5, and 10, and by adding subdivisions; 115.03, Subdivisions 1 and 4, and by adding a subdivision; 115.04; 115.05, Subdivision 1; 115.07, Subdivision 3; 115.44, Subdivisions 5 and 8; 115.49, Subdivision 1, and by adding a subdivision; Chapter 115, by adding sections; 116.05, Subdivision 1; 116.075; 116.11; repealing Minnesota Statutes 1971, Sections 115.05, Subdivision 2; 115.07, Subdivisions 2, 4, and 6; 115.43, Subdivision 3; 115.45, Subdivision 2; 115.47; 115.81; 116.08; 116.30 and 116.31.

The bill was read for the first time.

Boland moved that S. F. No. 900 and H. F. No. 923, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1160, A bill for an act relating to natural resources and the environment; establishing the Minnesota environmental quality council; stating the powers and duties of the council; appropriating money.

The bill was read for the first time.

Boland moved that S. F. No. 1160 and H. F. No. 1202, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1994, A bill for an act relating to Independent School District No. 306; exempting the district from certain building requirements.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 2118, A bill for an act relating to human services; providing for the rendering of human services by a single board; permitting the joint exercise of powers by counties in the provision of human services; appropriating money.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 2221, A bill for an act relating to state parks; authorizing addition lands to be included within the boundaries of Afton state park.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 2230, A bill for an act relating to the application of the state mobile homes building code; amending Minnesota Statutes 1971, Section 327.31, Subdivision 6.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 2232, A bill for an act relating to state employees; deferred compensation plan; amending Minnesota Statutes 1971, Section 16.027, Subdivision 8.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 148, A bill for an act relating to public welfare; appropriating money for the Duluth United Day Activity Center.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 737, A bill for an act relating to water and related land resources planning; imposing certain duties in relation thereto on the governor, the Minnesota resources commission, the commissioner of natural resources, counties, municipalities, regional development commissions, the metropolitan council, the state planning agency, sanitary districts, watershed districts, lake conservation districts and soil and water conservation districts; setting the terms for state participation in state-federal river basin commissions; providing for the development of state,

regional, and local water and related land resources plans; appropriating money; amending Minnesota Statutes 1971, Sections 105.485, Subdivision 3, and by adding a subdivision; 112.48, Subdivisions 1 and 3; and 394.25, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 871, A bill for an act relating to the state building code; directing certain amendments concerning lighting and heat loss; amending Minnesota Statutes 1971, Section 16.86, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Governmental Operations.

S. F. No. 938, A bill for an act relating to zoning; providing notice and procedures for amending ordinances in cities of the first class; amending Minnesota Statutes 1971, Section 462.357, Subdivisions 3 and 5.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 948, A bill for an act relating to health; requiring the reporting of injuries incurred as a result of physical abuse to persons being cared for in hospitals, nursing homes or related institutions; providing a penalty; amending Minnesota Statutes 1971, Chapter 626, by adding a section.

The bill was read for the first time and referred to the Committee on Health and Welfare.

S. F. No. 1120, A bill for an act relating to manpower services; authorizing the summer employment of young persons for state service; appropriating money.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1224, A bill for an act relating to public health; venereal disease; requiring instruction and training in venereal disease in junior and senior high schools and for teachers; providing for the establishment of venereal disease treatment centers; removing a restriction on certain medical advertisements providing a penalty; appropriating funds; amending Minnesota Statutes 1971, Sections 126.02, Subdivision 2; 617.28, Subdivision 1; and Chapter 144, by adding a section.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1351, A bill for an act relating to the duty of a landowner to warn of dangers; amending Minnesota Statutes 1971, Chapter 87, by adding a section.

The bill was read for the first time.

Carlson, B., moved that S. F. No. 1351 and H. F. No. 1471, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1037, A bill for an act relating to water resources; revising certain provisions concerning dams, reservoirs, control structures, and waterway obstructions; providing for the orderly maintenance, repair or reconstruction of dams serving the public interest; prescribing powers and duties of the commissioner of natural resources; authorizing the commissioner to make grants to local governmental units; amending Minnesota Statutes 1971, Sections 105.37, by adding a subdivision; 105.38; 105.42; 105.52; and Chapter 105, by adding a section.

The bill was read for the first time.

Culhane moved that S. F. No. 1037 and H. F. No. 922, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1582, A bill for an act relating to agriculture, beef industry promotion board; appropriating money.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1655, A bill for an act relating to highway traffic regulation; prescribing weight limitations of a compactor collection vehicle transporting solid waste; amending Minnesota Statutes 1971, Section 169.831.

The bill was read for the first time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 20, of the Constitution of the state of Minnesota, Johnson, R., moved that the Rule therein be suspended and an urgency be declared so that S. F. No. 1655 be given its second and third readings and be placed upon its final passage. The motion prevailed.

Johnson, R., moved that the Rules of the House be so far suspended that S. F. No. 1655 be given its second and third readings and be placed upon its final passage. The motion prevailed.

The bill was read for the second time.

S. F. No. 1655, A bill for an act relating to highway traffic regulation; prescribing weight limitations of a compactor collection vehicle transporting solid waste; amending Minnesota Statutes 1971, Section 169.831.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 133, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Miller, M.	Sarna
Adams, S.	Dirlam	Johnson, R.	Moe	Savelkoul
Andersen, R.	Eckstein	Jopp	Mueller	Schreiber
Anderson, D.	Eken	Jude	Munger	Schulz
Anderson, G.	Enebo	Kahn	Myrah	Searle
Anderson, I.	Erdahl	Kelly	Nelson	Sherwood
Becklin	Erickson	Kempe	Newcome	Siebel, H.
Belisle	Esau	Klaus	Niehaus	Sieben, M.
Bell	Faricy	Knickerbocker	Norton	Skaar
Bennett	Ferderer	Kvam	Ohnstad	Smith
Berg	Fjoslien	Laidig	Ojala	Spanish
Berglin	Flakne	Larson	Parish	Stangeland
Biersdorf	Forsythe	LaVoy	Patton	Stanton
Boland	Fudro	Lenke	Pavlak, R.	Swanson
Braun	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Brinkman	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, A.	Graw	Lombardi	Peterson	Vanasek
Carlson, B.	Growe	Long	Pieper	Vento
Carlson, L.	Hagedorn	Mann	Pleasant	Voss
Cassery	Hanson	McArthur	Prahl	Weaver
Cleary	Haugerud	McCarron	Quirin	Wenzel
Clifford	Heinitz	McCauley	Resner	Wigley
Connors	Hook	McEachern	Rice	Wohlwend
Culhane	Jacobs	McFarlin	Ryan	Wolcott
Cummiskey	Jaros	McMillan	St. Onge	Mr. Speaker
Dahl	Johnson, C.	Menke	Salchert	
DeGroat	Johnson, D.	Miller, D.	Samuelson	

The bill was passed and its title agreed to.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Pursuant to Rule 14, Mr. Anderson, I., for the Committee on Rules and Legislative Administration, designated the following bills as a Special Order for Wednesday, May 9, 1973, to be acted upon immediately following the Consent Calendar: H. F. No. 1589, S. F. No. 942, H. F. No. 1293, S. F. Nos. 551 and 1147, H. F. Nos. 1575, 1192 and 1316, S. F. No. 736, H. F. No. 755, S. F. Nos. 1278, 697, 60, 2125 and 695, H. F. No. 647, S. F. No. 753, H. F. Nos. 1197 and 837, S. F. Nos. 1376 and 523, H. F. Nos. 1606, 731 and 986, S. F. Nos. 17, 1095 and 225, H. F. Nos. 1339, 1837 and 371, S. F. Nos. 1332, 54, 1222, 746, 1560, 1666, 475, 1498, 410, 794, 1247 and 771, H. F. Nos. 932 and 680, S. F. No. 1964, H. F. No. 1120, S. F. No. 1803, H. F. Nos. 2034, 2225, 1738, 1989, 1991, 286, 970, 1306, 1995, 1592, 2235, 2236 and 1834, S. F. No. 137, H. F. Nos. 438, 1647 and 1760 and S. F. No. 415.

CONSENT CALENDAR

H. F. No. 1810 was reported to the House.

Objection having been made by ten members, H. F. No. 1810 was returned to General Orders.

S. F. No. 1165, A bill for an act relating to real property; abolishing tax judgment sales and county auditor's certificates; amending Minnesota Statutes 1971, Chapter 280, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 101, and nays 26, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Jude	Munger	Sherwood
Andersen, R.	Dieterich	Kahn	Myrah	Sieben, H.
Anderson, G.	Eken	Kelly	Nelson	Sieben, M.
Anderson, I.	Enebo	Kempe	Niehaus	Smith
Becklin	Erickson	Knickerbocker	Norton	Stangeland
Belisle	Faricy	Laidig	Ojala	Stanton
Bell	Ferderer	Larson	Parish	Swanson
Bennett	Fjoslien	LaVoy	Pavliak, R.	Tomlinson
Berg	Forsythe	Lemke	Pehler	Ulland
Berglin	Fudro	Lindstrom, E.	Peterson	Vanasek
Biersdorf	Fugina	Mann	Pleasant	Vento
Boland	Graba	McArthur	Prahl	Voss
Braun	Graw	McCarron	Quirin	Wenzel
Brinkman	Growe	McEachern	Resner	Wigley
Carlson, A.	Hanson	McFarlin	Rice	Wohlwend
Carlson, B.	Haugerud	McMillan	Ryan	Wolcott
Carlson, L.	Jacobs	Menke	St. Onge	Mr. Speaker
Casserly	Jaros	Miller, D.	Salchert	
Connors	Johnson, C.	Miller, M.	Samuelson	
Cummiskey	Johnson, D.	Moe	Sarna	
Dahl	Johnson, J.	Mueller	Schulz	

Those who voted in the negative were:

Anderson, D.	Erdahl	Klaus	Ohnstad	Skaar
Cleary	Esau	Kvam	Patton	Weaver
Clifford	Hagedorn	Lindstrom, J.	Pieper	
Culhane	Heinitz	Lombardi	Savelkoul	
Dirlam	Hook	Long	Schreiber	
Eckstein	Jopp	McCauley	Searle	

The bill was passed and its title agreed to.

S. F. No. 452, A bill for an act relating to city of St. Paul; providing for a change in the election of members of the council.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 97, and nays 22, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Kelly	Myrah	Savelkoul
Adams, S.	Enebo	Kempe	Nelson	Sherwood
Anderson, G.	Erdahl	Knickerbocker	Newcome	Sieben, H.
Anderson, I.	Faricy	Laidig	Niehaus	Sieben, M.
Bennett	Flakne	LaVoy	Norton	Smith
Berg	Forsythe	Lemke	Ojala	Stanton
Berglin	Fudro	Lindstrom, E.	Parish	Swanson
Boland	Fugina	Lindstrom, J.	Patton	Tomlinson
Brinkman	Graba	Mann	Pavlak, R.	Ulland
Carlson, B.	Growe	McCarron	Pehler	Vanasek
Carlson, L.	Hagedorn	McCauley	Peterson	Vento
Casserly	Hanson	McEachern	Prahl	Voss
Connors	Haugerud	McFarlin	Quirin	Weaver
Culhane	Jacobs	McMillan	Resner	Wenzel
Cummiskey	Johnson, C.	Menke	Rice	Wigley
Dahl	Johnson, D.	Miller, D.	Ryan	Wolcott
DeGroat	Johnson, J.	Miller, M.	St. Onge	Mr. Speaker
Dieterich	Jopp	Moe	Salchert	
Dirlam	Jude	Mueller	Samuelson	
Eckstein	Kahn	Munger	Sarna	

Those who voted in the negative were:

Andersen, R.	Clifford	Hook	Ohnstad	Skaar
Anderson, D.	Erickson	Klaus	Pavlak, R. L.	Stangeland
Becklin	Ferderer	Larson	Pieper	
Belisle	Fjoslien	Long	Pleasant	
Biersdorf	Heinitz	McArthur	Searle	

The bill was passed and its title agreed to.

S. F. No. 1731 was reported to the House.

Fugina and Ojala moved to amend S. F. No. 1731, the printed bill, as follows:

After line 20, add a new section to read:

"Sec. 2. Minnesota Statutes 1971, Section 486.06, as amended by Laws 1973, Chapter 111, Section 2, is amended to read:

486.06 [CHARGE FOR TRANSCRIPT.] In addition to such salary, the reporter may charge for a transcript of his record ordered by any person other than the judge 35 cents per folio thereof and seven and one-half cents per folio for each manifold or other copy thereof when so ordered that it can be made with such transcript. This section shall not apply to any county containing a city of the first class *which city has more than 150,000 residents.*"

Further amend the title, line 6, after "amended" and before the period, insert: "; and Minnesota Statutes 1971, Section 486.06, as amended".

The motion prevailed and the amendment was adopted.

S. F. No. 1731, A bill for an act relating to courts; establishing salary for court reporters in fourth judicial district; amending Laws 1969, Chapter 568, Section 1, Subdivision 1, as amended.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, D.	McMillan	Salchert
Andersen, R.	Eckstein	Johnson, J.	Menke	Samuelson
Anderson, D.	Eken	Johnson, R.	Miller, D.	Sarna
Anderson, G.	Enebo	Jopp	Mueller	Savelkoul
Anderson, I.	Erdahl	Jude	Munger	Schreiber
Becklin	Erickson	Kahn	Myrah	Schulz
Belisle	Esau	Kelly	Nelson	Searle
Bell	Faricy	Kempe	Newcome	Sherwood
Bennett	Ferderer	Klaus	Norton	Sieben, H.
Berg	Fjoslien	Knickerbocker	Ohnstad	Sieben, M.
Berglin	Flakne	Kvam	Ojala	Smith
Biersdorf	Forsythe	Laidig	Parish	Stangeland
Boland	Fudro	Larson	Patton	Stanton
Brinkman	Fugina	LaVoy	Pavlak, R.	Swanson
Carlson, A.	Graba	Lemke	Pavlak, R. L.	Tomlinson
Carlson, B.	Graw	Lindstrom, E.	Pehler	Ulland
Carlson, L.	Grove	Lindstrom, J.	Peterson	Vanasek
Casserly	Hagedorn	Lombardi	Pieper	Vento
Cleary	Hanson	Long	Pleasant	Voss
Clifford	Haugerud	Mann	Prahl	Weaver
Connors	Heinitz	McArthur	Quirin	Wenzel
Culhane	Hook	McCarron	Resner	Wigley
Cummiskey	Jacobs	McCauley	Rice	Wohlwend
Dahl	Jaros	McEachern	Ryan	Wolcott
Dieterich	Johnson, C.	McFarlin	St. Onge	Mr. Speaker

Those who voted in the negative were:

DeGroat Moe Niehaus Skaar

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

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of H. F. Nos. 1000 and 1779.

H. F. No. 1000 was reported to the House.

Forsythe moved to amend H. F. No. 1000, the printed bill, as follows:

Page 2, delete lines 23 through 26.

Renumber the sections accordingly.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Forsythe amendment and the roll being called, there were yeas 58, and nays 69, as follows:

Those who voted in the affirmative were:

Adams, S.	Biersdorf	Eken	Forsythe	Jopp
Andersen, R.	Carlson, A.	Erdahl	Graw	Klaus
Anderson, D.	Cleary	Erickson	Hagedorn	Knickerbocker
Becklin	Clifford	Esau	Heinitz	Kvam
Belisle	DeGroat	Ferderer	Hook	Laidig
Bell	Dirlam	Fjoslien	Johnson, J.	Larson
Bennett	Eckstein	Flakne	Johnson, R.	Lindstrom, E.

Lombardi	Myrah	Pieper	Sherwood	Wigley
Long	Newcome	Pleasant	Skaar	Wohlwend
McArthur	Niehaus	Savelkoul	Stangeland	Wolcott
McCauley	Ohnstad	Schreiber	Ulland	
McFarlin	Pavlak, R. L.	Searle	Weaver	

Those who voted in the negative were:

Adams, J.	Dahl	Jude	Nelson	Salchert
Anderson, G.	Dieterich	Kahn	Norton	Samuelson
Anderson, I.	Enebo	Kelly	Ojala	Sarna
Berg	Faricy	LaVoy	Parish	Sieben, H.
Berglin	Fudro	Lemke	Patton	Sieben, M.
Boland	Fugina	Lindstrom, J.	Pavlak, R.	Stanton
Braun	Graba	McCarron	Pehler	Swanson
Brinkman	Grove	McEachern	Peterson	Tomlinson
Carlson, B.	Hanson	McMillan	Prahl	Vanasek
Carlson, L.	Haugerud	Menke	Quirin	Vento
Casserly	Jacobs	Miller, D.	Resner	Voss
Connors	Jaros	Miller, M.	Rice	Wenzel
Culhane	Johnson, C.	Moe	Ryan	Mr. Speaker
Cummiskey	Johnson, D.	Munger	St. Onge	

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

H. F. No. 1000, A bill for an act creating a commission on Minnesota's future; describing its duties and functions; and appropriating funds for its operation; repealing Minnesota Statutes 1971, Section 4.14.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 109, and nays 19, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Menke	Salchert
Adams, S.	Dieterich	Johnson, D.	Miller, D.	Samuelson
Andersen, R.	Dirlam	Johnson, J.	Miller, M.	Sarna
Anderson, D.	Eckstein	Johnson, R.	Moe	Savelkoul
Anderson, G.	Eken	Jude	Munger	Schreiber
Anderson, I.	Enebo	Kahn	Myrah	Searle
Belisle	Erdahl	Kelly	Nelson	Sherwood
Bell	Erickson	Kempe	Newcome	Sieben, H.
Bennett	Faricy	Knickerbocker	Norton	Sieben, M.
Berg	Fjoslien	Laidig	Ojala	Stanton
Berglin	Flakne	Larson	Parish	Swanson
Biersdorf	Forsythe	LaVoy	Patton	Tomlinson
Boland	Fudro	Lemke	Pavlak, R.	Ulland
Braun	Fugina	Lindstrom, J.	Pehler	Vanasek
Carlson, A.	Graba	Lombardi	Peterson	Vento
Carlson, B.	Grove	Mann	Pleasant	Voss
Carlson, L.	Hanson	McArthur	Prahl	Weaver
Casserly	Haugerud	McCarron	Quirin	Wenzel
Cleary	Heinitz	McCauley	Resner	Wohlwend
Clifford	Hook	McEachern	Rice	Wolcott
Connors	Jacobs	McFarlin	Ryan	Mr. Speaker
Cummiskey	Jaros	McMillan	St. Onge	

Those who voted in the negative were:

Becklin	DeGroat	Ferderer	Hagedorn	Klaus
Brinkman	Esau	Graw	Jopp	Kvam

Lindstrom, E.	Niehaus	Pavlak, R. L.	Skaar	Wigley
Long	Ohnstad	Pieper	Stangeland	

The bill was passed and its title agreed to.

H. F. No. 1779 was reported to the House.

Quirin moved to amend H. F. No. 1779, the printed bill, as follows:

Page 5, line 14, after "and" and before "of" strike "one member" and insert in lieu thereof "two members".

The motion prevailed and the amendment was adopted.

Lindstrom, E., moved to amend H. F. No. 1779, the printed bill, as follows:

Page 6, line 8, after "teachers" and before "which" strike ", interns and paraprofessionals".

Page 6, line 13, after "certificates to" strike "interns, paraprofessionals, and to".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Lindstrom, E., amendment and the roll being called, there were yeas 33, and nays 91, as follows:

Those who voted in the affirmative were:

Belisle	Ferderer	Johnson, J.	McFarlin	Savelkoul
Biersdorf	Fjoslien	Johnson, R.	Miller, M.	Searle
Cleary	Forsythe	Jopp	Myrah	Stangeland
Clifford	Graw	Laidig	Niehaus	Weaver
DeGroat	Hagedorn	Larson	Pavlak, R. L.	Wigley
Erdahl	Heinitz	Lindstrom, E.	Pieper	
Erickson	Hook	Lombardi	Pleasant	

Those who voted in the negative were:

Adams, J.	Dahl	Kelly	Norton	Sherwood
Adams, S.	Dirlam	Kempe	Ohnstad	Sieben, H.
Anderson, D.	Eckstein	Klaus	Ojala	Sieben, M.
Anderson, G.	Eken	Knickerbocker	Parish	Spanish
Anderson, I.	Enebo	LaVoy	Patton	Stanton
Becklin	Esau	Lemke	Pavlak, R.	Swanson
Bell	Farcy	Long	Pehler	Tomlinson
Bennett	Fudro	McArthur	Peterson	Ulland
Berg	Fugina	McCarron	Prahl	Vanasek
Berglin	Graba	McCauley	Quirin	Vento
Boland	Growe	McEachern	Resner	Voss
Braun	Hanson	McMillan	Rice	Wenzel
Brinkman	Haugerud	Menke	Ryan	Wohlwend
Carlson, A.	Jacobs	Miller, D.	St. Onge	Wolcott
Carlson, E.	Jaros	Moe	Salchert	Mr. Speaker
Carlson, L.	Johnson, C.	Mueller	Samuelson	
Casserly	Johnson, D.	Munger	Sarna	
Connors	Jude	Nelson	Schreiber	
Cummiskey	Kahn	Newcome	Schulz	

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

H. F. No. 1779, A bill for an act relating to education; teaching practices and certification; providing a penalty; appropriating money; amending Minnesota Statutes 1971, Sections 125.04; 125.05, Subdivisions 1 and 2; 125.06; 125.08; 125.09; 125.181; 125.182; 125.183; 125.184; and 125.185.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 7, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, R.	Moe	Sarna
Adams, S.	Eckstein	Jopp	Mueller	Savelkoul
Andersen, R.	Eken	Jude	Munger	Schreiber
Anderson, G.	Enebo	Kahn	Myrah	Schulz
Anderson, I.	Erdahl	Kelly	Nelson	Sherwood
Becklin	Erickson	Kempe	Newcome	Sieben, H.
Belisle	Faricy	Knickerbocker	Niehaus	Sieben, M.
Bell	Ferderer	Kvam	Norton	Skaar
Bennett	Fjoslien	Laidig	Ohnstad	Spanish
Berg	Flakne	Larson	Ojala	Stangeland
Berglin	Forsythe	LaVoy	Parish	Stanton
Biersdorf	Fudro	Lemke	Patton	Swanson
Boland	Fugina	Lindstrom, J.	Pavlak, R.	Tomlinson
Braun	Graba	Lombardi	Pavlak, R. L.	Ulland
Brinkman	Graw	Long	Peehler	Vanasek
Carlson, A.	Grove	Mann	Peterson	Vento
Carlson, B.	Hagedorn	McArthur	Pieper	Voss
Carlson, L.	Hanson	McCarron	Prahl	Weaver
Casserly	Haugerud	McCauley	Quirin	Wenzel
Cleary	Heinitz	McEachern	Resner	Wigley
Clifford	Jacobs	McFarlin	Rice	Wohlwend
Connors	Jaros	McMillan	Ryan	Wolcott
Culhane	Johnson, C.	Menke	St. Onge	Mr. Speaker
Cummiskey	Johnson, D.	Miller, D.	Salchert	
Dahl	Johnson, J.	Miller, M.	Samuelson	

Those who voted in the negative were:

Anderson, D.	Hook	Lindstrom, E.	Pleasant	Searle
Dieterich	Klaus			

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

Pursuant to Rule 72, Pavlak, R., requested immediate consideration of S. F. No. 1782.

S. F. No. 1782 was reported to the House.

Mueller moved to amend S. F. No. 1782, the printed bill, as follows:

Page 1, line 7, strike "or any other law to the contrary".

The motion prevailed and the amendment was adopted.

S. F. No. 1782, A bill for an act relating to the county of McLeod; a tax levy for road and bridge purposes.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 132, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Moe	Savelkoul
Adams, S.	Dirlam	Johnson, R.	Mueller	Schreiber
Andersen, R.	Eckstein	Jopp	Munger	Schulz
Anderson, D.	Eken	Jude	Myrah	Searle
Anderson, G.	Enebo	Kahn	Nelson	Sherwood
Anderson, I.	Erdahl	Kelly	Newcome	Sieben, H.
Becklin	Erickson	Kempe	Niehaus	Sieben, M.
Belisle	Esau	Klaus	Norton	Skaar
Bell	Faricy	Knickerbocker	Ohnstad	Smith
Bennett	Ferderer	Kvam	Ojala	Spanish
Berg	Fjoslien	Laidig	Parish	Stangeland
Berglin	Flakne	Larson	Patton	Stanton
Biersdorf	Forsythe	LaVoy	Pavlak, R.	Swanson
Boland	Fudro	Lemke	Pavlak, R. L.	Tomlinson
Braun	Fugina	Lindstrom, E.	Pehler	Ulland
Brinkman	Graba	Lindstrom, J.	Peterson	Vanasek
Carlson, A.	Graw	Lombardi	Pieper	Vento
Carlson, B.	Growe	Long	Pleasant	Voss
Carlson, L.	Hagedorn	Mann	Prahl	Weaver
Casserly	Hanson	McArthur	Quirin	Wenzel
Cleary	Haugerud	McCarron	Resner	Wigley
Clifford	Heinitz	McCauley	Rice	Wohlwend
Connors	Hook	McFarlin	Ryan	Wolcott
Culhane	Jacobs	McMillan	St. Onge	Mr. Speaker
Cummiskey	Jaros	Menke	Salchert	
Dahl	Johnson, C.	Miller, D.	Samuelson	
DeGroat	Johnson, D.	Miller, M.	Sarna	

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

SPECIAL ORDERS

S. F. No. 1155, A bill for an act relating to public welfare; imposing penalties in connection with public assistance wrongfully obtained; amending Minnesota Statutes 1971, Section 256.98.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 120, and nays 5, as follows:

Those who voted in the affirmative were:

Adams, J.	Connors	Graba	Laidig	Munger
Adams, S.	Culhane	Graw	Larson	Myrah
Andersen, R.	Cummiskey	Growe	LaVoy	Newcome
Anderson, D.	Dahl	Hagedorn	Lemke	Niehaus
Anderson, G.	DeGroat	Hanson	Lindstrom, E.	Norton
Anderson, I.	Dieterich	Haugerud	Lindstrom, J.	Ohnstad
Becklin	Dirlam	Heinitz	Lombardi	Parish
Belisle	Eckstein	Jacobs	Long	Patton
Bennett	Eken	Johnson, C.	Mann	Pavlak, R.
Biersdorf	Enebo	Johnson, D.	McArthur	Pavlak, R. L.
Boland	Erdahl	Johnson, J.	McCarron	Pehler
Braun	Erickson	Johnson, R.	McCauley	Peterson
Brinkman	Faricy	Jopp	McEachern	Pieper
Carlson, A.	Ferderer	Jude	McFarlin	Pleasant
Carlson, B.	Fjoslien	Kelly	McMillan	Prahl
Carlson, L.	Flakne	Kempe	Menke	Quirin
Casserly	Forsythe	Klaus	Miller, D.	Resner
Cleary	Fudro	Knickerbocker	Miller, M.	Ryan
Clifford	Fugina	Kvam	Mueller	St. Onge

Salchert	Schulz	Skaar	Ulland	Wenzel
Samuelson	Searle	Stangeland	Vanasek	Wigley
Sarna	Sherwood	Stanton	Vento	Wohlwend
Savelkoul	Sieben, H.	Swanson	Voss	Wolcott
Schreiber	Sieben, M.	Tomlinson	Weaver	Mr. Speaker

Those who voted in the negative were:

Bell	Hook	Jaros	Ojala	Rice
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The bill was passed and its title agreed to.

Vanasek was excused for the remainder of today's session.

H. F. No. 1381 was reported to the House.

Savelkoul moved to amend H. F. No. 1381, the printed bill, as follows:

Page 3, line 12, strike "*basin*".

Page 3, line 14, strike "*basin*".

Page 3, line 15, after "*waters*" and before the comma, insert the following: "*of the state as defined by Minnesota Statutes, Section 105.38*".

Page 3, line 25, after "*county boards*" insert "*or court*".

Page 3, line 27, after "*shall*" strike "*include but not*".

Page 3, line 28, after "*the*" and before "*public*" insert "*private and*".

Page 3, line 28, after "*benefits*" insert "*and costs*".

Page 4, beginning in line 35, after "*of the*", strike "*social, economic, and environmental*".

The motion prevailed and the amendment was adopted.

Lindstrom, J., moved to amend H. F. No. 1381, the printed bill, as follows:

Page 5, line 10, after "*shall*" and before "*report*" insert "*make an advisory*".

The motion prevailed and the amendment was adopted.

H. F. No. 1381, A bill for an act relating to natural resources; imposing certain duties on the commissioner of natural resources and counties; providing standards and enforcement of permits for utility crossings; establishing state policy providing for the establishments of standards and criteria governing drainage systems as they affect lakes, wetlands, wildlife lands, related natural resources, and erosion and flood control; amending Minnesota Statutes 1971, Sections 84.415, Subdivisions 1 and 5; 92.46 by adding a subdivision; 106.021, Subdivisions 1, 2 and 4 and by adding a subdivision; 106.081, Subdivisions 1, 3, and 4; 106.091, Subdivision 2; 106.101, Subdivisions 2, 4, and 5; 106.121, Subdivision 4; 106.131; 106.201; 106.221, Subdivision 2; and 106.631, Subdivision 1.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 91, and nays 30, as follows:

Those who voted in the affirmative were:

Adams, J.	Connors	Jaros	Mueller	Savelkoul
Adams, S.	Cummiskey	Johnson, D.	Munger	Sherwood
Andersen, R.	Dahl	Johnson, J.	Myrah	Sieben, H.
Anderson, I.	Dieterich	Jude	Nelson	Sieben, M.
Belisle	Enebo	Kahn	Newcome	Stanton
Bell	Faricy	Kempe	Norton	Swanson
Bennett	Ferderer	Klaus	Ojala	Tomlinson
Berg	Flakne	Knickerbocker	Parish	Ulland
Berglin	Forsythe	Laidig	Patton	Vento
Biersdorf	Fudro	LaVoy	Pavlak, R.	Voss
Boland	Fugina	Lindstrom, E.	Pehler	Weaver
Braun	Graba	Lindstrom, J.	Peterson	Wenzel
Brinkman	Graw	Lombardi	Pieper	Wohlwend
Carlson, A.	Growe	McArthur	Pleasant	Wolcott
Carlson, E.	Hanson	McCarron	Prahl	Mr. Speaker
Carlson, L.	Haugerud	McEachern	Rice	
Casserly	Heinitz	McFarlin	Ryan	
Cleary	Hook	McMillan	St. Onge	
Clifford	Jacobs	Menke	Sarna	

Those who voted in the negative were:

Anderson, D.	Eckstein	Hagedorn	Larson	Schreiber
Anderson, G.	Eken	Johnson, C.	Long	Searle
Becklin	Erdahl	Johnson, R.	Niehaus	Skaar
Culhane	Erickson	Jopp	Ohnstad	Smith
DeGroat	Esau	Kelly	Pavlak, R. L.	Stangeland
Dirlam	Fjoslien	Kvam	Samuelson	Wigley

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

S. F. No. 1317 was reported to the House.

Quirin moved to amend S. F. No. 1317, the printed bill, as follows:

Page 2, line 14, delete "public examiner" and insert in lieu thereof "clerk or other comparable officer of the subdivision or other body".

Casserly moved to amend the Quirin amendment as follows:

Line 1, delete the word "delete" and insert the word "after".

Line 1, delete the word "and".

Line 2, delete the words "in lieu thereof" and insert "and with the".

The motion did not prevail and the amendment, to the amendment, was not adopted.

The question was taken on the Quirin amendment, and the Quirin amendment was adopted.

Clifford moved to amend S. F. No. 1317, the printed bill, as follows:

Page 1, line 26, strike "36" and insert in lieu thereof "60".

The motion prevailed and the amendment was adopted.

S. F. No. 1317, A bill for an act relating to insurance, governmental units; requiring that contracts for employee group insurance be let on competitive bidding; providing for the disclosure of the particulars of such policies of insurance.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Jude	Moe	Sarna
Adams, S.	Enebo	Kahn	Munger	Savelkoul
Andersen, R.	Erdahl	Kelly	Myrah	Schreiber
Anderson, G.	Erickson	Kempe	Nelson	Searle
Anderson, I.	Esau	Klaus	Newcome	Sherwood
Becklin	Faricy	Knickerbocker	Niehaus	Sieben, H.
Belisle	Ferderer	Kvam	Norton	Skaar
Bell	Fjoslien	Laidig	Ohnstad	Smith
Bennett	Flakne	Larson	Ojala	Stangeland
Berg	Fudro	LaVoy	Parish	Stanton
Berglin	Fugina	Lemke	Patton	Swanson
Biersdorf	Graba	Lindstrom, E.	Pavlak, R.	Tomlinson
Boland	Graw	Lindstrom, J.	Pavlak, R. L.	Ulland
Brinkman	Grove	Lombardi	Pehler	Vento
Carlson, A.	Hagedorn	Long	Peterson	Voss
Carlson, B.	Hanson	Mann	Pieper	Weaver
Carlson, L.	Heinitz	McArthur	Pleasant	Wenzel
Casserly	Hook	McCarron	Prahl	Wigley
Cleary	Jacobs	McCauley	Quirin	Wohlwend
Connors	Jaros	McEachern	Resner	Wolcott
Dahl	Johnson, C.	McFarlin	Rice	Mr. Speaker
DeGroat	Johnson, D.	McMillan	Ryan	
Dieterich	Johnson, J.	Menke	St. Onge	
Dirlam	Johnson, R.	Miller, D.	Salchert	
Eckstein	Jopp	Miller, M.	Samuelson	

Those who voted in the negative were:

Anderson, D. Culhane

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

S. F. No. 1316 was reported to the House.

Casserly moved to amend S. F. No. 1316, the printed bill, as follows:

Page 2, line 19, at the end of the bill strike the period and insert the following: " but in event of termination by reason of the survivor's failure to make required premium payments, if any, written notice of such cancellation must be sent by the policyholder by mail to said survivor's last known address at least 15 days prior to such cancellation."

The motion prevailed and the amendment was adopted.

S. F. No. 1316, A bill for an act relating to insurance; providing continuing group accident and health coverage for survivors of a deceased employee.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams J.	Dieterich	Johnson, D.	Miller, D.	Sarna
Adams, S.	Dirlam	Johnson, J.	Miller, M.	Savelkoul
Andersen, R.	Eckstein	Johnson, R.	Moe	Schreiber
Anderson, G.	Eken	Jopp	Munger	Schulz
Anderson, I.	Enebo	Jude	Myrah	Searle
Becklin	Erdahl	Kahn	Nelson	Sherwood
Belisle	Erickson	Kelly	Newcome	Sieben, H.
Bell	Esau	Kempe	Niehaus	Sieben, M.
Bennett	Faricy	Klaus	Norton	Skaar
Berg	Ferderer	Knickerbocker	Ohnstad	Smith
Berglin	Fjoslien	Kvam	Ojala	Stangeland
Biersdorf	Flakne	Laidig	Parish	Stanton
Boland	Forsythe	Larson	Patton	Swanson
Braun	Fudro	LaVoy	Pavlak, R.	Tomlinson
Brinkman	Fugina	Lemke	Pavlak, R. L.	Ulland
Carlson, A.	Graba	Lindstrom, E.	Pehler	Vento
Carlson, B.	Graw	Lindstrom, J.	Pieper	Voss
Carlson, L.	Growe	Lombardi	Pleasant	Weaver
Cassery	Hagedorn	Long	Prahl	Wenzel
Cleary	Hanson	Mann	Quirin	Wigley
Clifford	Haugerud	McCarron	Resner	Wohlwend
Connors	Heinitz	McCauley	Rice	Wolcott
Culhane	Hook	McEachern	Ryan	Mr. Speaker
Cumiskey	Jacobs	McFarlin	St. Onge	
Dahl	Jaros	McMillan	Salchert	
DeGroat	Johnson, C.	Menke	Samuelson	

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

H. F. No. 2297 was reported to the House.

Rice moved to amend H. F. No. 2297, the printed bill, as follows:

Page 1, after line 8, insert the following:

"Sec. 2. Subdivision 1. On such date as the county acquires or duplicates the facilities known as the Minneapolis workhouse, the employees thereof who are engaged full time as employees of such city facility on that date shall become employees of the county and placed under the jurisdiction of its county board unless retained as employees of the city of Minneapolis.

Subd. 2. All such employees shall be blanketed into the merit system established for Hennepin county pursuant to Laws 1965, Chapter 855, as amended, with comparable status, classification, longevity, and seniority, and subject to the administrative requirements of the county board. Employees with permanent status under any civil service provision on the effective date of this act, shall be granted permanent status at comparable clas-

sifications and in accordance with work assignments made under the authority of the county board as provided by the county personnel system rules.

The determination of proper job allocation shall be the responsibility of the personnel officer or director as provided applicable to the county involved with the right of appeal to the personnel board by any employee affected by this transfer.

All transferred employees shall receive salaries for the classification to which they are allocated in accordance with the schedule in effect for county board employees and at a salary step which they normally would have received had they been employed by the county board for the same period of service they had previously served under the civil service provisions of the city; provided, however, that no salary shall be reduced below the level in effect on February 1 of the year of transfer, as a result of the transfer.

All accumulated sick leave of such employees shall in the amount of 60 days or less be transferred to the records of the county board and such accumulated sick leave shall be the legal liability of the county board. Accumulated sick leave in excess of 60 days shall be paid in cash to transferred employees by the city by which they were employed prior to their transfer, at the time of transfer. In lieu of the cash payment, the city shall, at the option of the employee concerned, allow a leave of absence with pay, prior to transfer, for all or part of the accumulated sick leave.

Subd. 3. All vacation leave of such employees, referred to in subdivision 1 of this section, accumulated prior to their transfer to county employment shall be paid in cash to them by the city by which they were employed prior to their transfer, and such payment shall be made at the time of their transfer. In lieu of the cash payment, the city shall at the option of the employee concerned allow a leave of absence with pay, prior to such transfer, for all or part of the accumulated vacation time.

Sec. 3. [CONTINUATION OF RETIREMENT SYSTEM FOR FORMER MINNEAPOLIS EMPLOYEES.] Subdivision 1. Each employee of the city of Minneapolis, who is transferred to and employed by the county under the provisions of section 2 and who is a contributing member of a retirement system organized under the provisions of Minnesota Statutes, Chapter 422, shall continue to be a member of such system and entitled to all of the benefits conferred thereby and subject to all the restrictions of chapter 422, unless he applies to cancel his membership within six months after the effective date of this act.

Subd. 2. The cost to the public of that portion of the retirement allowances or other benefits accrued while any employee was in the service of the city, shall remain an obligation of the city and a tax shall be levied and collected by it to discharge its obligation as provided by Minnesota Statutes, Chapter 422.

Subd. 3. The cost to the public of the retirement allowances or other benefits accruing to employees so transferred to and employed by the county shall be the obligation of and paid by the county, at such time as the retirement board shall fix and determine in accordance with chapter 422. The county shall pay to the municipal retirement fund an amount certified to the county auditor of the county by the retirement board as the cost of the retirement allowances and other benefits accruing and owing to such county employees. The cost to the public of the retirement allowances as herein provided shall be paid from the county revenue fund by the county auditor upon receipt of certification from the retirement board as herein provided, and the county board is authorized to levy and collect such taxes as may be necessary to pay such costs."

Renumber the remaining section accordingly.

The motion prevailed and the amendment was adopted.

Heinitz moved to amend H. F. No. 2297, the printed bill, as follows:

Line 4, after "law" delete the comma and the remainder of the line and insert a period.

Delete lines 5 through 8 and insert: "Other than what may reasonably be necessary for preliminary investigations and negotiations, the county shall not expend or obligate itself to expend any money for the acquisition or construction of such facilities until July 1, 1974."

The motion prevailed and the amendment was adopted.

Enebo moved to amend H. F. No. 2297, the printed bill, as amended, as follows:

Line 4, after "law," and before "and" in line 6, reinsert "provided, however, that this authority shall not authorize the county board to acquire such facilities if they duplicate the services now provided by the city of Minneapolis,".

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

H. F. No. 2297, A bill for an act relating to the county of Hennepin; granting authority to acquire, construct, operate and maintain a correctional facility, work farm, or detention facilities.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 79, and nays 30, as follows:

Those who voted in the affirmative were:

Adams, S.	Bennett	Carlson, A.	DeGroat	Eckstein
Andersen, R.	Berg	Carlson, B.	Dieterich	Erdahl
Anderson, D.	Biersdorf	Cleary	Dirlam	Erickson

Esau	Jacobs	Lemke	Myrah	Searle
Farcy	Johnson, C.	Lindstrom, E.	Niehaus	Sieben, H.
Ferderer	Johnson, J.	Lindstrom, J.	Norton	Skaar
Fjoslien	Johnson, R.	Lombardi	Ojala	Stangeland
Flakne	Jopp	Long	Patton	Swanson
Forsythe	Jude	McArthur	Pavlak, R.	Ulland
Graba	Kahn	McCarron	Pavlak, R. L.	Vento
Graw	Kelly	McCauley	Peterson	Voss
Grove	Klaus	McEachern	Pieper	Weaver
Hagedorn	Knickerbocker	McFarlin	Pleasant	Wigley
Hanson	Kvam	McMillan	Prahl	Wohlwend
Heinitz	Laidig	Menke	Savelkoul	Mr. Speaker
Hook	Larson	Moe	Schreiber	

Those who voted in the negative were:

Adams, J.	Brinkman	Jaros	Parish	Sarna
Anderson, G.	Casserly	Johnson, D.	Pehler	Smith
Anderson, I.	Connors	LaVoy	Rice	Stanton
Becklin	Enebo	Mann	Ryan	Tomlinson
Berglin	Fudro	Nelson	Salchert	Wenzel
Boland	Fugina	Ohnstad	Samuelson	Wolcott

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

H. F. No. 2223, which had previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 2223 was continued on Special Orders for tomorrow.

H. F. No. 2360 was reported to the House.

There being no objection, H. F. No. 2360 was continued on Special Orders for tomorrow.

H. F. No. 923, which had previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 923 was continued on Special Orders for tomorrow.

H. F. No. 1589, which had previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 1589 was continued on Special Orders for tomorrow.

S. F. No. 942, A bill for an act relating to counties; authorizing county boards to annually appropriate money as a contingent fund for use by the members of the board for incidental costs and expenses.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Menke	Samuelson
Adams, S.	Dirlam	Johnson, R.	Miller, D.	Sarna
Andersen, R.	Eckstein	Jopp	Miller, M.	Savelkoul
Anderson, D.	Eken	Jude	Moe	Schreiber
Anderson, G.	Enebo	Kahn	Munger	Schulz
Anderson, I.	Erdahl	Kelly	Myrah	Searle
Becklin	Erickson	Kempe	Nelson	Sherwood
Belisle	Esau	Klaus	Newcome	Sieben, H.
Bell	Ferderer	Knickerbocker	Niehaus	Sieben, M.
Bennett	Fjoslien	Kvam	Norton	Skaar
Berg	Flakne	Laidig	Ohnstad	Smith
Berglin	Forsythe	Larson	Parish	Stangeland
Biersdorf	Fudro	LaVoy	Patton	Swanson
Boland	Fugina	Lemke	Pavlak, R.	Tomlinson
Brinkman	Graba	Lindstrom, E.	Pavlak, R. L.	Ulland
Carlson, A.	Graw	Lindstrom, J.	Pehler	Vento
Carlson, B.	Hagedorn	Lombardi	Peterson	Voss
Carlson, L.	Hanson	Long	Pieper	Weaver
Casserly	Haugerud	Mann	Prahl	Wenzel
Cleary	Heinitz	McArthur	Quirin	Wigley
Clifford	Hook	McCarron	Resner	Wohlwend
Connors	Jacobs	McCauley	Rice	Wolcott
Cummiskey	Jaros	McEachern	Ryan	Mr. Speaker
Dahl	Johnson, C.	McFarlin	St. Onge	
DeGroat	Johnson, D.	McMillan	Salchert	

Those who voted in the negative were:

Faricy Ojala

The bill was passed and its title agreed to.

H. F. No. 1293 was reported to the House.

Ulland moved to amend H. F. No. 1293, the printed bill, as follows:

Page 1, lines 4 through 6, reinstate the stricken material.

Page 1, line 7, reinstate the stricken "shall be paroled until he has served".

Page 1, line 7, after the stricken "20" insert "15".

Page 1, line 7, reinstate the stricken "years, less the diminution which".

Page 1, reinstate the stricken line 8.

Page 1, line 9, after the stricken "20" insert "15".

Page 1, line 9, reinstate the stricken "years; and provided further that no convict serving a life sentence".

Page 1, reinstate the stricken lines 10 through 12.

Page 1, line 13, reinstate the stricken "609.185 shall be paroled until he has served".

Page 1, line 13, after the stricken "25" insert "15".

Page 1, line 13, reinstate the stricken "years, less the diminution".

Page 1, line 14, reinstate the stricken language.

Page 1, line 15, reinstate the stricken "for".

Page 1, line 15, after the stricken "25" insert "15".

Page 1, line 15, reinstate the stricken "years; provided further that any convict sentenced prior to Sep-".

Page 1, reinstate the stricken lines 16 and 17.

Further, amend the title in line 1, by deleting "eliminating" and inserting in lieu thereof "changing".

The motion prevailed and the amendment was adopted.

Bennett moved to amend H. F. No. 1293, the printed bill, as follows:

Page 2, line 1, reinstate the stricken language.

Page 2, line 1, after the stricken "unanimous" strike "the".

Page 2, line 1, after "consent of" strike "the".

Page 2, line 2, strike "majority of".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Bennett amendment and the roll being called, there were yeas 77, and nays 48, as follows:

Those who voted in the affirmative were:

Adams, J.	Erickson	Jopp	Miller, M.	Savelkoul
Adams, S.	Esau	Jude	Myrah	Schreiber
Andersen, R.	Faricy	Kempe	Newcome	Searle
Anderson, D.	Ferderer	Klaus	Niehaus	Sherwood
Anderson, G.	Fjoslien	Knickerbocker	Ohnstad	Skaar
Becklin	Fudro	Kvam	Patton	Stangeland
Belisle	Fugina	Laidig	Pavlak, R.	Swanson
Bennett	Graw	Larson	Pavlak, R. L.	Vento
Biersdorf	Hagedorn	Lindstrom, E.	Pehler	Voss
Brinkman	Hanson	Lombardi	Peterson	Weaver
Carlson, D.	Haugerud	Long	Pieper	Wenzel
Clifford	Heinitz	McArthur	Prahl	Wigley
DeGroat	Jacobs	McCauley	Ryan	Wohlwend
Diriam	Johnson, C.	McEachern	St. Onge	
Eken	Johnson, J.	McFarlin	Samuelson	
Erdahl	Johnson, R.	Menke	Sarna	

Those who voted in the negative were:

Anderson, I.	Cleary	Jaros	Munger	Sieben, H.
Bell	Connors	Johnson, D.	Nelson	Sieben, M.
Berg	Cummiskey	Kahn	Norton	Smith
Berglin	Dahl	Kelly	Ojala	Spanish
Boland	Dieterich	LaVoy	Parish	Stanton
Braun	Eckstein	Lemke	Pleasant	Ulland
Carlson, A.	Enebo	McCarron	Quirin	Wolcott
Carlson, E.	Flakne	McMillan	Resner	Mr. Speaker
Carlson, L.	Forsythe	Miller, D.	Rice	
Casserly	Growe	Moe	Saichert	

The motion prevailed and the amendment was adopted.

Faricy moved to amend H. F. No. 1293, the printed bill, as follows:

Page 2, line 1, strike "unanimous".

Page 2, line 1, after the words "consent of" insert "4 of the 5 members of".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Faricy amendment and the roll being called, there were yeas 56, and nays 73, as follows:

Those who voted in the affirmative were:

Adams, J.	Cleary	Grove	Moe	Salchert
Anderson, I.	Connors	Jaros	Munger	Sieben, H.
Bell	Cummiskey	Johnson, D.	Nelson	Sieben, M.
Berg	Dahl	Johnson, J.	Norton	Smith
Berglin	Dieterich	Jude	Ojala	Stanton
Boland	Eckstein	Kahn	Parish	Tomlinson
Braun	Enebo	Kelly	Pehler	Ulland
Brinkman	Faricy	LaVoy	Pleasant	Mr. Speaker
Carlson, A.	Flakne	Lindstrom, J.	Prahl	
Carlson, B.	Forsythe	McCarron	Quirin	
Carlson, L.	Fugina	McMillan	Resner	
Casserly	Graba	Miller, D.	Rice	

Those who voted in the negative were:

Adams, S.	Erickson	Kempe	Menke	Schreiber
Anderson, R.	Esau	Klaus	Miller, M.	Searle
Anderson, D.	Ferderer	Knickerbocker	Myrah	Sherwood
Anderson, G.	Fjoslien	Kvam	Niehaus	Skaar
Becklin	Fudro	Laidig	Ohnstad	Stangeland
Belisle	Graw	Larson	Patton	Swanson
Bennett	Hagedorn	Lemke	Pavlak, R.	Vento
Biersdorf	Hanson	Lindstrom, E.	Pavlak, R. L.	Voss
Carlson, D.	Haugerud	Lombardi	Peterson	Weaver
Clifford	Heinitz	Long	Pieper	Wenzel
Culhane	Hook	Mann	Ryan	Wigley
DeGroat	Jacobs	McArthur	St. Onge	Wohlwend
Dirlam	Johnson, C.	McCauley	Samuelson	Wolcott
Eken	Johnson, R.	McEachern	Sarna	
Erdahl	Jopp	McFarlin	Savelkoul	

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

H. F. No. 1293, A bill for an act relating to adult corrections; parole; eliminating certain limitations on parole; amending Minnesota Statutes 1971, Section 243.05.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 102, and nays 28, as follows:

Those who voted in the affirmative were:

Adams, J.	Anderson, I.	Bell	Berglin	Braun
Adams, S.	Becklin	Bennett	Biersdorf	Carlson, A.
Andersen, R.	Belisle	Berg	Boland	Carlson, B.

Carlson, L.	Fudro	Larson	Ohnstad	Sherwood
Casserly	Fugina	LaVoy	Ojala	Sieben, H.
Cleary	Graba	Lemke	Patton	Sieben, M.
Connors	Graw	Lindstrom, J.	Pavlak, R.	Skaar
Cummiskey	Grove	Lombardi	Pavlak, R. L.	Stanton
Dahl	Heinitz	Long	Pehler	Swanson
DeGroat	Hook	McArthur	Pleasant	Tomlinson
Dieterich	Jacobs	McCarron	Prahl	Ulland
Dirlam	Jaros	McCauley	Quirin	Vento
Eckstein	Johnson, C.	McEachern	Resner	Voss
Enebo	Johnson, D.	McFarlin	Rice	Weaver
Erdahl	Johnson, J.	McMillan	Ryan	Wigley
Erickson	Johnson, R.	Menke	St. Onge	Wohlwend
Esau	Jude	Miller, D.	Salchert	Wolcott
Faricy	Kahn	Moe	Sarna	Mr. Speaker
Ferderer	Kelly	Munger	Savelkoul	
Flakne	Kvam	Nelson	Schreiber	
Forsythe	Laidig	Norton	Searle	

Those who voted in the negative were:

Anderson, D.	Eken	Kempe	Myrah	Smith
Anderson, G.	Fjoslien	Klaus	Niehaus	Spanish
Brinkman	Hagedorn	Knickerbocker	Parish	Stangeland
Carlson, D.	Hanson	Lindstrom, E.	Peterson	Wenzel
Clifford	Haugerud	Mann	Pieper	
Culhane	Jopp	Miller, M.	Samuelson	

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

S. F. No. 551, A bill for an act relating to highway traffic regulations; school bus equipment; use of equipment; color; amending Minnesota Statutes 1971, Section 169.44, Subdivisions 1, 2, 6, 7, 8, and by adding subdivisions.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 122, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Johnson, C.	Menke	Salchert
Andersen, R.	Dieterich	Johnson, D.	Miller, D.	Samuelson
Anderson, D.	Dirlam	Johnson, J.	Miller, M.	Sarna
Anderson, G.	Eckstein	Johnson, R.	Moe	Savelkoul
Anderson, I.	Eken	Jopp	Munger	Schulz
Becklin	Enebo	Jude	Myrah	Sherwood
Belisle	Erdahl	Kahn	Nelson	Sieben, H.
Bell	Erickson	Kelly	Newcome	Sieben, M.
Bennett	Esau	Klaus	Niehaus	Skaar
Berg	Faricy	Knickerbocker	Norton	Smith
Berglin	Ferderer	Kvam	Ohnstad	Spanish
Biersdorf	Fjoslien	Laidig	Ojala	Stanton
Boland	Flakne	Larson	Parish	Swanson
Brinkman	Forsythe	LaVoy	Patton	Ulland
Carlson, A.	Fudro	Lemke	Pavlak, R.	Vento
Carlson, B.	Fugina	Lindstrom, E.	Pavlak, R. L.	Voss
Carlson, D.	Graba	Lindstrom, J.	Pehler	Weaver
Carlson, L.	Graw	Lombardi	Peterson	Wenzel
Casserly	Grove	Long	Pieper	Wigley
Cleary	Hanson	Mann	Prahl	Wohlwend
Clifford	Haugerud	McCarron	Quirin	Wolcott
Connors	Heinitz	McCauley	Resner	Mr. Speaker
Culhane	Hook	McEachern	Rice	
Dahl	Jacobs	McFarlin	Ryan	
	Jaros	McMillan	St. Onge	

Those who voted in the negative were:

Schreiber Stangeland

The bill was passed and its title agreed to.

S. F. No. 1147 was reported to the House.

Savelkoul moved to amend S. F. No. 1147, the printed bill, as follows:

Line 14, after "*taxes*" and to the period in line 15 strike "*and shall be deposited in the highway user tax distribution fund*".

The motion prevailed and the amendment was adopted.

S. F. No. 1147, A bill for an act relating to motor vehicles; registration and taxation; providing charges for filing applications; amending Minnesota Statutes 1971, Section 168.33, by adding a subdivision.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 93, and nays 34, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, D.	Nelson	Schreiber
Adams, S.	Dirlam	Johnson, R.	Newcome	Schulz
Andersen, R.	Eken	Jude	Norton	Sherwood
Anderson, I.	Enebo	Kahn	Ojala	Sieben, H.
Bell	Erdahl	Kelly	Parish	Sieben, M.
Bennett	Faricy	Knickerbocker	Paviak, R.	Smith
Berg	Ferderer	Laidig	Paviak, R. L.	Stanton
Berglin	Flakne	LaVoy	Pehler	Swanson
Biersdorf	Forsythe	Lemke	Peterson	Tomlinson
Boland	Fudro	Lindstrom, J.	Pleasant	Ulland
Brinkman	Fugina	McArthur	Prahl	Vento
Carlson, A.	Graba	McCarron	Quirin	Voss
Carlson, B.	Graw	McCauley	Resner	Weaver
Carlson, L.	Growe	McEachern	Rice	Wigley
Casserly	Hanson	McMillan	Ryan	Wohlwend
Cleary	Haugerud	Menke	St. Onge	Wolcott
Connors	Jacobs	Miller, D.	Salchert	Mr. Speaker
Cummiskey	Jaros	Moe	Samuelson	
Dahl	Johnson, C.	Munger	Sarna	

Those who voted in the negative were:

Anderson, G.	Erickson	Jopp	Mann	Pieper
Becklin	Esau	Klaus	McFarlin	Savelkoul
Carlson, D.	Fjoslien	Kvam	Miller, M.	Searle
Clifford	Hagedorn	Larson	Myrah	Skaar
Culhane	Heinitz	Lindstrom, E.	Niehaus	Stangeland
DeGroat	Hook	Lombardi	Ohnstad	Wenzel
Eckstein	Johnson, J.	Long	Patton	

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

H. F. No. 1575 was reported to the House.

Sieben, H., moved to amend H. F. No. 1575, the printed bill, as follows:

Page 3, line 27, after the word "filed", add the words "for issuance in Minnesota", and after the word "issued" add the words "in Minnesota".

The motion prevailed and the amendment was adopted.

H. F. No. 1575, A bill for an act relating to insurance; variable contracts; amending Minnesota Statutes 1971, Sections 61A.13, Subdivision 1; 61A.14, Subdivision 5; 61A.15; 61A.17; 61A.19; 61A.21; and 61A.22.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 117, and nays 8, as follows:

Those who voted in the affirmative were:

Adams, J.	Erdahl	Kelly	Myrah	Schreiber
Adams, S.	Erickson	Kempe	Nelson	Schulz
Andersen, R.	Faricy	Klaus	Newcome	Sherwood
Anderson, G.	Ferderer	Knickerbocker	Niehaus	Sieben, H.
Anderson, I.	Flakne	Kvam	Norton	Sieben, M.
Bell	Forsythe	Laidig	Ojala	Skaar
Bennett	Fudro	Larson	Parish	Smith
Berg	Fugina	LaVoy	Patton	Spanish
Berglin	Graba	Lemke	Pavlak, R.	Stangeland
Boland	Graw	Lindstrom, E.	Pavlak, R. L.	Stanton
Braun	Growe	Lindstrom, J.	Pehler	Swanson
Brinkman	Hagedorn	Lombardi	Peterson	Tomlinson
Carlson, A.	Hanson	Long	Pieper	Ulland
Carlson, B.	Haugerud	Mann	Pleasant	Vento
Carlson, D.	Hook	McArthur	Prahl	Voss
Carlson, L.	Jacobs	McCauley	Quirin	Weaver
Cassery	Jaros	McEachern	Resner	Wenzel
Connors	Johnson, C.	McFarlin	Rice	Wigley
Dahl	Johnson, D.	McMillan	Ryan	Wohlwend
DeGroat	Johnson, J.	Menke	St. Onge	Wolcott
Dieterich	Johnson, R.	Miller, D.	Salchert	Mr. Speaker
Dirlam	Jopp	Miller, M.	Samuelson	
Eckstein	Jude	Moe	Sarna	
Enebo	Kahn	Munger	Savelkoul	

Those who voted in the negative were:

Becklin	Clifford	Heinitz	Ohnstad	Searle
Biersdorf	Culhane	McCarron		

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

H. F. No. 1192, A bill for an act relating to utilities; private and publicly owned companies; providing for regulations as to customer deposits.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 84, and nays 41, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jude	Ohnstad	Sarna
Adams, S.	Dieterich	Kahn	Ojala	Savelkoul
Andersen, R.	Eken	Kelly	Parish	Sherwood
Anderson, G.	Enebo	Kempe	Patton	Sieben, H.
Anderson, I.	Faricy	Knickerbocker	Pavlak, R.	Sieben, M.
Bell	Ferderer	LaVoy	Pavlak, R. L.	Smith
Bennett	Fjoslien	Lindstrom, J.	Pehler	Spanish
Berg	Fudro	Mann	Peterson	Stanton
Berglin	Fugina	McCarron	Pieper	Swanson
Boland	Graba	McEachern	Prahl	Tomlinson
Braun	Growe	McMillan	Quirin	Ulland
Brinkman	Hanson	Menke	Resner	Vento
Carlson, A.	Haugerud	Miller, D.	Rice	Voss
Carlson, B.	Jacobs	Moe	Ryan	Wenzel
Carlson, L.	Jaros	Myrah	St. Onge	Wigley
Casserly	Johnson, C.	Nelson	Salchert	Mr. Speaker
Cummiskey	Johnson, D.	Norton	Samuelson	

Those who voted in the negative were:

Anderson, D.	Eckstein	Johnson, R.	McArthur	Skaar
Becklin	Erdahl	Jopp	McCauley	Stangeland
Biersdorf	Erickson	Klaus	McFarlin	Weaver
Carlson, D.	Esau	Kvam	Miller, M.	Wohlwend
Cleary	Flakne	Laidig	Munger	Wolcott
Clifford	Forsythe	Larson	Niehaus	
Connors	Hagedorn	Lemke	Schreiber	
Culhane	Hook	Lombardi	Schulz	
DeGroat	Johnson, J.	Long	Searle	

The bill was passed and its title agreed to.

H. F. No. 1316 was reported to the House.

Lindstrom, J., moved to amend H. F. No. 1316, the printed bill, as follows:

Page 4, line 13, after the word "year" and before the word "on" insert "a report".

Page 4, line 14, after the word "statutes" and before the word "relating", insert "and rules".

Page 4, line 18, after the word "state" at the beginning of the line, and before the word "may" strike ", its political subdivisions and any other instrumentalities of the state".

Page 5, line 1, after "Subd. 9." delete all the language in the line, and all of lines 2 and 3, and insert in lieu thereof "This act shall become effective the day following enactment".

Further amend the title in line 2, strike "and its governmental units".

The motion prevailed and the amendment was adopted.

H. F. No. 1316, A bill for an act relating to the collection, security and dissemination of records and information by the state; providing penalties; amending Minnesota Statutes 1971, Chapter 16, by adding a section.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 13, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, J.	Miller, D.	Sarna
Adams, S.	Dieterich	Johnson, R.	Miller, M.	Savelkoul
Andersen, R.	Dirlam	Jopp	Moe	Schreiber
Anderson, D.	Eken	Jude	Munger	Schulz
Anderson, G.	Enebo	Kahn	Myrah	Searle
Anderson, I.	Erdahl	Kelly	Nelson	Sherwood
Belisle	Erickson	Kempe	Newcome	Sieben, H.
Bell	Esau	Klaus	Niehau	Sieben, M.
Bennett	Faricy	Knickerbocker	Norton	Smith
Berg	Ferderer	Kvam	Ojala	Spanish
Berglin	Flakne	Laidig	Parish	Stanton
Biersdorf	Forsythe	LaVoy	Pavlak, R.	Swanson
Boland	Fudro	Lemke	Pavlak, R. L.	Tomlinson
Braun	Fugina	Lindstrom, E.	Pehler	Ulland
Brinkman	Graba	Lindstrom, J.	Peterson	Vento
Carlson, A.	Graw	Lombardi	Pleasant	Voss
Carlson, B.	Growe	Long	Prahl	Weaver
Carlson, L.	Hanson	Mann	Quirin	Wenzel
Casserly	Haugerud	McArthur	Resner	Wigley
Cleary	Heinitz	McCarron	Rice	Wohlwend
Clifford	Jacobs	McCauley	Ryan	Wolcott
Connors	Jaros	McEachern	St. Onge	Mr. Speaker
Culhane	Johnson, C.	McFarlin	Salchert	
Cummiskey	Johnson, D.	Menke	Samuelson	

Those who voted in the negative were:

Becklin	Eckstein	Hook	Patton	Stangeland
Carlson, D.	Fjoslien	Larson	Pieper	
DeGroat	Hagedorn	Ohnstad	Skaar	

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

S. F. No. 736 was reported to the House.

Rice moved to amend S. F. No. 736, the printed bill, as follows:

Page 1, line 23, after the word "county" strike ", municipal".

Page 1, line 26, after the period insert a new paragraph as follows:

"(d) If for a municipal office, by two percent of the entire vote cast for that office at the last preceding general election, or 500, whichever is greater."

The motion prevailed and the amendment was adopted.

Adams, S., moved to amend S. F. No. 736, the printed bill, as amended, as follows:

Page 1, in new paragraph "(d)" strike "500, whichever is greater" and insert "1,000, whichever is lesser".

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

Flakne and Rice moved to amend S. F. No. 736, the printed bill, as amended, as follows:

Page 1, in the new paragraph "(d)", strike the word "two" and insert the word "ten".

Page 1, in the new paragraph "(d)" place a period after "election" and strike the remainder of the line.

The motion prevailed and the amendment was adopted.

Knickerbocker moved to amend S. F. No. 736, the printed bill, as amended, as follows:

Page 1, line 30, strike "second,".

Page 2, line 13, after "first" insert "and second".

Page 3, line 10, strike "second,".

Page 3, line 15, strike "of the first class".

Page 3, line 16, after "ballot" and before "shall" insert "of cities of the first and second class".

Page 3, line 20, strike "of the first class" and after "ballot" and before "shall" insert "of cities of the first and second class".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Knickerbocker amendment and the roll being called, there were yeas 52, and nays 72, as follows:

Those who voted in the affirmative were:

Andersen, R.	Dirlam	Heinitz	Lombardi	Skaar
Anderson, D.	Erdahl	Hook	Long	Stangeland
Becklin	Erickson	Johnson, J.	McCauley	Swanson
Belisle	Esau	Johnson, R.	McFarlin	Ulland
Bennett	Faricy	Jopp	Myrah	Weaver
Biersdorf	Ferderer	Klaus	Niehaus	Wigley
Carlson, A.	Fjoslien	Knickerbocker	Ohnstad	Wohlwend
Carlson, D.	Forsythe	Kvam	Pavlak, R. L.	Wolcott
Cleary	Graw	Laidig	Pieper	
Clifford	Hagedorn	Larson	Savelkoul	
Connors	Hanson	Lindstrom, E.	Searle	

Those who voted in the negative were:

Adams, J.	DeGroat	Kelly	Norton	Schulz
Adams, S.	Dieterich	LaVoy	Ojala	Sherwood
Anderson, G.	Eckstein	Lemke	Parish	Sieben, H.
Anderson, I.	Eken	Lindstrom, J.	Pavlak, R.	Sieben, M.
Bell	Enebo	Mann	Pehler	Smith
Berg	Fudro	McArthur	Peterson	Spanish
Berglin	Fugina	McCarron	Prahl	Stanton
Boland	Graba	McEachern	Quirin	Tomlinson
Brinkman	Grove	McMillan	Resner	Vento
Carlson, B.	Haugerud	Menke	Rice	Voss
Carlson, L.	Jacobs	Miller, D.	Ryan	Wenzel
Casserly	Jaros	Miller, M.	St. Onge	Mr. Speaker
Culhane	Johnson, C.	Moe	Salchert	
Cummiskey	Johnson, D.	Munger	Samuelson	
Dahl	Jude	Nelson	Sarna	

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

Johnson, R., moved to amend S. F. No. 736, the printed bill, as follows:

Page 4, after line 11, add a new subdivision to read as follows:

"Subd. 6. The provision of this chapter relating to party designation of candidates shall apply only to cities of the first class with population in excess of 400,000."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Johnson, R., amendment and the roll being called, there were yeas 57, and nays 70, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Hook	McArthur	Searle
Andersen, R.	Dirlam	Johnson, J.	McCauley	Skaar
Anderson, D.	Erdahl	Johnson, R.	McFarlin	Smith
Becklin	Erickson	Jopp	Myrah	Stangeland
Belisle	Esau	Klaus	Newcome	Ulland
Bell	Ferderer	Knickerbocker	Niehaus	Weaver
Bennett	Fjoslien	Kvam	Ohnstad	Wigley
Biersdorf	Flakne	Laidig	Pavlak, R. L.	Wohlwend
Carlson, A.	Forsythe	Larson	Pieper	Wolcott
Carlson, D.	Graw	Lindstrom, E.	Pleasant	
Cleary	Hagedorn	Lombardi	Savelkoul	
Clifford	Heinitz	Long	Schreiber	

Those who voted in the negative were:

Adams, J.	Dahl	Johnson, D.	Moe	St. Onge
Anderson, G.	Dieterich	Jude	Munger	Salchert
Anderson, I.	Eckstein	Kahn	Nelson	Samuelson
Berg	Eken	Kelly	Norton	Sarna
Berglin	Enebo	LaVoy	Ojala	Sherwood
Boland	Faricy	Lemke	Parish	Sieben, H.
Braun	Fudro	Lindstrom, J.	Patton	Sieben, M.
Brinkman	Fugina	Mann	Pavlak, R.	Stanton
Carlson, B.	Graba	McCarron	Pehler	Swanson
Carlson, L.	Growe	McEachern	Peterson	Tomlinson
Casserly	Haugerud	McMillan	Quirin	Vento
Connors	Jacobs	Menke	Resner	Voss
Culhane	Jaros	Miller, D.	Rice	Wenzel
Cummiskey	Johnson, C.	Miller, M.	Ryan	Mr. Speaker

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

Johnson, J., moved to amend S. F. No. 736, the printed bill, as follows:

Page 4, after line 11, add a new section to read:

"Sec. 3. Notwithstanding any other law to the contrary, all partisan candidates running for office in the State of Minnesota shall have their names rotated."

POINT OF ORDER

Rice raised a point of order pursuant to Rule 34 that the Johnson, J., amendment was out of order. The Speaker ruled the point of order not well taken.

POINT OF ORDER

Rice raised a point of order pursuant to Rule 45b that the Johnson, J., amendment was out of order. The Speaker ruled the point of order well taken.

Johnson, J., appealed from the decision of the Speaker.

A roll call was requested and properly seconded.

Berg moved that the appeal from the decision of the Speaker be laid on the table.

A roll call was requested and properly seconded.

The question was taken on the motion by Berg and the roll being called, there were yeas 75, and nays 53, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Jude	Munger	Salchert
Anderson, G.	Eckstein	Kahn	Nelson	Samuelson
Anderson, I.	Eken	Kelly	Norton	Sarna
Berg	Enebo	Kempe	Ojala	Schulz
Berglin	Farcy	LaVoy	Parish	Sherwood
Boland	Fudro	Lemke	Patton	Sieben, H.
Braun	Fugina	Lindstrom, J.	Pavlak, R.	Sieben, M.
Brinkman	Graba	Mann	Pehler	Smith
Carlson, B.	Grove	McCarron	Peterson	Stanton
Carlson, L.	Hanson	McEachern	Prahl	Swanson
Casserly	Haugerud	McMillan	Quirin	Tomlinson
Connors	Jacobs	Menke	Resner	Vento
Culhane	Jaros	Miller, D.	Rice	Voss
Cummiskey	Johnson, C.	Miller, M.	Ryan	Wenzel
Dahl	Johnson, D.	Moe	St. Onge	Mr. Speaker

Those who voted in the negative were:

Adams, S.	Clifford	Heinitz	Lombardi	Pleasant
Anderson, R.	DeGroat	Hook	Long	Savelkoul
Anderson, D.	Dirlam	Johnson, J.	McArthur	Schreiber
Becklin	Erdahl	Johnson, R.	McCauley	Stangeland
Bellisle	Erickson	Jopp	McFarlin	Ulland
Bell	Esau	Klaus	Myrah	Weaver
Bennett	Ferderer	Knickerbocker	Newcome	Wigley
Biersdorf	Fjoslien	Kvam	Niehaus	Wohlwend
Carlson, A.	Forsythe	Laidig	Ohnstad	Wolcott
Carlson, D.	Graw	Larson	Pavlak, R. L.	
Cleary	Hagedorn	Lindstrom, E.	Pieper	

The motion prevailed and the appeal was laid on the table.

Bell was excused until 10:00 p.m.

Johnson, J., moved to amend S. F. 736, the printed bill, as follows:

Page 2, line 13, after the word "first" and before the word "class" insert the following: "*2nd, third and fourth,*".

Page 3, line 15, after the word "first" and before the word "class" insert the following: "*2nd, third and fourth,*".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Johnson, J., amendment and the roll being called, there were yeas 49, and nays 79, as follows:

Those who voted in the affirmative were:

Andersen, R.	Erdahl	Hanson	Larson	Pieper
Becklin	Erickson	Heinitz	Lindstrom, E.	Pleasant
Belisle	Esau	Hook	Lombardi	Savelkoul
Bell	Faricy	Johnson, J.	Long	Skaar
Bennett	Ferderer	Johnson, R.	McCauley	Stangeland
Biersdorf	Fjoslien	Jopp	McFarlin	Weaver
Carlson, A.	Flakne	Klaus	Myrah	Wigley
Cleary	Forsythe	Knickerbocker	Newcome	Wohlwend
Clifford	Graw	Kvam	Ohnstad	Wolcott
Dirlam	Hagedorn	Laidig	Pavlak, R. L.	

Those who voted in the negative were:

Adams, J.	Cummiskey	Jude	Nelson	Samuelson
Adams, S.	Dahl	Kahn	Niehaus	Sarna
Anderson, D.	DeGroat	Kelly	Norton	Schulz
Anderson, G.	Dieterich	LaVoy	Ojala	Sherwood
Anderson, I.	Eckstein	Lemke	Parish	Sieben, H.
Berg	Eken	Lindstrom, J.	Patton	Sieben, M.
Berglin	Enebo	Mann	Pavlak, R.	Smith
Boland	Fudro	McArthur	Pehler	Stanton
Braun	Fugina	McCarron	Peterson	Swanson
Brinkman	Graba	McEachern	Prahl	Tomlinson
Carlson, B.	Grove	McMillan	Quirin	Ulland
Carlson, D.	Haugerud	Menke	Resner	Vento
Carlson, L.	Jacobs	Miller, D.	Rice	Voss
Casserly	Jaros	Miller, M.	Ryan	Wenzel
Connors	Johnson, C.	Moe	St. Onge	Mr. Speaker
Culhane	Johnson, D.	Munger	Salchert	

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

S. F. No. 736, A bill for an act relating to elections; providing that certain officers in cities of the first class be elected with party designation; amending Minnesota Statutes 1971, Sections 202.09, Subdivision 1; and 205.17.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 69, and nays 57, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Kahn	Munger	St. Onge
Anderson, G.	Eckstein	Kelly	Nelson	Salchert
Anderson, I.	Eken	Kempe	Norton	Samuelson
Berg	Enebo	LaVoy	Ojala	Sarna
Berglin	Faricy	Lemke	Parish	Sherwood
Boland	Fudro	Lindstrom, J.	Patton	Sieben, H.
Braun	Fugina	Mann	Pavlak, R.	Sieben, M.
Brinkman	Graba	McCarron	Pehler	Swanson
Carlson, B.	Hanson	McEachern	Peterson	Tomlinson
Carlson, L.	Jacobs	McMillan	Prahl	Vento
Casserly	Jaros	Menke	Quirin	Voss
Connors	Johnson, C.	Miller, D.	Resner	Wenzel
Cummiskey	Johnson, D.	Miller, M.	Rice	Mr. Speaker
Dahl	Jude	Moe	Ryan	

Those who voted in the negative were:

Adams, S.	Dirlam	Hook	McArthur	Searle
Andersen, R.	Erdahl	Johnson, J.	McCauley	Skaar
Anderson, D.	Erickson	Johnson, R.	McFarlin	Smith
Becklin	Esau	Jopp	Myrah	Stangeland
Belisle	Ferderer	Klaus	Newcome	Ulland
Bennett	Fjoslien	Knickerbocker	Niehaus	Weaver
Biersdorf	Flakne	Kvam	Ohnstad	Wigley
Carlson, A.	Forsythe	Laidig	Pavlak, R. L.	Wohlwend
Carlson, D.	Graw	Larson	Pieper	Wolcott
Cleary	Growe	Lindstrom, E.	Pleasant	
Clifford	Hagedorn	Lombardi	Savelkoul	
DeGroat	Heinitz	Long	Schreiber	

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

MOTION FOR RECONSIDERATION

Hanson moved that the vote whereby S. F. No. 736 was passed today be now reconsidered. The motion prevailed.

S. F. No. 736 was reported to the House.

Hanson moved to amend S. F. No. 736, the printed bill, as amended, as follows:

Page 1, in the new paragraph "(d)", strike "ten" and insert "two".

Page 1, in the new paragraph "(d)", after "election" insert ", or 500, whichever is greater".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Hanson amendment and the roll being called, there were yeas 111, and nays 9, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Jaros	Menke	Salchert
Adams, S.	Dahl	Johnson, C.	Miller, D.	Samuelson
Andersen, R.	DeGroat	Johnson, D.	Moe	Sarna
Anderson, D.	Dieterich	Johnson, J.	Munger	Searle
Anderson, G.	Dirlam	Jude	Nelson	Sherwood
Anderson, I.	Eckstein	Kahn	Newcome	Sieben, H.
Becklin	Eken	Kelly	Niehaus	Sieben, M.
Belisle	Enebo	Kempe	Norton	Skaar
Bennett	Erdahl	Klaus	Ohnstad	Smith
Berg	Erickson	Knickerbocker	Ojala	Stanton
Berglin	Esau	Laidig	Parish	Swanson
Biersdorf	Faricy	LaVoy	Patton	Tomlinson
Boland	Ferderer	Lemke	Pavlak, R.	Ulland
Braun	Fjoslien	Lindstrom, E.	Pehler	Vento
Brinkman	Fudro	Lindstrom, J.	Peterson	Voss
Carlson, A.	Fugina	Lombardi	Pieper	Wenzel
Carlson, B.	Graba	Long	Pleasant	Wigley
Carlson, D.	Graw	Mann	Prahl	Wolcott
Carlson, L.	Growe	McArthur	Quirin	Mr. Speaker
Casserly	Hanson	McCarron	Resner	
Cleary	Haugerud	McEachern	Rice	
Clifford	Heinitz	McFarlin	Ryan	
Connors	Jacobs	McMillan	St. Onge	

Those who voted in the negative were:

Cummiskey	Forsythe	Hook	Savelkoul	Weaver
Flakne	Hagedorn	Kvam	Stangeland	

The motion prevailed and the amendment was adopted.

Lindstrom, E., moved to amend S. F. No. 736, the printed bill, as amended, as follows:

Page 4, after line 11 add a new Subd. to read as follows:

"This act shall become effective in each affected municipality upon approval by the city council."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Lindstrom, E., amendment and the roll being called, there were yeas 54, and nays 68, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Hook	Lombardi	Savelkoul
Andersen, R.	Erdahl	Johnson, J.	Long	Schreiber
Anderson, D.	Erickson	Johnson, R.	McArthur	Searle
Becklin	Esau	Jopp	McCauley	Skaar
Belisle	Ferderer	Kempe	Myrah	Stangeland
Bennett	Fjoslien	Klaus	Newcome	Ulland
Biersdorf	Flakne	Knickerbocker	Niehaus	Weaver
Carlson, A.	Forsythe	Kvam	Ohnstad	Wigley
Carlson, D.	Graw	Laidig	Pavlak, R. L.	Wohlwend
Cleary	Hagedorn	Larson	Pieper	Wolcott
Clifford	Heinitz	Lindstrom, E.	Pleasant	

Those who voted in the negative were:

Adams, J.	Eckstein	Kahn	Norton	Samuelson
Anderson, I.	Eken	Kelly	Ojala	Sarna
Berg	Enebo	LaVoy	Parish	Sherwood
Berglin	Faricy	Lemke	Patton	Sieben, H.
Boland	Fudro	Mann	Pavlak, R.	Sieben, M.
Braun	Fugina	McCarron	Pehler	Stanton
Brinkman	Graba	McEachern	Peterson	Swanson
Carlson, B.	Hanson	McMillan	Prahl	Tomlinson
Carlson, L.	Haugerud	Menke	Quirin	Vento
Casserly	Jacobs	Miller, D.	Resner	Voss
Connors	Jaros	Miller, M.	Rice	Wenzel
Cummiskey	Johnson, C.	Moe	Ryan	Mr. Speaker
Dahl	Johnson, D.	Munger	St. Onge	
Dieterich	Jude	Nelson	Salchert	

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

S. F. No. 736, A bill for an act relating to elections; providing that certain officers in cities of the first class be elected with party designation; amending Minnesota Statutes 1971, Sections 202.09, Subdivision 1; and 205.17.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 69, and nays 56, as follows:

Those who voted in the affirmative were :

Adams, J.	Dieterich	Kahn	Nelson	Salchert
Anderson, I.	Eckstein	Kelly	Norton	Samuelson
Berg	Eken	Kempe	Ojala	Sarna
Berglin	Enebo	LaVoy	Parish	Sherwood
Boland	Faricy	Lemke	Patton	Sieben, H.
Braun	Fudro	Mann	Pavlak, R.	Sieben, M.
Brinkman	Fugina	McCarron	Pehler	Stanton
Carlson, B.	Graba	McEachern	Peterson	Swanson
Carlson, L.	Hanson	McMillan	Prahl	Tomlinson
Casserly	Jacobs	Menke	Quirin	Vento
Connors	Jaros	Miller, D.	Resner	Voss
Culhane	Johnson, C.	Miller, M.	Rice	Wenzel
Cummiskey	Johnson, D.	Moe	Ryan	Mr. Speaker
Dahl	Jude	Munger	St. Onge	

Those who voted in the negative were :

Adams, S.	Dirlam	Johnson, J.	McCauley	Skaar
Andersen, R.	Erdahl	Johnson, R.	McFarlin	Smith
Anderson, D.	Erickson	Jopp	Myrah	Stangeland
Becklin	Esau	Klaus	Newcome	Ulland
Belisle	Ferderer	Knickerbocker	Niehaus	Weaver
Bennett	Flakne	Kvam	Ohnstad	Wigley
Biersdorf	Forsythe	Laidig	Pavlak, R. L.	Wohlwend
Carlson, A.	Graw	Larson	Pieper	Wolcott
Carlson, D.	Grove	Lindstrom, E.	Pleasant	
Cleary	Hagedorn	Lombardi	Savelkoul	
Clifford	Heinitz	Long	Schreiber	
DeGroat	Hook	McArthur	Searle	

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

H. F. No. 755, A bill for an act relating to unemployment compensation; benefits; eligibility; time of receiving claim; amending Minnesota Statutes 1971, Section 268.08, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 116, and nays 8, as follows:

Those who voted in the affirmative were :

Adams, J.	Connors	Graw	LaVoy	Niehaus
Adams, S.	Culhane	Grove	Lemke	Norton
Andersen, R.	Cummiskey	Hagedorn	Lindstrom, E.	Ohnstad
Anderson, D.	Dahl	Hanson	Lindstrom, J.	Ojala
Anderson, G.	DeGroat	Haugerud	Long	Parish
Anderson, I.	Dieterich	Heinitz	Mann	Patton
Becklin	Dirlam	Jacobs	McArthur	Pavlak, R.
Bennett	Eckstein	Jaros	McCarron	Pavlak, R. L.
Berg	Eken	Johnson, C.	McCauley	Pehler
Berglin	Enebo	Johnson, D.	McEachern	Peterson
Biersdorf	Erdahl	Johnson, J.	McFarlin	Prahl
Boland	Erickson	Johnson, R.	McMillan	Quirin
Braun	Faricy	Jopp	Miller, D.	Resner
Brinkman	Ferderer	Jude	Miller, M.	Rice
Carlson, B.	Fjoslien	Kahn	Moe	Ryan
Carlson, D.	Flakne	Kelly	Munger	St. Onge
Carlson, L.	Fudro	Kempe	Myrah	Salchert
Casserly	Fugina	Kvam	Nelson	Samuelson
Cleary	Graba	Laidig	Newcome	Sarna

Savelkoul	Sieben, M.	Swanson	Weaver	Mr. Speaker
Schulz	Skaar	Tomlinson	Wenzel	
Searle	Smith	Ulland	Wigley	
Sherwood	Stangeland	Vento	Wohlwend	
Sieben, H.	Stanton	Voss	Wolcott	

Those who voted in the negative were:

Clifford	Hook	Knickerbocker	Pieper	Pleasant
Forsythe	Klaus	Larson		

The bill was passed and its title agreed to.

McMillan was excused for the remainder of today's session.

S. F. No. 1278, A bill for an act relating to the city of Red Wing; exempting the cost of principal and interest on bonded indebtedness of the city from certain levy limitations.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, J.	Miller, M.	Sarna
Adams, S.	Eckstein	Johnson, R.	Moe	Savelkoul
Andersen, R.	Eken	Jopp	Munger	Schreiber
Anderson, D.	Enebo	Jude	Myrah	Schulz
Anderson, G.	Erdahl	Kahn	Nelson	Searle
Anderson, I.	Erickson	Kelly	Newcome	Sherwood
Becklin	Esau	Kempe	Niehaus	Sieben, H.
Belisle	Faricy	Klaus	Norton	Sieben, M.
Bennett	Ferderer	Knickerbocker	Ohnstad	Skaar
Berg	Fjoslien	Kvam	Ojala	Smith
Berglin	Flakne	Laidig	Parish	Spanish
Biersdorf	Forsythe	Larson	Patton	Stangeland
Boland	Fudro	LaVoy	Pavlak, R.	Stanton
Braun	Fugina	Lemke	Pavlak, R. L.	Swanson
Brinkman	Graba	Lindstrom, E.	Pehler	Tomlinson
Carlson, B.	Graw	Lindstrom, J.	Peterson	Ulland
Carlson, D.	Growe	Lombardi	Pieper	Vento
Carlson, L.	Hagedorn	Long	Pleasant	Voss
Casserly	Hanson	Mann	Prahl	Weaver
Cleary	Haugerud	McArthur	Quirin	Wenzel
Clifford	Heinitz	McCarron	Resner	Wigley
Connors	Hook	McCauley	Rice	Wohlwend
Culhane	Jacobs	McEachern	Ryan	Wolcott
Dahl	Jaros	McFarlin	St. Onge	Mr. Speaker
DeGroat	Johnson, C.	Menke	Salchert	
Dieterich	Johnson, D.	Miller, D.	Samuelson	

The bill was passed and its title agreed to.

S. F. No. 697, A bill for an act relating to education; textbooks; license to sell; failure to conform to agreement; failure to obtain a license; prescribing penalties; amending Minnesota Statutes 1971, Sections 126.16; and 127.22; repealing Minnesota Statutes 1971, Section 126.17.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Miller, M.	Sarna
Adams, S.	Dirlam	Johnson, R.	Moe	Savelkoul
Andersen, R.	Eckstein	Jopp	Munger	Schreiber
Anderson, D.	Eken	Jude	Myrah	Schulz
Anderson, G.	Erdahl	Kelly	Nelson	Searle
Anderson, I.	Erickson	Kempe	Newcome	Sherwood
Becklin	Esau	Klaus	Niehaus	Sieben, H.
Belisle	Faricy	Knickerbocker	Norton	Sieben, M.
Bennett	Ferderer	Kvam	Ohnstad	Skaar
Berg	Fjoslien	Laidig	Ojala	Smith
Berglin	Forsythe	Larson	Parish	Spanish
Biersdorf	Fudro	LaVoy	Patton	Stangeland
Boland	Fugina	Lemke	Pavlak, R.	Stanton
Brinkman	Graba	Lindstrom, E.	Pehler	Swanson
Carlson, A.	Graw	Lindstrom, J.	Peterson	Tomlinson
Carlson, B.	Growe	Lombardi	Pieper	Ulland
Carlson, D.	Hagedorn	Long	Pleasant	Vento
Carlson, L.	Hanson	Mann	Prahl	Voss
Casserly	Haugerud	McArthur	Quirin	Weaver
Cleary	Heinitz	McCarron	Resner	Wenzel
Clifford	Hook	McCauley	Rice	Wigley
Connors	Jacobs	McEachern	Ryan	Wohlwend
Culhane	Jaros	McFarlin	St. Onge	Wolcott
Cummiskey	Johnson, C.	Menke	Salchert	Mr. Speaker
Dahl	Johnson, D.	Miller, D.	Samuelson	

Those who voted in the negative were:

Pavlak, R. L.

The bill was passed and its title agreed to.

S. F. No. 60 was reported to the House.

Erickson moved to amend S. F. No. 60, the printed bill, as follows:

Page 4, delete lines 8 and 9.

Further, amend the title in line 12, by deleting “; repealing Minnesota” and inserting in lieu thereof a period and by deleting lines 13 and 14.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Erickson amendment and the roll being called, there were yeas 34, and nays 80, as follows:

Those who voted in the affirmative were:

Adams, S.	Dirlam	Hagedorn	Long	Savelkoul
Anderson, D.	Erdahl	Haugerud	Mann	Schreiber
Anderson, I.	Erickson	Hook	McCauley	Stangeland
Clifford	Esau	Johnson, C.	Myrah	Ulland
Culhane	Forsythe	Klaus	Pieper	Weaver
Cummiskey	Graba	Larson	Pleasant	Wohlwend
DeGroat	Graw	Lombardi	Rice	

Those who voted in the negative were:

Adams, J.	Cleary	Johnson, J.	Miller, D.	St. Onge
Andersen, R.	Connors	Johnson, R.	Miller, M.	Salchert
Becklin	Dahl	Jopp	Moe	Schulz
Belisle	Dieterich	Jude	Munger	Sherwood
Bennett	Eken	Kahn	Nelson	Sieben, H.
Berg	Enebo	Kempe	Niehaus	Sieben, M.
Berglin	Faricy	Knickerbocker	Norton	Skaar
Biersdorf	Ferderer	Kvam	Ohnstad	Smith
Boland	Fjoslien	Laidig	Ojala	Spanish
Braun	Fudro	LaVoy	Parish	Swanson
Brinkman	Fugina	Lemke	Pavlak, R.	Vento
Carlson, A.	Growe	Lindstrom, E.	Pavlak, R. L.	Voss
Carlson, B.	Hanson	McCarron	Pehler	Wenzel
Carlson, D.	Jacobs	McEachern	Quirin	Wigley
Carlson, L.	Jaros	McFarlin	Resner	Wolcott
Casserly	Johnson, D.	Menke	Ryan	Mr. Speaker

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

S. F. No. 60, A bill for an act relating to motor vehicles; regulating the type and use of tires on vehicles using the highways; providing for a study of the effect of the use of wire embedded tires on highways; empowering the commissioner of highways to authorize the use of such tires under certain conditions; amending Minnesota Statutes 1971, Section 169.72, Subdivision 1, and by adding a subdivision; repealing Minnesota Statutes 1971, Section 169.72, Subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 100, and nays 22, as follows:

Those who voted in the affirmative were:

Adams, J.	Connors	Hanson	Menke	Salchert
Adams, S.	Culhane	Haugerud	Miller, D.	Sarna
Andersen, R.	Cummiskey	Heinitz	Miller, M.	Savelkoul
Anderson, D.	Dahl	Jacobs	Munger	Schreiber
Anderson, G.	DeGroat	Jaros	Myrah	Schulz
Anderson, I.	Dirlam	Johnson, C.	Niehaus	Sherwood
Becklin	Eckstein	Johnson, D.	Norton	Sieben, H.
Bennett	Eken	Jude	Ojala	Sieben, M.
Berg	Enebo	Kahn	Parish	Skaar
Berglin	Erdahl	Kelly	Patton	Smith
Biersdorf	Esau	Kempe	Pavlak, R.	Spanish
Braun	Faricy	Klaus	Pehler	Stangeland
Brinkman	Fjoslien	Knickerbocker	Peterson	Stanton
Carlson, A.	Flakne	Larson	Pieper	Swanson
Carlson, B.	Forsythe	LaVoy	Prahl	Tomlinson
Carlson, D.	Fudro	Lemke	Quirin	Ulland
Carlson, L.	Fugina	Lindstrom, J.	Resner	Voss
Casserly	Graba	Mann	Rice	Wenzel
Cleary	Growe	McArthur	Ryan	Wohlwend
Clifford	Hagedorn	McEachern	St. Onge	Mr. Speaker

Those who voted in the negative were:

Belisle	Dieterich	Graw	Johnson, J.	Kvam
Boland	Ferderer	Hook	Johnson, R.	Laidig

Lindstrom, E.	McCarron	Pavlak, R. L.	Weaver	Wigley
Lombardi	McFarlin	Pleasant	Wolcott	
Long	Moe	Vento		

The bill was passed and its title agreed to.

S. F. No. 2125, A bill for an act relating to transportation; motor vehicle carriers; defining exempt carrier; amending Minnesota Statutes 1971, Section 221.011, Subdivision 22.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Moe	Savelkoul
Adams, S.	Dieterich	Johnson, J.	Munger	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Myrah	Schulz
Anderson, D.	Eckstein	Jude	Nelson	Searle
Anderson, G.	Eken	Kahn	Newcome	Sherwood
Anderson, I.	Enebo	Kelly	Niehaus	Sieben, H.
Becklin	Erdahl	Kempe	Norton	Sieben, M.
Belisle	Erickson	Klaus	Ohnstad	Skaar
Bennett	Esau	Knickerbocker	Ojala	Smith
Berg	Faricy	Kvam	Parish	Spanish
Berglin	Ferderer	Laidig	Patton	Stangeland
Biersdorf	Fjoslien	Larson	Pavlak, R.	Stanton
Boland	Flakne	LaVoy	Pavlak, R. L.	Swanson
Braun	Forsythe	Lemke	Pehler	Tomlinson
Brinkman	Fudro	Lindstrom, E.	Peterson	Ulland
Carlson, A.	Fugina	Lindstrom, J.	Pieper	Vento
Carlson, B.	Graba	Lombardi	Pleasant	Voss
Carlson, D.	Graw	Long	Prahl	Weaver
Carlson, L.	Growe	Mann	Quirin	Wenzel
Cassery	Hanson	McArthur	Resner	Wigley
Cleary	Haugerud	McCarron	Rice	Wohlwend
Clifford	Heinitz	McEachern	Ryan	Wolcott
Connors	Hook	McFarlin	St. Onge	Mr. Speaker
Culhane	Jacobs	Menke	Salchert	
Cummiskey	Jaros	Miller, D.	Samuelson	
Dahl	Johnson, C.	Miller, M.	Sarna	

The bill was passed and its title agreed to.

S. F. No. 695, A bill for an act relating to savings banks; investments, loans and powers; amending Minnesota Statutes 1971, Section 50.14, Subdivision 5; and Chapter 50, by adding sections.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill.

Pursuant to Rule 34, Ferderer requested to be excused from voting. The request was not granted.

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

Pursuant to Rule 34, Hook requested to be excused from voting. The request was not granted.

Pursuant to Rule 34, DeGroat requested to be excused from voting. The request was not granted.

Bennett moved that Hagedorn be excused from voting. The motion prevailed.

Pursuant to Rule 34, Dirlam requested to be excused from voting. The request was not granted.

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

The roll being called, there were yeas 44, and nays 75, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Kelly	Quirin	Spanish
Anderson, D.	Eken	Lemke	Resner	Stanton
Anderson, I.	Enebo	Lindstrom, J.	Ryan	Swanson
Bell	Graba	Mann	St. Onge	Tomlinson
Berg	Haugerud	McCarron	Samuelson	Voss
Berglin	Jaros	McFarlin	Schulz	Wenzel
Braun	Johnson, C.	Moe	Searle	Wolcott
Brinkman	Jude	Norton	Sieben, H.	Mr. Speaker
Cleary	Kahn	Prahl	Sieben, M.	

Those who voted in the negative were:

Adams, S.	Culhane	Graw	Larson	Ojala
Andersen, R.	Dahl	Growe	LaVoy	Parish
Anderson, G.	DeGroat	Hanson	Lindstrom, E.	Patton
Becklin	Dierich	Heinitz	Long	Pavlak, R.
Belisle	Dirlam	Hook	McArthur	Pehler
Bennett	Eckstein	Jacobs	McCauley	Peterson
Biersdorf	Erdahl	Johnson, D.	McEachern	Pieper
Boland	Erickson	Johnson, J.	Menke	Pleasant
Carlson, A.	Esau	Johnson, R.	Miller, D.	Schreiber
Carlson, B.	Faricy	Jopp	Miller, M.	Skaar
Carlson, D.	Ferderer	Kempe	Myrah	Smith
Carlson, L.	Flakne	Klaus	Nelson	Ulland
Casserly	Forsythe	Knickerbocker	Newcome	Vento
Clifford	Fudro	Kvam	Niehaus	Wigley
Connors	Fugina	Laidig	Ohnstad	Wohlwend

The bill was not passed.

H. F. No. 647 was reported to the House.

Lemke moved that H. F. No. 647 be continued on Special Orders for Friday, May 11, 1973. The motion prevailed.

S. F. No. 753 was reported to the House.

Lindstrom, E., moved to amend S. F. No. 753, the printed bill, as follows:

Page 1, line 15, after the words "poultry products;" and before "(4)" insert "or".

Line 16, after the word "products" delete the semicolon and the language remaining in the line.

Line 17, at the beginning of the line, delete the word "products". Further in line 17, after the word "timber" and before the word "or" insert "*, fruit or other horticultural products,*".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Lindstrom, E., amendment and the roll being called, there were yeas 41 and nays 74, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Johnson, R.	Myrah	Ulland
Andersen, R.	Dirlam	Jopp	Newcome	Weaver
Anderson, D.	Erdahl	Knickerbocker	Ohnstad	Wigley
Belisle	Esau	Kvam	Pavlak, R. L.	Wohlwend
Bell	Flakne	Laidig	Pieper	Wolcott
Bennett	Forsythe	Lindstrom, E.	Savelkoul	
Carlson, A.	Haugerud	McArthur	Schreiber	
Cleary	Heinitz	McCauley	Searle	
Clifford	Johnson, J.	McFarlin	Stangeland	

Those who voted in the negative were:

Adams, J.	Dahl	Jude	Nelson	Samuelson
Anderson, G.	Dieterich	Kahn	Niehaus	Sarna
Anderson, I.	Eckstein	Kelly	Norton	Schulz
Becklin	Eken	Kempe	Ojala	Sherwood
Berg	Enebo	LaVoy	Parish	Sieben, H.
Berglin	Faricy	Lemke	Patton	Sieben, M.
Boland	Fjoslien	Long	Pavlak, R.	Skaar
Braun	Fudro	Mann	Pehler	Stanton
Brinkman	Graba	McCarron	Peterson	Swanson
Carlson, D.	Growe	McEachern	Quirin	Tomlinson
Carlson, L.	Hanson	Menke	Resner	Vento
Casserly	Jacobs	Miller, D.	Rice	Voss
Connors	Jaros	Miller, M.	Ryan	Wenzel
Culhane	Johnson, C.	Moe	St. Onge	Mr. Speaker
Cummiskey	Johnson, D.	Munger	Salchert	

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

S. F. No. 753, A bill for an act relating to agricultural lands; regulating the ownership of such lands by certain corporations; providing penalties; repealing Minnesota Statutes 1971, Sections 500.22, Subdivisions 3, 4 and 5; and 500.23.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 8, as follows:

Those who voted in the affirmative were:

Adams, J.	Bennett	Carlson, A.	Culhane	Eken
Andersen, R.	Berg	Carlson, B.	Cummiskey	Enebo
Anderson, D.	Berglin	Carlson, D.	Dahl	Erdahl
Anderson, G.	Biersdorf	Carlson, L.	DeGroat	Erickson
Anderson, I.	Boland	Casserly	Dieterich	Esau
Becklin	Braun	Cleary	Dirlam	Faricy
Belisle	Brinkman	Connors	Eckstein	Ferderer

Fjoslien	Kahn	McFarlin	Pieper	Skaar
Flakne	Kelly	Menke	Pleasant	Smith
Fudro	Kempe	Miller, D.	Prahl	Stangeland
Fugina	Klaus	Miller, M.	Quirin	Stanton
Graba	Knickerbocker	Moe	Resner	Swanson
Graw	Kvam	Munger	Rice	Tomlinson
Growe	Laidig	Myrah	Ryan	Ulland
Hagedorn	Larson	Nelson	St. Onge	Vento
Hanson	LaVoy	Newcome	Salchert	Voss
Haugerud	Lemke	Niehaus	Samuelson	Weaver
Hook	Lindstrom, J.	Norton	Sarna	Wenzel
Jacobs	Lombardi	Ohnstad	Savelkoul	Wigley
Jaros	Long	Ojala	Schreiber	Wohlwend
Johnson, C.	Mann	Parish	Schulz	Mr. Speaker
Johnson, D.	McArthur	Patton	Searle	
Johnson, J.	McCarron	Pavlak, R.	Sherwood	
Jopp	McCauley	Pehler	Sieben, H.	
Jude	McEachern	Peterson	Sieben, M.	

Those who voted in the negative were:

Adams, S.	Forsythe	Johnson, R.	Pavlak, R. L.	Wolcott
Clifford	Heinitz	Lindstrom, E.		

The bill was passed and its title agreed.

Rice and Salchert were excused for the remainder of today's session.

H. F. No. 1197 was reported to the House.

There being no objection, H. F. No. 1197 was continued on Special Orders for tomorrow.

H. F. No. 837 was reported to the House.

There being no objection, H. F. No. 837 was continued on Special Orders for tomorrow.

S. F. No. 1376 was reported to the House.

There being no objection, S. F. No. 1376 was continued on Special Orders for tomorrow.

Brinkman and Ojala were excused for the remainder of today's session.

S. F. No. 523 was reported to the House.

Sieben, M., moved to amend S. F. No. 523 by striking everything after the enacting clause and inserting in lieu thereof the following:

"Section 1. [HEARING AIDS; RESTRICTIONS ON SALES.] Subdivision 1. [DEFINITION.] "Hearing aid" means any instrument or device designed for or represented as aiding defective human hearing, and its parts, attachments, or accessories, including but not limited to ear molds. Batteries and cords shall not be considered parts, attachments, or accessories of a hearing aid.

Subd. 2. [PRESCRIPTION OR WRITTEN RECOMMENDATION REQUIRED.] No hearing aid shall be sold by any person in this state except upon the prescription or other written and signed recommendation of an authorized person who is nei-

ther employed by, or in a business relationship with, a seller of hearing aids. For purposes of this section, "authorized person" means an audiologist, otolaryngologist, otologist, or licensed medical doctor. "Audiologist" means an individual who holds a master's degree or doctor's degree in audiology from a college or university that is fully accredited by the North Central Association of Colleges and Secondary Schools or an equivalent accrediting association. Any person selling a hearing aid as provided in this section shall maintain for not less than one year, in a file under the name of the person to whom the hearing aid was sold, a true copy of the prescription or other written recommendation, as provided herein, upon which such sale was made. Nothing in this act shall apply to a sale solely limited to either repair services or replacement parts, or both, for a hearing aid already owned by a consumer or to the sale of a replacement hearing aid to an aid already owned by a consumer.

Subd. 3. [PENALTY.] The violation of this section is a misdemeanor.

Sec. 2. Adults who are legally competent may be exempted from the provisions of section 1, subdivisions 2 and 3, if they sign a waiver acknowledging that they have been provided a copy of this law printed in large typeface (at least 14-point) and that the law has been read aloud to them by the hearing aid vendor. A copy of the signed waiver will be kept on file for three years from the date of sale."

The motion prevailed and the amendment was adopted.

Carlson, A., moved to amend S. F. No. 523, the printed bill, as amended, as follows:

Strike Sec. 2.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Carlson, A., amendment and the roll being called, there were yeas 59, and nays 62, as follows:

Those who voted in the affirmative were:

Andersen, R.	Eken	Kempe	Norton	Sieben, H.
Anderson, I.	Faricy	LaVoy	Parish	Sieben, M.
Belisle	Ferderer	Lemke	Patton	Stanton
Berg	Flakne	Lindstrom, J.	Pavlak, R.	Swanson
Berglin	Fudro	McCarron	Pehler	Tomlinson
Boland	Growe	McCauley	Prahl	Ulland
Carlson, A.	Hanson	McEachern	Quirin	Vento
Carlson, L.	Jacobs	Miller, D.	Resner	Voss
Casserly	Jaros	Miller, M.	St. Onge	Wenzel
Connors	Johnson, D.	Moe	Sarna	Wolcott
Dahl	Kahn	Munger	Schulz	Mr. Speaker
Dieterich	Kelly	Nelson	Sherwood	

Those who voted in the negative were:

Adams, J.	Anderson, G.	Bennett	Carlson, D.	Culhane
Adams, S.	Becklin	Biersdorf	Cleary	Cummiskey
Anderson, D.	Bell	Braun	Clifford	DeGroat

Dirlam	Graw	Knickerbocker	Myrah	Searle
Eckstein	Haugerud	Kvam	Newcome	Skaar
Enebo	Heinitz	Laidig	Niehaus	Smith
Erdahl	Hook	Larson	Ohnstad	Spanish
Erickson	Johnson, C.	Lindstrom, E.	Pavlak, R. L.	Weaver
Esau	Johnson, J.	Lombardi	Pieper	Wigley
Fjoslien	Johnson, R.	Long	Pleasant	Wohlwend
Forsythe	Jopp	Mann	Samuelson	
Fugina	Jude	McArthur	Savelkoul	
Graba	Klaus	McFarlin	Schreiber	

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

Anderson, G., moved to amend S. F. No. 523, the printed bill, as amended, by adding a new subdivision as follows:

"Sec. 2. Subdivision 1. When a hearing aid vendor finds the following conditions in any person either by observation or being told by said person, said vendor shall not fit or sell a hearing aid until that person has consulted with a licensed medical doctor or audiologist:

1. Visible congenital or traumatic deformity of the ear.
2. History of, or active drainage from the ear within the previous 90 days.
3. History of sudden or rapidly progressive hearing loss within the previous 90 days.
4. Acute or chronic dizziness.
5. Unilateral hearing loss of sudden or recent onset within the previous 90 days.
6. Significant air-bone gap."

Renumber former Sec. 2 as Sec. 2, Subd. 2.

The motion prevailed and the amendment was adopted.

Connors moved to amend S. F. No. 523, the printed bill, as amended, as follows:

Sec. 2, Subd. 2, of the bill after the first word "Adults" and before the word "who" insert "under 60 years".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Connors amendment and the roll being called, there were yeas 64, and nays 50, as follows:

Those who voted in the affirmative were:

Andersen, R.	Carlson, A.	Dieterich	Growe	Kelly
Anderson, I.	Carlson, B.	Eken	Hanson	Kempe
Belisle	Carlson, L.	Faricy	Jacobs	LaVoy
Bennett	Casserly	Flakne	Jaros	Lemke
Berg	Cleary	Forsythe	Johnson, C.	Lindstrom, J.
Berglin	Connors	Fudro	Johnson, D.	McArthur
Boland	Dahl	Fugina	Kahn	McCarron

McEachern	Niehaus	Quirin	Sieben, H.	Vento
Miller, D.	Norton	St. Onge	Sieben, M.	Voss
Miller, M.	Parish	Sarna	Stanton	Wenzel
Moe	Patton	Schreiber	Swanson	Wolcott
Munger	Pehler	Schulz	Tomlinson	Mr. Speaker
Nelson	Prahl	Sherwood	Ulland	

Those who voted in the negative were :

Adams, S.	DeGroat	Heinitz	Larson	Pieper
Anderson, D.	Dirlam	Hook	Lindstrom, E.	Pleasant
Anderson, G.	Eckstein	Johnson, J.	Lombardi	Samuelson
Bell	Erdahl	Johnson, R.	Long	Savekoul
Biersdorf	Erickson	Jopp	McCauley	Searle
Braun	Esau	Jude	McFarlin	Skaar
Carlson, D.	Fjoslien	Klaus	Myrah	Smith
Clifford	Graba	Knickerbocker	Newcome	Weaver
Culhane	Graw	Kvam	Ohnstad	Wigley
Cummiskey	Haugerud	Laidig	Pavлак, R. L.	Wohlwend

The motion prevailed and the amendment was adopted.

S. F. No. 523, A bill for an act relating to hearing aids; permitting sales only upon the recommendation of persons licensed to practice medicine; providing a penalty.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 96, and nays 27, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Jude	Nelson	Sherwood
Andersen, R.	Eken	Kahn	Newcome	Sieben, H.
Anderson, G.	Enebo	Kelly	Norton	Sieben, M.
Anderson, I.	Erickson	Kempe	Ohnstad	Smith
Becklin	Faricy	Kvam	Ojala	Spanish
Belisle	Ferderer	Laidig	Parish	Stanton
Bell	Fjoslien	LaVoy	Patton	Swanson
Bennett	Flakne	Lemke	Pavлак, R.	Tomlinson
Berg	Fudro	Lindstrom, E.	Pehler	Ulland
Berglin	Fugina	Lindstrom, J.	Pleasant	Vento
Biersdorf	Graba	McArthur	Prahl	Voss
Boland	Graw	McCarron	Quirin	Weaver
Carlson, A.	Growe	McCauley	Resner	Wenzel
Carlson, B.	Hanson	McEachern	Ryan	Wohlwend
Carlson, L.	Heinitz	Menke	St. Onge	Wolcott
Casserly	Jacobs	Miller, D.	Samuelson	Mr. Speaker
Cleary	Jaros	Miller, M.	Sarna	
Clifford	Johnson, C.	Moe	Savekoul	
Connors	Johnson, D.	Munger	Schreiber	
Dahl	Johnson, J.	Myrah	Schulz	

Those who voted in the negative were:

Anderson, D.	Dirlam	Hook	Long	Searle
Braun	Eckstein	Johnson, R.	Mann	Skaar
Carlson, D.	Erdahl	Jopp	McFarlin	Wigley
Culhane	Esau	Klaus	Niehaus	
Cummiskey	Forsythe	Larson	Pavлак, R. L.	
DeGroat	Haugerud	Lombardi	Pieper	

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

There being no objection, the remaining bills on Special Orders for today were continued on Special Orders for Thursday, May 10, 1973.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 2417:

Haugerud; Eken; Voss; Andersen, R.; and Erdahl.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 690:

Lindstrom, J.; Salchert; and Weaver.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 1182:

Myrah, Quirin, and Haugerud.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 295:

LaVoy; Quirin; Enebo; Sieben, H.; and Bell.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 910:

Hanson, Samuelson, and McCauley.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1642:

Larson, Graba, and Eken.

ADJOURNMENT

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 2:00 p.m., Thursday, May 10, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

FIFTY-SEVENTH DAY

SAINT PAUL, MINNESOTA, THURSDAY, MAY 10, 1973

The House convened at 2:00 p.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J.	DeGroat	Johnson, J.	Miller, D.	Samuelson
Adams, S.	Dieterich	Johnson, R.	Miller, M.	Sarna
Andersen, R.	Dirlam	Jopp	Moe	Savelkoul
Anderson, D.	Eckstein	Jude	Munger	Schreiber
Anderson, G.	Eken	Kahn	Myrah	Schulz
Anderson, I.	Enebo	Kelly	Nelson	Searle
Becklin	Erdahl	Kempe	Newcome	Sherwood
Belisle	Erickson	Klaus	Niehaus	Sieben, H.
Bell	Esau	Knickerbocker	Norton	Sieben, M.
Bennett	Faricy	Kvam	Ohnstad	Skaar
Berg	Ferderer	Laidig	Ojala	Smith
Berglin	Fjosien	Larson	Parish	Spanish
Biersdorf	Flakne	LaVoy	Patton	Stangeland
Boland	Forsythe	Lemke	Paviak, R.	Stanton
Braun	Fudro	Lindstrom, E.	Paviak, R. L.	Swanson
Brinkman	Fugina	Lindstrom, J.	Peher	Tomlinson
Carlson, A.	Graba	Lombardi	Peterson	Ulland
Carlson, B.	Graw	Long	Pieper	Vanasek
Carlson, L.	Hagedorn	Mann	Pleasant	Vento
Casserly	Hanson	McArthur	Prahl	Voss
Cleary	Heinitz	McCarron	Quirin	Weaver
Clifford	Hook	McCauley	Resner	Wenzel
Connors	Jacobs	McEachern	Eice	Wigley
Culhane	Jaros	McFarlin	Ryan	Wohlwend
Cummiskey	Johnson, C.	McMillan	St. Onge	Wolcott
Dahl	Johnson, D.	Menke	Saichert	Mr. Speaker

A quorum was present.

Mueller was excused. Carlson, D., was excused until 4:15 p.m. Grove was excused until 2:45 p.m. Haugerud was excused until 3:10 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. Esau, the further reading was dispensed with and the Journal was approved as corrected.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 1395, 1487, 1945, 2025, 922, 1116, 1661, 2069, 2383, 2449, and 1779 and S. F. Nos. 929, 1353, 496, 925, 1128, 1141, 1364, 1708, 1712, 1781, 1825, 1923, 1954, 568, 1029, 1896, 148, 737, 871, 938, 948, 1120, 1224, 1351, 900, 1655, 1994, 2221, 2230, 2232, 2233, 2275, 1037, 1582, 1160, and 2118 have been placed in the members' files.

S. F. No. 1741 and H. F. No. 1524, which had been referred to the Chief Clerk for comparison, were examined and found to be identical except that,

S. F. No. 1741, after the enacting clause, reads as follows:

"Section 1. Minnesota Statutes 1971, Section 275.11, is amended by adding a subdivision to read:

Subd. 3. Nothing in this section shall be construed to reduce levies of any municipality below the per capita levy spread in 1970.

Sec. 2. Minnesota Statutes 1971, Section 412.251, is amended to read:

412.251 [ANNUAL TAX LEVY.] The council shall make its annual tax levy by resolution within the per capita limits established by statute. The amount of taxes levied for general village purposes shall not exceed 35 mills on each dollar of the assessed valuation of the property taxable in the village in villages having an assessed valuation of less than \$500,000 and 30 mills on each dollar in villages having an assessed valuation of more than \$500,000. In calculating such limit property used for homestead purposes shall be figured as provided in Minnesota Statutes, Section 273.13, Subdivision 7a. The following taxes may be levied in addition to the levies above authorized:

(1) A tax for the payment of principal and interest on outstanding obligations of the village as provided by Minnesota Statutes, Sections 475.61, 475.73 and 475.74.

(2) A tax for the payment of judgments as authorized by Minnesota Statutes, Section 465.14.

(3) A tax for the support and relief of the poor, as authorized by section 261.064.

(4) A maximum of one mill but not to exceed \$500 to provide musical entertainment to the public in public buildings or on public grounds.

(5) A tax for band purposes as authorized by Minnesota Statutes, Section 449.09.

(6) A tax for the support of a municipal forest, as authorized by Minnesota Statutes, Section 459.06.

(7) A tax for advertising purposes, as authorized by Minnesota Statutes, Sections 465.56 and 465.57.

(8) A tax for forest fire protection in any village in a forest area, as authorized by Minnesota Statutes, Section 88.04.

(9) A maximum of five mills for the utilities fund in any village whose utilities are under the jurisdiction of a public utilities commission. Such tax shall be levied for the purpose of paying the cost of the utility service or other services supplied to the village.

(10) A tax for the support of a public library, as authorized by Minnesota Statutes, Section 134.07.

(11) A tax for firemen's relief association purposes as authorized by Minnesota Statutes, Section 424.30, or other statutes.

(12) Such other special taxes as may be authorized by law.

Nothing in this section shall be construed to reduce levies of any municipality below the per capita levy spread in 1970."

whereas, H. F. No. 1524, after the enacting clause reads as follows:

"Section 1. Minnesota Statutes 1971, Section 473B.06, Subdivision 8, is amended to read:

Subd. 8. [REVIEW OF FEDERAL PROGRAMS.] The metropolitan council shall review all applications of governmental units, independent commissions, boards or agencies operating in the metropolitan area for a loan or grant from the United States of America or any agency thereof if review by a regional agency is required by federal law or the federal agency. Each governmental unit, independent commission, board, or agency, before submitting such an application to the United States government or an agency thereof shall first transmit the application to the metropolitan council for its comments and recommendations with respect to whether or not the project proposed is consistent with the comprehensive development guide for the metropolitan area. The comments and recommendations made by the metropolitan council shall then become a part of the application and if submitted to the United States of America or an agency thereof, such comments and recommendations shall also be submitted. *Applications shall be reviewed primarily on their own merits. In cases where the council considers one or more other aspects of development are related to the application, the council shall document the reasoning of said relationship."*

In the title, S. F. No. 1741, lines 2 through 5 read as follows: "relating to taxation; levy limitations; amending Minnesota Statutes 1971, Sections 275.11, by adding a subdivision; and 412.251."; whereas, in the title of H. F. No. 1524, lines 2 through 8 read: "relating to the metropolitan council; requirements to be met by the council in reviewing applications of governmental units, independent commissions, boards or agencies for federal programs; amending Minnesota Statutes 1971, Section 473B.06, Subdivision 8."

Cleary moved that the House not substitute Senate File No. 1741 for House File No. 1524, that the Senate File be referred

by the Speaker to a standing committee, and that the House File remain on General Orders. The motion prevailed.

The Speaker referred S. F. No. 1741 to the Committee on Rules and Legislative Administration.

S. F. No. 1242 and H. F. No. 1120, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 1242, page 1, line 14, reads: "or other remuneration for his services by any employer" whereas H. F. No. 1120, page 1, line 14, reads: "or other remuneration for his services by an employer".

S. F. No. 1242, page 1, line 29, reads: "payments for reimbursement of expenses or the provision of"; whereas, H. F. No. 1120, page 1, line 29, reads "payments or the provision of usual needed health care and".

S. F. No. 1242, page 2, lines 21 through 24, contains the language: "If the employee is required to pay all or any part of the premium for the extension of coverage, payment shall be made to the employer, by the employee." whereas H. F. No. 1120 does not contain this language.

SUSPENSION OF RULES

Pavlak, R. L. moved that the rules be so far suspended that S. F. No. 1242 be substituted for H. F. No. 1120 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1351 and H. F. No. 1471, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 1351, page 1, lines 7 through 19, reads as follows:

"Section 1. Minnesota Statutes 1971, Chapter 87, is amended by adding a section to read:

[87.022] [OWNER'S DUTY OF CARE OR DUTY TO GIVE WARNINGS.] *Except as specifically recognized by or provided in section 87.025, an owner of land (a) owes no duty of care to render or maintain his land safe for entry or use by other persons with a motorized recreational vehicle for recreational purposes, (b) owes no duty to warn those persons of any dangerous condition on the land, whether patent or latent, (c) owes no duty of care toward those persons except to refrain from willfully taking action to cause injury, and (d) owes no duty to curtail his use of his land during its use for recreational purposes."*

Whereas H. F. No. 1471, page 1, lines 6 through 17, reads:

"Section 1. Minnesota Statutes 1971, Section 87.022, is amended to read:

87.022 [OWNER'S DUTY OF CARE OR DUTY TO GIVE WARNINGS.] *Except as specifically recognized by or provided in section 87.025, an owner (OF LAND) (a) owes no duty of care to render or maintain (THE PREMISES) his land safe for entry*

or use by (OTHERS) *other persons* for recreational purposes, (b) *owes no duty to warn those persons of any dangerous condition on the land, whether patent or latent,* (c) *owes no duty of care toward those persons except to refrain from willfully taking action to cause injury, and* (d) *owes no duty to curtail his use of his land during its use for recreational purposes."*

In the title of S. F. No. 1351, lines 4 and 5 read in part: "Chapter 87, by adding a section," whereas in the title of H. F. No. 1471, line 4 reads in part: "Section 87.022."

SUSPENSION OF RULES

Carlson, B., moved that the rules be so far suspended that S. F. No. 1351 be substituted for H. F. No. 1471 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1160 and H. F. No. 1202, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 1160, page 1, line 30 through page 2, line 3, reads as follows: "of natural resources, the commissioner of agriculture, the executive officer of the department of health, the commissioner of highways, a representative of the governor's office designated by the governor, the chairman of the"; whereas H. F. No. 1202, page 1, line 30 through page 2, line 2 reads as follows: "of natural resources, the executive officer of the department of health, the commissioner of highways, the governor or his designee, the chairman of the citizens".

S. F. No. 1160, page 2, lines 6 through 14, reads as follows:

"Subd. 3. The director of the state planning agency shall be the chairman of the council.

Subd. 4. The director of the state planning agency shall employ staff or consultants who will be assigned to work for the council on a continuous basis. The council shall have the authority to request and require staff support from all other agencies of state government as needed for the execution of the responsibilities of the council.";

whereas H. F. No. 1202, page 2, lines 5 through 12 reads:

"Subd. 3. The director of the state planning agency shall be the chairman of the council. The director of the state planning agency shall employ staff or consultants who will be assigned to work for the council on a continuous basis. The council shall have the authority to request and require staff support from all other agencies of state government as needed for the execution of the responsibilities of the council."

S. F. No. 1160, page 3, line 11 reads: "with regard to programs, regulations, permits and procedures"; whereas H. F. No. 1202, page 3, line 9, reads: "with regard to programs, studies, regulations, permits and".

S. F. No. 1160, page 5, line 8, reads in part: "advisory committees"; whereas H. F. No. 1202, page 5, line 6, reads in part: "advisory committee".

S. F. No. 1160, page 7, lines 4 and 5, reads: "and shall make a report to the governor and the legislature of progress on those matters assigned to it by law."; whereas H. F. No. 1202, page 7, lines 2 through 5, reads: "and shall make a report of progress on those matters assigned to it by law to the governor and to the legislature."

S. F. No. 1160, page 7, line 21, reads: "council for the bien-nium ending June 30, 1975."; whereas, H. F. No. 1202, page 7, line 20, reads: "council."

SUSPENSION OF RULES

Boland moved that the rules be so far suspended that S. F. No. 1160 be substituted for H. F. No. 1202 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1824 and H. F. No. 1760, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 1824, page 3, lines 1 through 11, reads as follows: "operations meet the safety standards of the department. In determining the extent of the operating authority to be conducted by the transferee under the sale or lease of the permit, the past operations of the transferor within the two year period immediately preceding the transfer shall be considered and only such operating authority shall be granted to the transferee as was actually exercised by the transferor under his authority within the two year period immediately preceding the transfer as evidenced by bills of lading, company records, operation records or other relevant evidence."; whereas, H. F. No. 1760, page 3, lines 1 through 16, reads as follows: "operations meet the safety standards of the department (IN DETERMINING THE EXTENT OF THE OPERATING AUTHORITY TO BE CONDUCTED BY THE TRANSFEREE UNDER THE SALE OR LEASE OF THE PERMIT, THE PAST OPERATIONS OF THE TRANSFEROR WITHIN THE TWO YEAR PERIOD IMMEDIATELY PRECEDING THE TRANSFER SHALL BE CONSIDERED AND ONLY SUCH OPERATING AUTHORITY SHALL BE GRANTED TO THE TRANSFEREE AS WAS ACTUALLY EXERCISED BY THE TRANSFEROR UNDER HIS AUTHORITY WITHIN THE TWO YEAR PERIOD IMMEDIATELY PRECEDING THE TRANSFER AS EVIDENCED BY BILLS OF LADING, COMPANY RECORDS, OPERATION RECORDS OR OTHER RELEVANT EVIDENCE), and that the seller or lessee has legally engaged in the transportation of property or freight for hire within the two year period immediately preceding the sale or lease as proven by accurate and complete bills of lading, company records, operation records or other relevant evidence."

SUSPENSION OF RULES

Eckstein moved that the rules be so far suspended that S. F. No. 1824 be substituted for H. F. No. 1760 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1353 and H. F. No. 1487, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 1487, after the enacting clause, reads as follows:

"Section 1. Subdivision 1. [PURPOSE.] For the purpose of more effectively protecting society and to promote efficiency and economy in the delivery of correctional services, the commissioner is hereby authorized to make grants to assist counties in the development, implementation, and operation of community based corrections programs including, but not limited to preventive or diversionary correctional programs, probation, parole, community corrections centers, and facilities for the detention or confinement, care and treatment of persons convicted of crime or adjudicated delinquent.

Subd. 2. [DEFINITION.] For the purposes of this act, "commissioner" means the commissioner of corrections or his designee.

Sec. 2. Any county, or group of contiguous counties situated within the same region designed pursuant to Minnesota Statutes, Sections 462.381 to 462.396, may qualify for a grant as provided in section 1 by the enactment of appropriate resolutions creating and establishing a corrections advisory board and providing for the preparation of a comprehensive plan for the development, implementation and operation of the correctional services described in section 1 of this act, including the assumption of these correctional services other than the operation of state institutions presently provided in such counties by the department of corrections, and providing for centralized administration and control of those correctional services described in section 1 of this act.

Where counties combine as authorized in subdivision 1, they shall comply with the provisions of Minnesota Statutes, Section 471.59.

Sec. 3. The commissioner of corrections shall, as provided in Minnesota Statutes, Sections 15.0411 to 15.0422, promulgate rules for the implementation of this act, and shall provide consultation and technical assistance to counties to aid them in the development of comprehensive plans.

Sec. 4. Any county or group of counties electing to come within the provisions of this act may (a) acquire by any lawful means, including purchase, lease or transfer of custodial control, the lands, buildings and equipment necessary and incident to the accomplishment of the purposes of this act, (b) determine and establish the administrative structure best suited to the efficient administration and delivery of the correctional services described

in section 1, and (c) employ a director and such other officers, employees and agents as deemed necessary to carry out the provisions of this act. Any county employees affected by this act shall be transferred to the agency assuming administration and control of the correctional services without loss of grade, civil service rating, seniority or other benefits. To the extent that participating counties shall assume and take over state correctional services presently provided in such counties, preference shall be given to the employment of those state officers, employees and agents thus displaced; if hired by a county, such employment shall, to the extent possible, be deemed a transfer in grade with all of the benefits enjoyed by such officer, employee or agent while in the service of the state.

Sec. 5. Any county or group of counties electing to come within the provisions of this act, may, through their governing bodies, use unexpended funds, accept gifts, grants and subsidies from any lawful source, and apply for and accept federal funds.

Sec. 6. No county or group of counties electing to provide correctional services pursuant to this act shall be eligible for the subsidy herein provided unless and until its comprehensive plan shall have been approved by the commissioner. To remain eligible for subsidy the county or group of counties shall substantially comply with the operating standards established by the commissioner. The commissioner shall review annually the comprehensive plans submitted by participating counties, including the facilities and programs operated under the plans. He is hereby authorized to enter upon any facility operated under the plan, and inspect books and records, for purposes of recommending needed changes or improvements.

When the commissioner shall determine that there are reasonable grounds to believe that a county or group of counties is not in substantial compliance with minimum standards, at least 30 days notice shall be given the county or counties and a hearing held to ascertain whether there is substantial compliance or satisfactory progress being made toward compliance. The commissioner may suspend all or a portion of any subsidy until the required standard of operation has been met.

Sec. 7. In any county or group of counties where correctional services are currently being provided by a single jurisdiction within that county, nothing in this act shall be interpreted as requiring a change of authority.

Sec. 8. Subdivision 1. The corrections advisory board provided in section 2 of this act shall consist of no more than 17 members, who shall be representative of law enforcement, prosecution, the judiciary, education, corrections, ethnic minorities, the social services, and the lay citizen, and shall be appointed as follows:

(1) the law enforcement representation shall consist of a sheriff, and a chief of police (selected by the chiefs of police of the county), or their respective designees;

(2) the prosecution representative shall be either the county attorney or his designee;

(3) the judiciary representatives shall be designated by the chief judge of each district and county court district, and shall include judges representative of courts having felony, misdemeanor and juvenile jurisdiction respectively;

(4) education shall be represented by an academic administrator appointed by the chairman of the board of county commissioners with the advice and consent of the members of the board;

(5) the director of a county welfare board or his designee;

(6) the public defender or his designee;

(7) with the advice and consent of the other members of the county board, the chairman shall appoint the following additional members of the corrections advisory board:

(a) one parole or probation officer;

(b) one correctional administrator;

(c) a representative from a social service agency, public or private;

(d) an ex-offender;

(e) a licensed medical doctor;

(f) at least four citizens, provided, however, that if the ethnic minorities resident in the county exceed the percentage of ethnic minorities in the state population, at least two of the citizen members shall be members of an ethnic minority group.

Subd. 2. Members of the corrections advisory board appointed by the chairman of the board of county commissioners shall serve for terms of two years from and after the date of their appointment, and shall remain in office until their successors are duly appointed. The other members of the corrections advisory board shall hold office at the pleasure of the appointing authority.

Subd. 3. Where two or more counties combine to come within the provisions of this act the joint corrections advisory board shall contain representation as provided in subdivision 1, but the members comprising the board may come from each of the participating counties as may be determined by agreement of the counties. The board may elect its own officers.

Subd. 4. The corrections advisory board provided in this act shall actively participate in the formulation of the comprehensive plan for the development, implementation and operation of the correctional program and services described in section 1 of this act, and shall make a formal recommendation to the county board or joint board at least annually concerning the comprehensive plan and its implementation during the ensuing year.

Sec. 9. Failure of a county or group of counties to elect to come within the provisions of this act shall not effect their eligibility for any other state subsidy for correctional purposes otherwise provided by law. Any comprehensive plan submitted pursuant to this act may include the purchase of selected correctional services from the state by contract, including the temporary detention and confinement of persons convicted of crime or adjudicated delinquent; confinement to be in an appropriate state institution as otherwise provided by law. The commissioner shall annually determine the costs of the purchase of services under this section and deduct them from the subsidy due and payable to the county or counties concerned; provided that no contract shall exceed in cost the amount of subsidy to which the participating county or counties are eligible.

Sec. 10. [CORRECTIONS EQUALIZATION FORMULA.] To determine the amount to be paid participating counties during the biennium ending June 30, 1975, the commissioner of corrections will apply the following formula:

(1) All 87 counties will be ranked in accordance with a formula involving four factors:

- (a) per capita income;
- (b) per capita taxable value;

(c) per capita expenditure per 1,000 population for correctional purposes, and;

(d) percent of county population aged six through 30 years of age according to the most recent federal census.

“Per capita expenditure per 1,000 population” for each county is to be determined by multiplying the number of adults and “youthful offenders” under supervision in each county at the end of the current year by \$350. To the product thus obtained will be added:

(i) the number of presentence investigations completed in that county for the current year multiplied by \$50;

(ii) the annual cost to the county for county probation officers' salaries for the current year; and

(iii) 33 1/3 percent of such annual cost for probation officers' salaries.

The total figure obtained by adding the foregoing items is then divided by the total county population according to the most recent federal census.

(2) Each county is then ranked as follows:

(a) on the basis of per capita income the ranking is from the lowest to the highest;

(b) per capita taxable value is ranked from lowest to highest;

- (c) per capita expenditure is ranked from highest to lowest;
- (d) percent of county population aged six through 30 years is ranked from highest to lowest.

(3) The ranking given each county on each of the foregoing four factors is then totaled and the counties ranked in numerical order according to score.

(4) The total score for each county thus determined is then divided into a median total score. The median total score is the score obtained by that county ranked number 44 in the final ranking. The quotient thus obtained then becomes the computation factor for the county. This computation factor is then multiplied by a "dollar value", as fixed by the appropriation pursuant to this act, times the total county population. The resulting product is the amount of subsidy to which the county is eligible under this act. Notwithstanding any law to the contrary, the commissioner of corrections, after notifying the committees on finance of the senate and appropriations of the house of representatives may, at the end of any fiscal year, transfer any unobligated funds in any appropriation to the department of corrections to the appropriation under this act, which appropriation shall not cancel but is reappropriated for the purposes of this act.

Sec. 11. The comprehensive plan submitted to the commissioner for his approval shall include those items prescribed by regulation of the commissioner, which may require the inclusion of the following: (a) the manner in which presentence and post-sentence investigations and reports for the district courts and social history reports for the juvenile courts will be made; (b) the manner in which probation and parole services to the courts and persons under jurisdiction of the youth conservation commission and the adult corrections commission will be provided; (c) a program for the detention, supervision and treatment of persons under pre-trial detention or under commitment; (d) delivery of other correctional services defined in section 1; (e) proposals for new programs, which proposals must demonstrate a need for the program, its purpose, objective, administrative structure, staffing pattern, staff training, financing, evaluation process, degree of community involvement, client participation and duration of program.

Sec. 12. Participating counties shall not diminish their current level of spending for correctional expenses as defined in section 1, to the extent of any subsidy received pursuant to this act; rather the subsidy herein provided is for the expenditure for correctional purposes in excess of those funds currently being expended. Should a participating county be unable to expend the full amount of the subsidy to which it would be entitled in any one year under the provisions of this act, the commissioner shall retain the surplus, subject to disbursement in the following year wherein such county can demonstrate a need for and ability to expend same for the purposes provided in section 1.

Sec. 13. Each participating county will be charged a sum equal to the per diem cost of confinement of those persons committed to the commissioner or the youth conservation commission after the effective date of this act, and confined in a state institution. Provided, however, that no charge shall be made for those persons convicted of offenses for which the penalty provided by law exceeds five years, nor shall the amount charged a participating county for the costs of confinement exceed the amount of subsidy to which the county is eligible. The commissioner shall annually determine costs and deduct them from the subsidy due and payable to the respective participating counties. All charges shall be a charge upon the county of commitment.

Sec. 14. Upon compliance by a county or group of counties with the prerequisites for participation in the subsidy prescribed by this act, and approval of the comprehensive plan by the commissioner, the commissioner shall determine whether funds exist for the payment of the subsidy and proceed to pay same in accordance with applicable rules and regulations.

Sec. 15. Subdivision 1. On or before the end of each calendar quarter, participating counties shall submit to the commissioner certified statements detailing the amounts expended and costs incurred in providing the correctional services provided in this act. Upon receipt of certified statements, the commissioner shall, in the manner provided in sections 9 and 11, determine the amount each participating county is entitled to receive, and certify same to the state auditor who shall thereupon draw his warrant upon the state treasurer in favor of the chief fiscal officer of each participating county for the amount shown to be due each county. Thereafter, the state auditor shall transmit the warrant to the appropriate fiscal officer, together with a copy of the certificate prepared by the commissioner.

Subd. 2. The commissioner shall biennially review the ranking accorded each county by the equalization formula provided in section 9 and compute the subsidy rate accordingly.

Sec. 16. Any participating county may, at the beginning of any calendar quarter, by resolution of its board of commissioners, notify the commissioner of its intention to withdraw from the subsidy program established by this act, and such withdrawal shall be effective the last day of the last month of the quarter in which such notice was given."

Whereas, S. F. No. 1353, after the enacting clause reads:

"Section 1. Subdivision 1. [PURPOSE.] For the purpose of more effectively protecting society and to promote efficiency and economy in the delivery of correctional services, the commissioner is hereby authorized to make grants to assist counties in the development, implementation, and operation of community based corrections programs including, but not limited to preventive or diversionary correctional programs, probation, parole, community corrections centers, and facilities for the detention

or confinement, care and treatment of persons convicted of crime or adjudicated delinquent.

Subd. 2. [DEFINITION.] For the purposes of this act, "commissioner" means the commissioner of corrections or his designee.

Sec. 2. Any county, having an aggregate population of 30,000 or more persons or comprising all the counties within a region designated pursuant to Minnesota Statutes, Sections 462.381 to 462.396 or Minnesota Statutes, Chapter 473B, or group of contiguous counties situated within the same region designated pursuant to Minnesota Statutes, Section 462.381 to 462.396, or Minnesota Statutes, Chapter 473B, may qualify for a grant as provided in section 1 by the enactment of appropriate resolutions creating and establishing a corrections advisory board and providing for the preparation of a comprehensive plan for the development, implementation and operation of the correctional services described in section 1 of this act, including the assumption of those correctional services other than the operation of state institutions presently provided in such counties by the department of corrections, and providing for centralized administration and control of those correctional services described in section 1 of this act.

Where counties combine as authorized in this section, they shall comply with the provisions of Minnesota Statutes, Section 471.59.

Sec. 3. The commissioner shall, as provided in Minnesota Statutes, Sections 15.0411 to 15.0422, promulgate rules for the implementation of this act, and shall provide consultation and technical assistance to counties to aid them in the development of comprehensive plans.

Sec. 4. Any county or group of counties electing to come within the provisions of this act may (a) acquire by any lawful means, including purchase, lease or transfer of custodial control, the lands, buildings and equipment necessary and incident to the accomplishment of the purposes of this act, (b) determine and establish the administrative structure best suited to the efficient administration and delivery of the correctional services described in section 1, and (c) employ a director and such other officers, employees and agents as deemed necessary to carry out the provisions of this act. To the extent that participating counties shall assume and take over state correctional services presently provided in such counties, preference shall be given to the employment of those state officers, employees and agents thus displaced; if hired by a county, such employment shall, to the extent possible, be deemed a transfer in grade with all of the benefits enjoyed by such officer, employee or agent while in the service of the state.

Sec. 5. Any county or group of counties electing to come within the provisions of this act, may, through their governing bodies, use unexpended funds, accept gifts, grants and subsidies from any lawful source, and apply for and accept federal funds.

Sec. 6. No county or group of counties electing to provide correctional services pursuant to this act shall be eligible for the subsidy herein provided unless and until its comprehensive plan shall have been approved by the commissioner. To remain eligible for subsidy the county or group of counties shall substantially comply with the operating standards established by the commissioner. The commissioner shall review annually the comprehensive plans submitted by participating counties, including the facilities and programs operated under the plans. He is hereby authorized to enter upon any facility operated under the plan, and inspect books and records, for purposes of recommending needed changes or improvements.

When the commissioner shall determine that there are reasonable grounds to believe that a county or group of counties is not in substantial compliance with minimum standards, at least 30 days notice shall be given the county or counties and a hearing held to ascertain whether there is substantial compliance or satisfactory progress being made toward compliance. The commissioner may suspend all or a portion of any subsidy until the required standard of operation has been met.

Sec. 7. Subdivision 1. The corrections advisory board provided in section 2 of this act shall consist of no more than 17 members, who shall be representative of law enforcement, prosecution, the judiciary, education, corrections, ethnic minorities, the social services, and the lay citizen, and shall be appointed as follows:

(1) the law enforcement representation shall consist of a sheriff, and a chief of police (selected by the chiefs of police of the county), or their respective designees;

(2) the prosecution representative shall be either the county attorney or his designee;

(3) the judiciary representatives shall be designated by the chief judge of each district and county court district, and shall include judges representative of courts having felony, misdemeanor and juvenile jurisdiction respectively;

(4) education shall be represented by an academic administrator appointed by the chairman of the board of county commissioners with the advice and consent of the members of the board;

(5) the director of a county welfare board or his designee;

(6) the public defender or his designee;

(7) with the advice and consent of the other members of the county board, the chairman shall appoint the following additional members of the corrections advisory board:

(a) one parole or probation officer;

(b) one correctional administrator;

(c) a representative from a social service agency, public or private;

(d) an ex-offender;

(e) a licensed medical doctor;

(f) at least four citizens, provided, however, that if the ethnic minorities resident in the county exceed the percentage of ethnic minorities in the state population, at least two of the citizen members shall be members of an ethnic minority group.

Subd. 2. Members of the corrections advisory board appointed by the chairman of the board of county commissioners shall serve for terms of two years from and after the date of their appointment, and shall remain in office until their successors are duly appointed. The other members of the corrections advisory board shall hold office at the pleasure of the appointing authority.

Subd. 3. Where two or more counties combine to come within the provisions of this act the joint corrections advisory board shall contain representation as provided in subdivision 1, but the members comprising the board may come from each of the participating counties as may be determined by agreement of the counties. The board may elect its own officers.

Subd. 4. The corrections advisory board provided in this act shall actively participate in the formulation of the comprehensive plan for the development, implementation and operation of the correctional program and services described in section 1 of this act, and shall make a formal recommendation to the county board or joint board at least annually concerning the comprehensive plan and its implementation during the ensuing year.

Sec. 8. Failure of a county or group of counties to elect to come within the provisions of this act shall not effect their eligibility for any other state subsidy for correctional purposes otherwise provided by law. Any comprehensive plan submitted pursuant to this act may include the purchase of selected correctional services from the state by contract, including the temporary detention and confinement of persons convicted of crime or adjudicated delinquent; confinement to be in an appropriate state institution as otherwise provided by law. The commissioner shall annually determine the costs of the purchase of services under his section and deduct them from the subsidy due and payable to the county or counties concerned; provided that no contract shall exceed in cost the amount of subsidy to which the participating county or counties are eligible.

Sec. 9. [CORRECTIONS EQUALIZATION FORMULA.] To determine the amount to be paid participating counties during the biennium ending June 30, 1975, the commissioner of corrections will apply the following formula:

(1) All 87 counties will be ranked in accordance with a formula involving four factors:

- (a) per capital income;
- (b) per capita taxable value;
- (c) per capita expenditure per 1,000 population for correctional purposes, and;
- (d) percent of county population aged six through 30 years of age according to the most recent federal census.

"Per capita expenditure per 1,000 population" for each county is to be determined by multiplying the number of adults and "youthful offenders" under supervision in each county at the end of the current year by \$350. To the product thus obtained will be added:

- (i) the number of presentence investigations completed in that county for the current year multiplied by \$50;
- (ii) the annual cost to the county for county probation officers' salaries for the current year; and
- (iii) $33 \frac{1}{3}$ percent of such annual cost for probation officers' salaries.

The total figure obtained by adding the foregoing items is then divided by the total county population according to the most recent federal census.

(2) The percent of county population aged six through 30 years shall be determined according to the most recent federal census.

(3) Each county is then ranked as follows:

- (a) on the basis of per capita income the ranking is from the lowest to the highest;
- (b) per capita taxable value is ranked from lowest to highest;
- (c) per capita expenditure is ranked from highest to lowest;
- (d) percent of county population aged six through 30 years is ranked from highest to lowest.

(4) The ranking given each county on each of the foregoing four factors is then totaled and the counties ranked in numerical order according to score.

(5) The total score for each county thus determined is then divided into a median total score. The median total score is the score obtained by that county ranked number 44 in the final ranking. The quotient thus obtained then becomes the computation factor for the county. This computation factor is then multiplied by a "dollar value", as fixed by the appropriation pursuant to this act, times the total county population. The resulting product is the amount of subsidy to which the county is eligible under this act. Notwithstanding any law to the contrary, the commissioner of corrections, after notifying the committees on

finance of the senate and appropriations of the house of representatives, may, at the end of any fiscal year, transfer any unobligated funds in any appropriation to the department of corrections to the appropriation under this act, which appropriation shall not cancel but is reappropriated for the purposes of this act.

Sec. 10. The comprehensive plan submitted to the commissioner for his approval shall include those items prescribed by regulation of the commissioner, which may require the inclusion of the following: (a) the manner in which presentence and postsentence investigations and reports for the district courts and social history reports for the juvenile courts will be made; (b) the manner in which probation and parole services to the courts and persons under jurisdiction of the youth conservation commission and the adult corrections commission will be provided; (c) a program for the detention, supervision and treatment of persons under pre-trial detention or under commitment; (d) delivery of other correctional services defined in section 1; (e) proposals for new programs, which proposals must demonstrate a need for the program, its purpose, objective, administrative structure, staffing pattern, staff training, financing, evaluation process, degree of community involvement, client participation and duration of program.

Sec. 11. Participating counties shall not diminish their current level of spending for correctional expenses as defined in section 1, to the extent of any subsidy received pursuant to this act; rather the subsidy herein provided is for the expenditure for correctional purposes in excess of those funds currently being expended. Should a participating county be unable to expend the full amount of the subsidy to which it would be entitled in any one year under the provisions of this act, the commissioner shall retain the surplus, subject to disbursement in the following year wherein such county can demonstrate a need for and ability to expend same for the purposes provided in section 1.

Sec. 12. Each participating county will be charged a sum equal to the per diem cost of confinement of those persons committed to the commissioner or the youth conservation commission after the effective date of this act, and confined in a state institution. Provided, however, that no charge shall be made for those persons convicted of offenses for which the penalty provided by law exceeds five years, nor shall the amount charged a participating county for the costs of confinement exceed the amount of subsidy to which the county is eligible. The commissioner shall annually determine costs and deduct them from the subsidy due and payable to the respective participating counties. All charges shall be a charge upon the county of commitment.

Sec. 13. Upon compliance by a county or group of counties with the prerequisites for participation in the subsidy prescribed by this act, and approval of the comprehensive plan by the commissioner, the commissioner shall determine whether funds exist for the payment of the subsidy and proceed to pay same in accordance with applicable rules and regulations.

Sec. 14. Subdivision 1. On or before the end of each calendar quarter, participating counties shall submit to the commissioner certified statements detailing the amounts expended and costs incurred in providing the correctional services provided in this act. Upon receipt of certified statements, the commissioner shall, in the manner provided in sections 9 and 11, determine the amount each participating county is entitled to receive, and certify same to the state auditor who shall thereupon draw his warrant upon the state treasurer in favor of the chief fiscal officer of each participating county for the amount shown to be due each county. Thereafter, the state auditor shall transmit the warrant to the appropriate fiscal officer, together with a copy of the certificate prepared by the commissioner.

Subd. 2. The commissioner shall biennially review the ranking accorded each county by the equalization formula provided in section 9 and compute the subsidy rate accordingly."

SUSPENSION OF RULES

Moe moved that the rules be so far suspended that S. F. No. 1353 be substituted for H. F. No. 1487 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 900 and H. F. No. 923, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Boland moved that S. F. No. 900 be substituted for H. F. No. 923 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 929 and H. F. No. 1116, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Peterson moved that S. F. No. 929 be substituted for H. F. No. 1116 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1037 and H. F. No. 922, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Culhane moved that S. F. No. 1037 be substituted for H. F. No. 922 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2233 and H. F. No. 2223, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Sherwood moved that S. F. No. 2233 be substituted for H. F. No. 2223 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 1372, A bill for an act relating to parole and probation; creating a single authority; transferring the powers and duties of the adult corrections commission and the youth conservation commission to the Minnesota corrections authority established hereby; abolishing the adult corrections commission and the youth conservation commission as now constituted; amending Minnesota Statutes 1971, Sections 242.03; 242.09; 242.10; 242.18; 242.19; 242.20; 242.21; 242.25; 242.27; 242.29; 242.32; 243.09; repealing Minnesota Statutes 1971, Sections 241.03; 241.04; 242.04; 242.05; 242.06; 242.07; 242.08; 242.11; 242.265; 242.54; 243.02; 243.03; and 243.04.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 2118, A bill for an act relating to human services; providing for the rendering of human services by a single board; permitting the joint exercise of powers by counties in the provision of human services; appropriating money.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 886, A bill for an act establishing an energy policy study commission; appropriating money.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. [CITATION.] This act may be cited as the Minnesota energy policy and conservation act.

Sec. 2. [POLICY.] The legislature seeks to encourage thrift in the use of energy, and to maximize the efficiency of energy systems while minimizing their environmental impact and the depletion of nonrenewable resources.

Sec. 3. [DEFINITIONS.] Subdivision 1. For the purposes of this act, the following terms shall have the meanings here given them.

Subd. 2. "Council" means the "Minnesota environmental quality council".

Subd. 3. "Commission" means the "energy policy commission" as provided in this act.

Subd. 4. "Large energy facility" means any large electric power generating plant, or combination of plants at a single site, with a combined capacity of 50,000 kilowatts or more, any high voltage transmission line with a capacity of 200 kilovolts or more, any pipeline for transporting natural or synthetic gas at pressures in excess of 200 pounds per square inch.

Subd. 5. "Petroleum supplier" means any petroleum refinery in the state and any entity engaged in transmission or wholesale distribution of petroleum products in this state.

Subd. 6. "Coal supplier" means any entity engaged in the wholesale distribution and transportation of coal in this state.

Subd. 7. "Utility" means any entity engaged in this state in the generation, transmission or distribution of electric energy and any entity engaged in this state in the transmission or distribution of natural or synthetic gas, including, but not limited to a private investor owned utility, a cooperatively owned utility or a public or municipally owned utility.

Subd. 8. "Board" means the need certification board.

Sec. 4. [ENERGY POLICY COMMISSION.] Subdivision 1. [COMMISSION COMPOSITION.] A state energy policy commission is established, consisting of nine members who (a) shall be appointed by the governor with the advice and consent of the senate; (b) shall be appointed for four year terms to coincide with the term of the governor; and (c) shall not be an employee of a utility, coal or petroleum supplier. The chair person of the commission shall be elected by the members, and shall serve as an ex officio member of the advisory council to the Minnesota resources commission and the commission on Minnesota's future. The members shall be paid a per diem of \$35 per day and shall be reimbursed for all reasonable expenses incurred in the performance of their duties.

Subd. 2. [COMMISSION POWERS AND DUTIES.] The energy policy commission shall advise and make recommendations to the council on matters of energy policy. The commission shall report regularly to the council on the status of the state energy plan, the state energy conservation program, and the development of energy need criteria. The commission may consider and make recommendations on other energy matters as it deems appropriate. The commission shall review the energy policy activities of the council and its staff and make such recommendations as it deems appropriate.

Sec. 5. [ADVANCE FORECASTING.] Subdivision 1. Each utility, coal supplier and petroleum supplier in the state shall develop appropriate advance forecasts of the projected

demand for electricity, natural and synthetic gas, coal and petroleum throughout the state and the facilities necessary to meet the demand. Before July 1 of each year, each utility, coal supplier and petroleum supplier shall submit its forecast to the council. The forecast may be comprised of appropriate portions of a regional forecast and it may be jointly prepared and submitted by two or more utilities, coal suppliers or petroleum suppliers. The forecast shall contain all information deemed appropriate by the environmental quality council, including but not limited to the following:

(a) The projected demand for electricity, natural and synthetic gas, coal and petroleum products, supported by the expressed underlying assumptions upon which the forecast is based for each of the next 25 years following the date of the forecast or such longer or shorter period as the council deems appropriate. The forecasts shall be as geographically specific as possible as to where this energy will occur; and the major types of uses and the growth rate of the major uses for electricity, natural and synthetic gas, coal and petroleum products;

(b) Proposals for energy conservation, and the effect any existing or proposed energy conservation measures will have on demand growth;

(c) The capacity of the petroleum supplier, coal supplier or utility's existing facilities and resources to meet projected demands;

(d) A statement of the environmental impact of the projected increase in electric, gas, coal or petroleum energy demand and of the construction of new large energy facilities, oil refineries, or other facilities needed to meet increased demand. The statement should include a discussion of:

(1) The environmental impact of the proposed action, including any pollution, impairment or destruction of the air, water, land or other natural resources located within the state;

(2) Any adverse environmental effects that cannot be avoided if the proposal is implemented;

(3) The alternatives to the proposed action, including but not limited to modifications in energy demand through economic or energy conservation policies, alternative fuels or methods of generating the additional energy necessary to meet increased demands;

(4) The relationship between local short term uses of man's environment and the maintenance and enhancement of long term productivity;

(5) Any irreversible and irretrievable commitments of resources which would be involved in the proposed action should it be implemented;

(6) The impact of any state or federal controls associated with the proposed action;

(7) The multistate responsibilities associated with the proposed action.

Subd. 2. Every utility in the state shall make available to the council copies of any annual report submitted to the federal power commission by the utility. To the maximum extent feasible, the council shall provide that forecasts required under this section be consistent with material required by the state siting authority and the federal power commission and shall accent reports to these two agencies in satisfaction of appropriate parts of the forecasting reports required under this section.

Sec. 6. [DEVELOPMENT OF A STATE ENERGY PLAN.]
Subdivision 1. The council with the advice of the commission shall promptly initiate a public planning process where all interested persons can participate in developing the state energy plan. The participatory process shall include at least two public hearings held by the commission in each of the state's economic development regions; the first an informational meeting to explain the purposes of this act, and to solicit recommendations on state energy policy, the second 30 days after preparation and distribution for comment of a draft state energy and conservation program; however, public participation shall not be limited to such hearings. In development of the state energy plan, the council and the commission shall consult with, consider information gathered by, and consider the recommendations of the commission on Minnesota's future. Before substantial modifications of the energy plan, additional public hearings shall be held.

The council, with the advice of the energy policy commission, shall develop and present the state energy plan to the legislature and the governor before January 1, 1975.

Subd. 2. [STATE ENERGY PLAN.] The state energy plan shall contain a full and complete assessment of the present and future supply, consumption, demand and need for all forms of energy within the state, including but not limited to electricity, natural and synthetic gas, petroleum fuels, coal, nuclear, hydroelectric, and solar energy, and the energy production and distribution facilities and resources necessary to satisfy projected needs. It shall include (a) an assessment of the accuracy of energy demand forecasts and of the alternatives to meeting that demand such as reducing consumption; (b) an energy conservation program; (c) an evaluation of the impact of existing energy conservation programs and a projection of the anticipated future impact of additional conservation programs, rules and regulations; (d) an examination of the interrelationship between short and long range growth and energy policies recommended to the governor and legislature; (e) identification of the major energy uses and users in the state; (f) the criteria to be used in the certificate of need review as developed in section 7; and (g) recommendations for necessary legislation.

The energy plan shall be updated annually and submitted to the governor and legislature by January 1 of each year. In the

process of annual revision, a draft plan shall be prepared and made available to the public for 30 days prior to a public hearing which shall be held at a time and place specified by regulation of the council.

Subd. 3. [STUDY, EVALUATION OF ENERGY NEEDS AND ENERGY CONSERVATION.] The council may contract for or conduct itself:

- (1) Studies of energy demand and need in the state;
- (2) Studies of energy conservation methods, and their practicality and effectiveness in conserving energy;
- (3) Studies of the interrelationship between growth and energy use and shall cooperate with the commission on Minnesota's future while examining various alternative growth or no growth patterns or models for the state; to assess the impact of future development or lack of it on the state;
- (4) Studies of the impact of and relationship between the state energy plan and international, national, and regional energy policies and plans.

Subd. 4. [ENERGY CONSERVATION EDUCATION PROGRAM.] The council, with the advice of the commission, shall conduct a public education program explaining the need for energy conservation, the activities of the state in fostering energy conservation, and the potential for energy conservation by all citizens.

Subd. 5. [ENERGY CONSERVATION, RULES AND REGULATIONS.] The council, with the advice of the commission, shall examine the advantages and disadvantages of various energy conservation measures. Pursuant to chapter 15, and this act, the council may promulgate rules and regulations to insure efficient use of energy supplies and minimize energy consumption and to effectuate any other purpose of this act.

Sec. 7. [ASSESSMENT OF NEED CRITERIA.] The council shall promptly initiate a public planning process where all interested persons can participate in developing the criteria to be used to assess the need for new large energy facilities. The participatory process shall include public hearings held by the council, but shall not be limited to such hearings. Criteria to be considered in the process shall include, but not be limited to:

(a) No proposed facility shall be certified for construction unless the applicant has made an affirmative showing of need. In assessing need the council shall evaluate:

- (1) The accuracy of the long range energy need forecasts on which the need of the facility is based;
- (2) The effect of energy conservation programs under this act or other federal or state legislation on long term energy need;

(3) The relationship of the proposed facility to the state energy plan;

(b) The alternative that minimizes the adverse environmental effects consistent with satisfying energy needs shall be selected;

(c) The economic effects of the facility in inducing future development, including but not limited to direct and indirect economic, social and environmental effects, shall be considered;

(d) Possible alternatives to satisfying the energy demand, including but not limited to modification of demand through economic or energy conservation policies, enlargement of existing facilities, use of alternate technologies, or modification of the proposal, shall be considered;

(e) Irretrievable and irreversible commitments of resources should the proposed facility be constructed shall be considered;

(f) The views of other state and federal agencies and local governments shall be considered.

These criteria shall be developed before June 1, 1974.

Sec. 8. [CERTIFICATE OF NEED REVIEW.] Subdivision 1. The Need Certification Board shall consist of the environmental quality council, the energy policy commission, and the Minnesota pollution control agency board, each body electing one member to exercise one vote as may be determined by the internal structure of the participating bodies.

Subd. 2. [PROMULGATION OF THE ASSESSMENT OF NEED CRITERIA.] The board shall promulgate the assessment of need criteria after July 1, 1974 and before September 1, 1974.

Subd. 3. After promulgation of the assessment of need criteria, no application for siting under the Minnesota Power Plant Siting Act shall be certified by the council, and no large energy facility shall be sited or constructed in Minnesota without the issuance of a certificate of need by the board pursuant to this act and the criteria for assessment of need provided in subdivision 2.

Subd. 4. [APPLICATION.] Any utility may apply for a certificate of need to site and construct a new large energy facility. The application shall be on forms and in a manner established by council regulation.

Subd. 5. [PROPOSAL EVALUATION PROCEDURE.] In reviewing each application, the board shall hold at least one public hearing pursuant to chapter 15 of this act and shall study and evaluate the proposal.

Subd. 6. [DETERMINATION.] Within six months of the submission of an application, the board shall act upon the application by issuing a finding giving the reasons for its decision and shall issue or deny a certificate of need for the facility. Issu-

ance of the certificate may be made contingent upon modifications as required by the board.

Subd. 7. [APPLICATION FEES.] Any application for a certificate of need shall be accompanied by a fee not to exceed \$50,000. The board shall establish by regulation a schedule of fees based on the size of the facility and the difficulty of assessment of need. Funds collected in this manner shall be credited to the general fund in the state treasury.

Subd. 8. [RULES AND REGULATIONS.] The board in order to effectuate the purposes of this section, may adopt rules and regulations pursuant to chapter 15 of this act. The commission shall be consulted on such rules and regulations.

Sec. 9. [STAFF AND PERSONNEL.] The council may employ any staff or contract with any person as may be necessary to carry out the provisions of this act. The council shall utilize to the greatest extent possible the data, resources, expertise and personnel from the other state agencies and the available data from the utilities to accomplish the council's duties.

Sec. 10. [PUBLIC HEARINGS.] Notice of public hearings shall be given at least 30, but not more than 45 days, in advance of the hearing. Notice shall be by publication in a newspaper of general circulation in the county where the hearing is to be held and to all interested groups, including, in those hearings held under section 6 in the initial development of the state energy plan, all chief executive offices of county and municipal governments in that region and the appropriate regional development commission.

Sec. 11. [PUBLIC MEETINGS; TRANSCRIPT OF PROCEEDINGS; WRITTEN RECORDS.] Meetings held to carry out the duties prescribed under this act shall be open to the public. Minutes shall be kept of all public meetings and a complete record, by transcript or tape recording, of all public hearings shall be made. All books, records, files, correspondence and all forecasting reports and certificate of need applications shall be available for public inspection at any reasonable time. Any records or other information demonstrated to any utility, coal or petroleum supplier to be a proprietary or trade secrets nature shall be only for the confidential use of the council in exercising its statutory obligations. Provided, however, all such information may be used by the council in compiling or publishing analyses or summaries that do not identify the utility or supplier or reveal any trade secrets.

Sec. 12. [SUBPOENA POWER.] The council and each of its members shall have the power, for the purposes of this act, to issue subpoenas for production of books, records, correspondence and other information and to require attendance of witnesses. Such subpoenas may be served anywhere in the state by any person authorized to serve processes of courts of record.

Sec. 13. [ENFORCEMENT, PENALTIES.] Subdivision 1. Any person who violates this act or any rule or regulation

promulgated hereunder, or knowingly submits false information in any report required by this act shall be guilty of a misdemeanor for the first offense and a gross misdemeanor for the second and each subsequent offense. Each day of violation shall constitute a separate offense.

Subd. 2. The provisions of this act or any rules or regulations promulgated hereunder may be enforced by injunction, action to compel performance or other appropriate action in the district court of the county wherein the violation takes place. The attorney general shall bring any action under this subdivision upon the request of the council, and the existence of an adequate remedy at law shall not be a defense to an action brought under this subdivision.

Subd. 3. When the court finds that any person has violated this act, any rule or regulation hereunder, knowingly submitted false information in any report required by this act or has violated any court order issued under this chapter, the court may impose a civil penalty of not more than \$10,000 for each violation. These penalties shall be paid to the general fund in the state treasury.”.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Governmental Operations.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2291, A bill for an act relating to the economic opportunity program; powers of municipalities; appropriating money; amending Minnesota Statutes 1971, Section 471.655; and Chapter 471, by adding a section.

Reported the same back with the following amendments:

Page 2, line 8, after “APPROPRIATION.)” strike “*The sum of \$946,976 is appropriated annually*”.

Page 2, strike lines 9 through 16 and insert in lieu thereof “*The sum of \$946,978 is herewith appropriated from the general fund to the state auditor, for the fiscal years commencing July 1, 1973 and July 1, 1974; to be dispersed to the agencies as aforementioned to the extent that such local units of government, as are set forth in section 1 of this act shall certify that it has appropriated a sum of no less than 50 percent of the amount to be disbursed by the state, as outlined in this section.*”.

With the recommendation that when so amended to the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

S. F. No. 2275, A bill for an act relating to employees of the fire department of the city of Fridley; transferring full time firemen to the public employees retirement association; providing benefits to members of the firemen's relief association; amending Laws 1969, Chapter 594, Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11; and repealing Laws 1969, Chapter 594, Section 12, Subdivision 3.

Reported the same back with the following amendments:

Page 4, line 24, strike "*the sum of \$88,113*".

Page 4, line 25, strike "*as a credit against*" and insert in lieu thereof "*a sum equal to*".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 1227, A bill for an act establishing a kidney dialysis center at University of Minnesota Hospitals and appropriating moneys therefor.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

S. F. No. 906, A bill for an act relating to disabled persons; enacting the uniform duties to disabled persons act; providing a penalty.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

S. F. No. 1526, A bill for an act relating to welfare; assistance, claim against a blind person's estate; repealing Minnesota Statutes 1971, Section 256.65.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

S. F. No. 1972, A bill for an act relating to public welfare; submission of budget estimates; amending Minnesota Statutes 1971, Section 393.08, Subdivision 1.

Reported the same back with the following amendments:

Page 3, add a new section as follows:

“Sec. 2. *This act is effective on the date following its enactment.*”

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

H. F. No. 991, A bill for an act relating to taxation; assessment of real property; location of training courses for assessors; examinations; amending Minnesota Statutes 1971, Sections 270.46 and 270.47.

Reported the same back with the following amendments:

Page 2, after line 3, add the following:

“Sec. 3. Minnesota Statutes 1971, Chapter 270, is amended by adding a section to read:

[270.493] [CERTAIN TOWNSHIPS OPTION TO CONTINUE EXISTING SYSTEM.] *Notwithstanding the provisions of section 270.49, any township which failed to certify by resolution to the commissioner of taxation its intention to employ or continue to employ a certified assessor on or before April 1, 1972 may make such certification on or before April 1, 1974 in the same manner as provided in section 270.49.*”

Further, amend the title as follows:

Page 1, line 6, after the “;” and before the figure “270.47” strike the word “and”; after the figure “270.47” strike the “.” and insert “; and Chapter 270, by adding a section.”

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

H. F. No. 2011, A bill for an act relating to St. Louis county; levy of taxes for major capital improvements.

Reported the same back with the following amendments:

Page 1, line 7, before "a" insert "except those contained in Minnesota Statutes, Sections 275.50 to 275.57".

Page 1, line 10, add a new sentence to read as follows: "For purposes of this section 'mill' shall be construed to mean a 'mill', after giving effect to Laws of 1971, Chapter 427."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

H. F. No. 2170, A bill for an act relating to taxation; uniform federal tax lien registration act; amending Minnesota Statutes 1971, Sections 272.483 and 272.484.

Reported the same back with the following amendments:

Page 2, line 24, strike "*fifty cents for each name*".

Page 2, line 25, strike "*appearing on the certificate with a minimum fee of \$2*" and insert after the stricken "\$2" "*\$1 for each name certified to and \$1 for each lien certified to*".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 296, A bill for an act relating to taxation; excise tax on motor vehicles; defining purchase price; amending Minnesota Statutes 1971, Section 297B.01, Subdivision 8.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 1950, A bill for an act relating to St. Louis county; tax levy for the county road and bridge fund; repealing Minnesota Statutes 1971, Section 163.05, Subdivision 3.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 2016, A bill for an act relating to regional development commissions; authorizing the issuance of certificates of indebtedness; clarifying sales tax exemptions; amending Minnesota Statutes 1971, Sections 462.39, Subdivision 1; and 462.396, Subdivision 1; and Chapter 462, by adding a section.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

PURSUANT TO JOINT RULE 20, THE FOLLOWING COMMITTEE REPORTS
WERE RE-REFERRED TO THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 673, A bill for an act relating to pollution; beverage containers and the reduction of solid wastes; requiring a deposit on beverage containers sold within this state; providing a penalty.

Reported the same back with the following amendments:

Page 3, line 15, after "of" strike "not less than" and insert in lieu thereof a colon.

Page 3, line 23, strike "(1)".

Page 3, line 25, strike the semicolon and insert in lieu thereof a period. Strike "and,".

Page 3, strike lines 26 through 28.

Page 4, strike lines 1 and 2.

Page 6, line 13, after the period strike the remainder of the line.

Page 6, strike lines 14 through 16.

Page 6, line 17, strike everything through the period.

Page 6, strike lines 22 through 26.

Page 7, line 14, strike "July 1, 1974" and insert in lieu thereof "January 1, 1976"; in the same line strike "March" and insert in lieu thereof "January".

Page 7, line 15, strike "31, 1974" and insert in lieu thereof "1, 1976".

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1409, A bill for an act relating to the policemen's relief association in the city of New Ulm, and membership in the public employees police and fire fund.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1674, A bill for an act relating to retirement; establishing a department of public pensions and retirement headed by a commissioner to consolidate administration of various state-wide retirement plans and programs for public employees.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [MINNESOTA BOARD OF PUBLIC PENSIONS AND RETIREMENT.] Subdivision 1. There is hereby established a Minnesota board of public pensions and retirement, herein referred to as the "coordinating board", and shall appoint a director of public pensions herein referred to as the "director".

Subd. 2. The board of public pensions and retirement shall consist of two members of the board of trustees of the public employees retirement association and one member from the board of trustees of the Minnesota state retirement system. There shall also be one member appointed by the governor and one member appointed by the league of municipalities. Such board shall be established effective July 1, 1973 and each July 1 thereafter, the board of trustees of the Minnesota state retirement system, public employees retirement association and teachers retirement association shall each appoint the board members to serve on the Minnesota board of public pensions and retirement for a period of one year. The appointing board shall fill any vacancy created by the failure of its appointees to be elected to the appointing board or a vacancy created for any other reason. The appointees from the Minnesota state retirement system shall also represent the highway patrolmen's retirement fund.

Subd. 3. Each member of the coordinating board shall be paid \$35.00 per day for each day devoted to the duties as a member of the board. Board members shall be reimbursed for necessary expenses incurred on behalf of the board at a rate prescribed for state employees.

Subd. 4. The director, who shall be in the unclassified service, shall be appointed by the board of public pensions and re-

tirement who shall fix his salary. The director shall be authorized to hire other personnel as necessary to perform the functions of his office.

Subd. 5. The coordinating board may remove the director at any time for cause and after notice and hearing.

Sec. 2. [TERMS.] Subdivision 1. Unless the language or context clearly indicates that a different meaning is intended, the following terms for the purpose of this act shall be given the meanings subjoined to them.

Subd. 2. "Retirement funds" means the Minnesota state retirement system, public employees retirement association, teachers retirement association and highway patrolmen's retirement fund.

Subd. 3. "Appointing board" means the boards of trustees of the Minnesota state retirement system, public employees retirement association and teachers retirement association.

Subd. 4. "Coordinating board" means the Minnesota board of public pensions and retirement created herein.

Sec. 3. The board of public pensions and retirement will coordinate the legislative objectives and promote the efficient administration of the Minnesota state retirement system, highway patrolmen's retirement fund, public employees retirement association and teachers retirement association.

Sec. 4. The administrative costs of the board of public pensions and retirement from and after July 1, 1973 shall be prorated and paid out of the various funds.

Sec. 5. [DIRECTOR, DUTIES, EMPLOYEES.] Subdivision 1. Effective July 1, 1974 the director shall assume the administration of the following pension funds:

- (1) Minnesota state retirement system and any plans or funds administered by said system.
- (2) Public employees retirement association.
- (3) Teachers retirement association.

Subd. 2. All persons employed in the administration of the funds included within subdivision 1 shall be transferred to the director and serve in the classified service of the state.

Subd. 3. The board and the director are hereby charged to prepare and submit to the 1975 session of the legislature in the form of proposed legislation, a plan for the merger of the several pension funds under the jurisdiction of the department into one statewide public pension system which shall equalize the benefit provisions and support rates for the major employees groups within. The proposed legislation shall also include a proposed recodification of the existing pension or retirement laws concerned on the proposed merger, and a proposal for the formation of a permanent board of directors.

Subd. 4. In preparation for the merger of the funds under his jurisdiction the director shall designate a single actuary for the several funds and require that actuarial data be prepared reflecting all the funds in total. The director shall also prepare and submit to the 1974 session of the legislature in the form of proposed legislation, a plan for equalizing benefit provisions and employee contribution rates of existing statewide retirement plans or programs.”

Amend the title, page 1, line 4, by striking “commissioner” and inserting in lieu thereof “director”.

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1836, A bill for an act relating to the policemen's relief association and the firemen's relief association in the city of Eveleth, and membership in the public employees police and fire fund.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1906, A bill for an act relating to the Minnesota highway patrolmen's retirement association; amending Minnesota Statutes 1971, Section 352B.08, Subdivision 2.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. Minnesota Statutes 1971, Section 352B.02, is amended to read:

352B.02 [RETIREMENT ASSOCIATION.] *Subdivision 1.* There is hereby established a highway patrolmen's retirement association, the membership of which shall consist of (HIGHWAY PATROLMEN) *all persons defined in section 352B.01, subdivision 2.* (EVERY HIGHWAY PATROLMAN WHO IS EMPLOYED BY THE STATE OF MINNESOTA, AS SUCH, ON JULY 1, 1943, AND EVERY PERSON EMPLOYED AS A PATROLMAN THEREAFTER, SHALL BECOME A MEMBER OF THIS ASSOCIATION.) Each (PATROLMAN) *member* (WHILE IN THE SERVICE OF THE STATE HIGHWAY PATROL) shall pay a sum equal to (SEVEN) *eight* percent of

his monthly salary. Such amounts shall be deducted monthly by the (COMMISSIONER OF PUBLIC SAFETY) *department head*, who shall cause the total amount of said monthly deductions to be paid to the state treasurer, and shall cause a detailed report of all monthly deductions to be made each month to the secretary of the association. In addition thereto, there shall be paid out of (HIGHWAY) *state funds*, monthly, by the (COMMISSIONER OF PUBLIC SAFETY) *department heads*, a sum equal to (11.2) *12* percent of the salary upon which deductions were made, and a sum equal to ten percent of the salaries upon which deductions were made for the purpose of amortizing the actuarial deficit of the fund, the same to be credited to the *highway patrolmen's retirement fund* (CREATED BY LAWS 1943, CHAPTER 637). All moneys received by said association shall be deposited by the state treasurer in the highway patrolmen's retirement fund (CREATED BY LAWS 1943, CHAPTER 637). Out of said fund shall be paid the expenses of the association, and the benefits and annuities as hereinafter provided.

Subd. 2. The assets, obligations, liabilities, books, papers and records of the state police officers' retirement fund heretofore transferred to the highway patrolmen's retirement association are assets, obligations, liabilities, books, papers and records of the highway patrolmen's retirement association.

Sec. 2. Minnesota Statutes 1971, Section 352B.08, Subdivision 2, is amended to read:

Subd. 2. The annuity shall be paid in monthly installments equal to that portion of the average monthly salary of the (ANNUITANT AS A PATROLMAN FROM WHICH DEDUCTIONS WERE MADE FOR CONTRIBUTION TO EITHER FUND,) *member* multiplied by two and one-half percent for each year of service not exceeding 20 and two percent for each year of service in excess of 20. (FOR PURPOSES OF THIS SUBDIVISION, THAT PORTION OF THE MONTHLY SALARY OF AN ANNUITANT FROM WHICH SUCH DEDUCTIONS WERE MADE FOR THE PERIOD BEFORE JUNE 4, 1969, SHALL BE TREATED AS \$600). *Effective June 1, 1973, "average monthly salary" shall mean the average of the monthly salaries for the five high years of service as a member. The monthly salary for the period prior to July 2, 1969 shall be deemed to be \$600.* In lieu of the life annuity herein provided, the (PATROLMAN) *member or former member* with 20 years or more of service may elect a joint and survivor annuity, payable to his surviving spouse during her natural life, adjusted to the actuarial equivalent value of such life annuity. The joint and survivor annuity elected by a (PATROLMAN) *member* may also provide that the elected annuity be reinstated to the life annuity herein provided, if after drawing the elected joint and survivor annuity, the (SURVIVING) spouse dies prior to the death of the (PATROLMAN) *member*. This reinstatement shall not be retroactive but shall be in effect for the first full month subsequent to the death of the surviving spouse. This additional joint and survivor option with reinstatement clause shall be adjusted to

the actuarial equivalent value of a regular life annuity. The (PATROLMAN) *member* with 20 years or more of service may elect a joint and survivor annuity at any age but payable only on or after his 55th birthdate. *The provisions of this subdivision shall be effective.*

Sec. 3. Minnesota Statutes 1971, Section 352B.10, is amended to read:

352B.10 [DISABILITY BENEFITS.] (1) Any (PATROLMAN) *member* less than 55 years of age, who shall become disabled and physically unfit to perform his duties (AS SUCH SUBSEQUENT TO THE EFFECTIVE DATE OF LAWS 1943, CHAPTER 637) as a direct result of an injury, sickness, or other disability incurred in or arising out of any act of duty, which shall render him physically or mentally unable to perform his duties (AS SUCH HIGHWAY PATROLMAN), shall receive disability benefits during the period of such disability. The benefits shall be paid in monthly installments equal to that portion of the average monthly salary of the beneficiary (AS A PATROLMAN FROM WHICH DEDUCTIONS WERE MADE FOR CONTRIBUTION TO THE STATE EMPLOYEES' RETIREMENT FUND AND HIGHWAY PATROLMEN'S RETIREMENT FUND,) multiplied (a) by 50 percent and, (b) by an additional two percent for each year of service in excess of 20. (FOR PURPOSES OF THIS SECTION, THAT PORTION OF THE MONTHLY SALARY OF AN ANNUITANT FROM WHICH SUCH DEDUCTIONS WERE MADE FOR THE PERIOD BEFORE JUNE 4, 1969, SHALL BE TREATED AS \$600.)

(2) If a (PATROLMAN, AS DESCRIBED IN CLAUSE (1),) *member* is injured under circumstances which entitle him to receive benefits under the Workmen's Compensation Law, he shall receive the same benefits as provided in clause (1), less the amount paid to him in weekly benefits under the Workmen's Compensation Law.

(3) Any (PATROLMAN) *member* who after not less than five years of service, before reaching the age of 55, (RETIREES) *terminates his employment* because of sickness or injury occurring while not on duty and not engaged in state (HIGHWAY PATROL) work *entitling him to membership in the association*, and the (RETIREMENT) *termination* is necessary because the (PATROLMAN) *member* is unable to perform (STATE HIGHWAY PATROL) *his duties* shall be entitled to receive a (LIFE ANNUITY) *disability benefit*. The (ANNUITY) *benefit* shall be in the same amount and paid in the same manner as if the annuitant were 55 years of age at the date of his disability and the annuity were paid pursuant to section 352B.08. Should disability under this clause occur after five but in less than ten years service, the disability benefit shall be the same as though the (PATROLMAN) *member* had at least ten years service.

(4) No (PATROLMAN) *member* shall receive any disability benefit payment when there remains to his credit unused annual leave or sick leave or under any other circumstances, when during the period of disability there has been no impairment of his salary and should such (PATROLMAN) *member* or *former member* resume a gainful occupation and his earnings are less than his salary at the date of disability or the salary currently paid for similar positions, the association shall continue the disability benefit in an amount which when added to such earnings does not exceed his salary at the date of disability or the salary currently paid for similar positions, whichever is higher, provided the disability benefit in such case does not exceed the disability benefit originally allowed.

(5) No disability benefit payment shall be made except upon adequate proof furnished to the association of the existence of such disability, and during the time when any such benefits are being paid, the association shall have the right, at reasonable times, to require the disabled (PATROLMAN) *former member* to submit proof of the continuance of the disability claimed.

Sec. 4. Minnesota Statutes 1971, Section 352B.11, Subdivision 2, is amended to read:

Subd. 2. [DEATH; PAYMENT TO SPOUSE AND CHILDREN.] In the event any (PATROLMAN WHO IS A) member of the association (, AND) serving actively as a (PATROLMAN,) *member* shall die from any cause, the association shall grant annuities or benefit payments from the retirement fund to (ANY WIDOW WHO WAS HIS LEGALLY MARRIED WIFE, RESIDING WITH HIM AT THE TIME OF HIS DEATH AND WHO WAS MARRIED TO HIM, FOR A PERIOD OF AT LEAST ONE YEAR, WHILE OR PRIOR TO THE TIME HE WAS AN ACTIVE MEMBER OF THE ASSOCIATION,) *his surviving spouse* and to a *dependent child* or *dependent children*. (UNDER THE AGE OF 18 YEARS WHO WERE LIVING WHILE THE DECEASED PATROLMAN WAS AN ACTIVE MEMBER OF THE ASSOCIATION,) The (WIDOW) *surviving spouse* and *dependent child* or *dependent children* shall be entitled to annuity as follows:

(a) To the (WIDOW) *surviving spouse*, for her natural life, a monthly annuity equal to 20 percent of that portion of the average monthly salary of the (DECEDENT AS A PATROLMAN) *member* from which deductions were made for (CONTRIBUTION TO THE STATE EMPLOYEES' RETIREMENT FUND AND HIGHWAY PATROLMEN'S RETIREMENT FUND. FOR PURPOSES OF THIS CLAUSE, THE MONTHLY SALARY OF A DECEDENT FROM WHICH SUCH DEDUCTIONS WERE MADE FOR THE PERIOD BEFORE JUNE 4, 1969, SHALL BE TREATED AS \$600). If the (WIDOW) *surviving spouse* remarries, the annuity shall cease as of the date of the remarriage. The (WIDOW) *surviving spouse* of a (PATROLMAN) *former member* who, after attaining 55 years of age, elected to receive a joint and survivor annuity, shall, notwith-

standing her remarriage, receive such joint and survivor annuity, for her natural life, in lieu of the (WIDOW'S) annuity prescribed by this subdivision. In the event such (PATROLMAN) former member did not elect to receive a joint and survivor annuity his (WIDOW) surviving spouse shall receive the (WIDOW'S) annuity provided herein.

(b) Notwithstanding the provisions of clause (a), the surviving spouse of any member who had served for 20 years or more and who was not 55 years of age at his death, shall receive the benefit equal to 20 percent of the average monthly salary as described in clause (a) until the deceased member would have reached his 55th birthday, and beginning the first of the month following that date, she shall be entitled to receive the joint and survivor annuity designated as Option 1 under the administrative procedure of the association dated November 1, 1965. If the surviving spouse remarries prior to the deceased member's 55th birthday, all benefits or annuities shall cease as of the date of remarriage. The provisions of this clause shall be retroactive to July 1, 1969, but no payments shall be made until July 1, 1973.

((B)) (c) To each (UNMARRIED) dependent child, (UNTIL THE CHILD REACHES THE AGE OF 18 YEARS,) a monthly annuity equal to (EIGHT) ten percent of that portion of the average monthly salary of the (DECEDENT AS A PATROLMAN) former member from which deductions were made for (CONTRIBUTION TO THE STATE EMPLOYEES' RETIREMENT FUND AND HIGHWAY PATROLMEN'S RETIREMENT FUND. FOR PURPOSES OF THIS CLAUSE, THE MONTHLY SALARY OF A DECEDENT FROM WHICH SUCH DEDUCTIONS WERE MADE FOR THE PERIOD BEFORE JUNE 4, 1969, SHALL BE TREATED AS \$600). A dependent child over the age of 18 years and under the age of 22 years also may receive the monthly benefit provided herein, if said child is continuously attending an accredited school as a full-time student during the normal school year as determined by the board of the fund. If said child does not continuously attend school but separates himself during any portion of a school year, the annuity shall cease at the end of the month of separation. In addition, the association shall make a payment of \$20 per month to be prorated equally to such children when the (PATROLMAN) former member is survived by one or more dependent children. Payments for the benefit of any qualified dependent child (UNDER THE AGE OF 18 YEARS) shall be made to the (WIDOW) surviving spouse, or if there be none, to the legal guardian of such child. The maximum monthly benefit shall not exceed (\$200) \$400 for any number of children. The provisions of this clause are effective retroactively to March 1, 1967, provided that the increase in the maximum monthly benefit shall not take effect until July 1, 1973; and provided further that the increase in the maximum monthly benefit from \$200 to \$400 shall not be effective retroactively.

((C) IN THE EVENT THAT A PATROLMAN DIED AFTER JULY 1, 1943, AND PRIOR TO THE EFFECTIVE DATE

OF LAWS 1957, CHAPTER 869, WHO, AT THE TIME OF HIS DEATH WAS AN ACTIVE MEMBER OF THE ASSOCIATION AND WHO WAS SURVIVED BY HIS WIDOW, SUCH WIDOW SHALL RECEIVE DURING THE TIME SHE REMAINS UNMARRIED AN AMOUNT IN THE SUM OF 23 PERCENT OF THE SALARY OF THE HIGHEST PAID PATROL OFFICER AS DEFINED BY LAW, PER MONTH FOR HER NATURAL LIFE, TO BE PAID MONTHLY BY THE ASSOCIATION COMMENCING UPON THE EFFECTIVE DATE OF LAWS 1957, CHAPTER 869.)

(d) If the (PATROLMAN) *member* shall die under circumstances which entitle his (WIDOW) *surviving spouse* and dependent children to receive benefits under the Workmen's Compensation Law, the amounts so received by them shall not be deducted from the benefits payable under this section. The provisions of this clause are effective retroactively to June 30, 1964.

(e) In the event any (PATROLMAN) *former member* who had separated from service prior to having completed 20 years of service except (PATROLMEN) *former members* permanently disabled in performance of duty and was not employed (AS A PATROLMAN) *by the state in a capacity entitling him to accumulate allowable service credit* at the time of his death, his widow and children or heirs shall be entitled to receive any funds he may have left on deposit in the highway patrolmen's retirement fund, but shall receive no further benefits under (LAWS 1957, CHAPTER 869) *this chapter*.

Sec. 5. Minnesota Statutes 1971, Chapter 352B, is amended by adding a section to read:

[352B.261] [RETIREMENT BENEFIT INCREASE.] *The benefits payable from the Minnesota adjustable fixed benefit fund authorized and in effect on May 31, 1973 shall be increased in the same ratio that the actuarially computed reserve for such benefits determined by using an interest assumption of three and one-half percent bears to the actuarially computed reserve for such benefits determined by using an interest assumption of five percent. The reserves upon which such increase shall be based shall be the actuarially determined reserve for benefits in effect at June 30, 1972, in accordance with the mortality assumptions then in effect and at interest assumptions of three and one-half percent and five percent. Such ratio of increase computed to the last full one 1/100 of one percent shall be applied to benefits in effect on May 31, 1973 and shall begin to accrue July 1, 1973. Notwithstanding section 356.18, increases in benefit payments pursuant to this section will be made automatically unless the intended recipient files written notice with the highway patrolmen's retirement association requesting that the increase shall not be made.*

Sec. 6. Minnesota Statutes 1971, Chapter 352B, is amended by adding a section to read:

[352B.28] [WIDOWS BENEFITS.] *Subdivision 1. Upon the death of any highway patrolman who retired or separated from state service prior to July 1, 1965, his widow, if she was legally married to him during his service as a patrolman and residing with him at the time of death, shall receive for life an annuity of \$125 per month.*

Subd. 2. The annuity of a widow of a member of the highway patrol who retired or separated from active service prior to July 1, 1965, and the widow of a highway patrolman who dies in service prior to the effective date of Laws 1969, Chapter 693, and who on the effective date of this act is receiving an annuity of less than \$125 per month, shall thereafter be increased to \$125 per month.

Subd. 3. The annuity of a widow currently receiving an annuity by way of the state police officers retirement fund where there was no option of eligibility, shall on the effective date of this act be increased to \$125 per month.

Subd. 4. The annuity of any widow granted or supplemented by this section shall cease in the event of remarriage of the recipient.

Sec. 7. Unless otherwise specifically provided this act is effective the day following the final enactment."

Further, amend the title as follows:

Strike line 5, and insert in lieu thereof "Sections 352B.02; 352B.08, Subdivision 2; 352B.10; 352B.11, Subdivision 2; and Chapter 352B, by adding sections."

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1986, A bill for an act relating to the city of Virginia; firemen's service, disability, and survivors pensions; repealing Laws 1953, Chapter 399, Sections 18, 20, and 23, as amended.

Reported the same back with the following amendments:

Page 3, after line 20, add a section to read:

"Sec. 5. Commencing in the year 1980, in addition to the minimum obligation required by Minnesota Statutes, Section 69.77, the city of Virginia shall provide additional financing to the firemen's relief association sufficient to amortize by the year 2010 the fund deficits as determined in accordance with Minnesota Statutes, Section 69.73. Payments for the firemen's relief association shall be exempt from levy limitations."

Page 3, after line 26, add a new section to read:

"Sec. 7. This act is effective upon its approval by the governing body of the city of Virginia and compliance with Minnesota Statutes, Section 645.021."

Renumber sections accordingly.

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 1987, A bill for an act relating to the city of St. Cloud; providing for the continuance of a retirement program for police officers employed by the city.

Reported the same back with the following amendment:

Page 1, line 18, strike "never" and "less than".

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2157, A bill for an act relating to the Anoka police relief association; membership in the public employees police and fire fund.

Reported the same back with the following amendment:

Page 2, line 10, strike "1973" and insert in lieu thereof "1971".

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2226, A bill for an act relating to retirement; distribution of state aid to policemen's relief associations; amending Minnesota Statutes 1971, Sections 69.011, Subdivisions 1, 2, and 4; and 69.021, Subdivisions 5, 6, and 7; repealing Laws 1971, Chapter 695, Section 6.

Reported the same back with the following amendments:

Page 3, line 15, after "department" insert "*or having a contract with the sheriff of the county for municipal police service and the sheriff of each county in the state*".

Page 3, line 16, after "clause 2" strike the balance of the sentence on lines 16 through 22 and insert in lieu thereof "shall certify to the commissioner on a form prescribed by him the number of full time police officers or sheriff and deputy sheriffs as the case may be actively serving his municipality or county sheriff's department. The certification form must also require certification as to the police relief association or other pension fund to which the employer of each person certified is required to contribute, except that whenever municipal police service is being received under contract with the sheriff, the municipality shall include in its certification the full time man years of policing provided by the deputy sheriffs. Each sheriff must certify the total number of full time deputy sheriffs, listing separately by municipality the number, if any, that are attributable to the municipal police service by contract, which number, if any, shall be deducted from the number of deputy sheriffs on which state aid direct to the sheriff's department will be based. Where there is a police service contract and the number of full time man years certified by the municipality and the number certified by the sheriff do not agree, state aid will be based on the lowest number. A full time police officer, sheriff or deputy sheriff must be an officer who has power of arrest with or without a warrant and who is employed in such positions on a salaried basis for a minimum of one hundred sixty hours each month."

Page 3, line 25, restore the stricken (1).

Page 5, lines 7 through 10, in lieu of the stricken language, insert the following:

"(2) Any municipality in this state having for more than one year an organized police department established by the governing body, which includes having a contract with the sheriff of the county for municipal police service and the department of the sheriff of each county in the state, may qualify to receive state police aid."

Page 5, line 25, restore the stricken language.

Page 6, line 1, after "aid", strike the balance of the subdivision on lines 1 through 16 and insert in lieu thereof "shall be distributed on the basis of full time active police officers, including deputy sheriffs. The commissioner, on the basis of the certifications required in accordance with Minnesota Statutes 1971, section 69.011, subdivision 2, clause (b) as amended in section 2 of this act, shall determine the amount of state police aid available per full time police officer and deputy sheriff.

State police aid shall in all instances be paid to the employing authority, but it shall be unlawful for any such municipality or sheriff to expend any such funds for any purpose other than to apply on the cost of the pensions for the persons on whom the qualification for state police aid was based. Each municipality under contract with the sheriff shall in its compensation to the sheriff specify the amount derived from state police aid and the sheriff must apply the said amount only for pension purposes

in the same manner as he applies state aid paid directly to his office."

Page 10, line 28, strike all of line 28.

Page 11, strike lines 1, 2, 3 and 4.

Further amend the title on page 1, lines 7 and 8 by striking " ; repealing Laws 1971, Chapter 695, Section 6".

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2381, A bill for an act relating to retirement; bureau of health personnel in cities of the first class; amending Minnesota Statutes 1971, Section 425.02; and Chapter 425, by adding a section; repealing Laws 1971, Chapter 578, Section 2.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Subdivision 1. Notwithstanding any provision to the contrary in Minnesota Statutes 1971, Chapter 425, as of July 1, 1973, each employee of the bureau of health in the city of St. Paul who is a member of the bureau of health pension fund established pursuant to Chapter 425 shall cease to be a member of such fund and become a member of the public employees' retirement association.

Subd. 2. Each such employee shall receive service credit in the basic plan of the public employees retirement association as if he had been a member of such fund during his entire service in the bureau of health.

Subd. 3. The retired or disabled former employees receiving benefits from the bureau of health pension fund shall be transferred without change in the level of benefits to the responsibility of the public employees' retirement association as of July 1, 1973.

Subd. 4. The public employees' retirement association shall make said former employees of the bureau of health who are retired under service pensions subject to the provisions of the Minnesota adjustable fixed benefit fund as if each person had retired on July 1, 1973 with the amount of monthly pension he is receiving.

Sec. 2. Subdivision 1. The city of St. Paul shall pay the public employees' retirement association for the reserves required to be deposited July 1, 1973 with the Minnesota adjustable fixed benefit fund to support the benefits being paid to the retired persons transferred pursuant to this act.

The amount shall be determined in accordance with an assumed interest rate of five percent and the mortality table in use by the public employees' retirement association.

Subd. 2. The city of St. Paul shall pay the public employees' retirement association for the past service obligations for the active employed members of the bureau of health relief association calculated on the basis of the benefit formula and actuarial assumptions in use as of the effective date of the transfer.

Subd. 3. The total obligation to the public employees' retirement association acquired as provided herein shall be calculated by the actuary of that fund and submitted to the city of St. Paul's city administrator along with an explanation of the procedure and data used in the calculation. The city council may submit the result for analysis to the actuary of the bureau of health pension fund. In case the city council and the public employees' retirement association do not agree on the total obligation, the actuary of the Minnesota state retirement system or the actuary of the state teachers' retirement association may be retained to determine the total obligation. The total obligation shall be determined no later than October 1, 1973.

Subd. 4. The assets as of July 1, 1973 of the bureau of health pension fund shall be paid to the public employees' retirement association as a credit against the total obligation. Any additional assets that accrue to the bureau of health pension fund after July 1, 1973 and before December 31, 1973 shall also be so paid and so credited.

Sec. 3. Subdivision 1. The total obligation when finally determined shall be considered to have accrued as of July 1, 1973 and the unpaid balance after that date shall accrue interest compounded at the rate of six percent per year.

Subd. 2. The city of St. Paul shall pay to the public employees' retirement association at least one-tenth per year of the unpaid balance on October 1, 1973 of the total obligation, plus accrued interest compounded at the rate of six percent each year.

Subd. 3. The city is authorized to levy such an amount each year as is necessary to make the payment required under this act. Such levy shall be in excess of any limitation imposed by law; or the city is hereby authorized to sell bonds in such amount as will provide funds to pay the public employees' retirement association the entire unpaid balance of the total obligations.

The maturity of such bonds shall not be more than fifteen years from the date of sale. Such bonds may be issued and sold without a vote of the electorate and shall not be included in the net debt of the city for the purpose of any charter or statutory debt limitation and taxes for the payment of the bonds and interest thereon shall not be subject to any statutory or charter limitation of rate or amount.

Sec. 4. The active employees of the bureau of health herein transferred to membership in the public employees' retirement

association may exercise an option to retire with benefits calculated in accordance with Minnesota Statutes, Chapter 425, as modified by Chapter 1102, Laws of 1969. Such option must be filed on or before September 1, 1973 with the city administrator of the city of St. Paul.

Sec. 5. Laws 1971, Chapter 578, Section 2, is repealed.

Sec. 6. This act shall be effective the day following its final enactment.”.

Further amend the title as follows:

Line 4, strike “amending Minnesota Statutes 1971,”.

Strike line 5.

Line 6, strike “adding a section;”.

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

H. F. No. 2473, A bill for an act relating to retirement; interest assumptions for firemen’s relief purposes; amending Minnesota Statutes 1971, Sections 69.73; 69.77, Subdivision 2; and 69.772, Subdivision 3.

Reported the same back with the following amendments:

Amend the title in line 3, after “for” insert “police and”.

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1372, 991, 2011, and 2170 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 1242, 1351, 1160, 1824, 1353, 900, 929, 1037, 2233, 2118, 2275, 906, 1526, 1972, 296, 1950, and 2016 were read for the second time.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule No. 13, Kahn reported the progress of S. F.No. 765 now in Conference Committee.

INTRODUCTION OF BILLS

Ferderer, Boland, Nelson, Kelly, and Lombardi introduced:

H. F. No. 2508, A bill for an act relating to education; smoking by students; allowing public secondary schools to designate smoking areas for certain students.

The bill was read for the first time and referred to the Committee on Education.

Johnson, D.; Ojala; Fugina; Adams, S.; and Anderson, I., introduced:

H. F. No. 2509, A bill for an act relating to education; organization of school districts on Indian reservations.

The bill was read for the first time and referred to the Committee on Education.

Johnson, J.; Casserly; Stanton; Lindstrom, E.; and Belisle introduced:

H. F. No. 2510, A bill for an act relating to game and fish; free fishing licenses for certain residents; amending Minnesota Statutes 1971, Section 98.47, Subdivision 8.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Parish; Peterson; Johnson, C.; Lindstrom, J.; and Mann introduced:

H. F. No. 2511, A bill for an act relating to courts; providing pensions for spouses of deceased judges of probate or county court; establishing a probate and county judges survivor fund to replace the special survivor retirement account and providing for investment of assets of such fund; appropriating money; amending Minnesota Statutes 1971, Section 490.12, Subdivisions 7 and 8.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Moe, Kelly, Newcome, Cummiskey, and Carlson, A., introduced:

H. F. No. 2512, A bill for an act relating to the capitol area architectural and planning commission, redefining the powers thereof; amending the powers of the commissioner of administration and of the Minnesota state historical society; amending Minnesota Statutes 1971, Sections 15.50, Subdivisions 1 and 2, and by adding a subdivision; 16.02, Subdivisions 5, 6, 9, 10, 14, and 25; 16.025, Subdivision 1; 16.22; 16.23; 16.25; 16.32, by adding a subdivision; 16.72, by adding a subdivision; 16.82, Subdivision 1; 138.53, by adding a subdivision; 138.68; repealing Minnesota Statutes 1971, Sections 15.50, Subdivisions 4 and 8; and 138.67, Subdivision 3.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Pehler; McCarron; Voss; Anderson, G.; and Eken introduced:

H. F. No. 2513, A bill for an act relating to the reimbursement of public officers and employees for the use of privately owned automobiles; amending Minnesota Statutes 1971, Section 15A.20, Subdivision 1.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Pavlak, R.; Lindstrom, E.; Tomlinson; LaVoy; and Menke introduced:

H. F. No. 2514, A bill for an act relating to taxation; providing for increase in fee for issuance of certain deeds by commissioner of taxation; amending Minnesota Statutes 1971, Sections 282.33, Subdivision 1; and 282.36.

The bill was read for the first time and referred to the Committee on Taxes.

Pavlak, R.; Lindstrom, E.; Tomlinson; LaVoy; and Menke introduced:

H. F. No. 2515, A bill for an act relating to taxation; providing for tax on use of special fuels; amending Minnesota Statutes 1971, Section 296.12, Subdivision 9.

The bill was read for the first time and referred to the Committee on Taxes.

Pavlak, R.; Lindstrom, E.; Tomlinson; LaVoy; and Menke introduced:

H. F. No. 2516, A bill for an act relating to taxes on and measured by net income; prescribing penalties; amending Minnesota Statutes 1971, Section 290.92, Subdivision 15.

The bill was read for the first time and referred to the Committee on Taxes.

Dieterich; Johnson, D.; LaVoy; Pehler; and Vanasek introduced:

H. F. No. 2517, A bill for an act relating to taxation; providing for declaration of value attached to transfers of real property; amending Minnesota Statutes 1971, Section 287.241, Subdivisions 2 and 3.

The bill was read for the first time and referred to the Committee on Taxes.

McMillan introduced:

H. F. No. 2518, A bill for an act relating to the city of Austin; membership of new police and firemen in the public employees retirement association.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Parish; Adams, J.; Wolcott; Biersdorf; and Brinkman introduced:

H. F. No. 2519, A bill for an act relating to public utilities; regulating the filing by certain public utilities of mortgages or deeds of trust along with instruments already required to be filed under the provisions of the uniform commercial code; amending Minnesota Statutes 1971, Chapter 300, by adding a section.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 347, A bill for an act relating to wild animals; taking of small game by an owner or lessee of the land; amending Minnesota Statutes 1971, Section 98.47, Subdivision 10.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 399, A bill for an act relating to claims against the state; providing for payment of claims approved by the claims commission; appropriating money.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVERN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 813, A bill for an act relating to state parks; providing free admission to such parks for certain senior and handicapped persons.

PATRICK E. FLAHAVERN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Munger moved that the House concur in the Senate amendments to H. F. No. 813 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 813, A bill for an act relating to state parks and recreation areas; requiring free admission and reduced user fees for senior citizens; amending Minnesota Statutes 1971, Section 85.05.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 125, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Brinkman	Erdahl	Heinitz	Larson
Adams, S.	Carlson, B.	Erickson	Hook	LaVoy
Andersen, R.	Carlson, L.	Esau	Jacobs	Lemke
Anderson, D.	Casserly	Faricy	Jaros	Lindstrom, E.
Anderson, G.	Cleary	Ferderer	Johnson, C.	Lombardi
Anderson, I.	Clifford	Fjoslien	Johnson, D.	Long
Becklin	Connors	Flakne	Johnson, J.	Mann
Belisle	Culhane	Forsythe	Johnson, R.	McArthur
Bell	Cummiskey	Fudro	Jopp	McCarron
Bennett	Dahl	Fugina	Jude	McCauley
Berg	DeGroat	Graba	Kahn	McEachern
Berglin	Dieterich	Graw	Kelly	McFarlin
Biersdorf	Dirlam	Hagedorn	Kempe	McMillan
Boland	Eckstein	Hanson	Knickerbocker	Menke
Braun	Enebo	Haugerud	Laidig	Miller, D.

Miller, M.	Parish	Resner	Searle	Tomlinson
Moe	Patton	Rice	Sherwood	Ulland
Munger	Pavlak, R.	Ryan	Sieben, H.	Vanasek
Myrah	Pavlak, R. L.	St. Onge	Sieben, M.	Vento
Nelson	Pehler	Salchert	Skaar	Weaver
Newcome	Peterson	Samuelson	Smith	Wenzel
Niehaus	Pieper	Sarna	Spanish	Wigley
Norton	Pleasant	Savelkoul	Stangeland	Wohlwend
Ohnstad	Prahl	Schreiber	Stanton	Wolcott
Ojala	Quirin	Schulz	Swanson	Mr. Speaker

Those who voted in the negative were:

Carlson, A.

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 835, A bill for an act relating to divorce; abolishing the action and substituting proceedings for dissolution; amending Minnesota Statutes 1971, Sections 518.001; 518.01; 518.03; 518.06; 518.07; 518.09; 518.10; 518.11; 518.12; 518.13; 518.14; 518.15; 518.16; 518.17; 518.175, Subdivision 1; 518.25; 518.27; 518.54; 518.55; 518.551; 518.57; 518.58; 518.59; 518.62; 518.63; 518.64 and 518.66; repealing Minnesota Statutes 1971, Sections 518.08; 518.26 and 518.28.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Kahn moved that the House concur in the Senate amendments to H. F. No. 835 and that the bill be repassed as amended by the Senate.

Weaver moved that the House refuse to concur in the Senate amendments to H. F. No. 835, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House request that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses.

A roll call was requested and properly seconded.

The question was taken on the motion by Weaver and the roll being called, there were yeas 78, and nays 48, as follows:

Those who voted in the affirmative were:

Adams, S.	Belisle	Braun	DeGroat	Faricy
Andersen, R.	Bell	Brinkman	Dirlam	Ferderer
Anderson, D.	Bennett	Carlson, A.	Erdahl	Fjoslien
Anderson, G.	Berg	Cleary	Erickson	Flakne
Becklin	Biersdorf	Connors	Esau	Forsythe

Graba	Jude	Lombardi	Ohnstad	Searle
Graw	Kelly	Long	Patton	Skaar
Hagedorn	Kempe	Mann	Pavlak, R.	Smith
Hanson	Klaus	McArthur	Pavlak, R. L.	Stangeland
Heinitz	Knickerbocker	McCauley	Pehler	Weaver
Hook	Kvam	McEachern	Pieper	Wenzel
Jacobs	Laidig	McFarlin	Pleasant	Wigley
Johnson, C.	Larson	Miller, M.	St. Onge	Wohlwend
Johnson, J.	Lemke	Myrah	Savelkoul	Wolcott
Johnson, R.	Lindstrom, E.	Newcome	Schreiber	
Jopp	Lindstrom, J.	Niehaus	Schulz	

Those who voted in the negative were:

Adams, J.	Dieterich	McCarron	Prahl	Spanish
Anderson, I.	Eckstein	McMillan	Resner	Stanton
Berglin	Enebo	Menke	Rice	Swanson
Boland	Fudro	Miller, D.	Ryan	Tomlinson
Carlson, B.	Fugina	Munger	Salchert	Ulland
Carlson, L.	Grove	Nelson	Samuelson	Vanasek
Cassery	Jaros	Norton	Sarna	Vento
Clifford	Johnson, D.	Ojala	Sherwood	Mr. Speaker
Culhane	Kahn	Parish	Sieben, H.	
Cummiskey	LaVoy	Peterson	Sieben, M.	

The motion by Weaver prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 873, A bill for an act relating to subdivided lands; the regulation of the disposition of lots, parcels, units or interests in land within real estate subdivisions; to require registration; to protect the purchaser from unfair and deceptive trade practices; to provide for the filing of bonds and performance assurances; to regulate advertising, promotion and sales contracts; to provide for the payment of fees; and to provide penalties; repealing Minnesota Statutes 1971, Sections 83.01 to 83.19.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Vento moved that the House concur in the Senate amendments to H. F. No. 873 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 873, A bill for an act relating to subdivided lands; the regulation of the disposition of lots, parcels, units or interests in lands within real estate subdivisions; to require registration; to protect the purchaser from unfair and deceptive trade practices; to provide for the filing of bonds and performance assurances; to regulate advertising, promotion and sales contracts; to provide for the payment of fees; and to provide penalties; repealing Minnesota Statutes 1971, Sections 83.01 to 83.19.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 125, and nays 5, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	Menke	Samuelson
Adams, S.	DeGroat	Johnson, C.	Miller, D.	Sarna
Andersen, R.	Dieterich	Johnson, D.	Miller, M.	Savelkoul
Anderson, D.	Dirlam	Johnson, R.	Moe	Schreiber
Anderson, G.	Eckstein	Jopp	Munger	Schulz
Anderson, I.	Eken	Jude	Nelson	Searle
Becklin	Enebo	Kahn	Newcome	Sherwood
Belisle	Erdahl	Kelly	Niehaus	Sieben, H.
Bell	Erickson	Kempe	Norton	Sieben, M.
Bennett	Esau	Knickerbocker	Ohnstad	Skaar
Berg	Faricy	Kvam	Ojala	Smith
Berglin	Ferderer	Laidig	Parish	Spanish
Biersdorf	Fjoslien	Larson	Patton	Stanton
Boland	Flakne	LaVoy	Pavlak, R.	Swanson
Braun	Forsythe	Lemke	Pavlak, R. L.	Tomlinson
Brinkman	Fudro	Lindstrom, E.	Pehler	Ulland
Carlson, A.	Fugina	Lindstrom, J.	Peterson	Vanasek
Carlson, B.	Graba	Lombardi	Pieper	Vento
Carlson, L.	Graw	Mann	Pleasant	Voss
Casserly	Growe	McArthur	Quirin	Weaver
Cleary	Hagedorn	McCarron	Resner	Wenzel
Clifford	Hanson	McCauley	Rice	Wigley
Connors	Heinitz	McEachern	Ryan	Wohlwend
Culhane	Hook	McFarlin	St. Onge	Wolcott
Cummiskey	Jacobs	McMillan	Salchert	Mr. Speaker

Those who voted in the negative were:

Johnson, J.	Long	Myrah	Prahl	Stangeland
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The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 945, A bill for an act relating to safety in the use of waters of this state; establishing a watercraft safety program; increasing certain license fees; providing penalties; amending Minnesota Statutes 1971, Sections 361.055; 361.22, Subdivision 2; and Chapter 361, by adding a section.

PATRICK E. FLAHAVERN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Hanson moved that the House concur in the Senate amendments to H. F. No. 945 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 945, A bill for an act relating to safety in the use of waters of this state; establishing a watercraft safety program; increasing certain license fees; providing penalties; amending

Minnesota Statutes 1971, Sections 361.055; 361.22, Subdivision 2; and Chapter 361, by adding a section.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 123, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Kahn	Munger	Schreiber
Adams, S.	Enebo	Kelly	Myrah	Schulz
Andersen, R.	Erdahl	Kempe	Nelson	Searle
Anderson, D.	Erickson	Klaus	Newcome	Sherwood
Anderson, G.	Faricy	Knickerbocker	Niehau	Sieben, H.
Anderson, I.	Ferderer	Kvam	Norton	Sieben, M.
Becklin	Fjoslien	Laidig	Ohnstad	Skaar
Belisle	Flakne	Larson	Ojala	Smith
Bell	Forsythe	LaVoy	Parish	Spanish
Bennett	Fudro	Lemke	Patton	Stangeland
Berg	Fugina	Lindstrom, E.	Pavlak, R.	Stanton
Berglin	Graba	Lindstrom, J.	Pavlak, R. L.	Swanson
Biersdorf	Graw	Lombardi	Pehler	Tomlinson
Boland	Grove	Long	Peterson	Ulland
Braun	Hagedorn	Mann	Pieper	Vanasek
Brinkman	Hanson	McArthur	Pleasant	Vento
Carlson, A.	Heinitz	McCarron	Quirin	Voss
Carlson, L.	Hook	McCauley	Resner	Weaver
Casserly	Jacobs	McEachern	Rice	Wenzel
Cleary	Jaros	McFarlin	Ryan	Wigley
Clifford	Johnson, D.	McMillan	St. Onge	Wohlwend
Connors	Johnson, J.	Menke	Salchert	Wolcott
Cummiskey	Johnson, R.	Miller, D.	Samuelson	Mr. Speaker
Dahl	Jopp	Miller, M.	Sarna	
Dieterich	Jude	Moe	Savelkoul	

Those who voted in the negative were:

Culhane	DeGroat	Dirlam
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The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1053, A bill for an act relating to workmen's compensation; raising minimum weekly benefits; coordinating the payment of workmen's compensation death benefits with governmental death benefits; extending coverage to occupational diseases; amending Minnesota Statutes 1971, Sections 176.101, Subdivisions 1, 2, and 3; 176.111, Subdivisions 19, 20, and by adding a subdivision; 176.131, Subdivision 7; 176.132, Subdivision 2; 176.151; 176.66, Subdivision 1; and repealing Minnesota Statutes 1971, Sections 176.66, Subdivisions 2, 3, 4, 5, 6, 7, 8 and 9; 176.661 to 176.668.

PATRICK E. FLAHAVEN, Secretary of the Senate

Vento moved that the House refuse to concur in the Senate amendments to H. F. No. 1053, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1217, A bill for an act relating to employees of the state and of the University of Minnesota; prohibiting financial or beneficial interest in state business; exception; providing a penalty; repealing Minnesota Statutes 1971, Sections 16.11, 241.12, and 246.20.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Vento moved that the House concur in the Senate amendments to H. F. No. 1217 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1217, A bill for an act relating to state employees; prohibiting the receipt of gratuities or other advantages by state employees or their families because of state business; providing a penalty; repealing Minnesota Statutes 1971, Sections 16.11, 241.12, and 246.20.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Casserly	Flakne	Kahn	McFarlin
Adams, S.	Cleary	Forsythe	Kelly	McMillan
Andersen, R.	Clifford	Fudro	Kempe	Menke
Anderson, D.	Connors	Fugina	Klaus	Miller, D.
Anderson, G.	Culhane	Graba	Knickerbocker	Miller, M.
Anderson, I.	Cummiskey	Graw	Kvam	Moe
Becklin	Dahl	Growe	Laidig	Munger
Belisle	DeGroat	Hagedorn	Larson	Myrah
Bell	Dieterich	Hanson	LaVoy	Nelson
Bennett	Dirlam	Heinitz	Lemke	Newcome
Berg	Eckstein	Hook	Lindstrom, E.	Niehaus
Berglin	Eken	Jacobs	Lindstrom, J.	Norton
Biersdorf	Enebo	Jaros	Lombardi	Ohnstad
Boland	Erdahl	Johnson, C.	Long	Ojala
Braun	Erickson	Johnson, D.	Mann	Parish
Brinkman	Esau	Johnson, J.	McArthur	Pavlak, R.
Carlson, A.	Faricy	Johnson, R.	McCarron	Pavlak, R. L.
Carlson, B.	Ferderer	Jopp	McCauley	Pehler
Carlson, L.	Fjoslien	Jude	McEachern	Peterson

Pieper	St. Onge	Searle	Stangeland	Voss
Pleasant	Salchert	Sherwood	Stanton	Weaver
Prahl	Samuelson	Sieben, H.	Swanson	Wenzel
Quirin	Sarna	Sieben, M.	Tomlinson	Wigley
Resner	Savelkoul	Skaar	Ulland	Wohlwend
Rice	Schreiber	Smith	Vanasek	Wolcott
Ryan	Schulz	Spanish	Vento	Mr. Speaker

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1750, A bill for an act relating to the Crow Wing county welfare board and the county nursing home board; providing for increased compensation.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Samuelson moved that the House concur in the Senate amendments to H. F. No. 1750 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1750, A bill for an act relating to the Crow Wing county welfare board and the county nursing home board; providing for increased compensation.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Clifford	Graba	Larson	Newcome
Adams, S.	Connors	Graw	LaVoy	Niehaus
Andersen, R.	Culhane	Growe	Lemke	Norton
Anderson, D.	Cummiskey	Hagedorn	Lindstrom, E.	Ohnstad
Anderson, G.	Dahl	Hanson	Lindstrom, J.	Ojala
Anderson, I.	DeGroat	Heinitz	Lombardi	Parish
Becklin	Dieterich	Hook	Long	Pavlak, R.
Belisle	Dirlam	Jacobs	Mann	Pavlak, R. L.
Bell	Eckstein	Jaros	McArthur	Pehler
Bennett	Eken	Johnson, D.	McCarron	Peterson
Berg	Enebo	Johnson, J.	McCauley	Pieper
Berglin	Erdahl	Johnson, R.	McEachern	Pleasant
Biersdorf	Erickson	Jopp	McFarlin	Prahl
Boland	Esau	Jude	McMillan	Quirin
Braun	Faricy	Kahn	Menke	Resner
Brinkman	Ferderer	Kelly	Miller, D.	Rice
Carlson, A.	Fjoslien	Kempe	Miller, M.	Ryan
Carlson, B.	Flakne	Klaus	Moe	St. Onge
Carlson, L.	Forsythe	Knickerbocker	Munger	Salchert
Casserly	Fudro	Kvam	Myrah	Samuelson
Cleary	Fugina	Laidig	Nelson	Sarna

Savelkoul	Sieben, H.	Stangeland	Vanasek	Wigley
Schreiber	Sieben, M.	Stanton	Vento	Wohlwend
Schulz	Skaar	Swanson	Voss	Wolcott
Searle	Smith	Tomlinson	Weaver	Mr. Speaker
Sherwood	Spanish	Ulland	Wenzel	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1772, A bill for an act relating to the Minnesota historical society; commissioning a painting concerning Indian life; appropriating money.

PATRICK E. FLAHAVEN, Secretary of the Senate

Connors moved that the House refuse to concur in the Senate amendments to H. F. No. 1772, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1853, A bill for an act relating to Morrison county; providing for increased compensation for county welfare board; amending Laws 1967, Chapter 818, Section 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Wenzel moved that the House concur in the Senate amendments to H. F. No. 1853 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1853, A bill for an act relating to Morrison county; providing for increased compensation for county welfare board; amending Laws 1967, Chapter 818, Section 1.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Miller, M.	Savelkoul
Adams, S.	Dirlam	Johnson, R.	Moe	Schreiber
Andersen, R.	Eckstein	Jopp	Munger	Schulz
Anderson, D.	Eken	Jude	Myrah	Searle
Anderson, G.	Enebo	Kahn	Nelson	Sherwood
Anderson, I.	Erdahl	Kelly	Newcome	Sieben, H.
Becklin	Erickson	Kempe	Niehaus	Sieben, M.
Belisle	Esau	Klaus	Norton	Skaar
Bell	Faricy	Knickerbocker	Ohnstad	Spanish
Bennett	Ferderer	Kvam	Ojala	Stangeland
Berg	Fjoslien	Laidig	Parish	Stanton
Berglin	Flakne	Larson	Pavlak, R.	Swanson
Biersdorf	Forsythe	LaVoy	Pavlak, R. L.	Tomlinson
Boland	Fudro	Lemke	Pehler	Ulland
Braun	Fugina	Lindstrom, E.	Peterson	Vanasek
Brinkman	Graba	Lindstrom, J.	Pieper	Vento
Carlson, A.	Graw	Lombardi	Pleasant	Voss
Carlson, B.	Grove	Long	Prahl	Weaver
Carlson, L.	Hagedorn	Mann	Quirin	Wenzel
Casserly	Hanson	McArthur	Resner	Wigley
Cleary	Haugerud	McCarron	Rice	Wohlwend
Clifford	Heinitz	McEachern	Ryan	Wolcott
Connors	Hook	McFarlin	St. Onge	Mr. Speaker
Cummiskey	Jacobs	McMillan	Salchert	
Dahl	Jaros	Menke	Samuelson	
DeGroat	Johnson, D.	Miller, D.	Sarna	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1903, A bill for an act authorizing the commissioner of administration to convey the water system at the Brainerd state hospital to the city of Brainerd, Crow Wing county, Minnesota.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Samuelson moved that the House concur in the Senate amendments to H. F. No. 1903 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1903, A bill for an act authorizing the commissioner of administration to convey the water system at the Brainerd state hospital to the city of Brainerd, Crow Wing county, Minnesota.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Miller, M.	Schreiber
Adams, S.	Dirlam	Johnson, R.	Moe	Schulz
Andersen, R.	Eckstein	Jopp	Munger	Searle
Anderson, D.	Eken	Jude	Myrah	Sherwood
Anderson, G.	Enebo	Kahn	Nelson	Sieben, H.
Anderson, I.	Erdahl	Kelly	Newcome	Sieben, M.
Becklin	Erickson	Kempe	Niehaus	Skaar
Belisle	Esau	Klaus	Norton	Smith
Bell	Faricy	Knickerbocker	Ohnstad	Spanish
Bennett	Ferderer	Kvam	Ojala	Stangeland
Berg	Fjoslien	Lajdig	Parish	Stanton
Berglin	Flakne	Larson	Pavlak, R.	Swanson
Biersdorf	Forsythe	LaVoy	Pavlak, R. L.	Tomlinson
Boland	Fudro	Lemke	Pehler	Ulland
Braun	Fugina	Lindstrom, E.	Peterson	Vanasek
Brinkman	Graba	Lindstrom, J.	Pieper	Vento
Carlson, A.	Graw	Lombardi	Pleasant	Voss
Carlson, B.	Growe	Long	Prahl	Weaver
Carlson, L.	Hagedorn	Mann	Quirin	Wenzel
Casserly	Hanson	McArthur	Resner	Wigley
Cleary	Haugerud	McCarron	Rice	Wohlwend
Clifford	Heinitz	McCauley	Ryan	Wolcott
Connors	Hook	McEachern	St. Onge	Mr. Speaker
Culhane	Jacobs	McFarlin	Saichert	
Cummiskey	Jaros	McMillan	Samuelson	
Dahl	Johnson, C.	Menke	Sarna	
DeGroat	Johnson, D.	Miller, D.	Savelkoul	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1948, A bill for an act relating to the town of Ramsey in Anoka county; providing certain powers.

PATRICK E. FLAHAVERN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Ohnstad moved that the House concur in the Senate amendments to H. F. No. 1948 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1948, A bill for an act relating to the town of Ramsey in Anoka county; providing certain powers.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Menke	Samuelson
Adams, S.	Dirlam	Johnson, J.	Miller, D.	Sarna
Andersen, R.	Eckstein	Johnson, R.	Miller, M.	Savelkoul
Anderson, D.	Eken	Jopp	Moe	Schreiber
Anderson, G.	Enebo	Jude	Munger	Schulz
Anderson, I.	Erdahl	Kahn	Myrah	Searle
Becklin	Erickson	Kelly	Nelson	Sherwood
Belisle	Esau	Kempe	Newcome	Sieben, H.
Bell	Faricy	Klaus	Niehaus	Sieben, M.
Bennett	Ferderer	Knickerbocker	Norton	Skaar
Berg	Fjoslien	Kvam	Ohnstad	Smith
Berglin	Flakne	Laidig	Ojala	Spanish
Biersdorf	Forsythe	Larson	Parish	Stangeland
Boland	Fudro	LaVoy	Pavlak, R.	Stanton
Braun	Fugina	Lemke	Pavlak, R. L.	Swanson
Brinkman	Graba	Lindstrom, E.	Pehler	Tomlinson
Carlson, A.	Graw	Lindstrom, J.	Peterson	Ulland
Carlson, B.	Growe	Lombardi	Pieper	Vanasek
Carlson, L.	Hagedorn	Long	Pleasant	Vento
Casserly	Hanson	Mann	Prahl	Voss
Cleary	Haugerud	McArthur	Quirin	Weaver
Clifford	Heinitz	McCarron	Resner	Wenzel
Connors	Hook	McCauley	Rice	Wigley
Culhane	Jacobs	McEachern	Ryan	Wohlwend
Cummiskey	Jaros	McFarlin	St. Onge	Wolcott
Dahl	Johnson, C.	McMillan	Salchert	Mr. Speaker

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1968, A bill for an act relating to the city of Saint Paul, authorizing the issuance of bonds and the appropriation of revenues and taxes to finance the acquisition, betterment, and operation of swimming pools for the municipal program of public recreation and playgrounds.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Moe moved that the House concur in the Senate amendments to H. F. No. 1968 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1968, A bill for an act relating to the city of Saint Paul, authorizing the issuance of bonds and the appropriation of revenues and taxes to finance the acquisition, betterment, and operation of swimming pools for the municipal program of public recreation and playgrounds.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 113, and nays 15, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Moe	Schulz
Adams, S.	Dieterich	Johnson, J.	Munger	Searle
Andersen, R.	Dirlam	Jopp	Myrah	Sieben, H.
Anderson, D.	Eckstein	Jude	Nelson	Sieben, M.
Anderson, G.	Eken	Kahn	Newcome	Skaar
Anderson, I.	Enebo	Kelly	Norton	Smith
Becklin	Farcy	Kempe	Ohnstad	Spanish
Bell	Ferderer	Kvam	Ojala	Stangeland
Bennett	Fjoslien	Laidig	Parish	Stanton
Berg	Flakne	LaVoy	Pavlak, R.	Swanson
Berglin	Forsythe	Lemke	Pavlak, R. L.	Tomlinson
Biersdorf	Fudro	Lindstrom, J.	Pehler	Ulland
Boland	Fugina	Lombardi	Peterson	Vanasek
Braun	Graba	Long	Prahl	Vento
Brinkman	Graw	Mann	Quirin	Voss
Carlson, A.	Grove	McArthur	Resner	Weaver
Carlson, B.	Hagedorn	McCarron	Rice	Wenzel
Carlson, L.	Hanson	McCauley	Ryan	Wigley
Casserly	Haugerud	McEachern	St. Onge	Wohlwend
Cleary	Hook	McFarlin	Salchert	Wolcott
Connors	Jacobs	McMillan	Samuelson	Mr. Speaker
Cummiskey	Jaros	Menke	Sarna	
Dahl	Johnson, C.	Miller, D.	Savelkoul	

Those who voted in the negative were:

Belisle	Erdahl	Heinitz	Knickerbocker	Niehaus
Clifford	Erickson	Johnson, R.	Larson	Pieper
Culhane	Esau	Klaus	Lindstrom, E.	Schreiber

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1969, A bill for an act relating to the city of Duluth; authorizing organization of a Spirit Mountain recreation area authority; conferring upon said authority the power and duty to administer, promote, control, direct and manage the organization and ongoing operation of said recreation area; and providing for a tax levy and issuance of bonds.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

LaVoy moved that the House concur in the Senate amendments to H. F. No. 1969 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1969, A bill for an act relating to the city of Duluth; authorizing organization of a Spirit Mountain recreation area authority; conferring upon said authority the power and duty

to administer, promote, control, direct and manage the organization and ongoing operation of said recreation area; and providing for a tax levy and issuance of bonds.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 105, and nays 20, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, J.	Miller, D.	Samuelson
Adams, S.	Dieterich	Jude	Miller, M.	Sarna
Andersen, R.	Dirlam	Kahn	Moe	Savelkoul
Anderson, G.	Eckstein	Kelly	Myrah	Schreiber
Anderson, I.	Eken	Kempe	Nelson	Schulz
Bell	Enebo	Knickerbocker	Newcome	Sherwood
Bennett	Faricy	Kvam	Niehaus	Sieben, H.
Berg	Ferderer	Laidig	Norton	Sieben, M.
Berglin	Flakne	LaVoy	Ojala	Smith
Biersdorf	Fudro	Lemke	Parish	Spanish
Boland	Fugina	Lindstrom, E.	Patton	Stangeland
Braun	Graba	Lindstrom, J.	Pavlak, R.	Stanton
Brinkman	Graw	Lombardi	Pavlak, R. L.	Swanson
Carlson, A.	Grove	Mann	Pehler	Tomlinson
Carlson, B.	Hagedorn	McArthur	Peterson	Ulland
Carlson, L.	Hanson	McCarron	Pleasant	Vento
Casserly	Heinitz	McCauley	Prahl	Voss
Cleary	Hook	McEachern	Rice	Weaver
Connors	Jacobs	McFarlin	Ryan	Wenzel
Cummiskey	Jaros	McMillan	St. Onge	Wolcott
Dahl	Johnson, C.	Menke	Salchert	Mr. Speaker

Those who voted in the negative were:

Anderson, D.	Culhane	Johnson, D.	Long	Resner
Becklin	Erdahl	Johnson, R.	Ohnstad	Searle
Belisle	Erickson	Jopp	Pieper	Skaar
Clifford	Fjoslien	Klaus	Quirin	Wigley

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2240, A bill for an act relating to Dakota county; plats and surveys contiguous with any existing or proposed county road in Dakota county; providing for approval thereof by the Dakota county board of commissioners.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Sieben, H. moved that the House concur in the Senate amendments to H. F. No. 2240 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2240, A bill for an act relating to Dakota county; plats and surveys contiguous with any existing or proposed county road in Dakota county; providing for approval thereof by the Dakota county board of commissioners.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, R.	Miller, M.	Schulz
Adams, S.	Dieterich	Jopp	Munger	Searle
Andersen, R.	Dirlam	Jude	Myrah	Sherwood
Anderson, D.	Eckstein	Kahn	Nelson	Sieben, H.
Anderson, G.	Enebo	Kelly	Newcome	Sieben, M.
Anderson, I.	Erdahl	Kempe	Niehaus	Skaar
Becklin	Erickson	Klaus	Norton	Smith
Belisle	Esau	Knickerbocker	Ohnstad	Spanish
Bell	Faricy	Kvam	Ojala	Stangeland
Bennett	Ferderer	Laidig	Parish	Stanton
Berg	Fjoslien	Larson	Patton	Swanson
Berglin	Flakne	LaVoy	Pavlak, R.	Tomlinson
Biersdorf	Forsythe	Lemke	Paviak, R. L.	Ulland
Boland	Fugina	Lindström, E.	Pehler	Vanasek
Braun	Graba	Lindstrom, J.	Peterson	Vento
Brinkman	Graw	Lombardi	Pieper	Voss
Carlson, A.	Growe	Long	Pleasant	Weaver
Carlson, E.	Hagedorn	Mann	Prahl	Wenzel
Carlson, L.	Hanson	McArthur	Quirin	Wigley
Casserly	Heinitz	McCarron	Resner	Wohlwend
Cleary	Hook	McCauley	Rice	Wolcott
Clifford	Jacobs	McEachern	St. Onge	Mr. Speaker
Connors	Jaros	McFarlin	Salchert	
Culhane	Johnson, C.	McMillan	Samuelson	
Cummiskey	Johnson, D.	Menke	Sarna	
Dahl	Johnson, J.	Miller, D.	Schreiber	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 96.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 190.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker :

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted :

S. F. No. 2119.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS -

S. F. No. 190, A bill for an act relating to public health; prescribing registration fees for x-ray and radium sources of ionizing radiation; requiring periodic safety inspections of such sources; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

The bill was read for the first time and referred to the Committee on Health and Welfare.

S. F. No. 2119, A bill for an act relating to welfare; implementing provisions of the social security amendments of 1972; repealing certain obsolete statutory provisions; providing for the centralized disbursement of medical assistance payments; appropriating money; amending Minnesota Statutes 1971, Chapter 144, by adding a section; Sections 6.20; 98.47, Subdivision 8; 245.0313; 253A.15, Subdivision 11; 256.01, Subdivision 2; 256.12, Subdivision 10; 256.462, Subdivision 3; 256.935; 256.98; 256B.02, Subdivision 3; 256B.06; 256B.09; 256B.22; 260.38; 261.03; 261.063; 261.07, Subdivision 2; 275.50, Subdivision 5; 393.06; 393.07, Subdivisions 2 and 6; 462.485; 573.02, Subdivision 1; and Chapter 256B, by adding sections; repealing Minnesota Statutes 1971, Sections 245.033; 256.11; 256.12, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 11, 12, 13, 16, and 17; 256.13 to 256.23; 256.26; 256.27 to 256.461; 256.462, Subdivisions 1, 4, 5, 6, and 7; 256.463 to 256.64; 256.66 to 256.71; and 256.73, Subdivision 3.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 96, A bill for an act relating to motor vehicle insurance; providing for basic reparation insurance benefits, regardless of fault, in cases of accident; limiting the recovery of general damages in bodily injury tort claims; requiring no-fault reparation insurance; providing for the administration of a no-fault reparation system and providing penalties; providing for mandatory arbitration of certain claims; providing for the partial abrogation of tort liability; repealing Minnesota Statutes 1971, Sections 65B.01 to 65B.27; 168.054; 168.833; 170.21; 170.22; 170.23; 170.231; 170.25 to 170.58; and 171.12, Subdivision 4.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

CONSENT CALENDAR

H. F. No. 2087 was reported to the House.

Jaros moved that H. F. No. 2087 be laid over until Monday, May 14, 1973. The motion prevailed.

H. F. No. 2247 was reported to the House.

Ferderer moved to amend H. F. No. 2247, the printed bill, as follows:

Page 3, line 23, delete ". At no time shall" and insert in lieu thereof ", and shall not when added to".

Page 5, line 12, delete "governing body" and insert in lieu thereof "council".

Page 5, line 15, delete "hereto" and insert in lieu thereof "thereto".

Page 5, line 16, delete "475.51, 475.53,".

Page 5, line 17, after "475.71" and before the period, insert "and 475.74".

Page 5, line 24, after the period, insert the following: "The county auditor shall then certify to the municipality the assessed value of all taxable property in the district as most recently determined (or the fraction thereof equal to the fraction of the assessed value of all taxable property in the municipality that constituted the base for computing the local tax rate under Minnesota Statutes, Section 473F.08, Subdivision 4, if applicable), which is referred to herein as the "original taxable value"; and shall also certify the assessed value of such property as redetermined in each year thereafter (or the fraction thereof equal to the fraction constituting the local tax rate base under section 473F.08, subdivision 4, if applicable), which is referred to herein as the "current taxable value". No more than the original taxable value shall be included in any year in the tax base on which the county auditor computes the rate necessary to produce the amounts of taxes levied by the municipality and other governmental units within whose boundaries the district is situated (other than the portion thereof to be produced by a metropolitan area-wide tax rate under section 473F.08, subdivision 5, if applicable), until the total cost of principal and interest payments on the bonds has been paid to the municipality from tax increments as provided below. However, the rate so determined shall nevertheless be extended each year against the current taxable value as defined above, until such cost has been paid.".

Page 5, strike lines 27-31.

The motion prevailed and the amendment was adopted.

Ferderer moved to amend H. F. No. 2247, the printed bill, as follows:

Page 8, line 13, strike "In its discretion, the city council may create and appoint an" and insert in lieu thereof the following: "The city council shall appoint an".

Page 8, line 14, after "consisting of" insert "at least".

The motion prevailed and the amendment was adopted.

H. F. No. 2247, A bill for an act authorizing the city of Saint Paul to create development districts within its corporate boundaries; to acquire, construct, reconstruct, improve, alter, extend, operate, maintain and promote development programs to be carried out in each of the districts created; to authorize the city to issue bonds to carry out such development programs; to authorize the city and the county auditor to use the tax increment created in the development districts to pay off the principal and interest on such bonds; to authorize the city to operate pedestrian systems and special lighting and similar systems; to authorize the city to assess the cost of operation against the development districts; to authorize the city to lease space in structures and to lease or sell air rights over structures and to lease or sell property for private development.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 120, and nays 6, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Johnson, J.	Miller, M.	Sarna
Adams, S.	Eken	Johnson, R.	Moe	Savelkoul
Andersen, R.	Enebo	Jopp	Munger	Schreiber
Anderson, D.	Erdahl	Jude	Myrah	Schulz
Anderson, I.	Erickson	Kelly	Nelson	Sherwood
Becklin	Esau	Kempe	Newcome	Sieben, H.
Belisle	Faricy	Klaus	Niehaus	Sieben, M.
Bennett	Ferderer	Knickerbocker	Norton	Skaar
Berg	Flakne	Kvam	Ojala	Smith
Biersdorf	Forsythe	Laidig	Parish	Spanish
Boland	Fudro	Larson	Patton	Stangeland
Brinkman	Fugina	LaVoy	Pavlak, R.	Stanton
Carlson, A.	Graba	Lemke	Pehler	Swanson
Carlson, B.	Graw	Lindstrom, E.	Peterson	Tomlinson
Carlson, L.	Growe	Lindstrom, J.	Pieper	Ulland
Cassery	Hagedorn	Lombardi	Pleasant	Vanasek
Cleary	Hanson	Long	Prahl	Vento
Clifford	Haugerud	Mann	Quirin	Voss
Connors	Heinitz	McArthur	Resner	Weaver
Culhane	Hook	McCarron	Rice	Wenzel
Cummiskey	Jacobs	McFarlin	Ryan	Wigley
Dahl	Jaros	McMillan	St. Onge	Wohlwend
DeGroat	Johnson, C.	Menke	Salchert	Wolcott
Dirlam	Johnson, D.	Miller, D.	Samuelson	Mr. Speaker

Those who voted in the negative were:

Bell	Dieterich	Kahn	Ohnstad	Pavlak, R. L.
Berglin				

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

H. F. No. 1146, A bill for an act relating to the city of Bloomington; appropriating funds for special assessments levied by the city against property of the Normandale state junior college.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, J.	Moe	Schreiber
Adams, S.	Eckstein	Johnson, R.	Munger	Schulz
Andersen, R.	Eken	Jopp	Myrah	Sherwood
Anderson, D.	Enebo	Jude	Nelson	Sieben, H.
Anderson, G.	Erdahl	Kahn	Newcome	Sieben, M.
Anderson, I.	Erickson	Kelly	Niehaus	Skaar
Becklin	Esau	Kempe	Norton	Smith
Belisle	Faricy	Klaus	Ohnstad	Spanish
Bennett	Ferderer	Knickerbocker	Ojala	Stangeland
Berg	Fjoslien	Kvam	Parish	Stanton
Berglin	Flakne	Laidig	Patton	Swanson
Biersdorf	Forsythe	Larson	Pavlak, R.	Tomlinson
Boland	Fudro	LaVoy	Pavlak, R. L.	Ulland
Braun	Fugina	Lemke	Pehler	Vanasek
Brinkman	Graba	Lindstrom, E.	Peterson	Vento
Carlson, A.	Graw	Lombardi	Pieper	Voss
Carlson, B.	Grove	Long	Pleasant	Weaver
Carlson, L.	Hagedorn	Mann	Prahl	Wenzel
Casserly	Hanson	McArthur	Quirin	Wigley
Cleary	Haugerud	McCarron	Resner	Wohlwend
Connors	Heinitz	McCauley	Rice	Wolcott
Culhane	Hook	McFarlin	Ryan	Mr. Speaker
Cummiskey	Jacobs	McMillan	St. Onge	
Dahl	Jaros	Menke	Salchert	
DeGroat	Johnson, C.	Miller, D.	Samuelson	
Dieterich	Johnson, D.	Miller, M.	Savelkoul	

The bill was passed and its title agreed to.

S. F. No. 1233, A bill for an act relating to veterans; regulating the appointment, term and compensation of veterans service officers; amending Minnesota Statutes 1971, Section 197.60, Subdivisions 1, 2 and 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Berg	Cleary	Enebo	Fugina
Adams, S.	Berglin	Clifford	Erdahl	Graba
Andersen, R.	Biersdorf	Connors	Erickson	Graw
Anderson, D.	Boland	Culhane	Esau	Grove
Anderson, G.	Braun	Dahl	Faricy	Hagedorn
Anderson, I.	Brinkman	DeGroat	Ferderer	Hanson
Becklin	Carlson, A.	Dieterich	Fjoslien	Haugerud
Belisle	Carlson, B.	Dirlam	Flakne	Heinitz
Bell	Carlson, L.	Eckstein	Forsythe	Hook
Bennett	Casserly	Eken	Fudro	Jacobs

Jaros	Long	Niehaus	Ryan	Stanton
Johnson, C.	Mann	Norton	St. Onge	Swanson
Johnson, D.	McArthur	Ohnstad	Salchert	Tomlinson
Johnson, J.	McCarron	Ojala	Samuelson	Ulland
Johnson, R.	McCauley	Parish	Sarna	Vanasek
Jopp	McEachern	Patton	Savelkoul	Vento
Jude	McFarlin	Paviak, R.	Schreiber	Voss
Kelly	McMillan	Paviak, R. L.	Schulz	Weaver
Kempe	Menke	Pehler	Searle	Wenzel
Klaus	Miller, D.	Peterson	Sherwood	Wigley
Knickerbocker	Miller, M.	Pieper	Sieben, H.	Wohlwend
Kvam	Moe	Pleasant	Sieben, M.	Wolcott
Laidig	Munger	Prahl	Skaar	Mr. Speaker
LaVoy	Myrah	Quirin	Smith	
Lemke	Nelson	Resner	Spanish	
Lindstrom, J.	Newcome	Rice	Stangeland	

The bill was passed and its title agreed to.

S. F. No. 1724, A bill for an act relating to election matters; authorizing political party organization in legislative districts; amending Minnesota Statutes 1971, Sections 202.21; 202.22, Subdivisions 2 and 3; 202.25; and 202.26, Subdivision 4.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Menke	Salchert
Adams, S.	Dieterich	Johnson, J.	Miller, D.	Samuelson
Andersen, R.	Dirlam	Johnson, R.	Miller, M.	Savelkoul
Anderson, D.	Eckstein	Jopp	Moe	Schreiber
Anderson, G.	Eken	Jude	Munger	Schulz
Anderson, I.	Enebo	Kahn	Myrah	Searle
Becklin	Erdahl	Kelly	Nelson	Sherwood
Belisle	Erickson	Kempe	Newcome	Sieben, H.
Bell	Esau	Klaus	Niehaus	Sieben, M.
Bennett	Faricy	Knickerbocker	Norton	Smith
Berg	Ferderer	Kvam	Ohnstad	Spanish
Berglin	Fjoslien	Laidig	Ojala	Stangeland
Biersdorf	Flakne	Larson	Parish	Stanton
Boland	Fudro	LaVoy	Patton	Swanson
Braun	Fugina	Lemke	Paviak, R.	Tomlinson
Brinkman	Graba	Lindstrom, E.	Paviak, R. L.	Ulland
Carlson, A.	Graw	Lindstrom, J.	Pehler	Vanasek
Carlson, B.	Grove	Lombardi	Peterson	Vento
Carlson, L.	Hagedorn	Long	Pieper	Voss
Casserly	Hanson	Mann	Pleasant	Weaver
Cleary	Haugerud	McArthur	Prahl	Wenzel
Clifford	Heinitz	McCarron	Quirin	Wigley
Connors	Hook	McCauley	Resner	Wohlwend
Culhane	Jacobs	McEachern	Rice	Wolcott
Cummiskey	Jaros	McFarlin	Ryan	Mr. Speaker
Dahl	Johnson, C.	McMillan	St. Onge	

Those who voted in the negative were:

Sarna

The bill was passed and its title agreed to.

S. F. No. 1943, A bill for an act relating to unemployment compensation; limiting the contribution required of any employing unit or units controlled by the same interests as any employee; amending Minnesota Statutes 1971, Section 268.04, Subdivision 10.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Miller, M.	Schreiber
Adams, S.	Dirlam	Johnson, R.	Moe	Schulz
Andersen, R.	Eckstein	Jopp	Munger	Searle
Anderson, D.	Eken	Jude	Nelson	Sherwood
Anderson, G.	Enebo	Kahn	Newcome	Sieben, H.
Anderson, I.	Erdahl	Kelly	Niehaus	Sieben, M.
Becklin	Erickson	Kempe	Norton	Skaar
Belisle	Esau	Klaus	Ohnstad	Smith
Bell	Faricy	Knickerbocker	Ojala	Spanish
Bennett	Ferderer	Kvam	Parish	Stangeland
Berg	Fjoslien	Laidig	Patton	Stanton
Berglin	Flakne	Larson	Pavlak, R.	Swanson
Biersdorf	Forsythe	LaVoy	Pavlak, R. L.	Tomlinson
Boland	Fudro	Lemke	Pehler	Ulland
Braun	Fugina	Lindstrom, E.	Peterson	Vanasek
Brinkman	Graba	Lindstrom, J.	Pieper	Vento
Carlson, A.	Graw	Lombardi	Pleasant	Voss
Carlson, B.	Grove	Long	Prahl	Weaver
Carlson, L.	Hagedorn	Mann	Quirin	Wenzel
Casserly	Hanson	McArthur	Resner	Wigley
Cleary	Haugerud	McCarron	Rice	Wohlwend
Clifford	Heinitz	McCauley	Ryan	Wolcott
Connors	Hook	McEachern	St. Onge	Mr. Speaker
Culhane	Jacobs	McFarlin	Salchert	
Cummiskey	Jaros	McMillan	Samuelson	
Dahl	Johnson, C.	Menke	Sarna	
DeGroat	Johnson, D.	Miller, D.	Savelkoul	

The bill was passed and its title agreed to.

MOTION FOR RECONSIDERATION

Vento moved that the vote whereby S. F. No. 695 was not passed on Special Orders on Wednesday, May 9, be now reconsidered. The motion prevailed.

S. F. No. 695 was reported to the House.

There being no objection, S. F. No. 695 was continued on Special Orders for today.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of S. F. Nos. 507 and 1030.

S. F. No. 507 was reported to the House.

Munger moved to amend S. F. No. 507, the printed bill, as follows:

Page 8, line 4, strike "qualifying for" and insert in lieu thereof "tendered".

Page 8, line 15, strike "qualifies for" and insert in lieu thereof "is tendered".

The motion prevailed and the amendment was adopted.

Savelkoul moved to amend S. F. No. 507, the printed bill, as follows:

Page 7, line 1, after "account" and before the period, insert "identified in Minnesota Statutes 1971, Section 116.16".

The motion prevailed and the amendment was adopted.

Savelkoul moved to amend S. F. No. 507, the printed bill, as follows:

Page 9, line 21, strike "REPEALS;".

Page 9, line 21, strike "CANCELLATION" and insert in lieu thereof "CONDITIONS".

Page 9, strike lines 22, 23, 24 and 25 and insert in lieu thereof the following:

"The funds appropriated in Minnesota Statutes 1971, Section 116.18, Subdivision 3, may be used to assist local units of government to finance construction of sewage facilities in those districts determined to be of a high priority in need by the Pollution Control Agency, provided the Pollution Control Agency receives prior commitment from the United States Environmental Protection Agency that the state will be reimbursed at such time when Federal funds are made available."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Savelkoul amendment and the roll being called, there were yeas 53, and nays 76, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Hook	Long	Savelkoul
Andersen, R.	Dirlam	Johnson, J.	McArthur	Schreiber
Anderson, D.	Erdahl	Johnson, R.	McCauley	Searle
Becklin	Erickson	Jopp	McFarlin	Skaar
Belisle	Esau	Klaus	Myrah	Stangeland
Bennett	Ferderer	Knickerbocker	Newcome	Ulland
Biersdorf	Fjoslien	Kvam	Niehaus	Weaver
Carlson, A.	Forsythe	Laidig	Ohnstad	Wigley
Carlson, D.	Graw	Larson	Pavlak, R. L.	Wohlwend
Cleary	Hagedorn	Lindstrom, E.	Pieper	
Clifford	Heinitz	Lombardi	Pleasant	

Those who voted in the negative were:

Adams, J.	Boland	Cassery	Dieterich	Fudro
Anderson, G.	Braun	Connors	Eckstein	Fugina
Anderson, I.	Brinkman	Culhane	Eken	Graba
Berg	Carlson, B.	Cummiskey	Enebo	Grove
Berglin	Carlson, L.	Dahl	Faricy	Hanson

Haugerud	Lindstrom, J.	Norton	Salchert	Tomlinson
Jacobs	Mann	Ojala	Samuelson	Vanasek
Jaros	McCarron	Patton	Sarna	Vento
Johnson, C.	McEachern	Pavlak, R.	Schulz	Voss
Johnson, D.	McMillan	Pehler	Sherwood	Wenzel
Jude	Menke	Peterson	Sieben, H.	Wolcott
Kahn	Miller, D.	Prahl	Sieben, M.	Mr. Speaker
Kelly	Miller, M.	Quirin	Smith	
Kempe	Moe	Rice	Spanish	
LaVoy	Munger	Ryan	Stanton	
Lemke	Nelson	St. Onge	Swanson	

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

S. F. No. 507, A bill for an act relating to water pollution; pollution control agency; providing financial assistance to municipalities for the construction of waste disposal systems; amending Minnesota Statutes 1971, Sections 116.16, Subdivisions 2, 3, 4, 6, 7 and 9; 116.17, Subdivision 5; 116.18, Subdivisions 1 and 2; repealing Minnesota Statutes 1971, Sections 116.15; 116.18, Subdivision 3, and cancelling an appropriation.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Savelkoul
Adams, S.	Dieterich	Johnson, R.	Miller, M.	Schreiber
Andersen, R.	Dirlam	Jopp	Moe	Schulz
Anderson, D.	Eckstein	Jude	Munger	Searle
Anderson, G.	Eken	Kahn	Myrah	Sherwood
Anderson, I.	Enebo	Kelly	Nelson	Sieben, H.
Becklin	Erdahl	Kempe	Newcome	Sieben, M.
Belisle	Erickson	Klaus	Niehaus	Skaar
Bell	Esau	Knickerbocker	Norton	Smith
Bennett	Faricy	Kvam	Ohnstad	Spanish
Berg	Ferderer	Laidig	Ojala	Stangeland
Berglin	Fjoslien	Larson	Parish	Stanton
Biersdorf	Forsythe	LaVoy	Patton	Swanson
Boland	Fudro	Lemke	Pavlak, R.	Tomlinson
Braun	Fugina	Lindstrom, E.	Pavlak, R. L.	Ulland
Brinkman	Graba	Lindstrom, J.	Pehler	Vanasek
Carlson, A.	Graw	Lombardi	Peterson	Vento
Carlson, B.	Growe	Long	Pieper	Voss
Carlson, D.	Hagedorn	Mann	Prahl	Weaver
Carlson, L.	Hanson	McArthur	Quirin	Wenzel
Casserly	Haugerud	McCarron	Rice	Wigley
Cleary	Heinitz	McCauley	Ryan	Wohlwend
Connors	Hook	McEachern	St. Onge	Wolcott
Culhane	Jacobs	McFarlin	Salchert	Mr. Speaker
Cummiskey	Jaros	McMillan	Samuelson	
Dahl	Johnson, C.	Menke	Sarna	

Those who voted in the negative were:

Clifford Johnson, J. Pleasant

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

S. F. No. 1030, A bill for an act relating to the attorney general; payment of attorneys' fees for special counsel with respect to The Bush Foundation; appropriating money therefor.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 104, and nays 16, as follows:

Those who voted in the affirmative were:

Adams, J.	Clifford	Heinitz	McMillan	Samuelson
Adams, S.	Connors	Jacobs	Miller, D.	Sarna
Andersen, R.	Cummiskey	Jaros	Miller, M.	Savelkoul
Anderson, D.	Dahl	Johnson, D.	Munger	Schreiber
Anderson, G.	DeGroat	Johnson, J.	Myrah	Schulz
Anderson, I.	Dieterich	Jopp	Nelson	Sherwood
Becklin	Dirlam	Jude	Newcome	Sieben, H.
Belisle	Enebo	Kahn	Niehaus	Sieben, M.
Bell	Erdahl	Kelly	Norton	Smith
Bennett	Erickson	Kempe	Ojala	Spanish
Berg	Esau	Klaus	Parish	Stanton
Berglin	Faricy	Laidig	Pavlak, R.	Swanson
Biersdorf	Ferderer	LaVoy	Pehler	Tomlinson
Boland	Forsythe	Lemke	Pieper	Vento
Braun	Fudro	Lindstrom, E.	Prahl	Voss
Brinkman	Fugina	Lombardi	Quirin	Weaver
Carlson, A.	Graba	Long	Resner	Wenzel
Carlson, B.	Graw	Mann	Rice	Wigley
Carlson, L.	Growe	McArthur	Ryan	Wolcott
Casserly	Hagedorn	McEachern	St. Onge	Mr. Speaker
Clery	Hanson	McFarlin	Salchert	

Those who voted in the negative were:

Carlson, D.	Fjoslien	Kvam	Ohnstad	Stangeland
Culhane	Haugerud	Larson	Skaar	Wohlwend
Eckstein	Hoek	Lindstrom, J.		
Eken	Johnson, C.	McCarron		

The bill was passed and its title agreed to.

Pursuant to Rule 72, Pavlak, R., requested immediate consideration of S. F. No. 1388 and H. F. Nos. 1253 and 1755.

S. F. No. 1388 was reported to the House.

Dieterich moved to amend S. F. No. 1388, the printed bill, as follows:

Page 1, lines 27 and 28, strike all of Section 2 and insert in lieu thereof as follows:

"Sec. 2. Minnesota Statutes 1971, Section 273.13, Subdivision 17b, is amended to read:

Subd. 17b. [VALUATION OF PROPERTY IN MUNICIPALITIES OF UNDER 10,000.] *Notwithstanding any other provision of law, any structure*

(a) situated on real property that is used for housing for the elderly or for low and moderate income families as defined by the Farmers Home Administration.

(b) located in a municipality of less than 10,000 population,

(c) financed by a direct loan or insured loan from the farmers home administration, and

(d) which qualifies under (SUBDIVISIONS) subdivision (17 AND) 17a, shall, for 15 years from the date of the completion of the original construction or for the original term of the loan, be assessed at five percent of the adjusted market value thereof, provided that the fair market value as determined by the assessor is based on the normal approach to value using normal unrestricted rents.”.

Further, amend the title as follows:

Strike the words: “Subdivision 17; repealing Minnesota Statutes 1971, Section 273.13, Subdivision 17b” and insert in lieu thereof, the following: “Subdivisions 17 and 17b.”.

The motion prevailed and the amendment was adopted.

S. F. No. 1388, A bill for an act relating to taxation; assessment of low income real property; amending Minnesota Statutes 1971, Section 273.13, Subdivision 17; repealing Minnesota Statutes 1971, Section 273.13, Subdivision 17b.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 132, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, J.	Miller, M.	Savelkoul
Adams, S.	Dieterich	Johnson, R.	Moe	Schreiber
Andersen, R.	Dirlam	Jopp	Munger	Schulz
Anderson, D.	Eckstein	Jude	Myrah	Searle
Anderson, G.	Eken	Kahn	Nelson	Sherwood
Anderson, I.	Enebo	Kelly	Newcome	Sieben, H.
Becklin	Erdahl	Kempe	Niehaus	Sieben, M.
Belisle	Erickson	Klaus	Norton	Skaar
Bell	Esau	Knickerbocker	Ohnstad	Smith
Bennett	Faricy	Kvam	Ojala	Spanish
Berg	Ferderer	Laidig	Parish	Stangeland
Berglin	Fjorlien	Larson	Patton	Stanton
Biersdorf	Forsythe	LaVoy	Paviak, R.	Swanson
Boland	Fudro	Lemke	Paviak, R. L.	Tomlinson
Braun	Fugina	Lindstrom, E.	Pehler	Ulland
Brinkman	Graba	Lindstrom, J.	Peterson	Vanasek
Carlson, A.	Graw	Lombardi	Pieper	Vento
Carlson, B.	Growe	Long	Pleasant	Voss
Carlson, D.	Hagedorn	Mann	Prahl	Weaver
Carlson, L.	Hanson	McArthur	Quirin	Wenzel
Casserly	Haugerud	McCarron	Resner	Wigley
Cleary	Heinitz	McCauley	Rice	Wohlwend
Clifford	Hook	McEachern	Ryan	Wolcott
Connors	Jacobs	McFarlin	St. Onge	Mr. Speaker
Culhane	Jaros	McMillan	Salchert	
Cumiskey	Johnson, C.	Menke	Samuelson	
Dahl	Johnson, D.	Miller, D.	Sarna	

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

H. F. No. 1253 was reported to the House.

Dieterich moved to amend H. F. No. 1253, the printed bill, as follows:

Page 2, line 25, after "seeds," insert "livestock (not including riding horses or pets)."

Page 3, line 23, after "provisions;" insert the following: "except that isolated or occasional sales or auctions conducted by an auctioneer on the premises owned or leased by the owner of the property to be sold shall be exempt;"

The motion prevailed and the amendment was adopted.

H. F. No. 1253, A bill for an act relating to the sales and use tax; exemptions; providing that auctioneers or sellers for bids shall not be exempt from the tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 76, and nays 50, as follows:

Those who voted in the affirmative were:

Andersen, R.	Cummiskey	Jude	Munger	Sarna
Anderson, I.	Dieterich	Kahn	Nelson	Sherwood
Belisle	Enebo	Kelly	Newcome	Sieben, H.
Bell	Faricy	Kempe	Norton	Sieben, M.
Bennett	Ferderer	Laidig	Ojala	Smith
Berg	Fudro	LaVoy	Parish	Spanish
Berglin	Fugina	Lindstrom, E.	Pavlak, R.	Swanson
Boland	Graba	Lombardi	Pavlak, R. L.	Tomlinson
Brinkman	Grove	McArthur	Pehler	Vento
Carlson, B.	Heinitz	McCarron	Peterson	Voss
Carlson, L.	Hook	McEachern	Prahl	Wolcott
Cassery	Jacobs	McFarlin	Quirin	Mr. Speaker
Cleary	Jaros	McMillan	Resner	
Clifford	Johnson, D.	Menke	Rice	
Connors	Johnson, J.	Miller, D.	Ryan	
Culhane	Johnson, R.	Moe	Salchert	

Those who voted in the negative were:

Anderson, D.	Eken	Johnson, C.	Myrah	Searle
Anderson, G.	Erdahl	Jopp	Niehau	Skaar
Becklin	Erickson	Klaus	Ohnstad	Stangeland
Biersdorf	Esau	Knickerbocker	Patton	Stanton
Carlson, A.	Fjoslien	Kvam	Pieper	Ulland
Carlson, D.	Flakne	Larson	St. Onge	Vanasek
Dahl	Forsythe	Lemke	Samuelson	Weaver
DeGroat	Graw	Long	Savelkoul	Wenzel
Dirlam	Hagedorn	Mann	Schreiber	Wigley
Eckstein	Hanson	Miller, M.	Schulz	Wohlwend

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

H. F. No. 1755 was reported to the House.

Brinkman moved to amend H. F. No. 1755, the printed bill, as follows:

Page 1, line 13, strike "rebate" and insert in lieu thereof "credit".

Page 1, line 14, strike "rebate" and insert in lieu thereof "credit".

Page 1, line 15, strike "The rebate shall be determined at the".

Page 1, strike lines 16 and 17.

Page 2, strike lines 1 through 3 and insert in lieu thereof:

"Sec. 2. This act is in effect on July 1, 1973. On August 15, 1973, and on the 15th day of each month thereafter, Minnesota brewers may take the credit authorized by this act, but the total credit allowed shall not exceed the allowable credit on more than 40,000 barrels containing not more than 3.2 percent of alcohol by weight, and 40,000 barrels containing more than 3.2 percent of alcohol by weight, produced and sold in Minnesota in any fiscal year beginning July 1, 1973."

Further, amend the title in line 1 by striking "rebates" and inserting in lieu thereof "credits".

The motion prevailed and the amendment was adopted.

H. F. No. 1755, A bill for an act relating to taxation; providing certain credits for brewers; amending Minnesota Statutes 1971, Section 340.47, Subdivision 2.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 113, and nays 15, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, C.	Moe	Savelkoul
Adams, S.	DeGroat	Johnson, J.	Munger	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Myrah	Schulz
Anderson, D.	Eckstein	Jopp	Nelson	Searle
Anderson, G.	Eken	Jude	Newcome	Sieben, H.
Anderson, I.	Enebo	Kahn	Niehaus	Sieben, M.
Becklin	Erdahl	Kelly	Norton	Smith
Belisle	Esau	Kempe	Parish	Stangeland
Bell	Faricy	Klaus	Patton	Stanton
Bennett	Ferderer	Knickerbocker	Pavlak, R.	Swanson
Berg	Fjoslien	Laidig	Pavliak, R. L.	Tomlinson
Berglin	Flakne	Larson	Pehler	Ulland
Biersdorf	Forsythe	Lemke	Peterson	Vanasek
Boland	Fudro	Lindstrom, J.	Pieper	Vento
Brinkman	Graba	Lombardi	Prahl	Voss
Carlson, A.	Graw	Mann	Quirin	Weaver
Carlson, B.	Growe	McArthur	Resner	Wenzel
Carlson, L.	Hagedorn	McCauley	Rice	Wigley
Casserly	Hanson	McEachern	Ryan	Wohlwend
Cleary	Haugerud	McFarlin	St. Onge	Wolcott
Clifford	Heinitz	McMillan	Salchert	Mr. Speaker
Connors	Jacobs	Menke	Samuelson	
Culhane	Jaros	Miller, D.	Sarna	

Those who voted in the negative were:

Carlson, D.	Fugina	Kvam	McCarron	Ojala
Dieterich	Hook	Lindstrom, E.	Miller, M.	Sherwood
Erickson	Johnson, D.	Long	Ohnstad	Skaar

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

SPECIAL ORDERS

S. F. No. 695, A bill for an act relating to savings banks; investments, loans and powers; amending Minnesota Statutes 1971, Section 50.14, Subdivision 5; and Chapter 50, by adding sections.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 92, and nays 24, as follows:

Those who voted in the affirmative were:

Adams, J.	Connors	Johnson, J.	Nelson	Sieben, H.
Adams, S.	Cummiskey	Jopp	Newcome	Sieben, M.
Anderson, D.	Dirlam	Jude	Norton	Smith
Anderson, I.	Eckstein	Kahn	Parish	Stangeland
Becklin	Eken	Kelly	Pavlak, R. L.	Stanton
Bell	Enebo	Klaus	Pieper	Swanson
Bennett	Esau	Knickerbocker	Pleasant	Tomlinson
Berg	Flakne	Laidig	Prahl	Vanasek
Berglin	Forsythe	Larson	Quirin	Vento
Biersdorf	Fudro	Lemke	Resner	Voss
Boland	Graba	Lindstrom, E.	Rice	Weaver
Braun	Graw	Lindstrom, J.	Ryan	Wenzel
Brinkman	Growe	Mann	Salchert	Wigley
Carlson, A.	Hagedorn	McArthur	Samuelson	Wohlwend
Carlson, B.	Hanson	McCarron	Savelkoul	Wolcott
Carlson, L.	Haugerud	McFarlin	Schreiber	Mr. Speaker
Casserly	Jacobs	McMillan	Schulz	
Cleary	Jaros	Miller, D.	Searle	
Clifford	Johnson, C.	Munger	Sherwood	

Those who voted in the negative were:

Andersen, R.	Faricy	Kempe	Niehaus	Peterson
Anderson, G.	Ferderer	LaVoy	Ojala	St. Onge
Belisle	Fjoslien	Long	Patton	Skaar
DeGroat	Fugina	McEachern	Pavlak, R.	Ulland
Erdahl	Johnson, D.	Miller, M.	Pehler	

The bill was passed and its title agreed to.

H. F. No. 2223, which had previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 2223 was continued on Special Orders for tomorrow.

Forsythe was excused for the remainder of today's session.

H. F. No. 2360, A bill for an act authorizing the issuance and sale of Minnesota trunk highway bonds under the provisions of

Minnesota Constitution, Article IX, Section 6; and Article XVI, Section 12; and the expenditure of the proceeds thereof.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 87, and nays 40, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Kvam	Myrah	Searle
Anderson, D.	Enebo	Larson	Nelson	Sherwood
Anderson, G.	Erdahl	LaVoy	Niehaus	Sieben, M.
Anderson, I.	Erickson	Lemke	Norton	Skaar
Becklin	Esau	Lindstrom, E.	Ohnstad	Smith
Biersdorf	Fjoslien	Lindstrom, J.	Parish	Stangeland
Boland	Fudro	Long	Patton	Stanton
Brinkman	Graba	Mann	Pehler	Tomlinson
Carlson, B.	Hagedorn	McArthur	Peterson	Vento
Carlson, D.	Haugerud	McCarron	Prahl	Voss
Carlson, L.	Jacobs	McCauley	Quirin	Weaver
Connors	Jaros	McEachern	Rice	Wenzel
Culhane	Johnson, C.	McFarlin	Ryan	Wohlwend
Cummiskey	Johnson, D.	McMillan	St. Onge	Wolcott
Dahl	Jopp	Menke	Salchert	Mr. Speaker
DeGroat	Jude	Miller, D.	Samuelson	
Dirlam	Kelly	Miller, M.	Sarna	
Eckstein	Klaus	Munger	Schreiber	

Those who voted in the negative were:

Adams, S.	Cassery	Graw	Kempe	Pieper
Andersen, R.	Cleary	Growe	Knickerbocker	Pleasant
Belisle	Clifford	Hanson	Laidig	Resner
Bell	Dieterich	Heinitz	Lombardi	Schulz
Bennett	Faricy	Hook	Moe	Sieben, H.
Berg	Ferderer	Johnson, J.	Ojala	Ulland
Braun	Flakne	Johnson, R.	Pavliak, R.	Vanasek
Carlson, A.	Fugina	Kahn	Pavliak, R. L.	Wigley

The bill was passed and its title agreed to.

H. F. No. 923, which had previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 923 was continued on Special Orders for tomorrow.

H. F. No. 1589, which has previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 1589 was continued on Special Orders for tomorrow.

Adams, S., was excused for the remainder of today's session.

H. F. No. 1197 was reported to the House.

Berglin moved to amend H. F. No. 1197, the printed bill, as follows:

Page 1, line 12, after "role in" strike "chartering" and insert "charting".

Page 2, line 32, after "subdivision 2" strike "," and insert "." and strike "which".

Page 2, strike all of lines 33 and 34.

Page 3, line 16, after "pupil" insert "and the state of Minnesota from any increased costs".

Page 3, line 19, after "demonstration board" strike "and staff".

Page 3, line 24, after "board" insert "which shall be an employer for the purpose of M.S. 179.63".

Page 3, line 25, after "Employ a" insert "clerical and administrative".

Page 4, strike all of line 27.

Page 5, strike all of lines 2, 3, and 4.

The motion prevailed and the amendment was adopted.

Berglin moved to amend H. F. No. 1197, the printed bill, as follows:

Page 2, line 25, after the word "education." insert "No school district shall participate in this program unless it has entered into a contract with a federal governmental agency for the purpose of conducting a demonstration scholarship program."

The motion prevailed and the amendment was adopted.

Weaver moved that H. F. No. 1197 be re-referred to the Committee on Education.

A roll call was requested and properly seconded.

The question was taken on the motion by Weaver and the roll being called, there were yeas 45, and nays 75, as follows:

Those who voted in the affirmative were:

Andersen, R.	Esau	Klaus	McArthur	Schreiber
Biersdorf	Fjoslien	Knickerbocker	Myrah	Searle
Carlson, D.	Graba	Kvam	Newcome	Skaar
Carlson, L.	Hagedorn	Laidig	Niehau	Stangeland
Cleary	Hook	Larson	Ohnstad	Swanson
DeGroat	Johnson, C.	Lindstrom, E.	Ojala	Ulland
Dirlam	Johnson, J.	Lindstrom, J.	Pavlak, R. L.	Weaver
Erdahl	Johnson, R.	Lombardi	Pieper	Wigley
Erickson	Jopp	Long	Savelkoul	Wohlwend

Those who voted in the negative were:

Adams, J.	Carlson, A.	Enebo	Jacobs	McCauley
Anderson, D.	Carlson, B.	Faricy	Jaros	McFarlin
Anderson, I.	Casserly	Ferderer	Johnson, D.	McMillan
Bell	Clifford	Flakne	Jude	Menke
Bennett	Connors	Fudro	Kahn	Miller, D.
Berg	Cummiskey	Fugina	Kelly	Miller, M.
Berglin	Dahl	Growe	Kempe	Moe
Boland	Dieterich	Hanson	LaVoy	Munger
Braun	Eckstein	Haugerud	Lemke	Nelson
Brinkman	Eken	Heinitz	Mann	Parish

Patton	Quirin	Sarna	Smith	Vento
Paviak, R.	Rice	Schulz	Spanish	Voss
Pehler	Ryan	Sherwood	Stanton	Wenzel
Peterson	St. Onge	Sieben, H.	Tomlinson	Wolcott
Prahl	Salchert	Sieben, M.	Vanasek	Mr. Speaker

The motion did not prevail.

Ojala moved to amend H. F. No. 1197, the printed bill, as follows:

Page 3, line 5, after the word "federal", strike "or state".

The motion prevailed and the amendment was adopted.

Ojala moved to amend H. F. No. 1197, the printed bill, as follows:

Page 2, line 15, after the word "district" strike "containing a substan-". Line 16, at the beginning of the line and before the word "may", strike "tial number of needy or disadvantaged elementary and secondary school pupils".

The motion prevailed and the amendment was adopted.

Tomlinson moved to amend H. F. No. 1197, the printed bill, as follows:

Page 3, line 16, after "costs" and before "caused" strike "per pupil".

The motion prevailed and the amendment was adopted.

H. F. No. 1197, A bill for an act relating to education; permitting six school districts to implement and experiment with an educational scholarship program; permitting both public and private schools to participate; permitting participating school districts to contract for federal funds; establishing guidelines for school participation; providing demonstration boards to administer, regulate, test and report the operation of the program; amending Minnesota Statutes 1971, Section 290.086, by adding a subdivision.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 71, and nays 54, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, B.	Flakne	Kahn	Moe
Anderson, I.	Casserly	Fudro	Kelly	Nelson
Becklin	Clifford	Fugina	Kempe	Patton
Belisle	Connors	Grove	LaVoy	Pehler
Bell	Cummiskey	Hanson	Lemke	Pleasant
Bennett	Dahl	Haugerud	McArthur	Prahl
Berg	Dieterich	Heinitz	McCaughey	Quirin
Berglin	Eckstein	Jacobs	McFarlin	Resner
Boland	Enebo	Jaros	McMillan	Rice
Braun	Faricy	Johnson, D.	Menke	Ryan
Carlson, A.	Ferderer	Jude	Miller, M.	St. Onge

Salchert	Schulz	Spanish	Vento	Wolcott
Sarna	Sherwood	Stanton	Voss	Mr. Speaker
Savelkoul	Sieben, H.	Tomlinson		
Schreiber	Sieben, M.	Vanasek		

Those who voted in the negative were:

Andersen, R.	Erickson	Klaus	Myrah	Searle
Anderson, D.	Esau	Knickerbocker	Newcome	Skaar
Anderson, G.	Fjoslien	Kvam	Niehaus	Smith
Biersdorf	Graba	Laidig	Norton	Stangeland
Carlson, D.	Graw	Larson	Ohnstad	Swanson
Carlson, L.	Hagedorn	Lindstrom, E.	Parish	Ulland
Cleary	Hook	Lindstrom, J.	Pavliak, R.	Weaver
DeGroat	Johnson, C.	Lombardi	Pavliak, R. L.	Wenzel
Dirlam	Johnson, J.	Long	Peterson	Wigley
Eken	Johnson, R.	Mann	Pieper	Wohlwend
Erdahl	Jopp	McEachern	Samuelson	

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

Flakne was excused for the remainder of today's session.

H. F. No. 837 was reported to the House.

Hook moved to amend H. F. No. 837, the printed bill, as follows:

Line 4, at the end of the line add "Nothing contained herein shall prohibit environmental impact studies, transic corridor studies, or highway design studies on any of the named highways."

POINT OF ORDER

Salchert raised a point of order pursuant to Rule 45b that the Hook amendment was out of order. The Speaker ruled the point of order not well taken.

The question was taken on adoption of the Hook amendment, and the Hook amendment was adopted.

Kvam moved to amend H. F. No. 837, the printed bill, as amended, as follows:

At the end of the bill add "Any diversion of monies from the interstate system will be assigned to the design, development, and construction of the outstate trunk highway system."

Connors moved to amend the Kvam amendment as follows: before the period insert ", including Anoka county".

The question was taken on the adoption of the Connors amendment and the amendment was not adopted.

The question was taken on the adoption of the Kvam amendment and the amendment was not adopted.

H. F. No. 837, A bill for an act relating to highways; providing for a two year moratorium on interstate highway construction.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 89, and nays 19, as follows:

Those who voted in the affirmative were:

Andersen, R.	Cummiskey	Jaros	Munger	Samuelson
Anderson, G.	DeGroat	Johnson, C.	Nelson	Sarna
Anderson, I.	Dieterich	Johnson, D.	Newcome	Savelkoul
Bell	Eckstein	Johnson, J.	Niehaus	Schulz
Bennett	Eken	Johnson, R.	Norton	Sherwood
Berg	Erdahl	Kahn	Ojala	Sieben, H.
Berglin	Erickson	Kelly	Parish	Sieben, M.
Biersdorf	Esau	Knickerbocker	Patton	Skaar
Boland	Faricy	LaVoy	Pavlak, R.	Smith
Brinkman	Ferderer	Lemke	Pavlak, R. L.	Stangeland
Carlson, A.	Fugina	Long	Pehler	Stanton
Carlson, B.	Graba	Mann	Peterson	Tomlinson
Carlson, D.	Graw	McCarron	Prahl	Ulland
Casserly	Growe	McMillan	Quirin	Vanasek
Cleary	Hagedorn	Menke	Resner	Vento
Clifford	Hanson	Miller, D.	Rice	Wenzel
Connors	Heinitz	Miller, M.	St. Onge	Mr. Speaker
Culhane	Hook	Moe	Salchert	

Those who voted in the negative were:

Adams, J.	Enebo	Klaus	McArthur	Schreiber
Becklin	Jacobs	Kvam	Ohnstad	Swanson
Belisle	Jopp	Laidig	Pieper	Wolcott
Carlson, L.	Kempe	Lindstrom, E.	Ryan	

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

S. F. No. 1376, A bill for an act relating to highway traffic regulations; axle weights and gross vehicle weights on pneumatic-tired vehicles or combination of vehicles used in the hauling of raw and unfinished forest products in the winter time; amending Minnesota Statutes 1971, Section 169.83, Subdivisions 1, 2 and 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, A.	Eken	Haugerud	Larson
Andersen, R.	Carlson, B.	Enebo	Heinitz	LaVoy
Anderson, D.	Carlson, D.	Erdahl	Hook	Lemke
Anderson, G.	Carlson, L.	Erickson	Jacobs	Lindstrom, E.
Anderson, I.	Casserly	Esau	Jaros	Lindstrom, J.
Becklin	Cleary	Faricy	Johnson, C.	Lombardi
Belisle	Clifford	Ferderer	Johnson, D.	Long
Bell	Connors	Fjoslien	Johnson, J.	Mann
Bennett	Culhane	Fudro	Jopp	McArthur
Berg	Cummiskey	Fugina	Jude	McCarron
Berglin	Dahl	Graba	Kahn	McCauley
Biersdorf	DeGroat	Graw	Kelly	McEachern
Boland	Dieterich	Growe	Knickerbocker	McFarlin
Braun	Dirlam	Hagedorn	Kvam	McMillan
Brinkman	Eckstein	Hanson	Laidig	Menke

Miller, D.	Ojala	Rice	Sherwood	Vanasek
Miller, M.	Parish	Ryan	Sieben, H.	Vento
Moe	Patton	St. Onge	Sieben, M.	Voss
Munger	Pavlak, R.	Salchert	Skaar	Weaver
Myrah	Pehler	Samuelson	Smith	Wenzel
Nelson	Peterson	Sarna	Stangeland	Wigley
Newcome	Pieper	Savelkoul	Stanton	Wohlwend
Niehaus	Prahl	Schreiber	Swanson	Wolcott
Norton	Quirin	Schulz	Tomlinson	Mr. Speaker
Ohnstad	Resner	Searle	Ulland	

The bill was passed and its title agreed to.

H. F. No. 1606 was reported to the House.

Hook moved that H. F. No. 1606 be re-referred to the Committee on General Legislation and Veterans Affairs.

A roll call was requested and properly seconded.

The question was taken on the motion by Hook and the roll being called, there were yeas 41, and nays 71, as follows:

Those who voted in the affirmative were:

Anderson, D.	Dirlam	Johnson, J.	McArthur	Stangeland
Becklin	Erdahl	Jopp	McCarron	Ulland
Bell	Erickson	Klaus	Myrah	Voss
Boland	Esau	Knickerbocker	Niehaus	Weaver
Carlson, A.	Fudro	Kvam	Ohnstad	Wigley
Carlson, D.	Graw	Laidig	Pieper	
Cleary	Hagedorn	Larson	Pleasant	
Clifford	Heinitz	Lindstrom, E.	Savelkoul	
DeGroat	Hook	Long	Skaar	

Those who voted in the negative were:

Adams, J.	Eken	LaVoy	Pavlak, R.	Sieben, H.
Andersen, R.	Enebo	Lemke	Pavlak, R. L.	Sieben, M.
Anderson, G.	Faricy	Lindstrom, J.	Pehler	Smith
Anderson, I.	Fugina	Mann	Peterson	Spanish
Bennett	Graba	McEachern	Prahl	Stanton
Berg	Growe	McMillan	Quirin	Tomlinson
Berglin	Hanson	Menke	Resner	Vanasek
Brinkman	Jacobs	Miller, D.	Rice	Vento
Carlson, L.	Jaros	Moe	Ryan	Wenzel
Casserly	Johnson, C.	Munger	St. Onge	Wolcott
Connors	Johnson, D.	Nelson	Salchert	Mr. Speaker
Culhane	Johnson, R.	Norton	Samuelson	
Cummsiskey	Jude	Ojala	Sarna	
Dieterich	Kahn	Parish	Schulz	
Eckstein	Kelly	Patton	Sherwood	

The motion did not prevail.

Carlson, A., moved to amend H. F. No. 1606, the printed bill, as follows:

Page 1, line 4, delete all the language in the line, and insert in lieu thereof the following:

"Sec. 2. This act is effective upon its adoption by a majority of those voting on the question after submission to the voters at the next general election."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Carlson, A., amendment and the roll being called, there were yeas 48, and nays 67, as follows:

Those who voted in the affirmative were:

Andersen, R.	Clifford	Johnson, J.	McArthur	Schreiber
Anderson, D.	Erdahl	Johnson, R.	McCauley	Searle
Anderson, G.	Erickson	Jopp	McFarlin	Skaar
Becklin	Esau	Klaus	Myrah	Stangeland
Belisle	Ferderer	Knickerbocker	Niehaus	Swanson
Biersdorf	Fudro	Kvam	Ohnstad	Ulland
Boland	Graw	Laidig	Pavlak, R. L.	Voss
Carlson, A.	Hagedorn	Larson	Pieper	Weaver
Carlson, D.	Heinitz	Lindstrom, E.	Pleasant	
Cleary	Hook	Long	Savelkoul	

Those who voted in the negative were:

Adams, J.	Eken	Lemke	Pavlak, R.	Sieben, H.
Anderson, I.	Enebo	Lindstrom, J.	Pehler	Sieben, M.
Bennett	Faricy	Mann	Peterson	Smith
Berg	Fugina	McEachern	Prahl	Spanish
Berglin	Graba	McMillan	Quirin	Stanton
Brinkman	Hanson	Menke	Resner	Tomlinson
Carlson, L.	Jacobs	Miller, D.	Rice	Vanasek
Casserly	Jaros	Miller, M.	Ryan	Vento
Connors	Johnson, C.	Moe	St. Onge	Wenzel
Culhane	Johnson, D.	Nelson	Salchert	Wolcott
Cummiskey	Jude	Norton	Samuelson	Mr. Speaker
Dahl	Kahn	Ojala	Sarna	
DeGroat	Kelly	Parish	Schulz	
Dieterich	LaVoy	Patton	Sherwood	

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

McCauley was excused for the remainder of today's session.

H. F. No. 1606, A bill for an act relating to the term of office of the comptroller and of the treasurer of the city of Minneapolis.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 69, and nays 48, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Lemke	Parish	Sherwood
Anderson, G.	Enebo	Lindstrom, J.	Patton	Sieben, H.
Anderson, I.	Fugina	Mann	Pavlak, R.	Sieben, M.
Bennett	Graba	McCarron	Pehler	Smith
Berglin	Jacobs	McEachern	Peterson	Spanish
Braun	Jaros	McMillan	Prahl	Stanton
Brinkman	Johnson, C.	Menke	Quirin	Swanson
Carlson, L.	Johnson, D.	Miller, D.	Rice	Tomlinson
Casserly	Jude	Miller, M.	Ryan	Vanasek
Connors	Kahn	Moe	St. Onge	Vento
Culhane	Kelly	Munger	Salchert	Wenzel
Cummiskey	Kempe	Nelson	Samuelson	Wolcott
Dahl	Kvam	Norton	Sarna	Mr. Speaker
Dieterich	LaVoy	Ojala	Schulz	

Those who voted in the negative were:

Andersen, R.	Carlson, D.	Fudro	Larson	Resner
Anderson, D.	Cleary	Hagedorn	Lindstrom, E.	Savelkoul
Becklin	DeGroat	Heinitz	Long	Searle
Belisle	Dirlam	Hook	McArthur	Skaar
Bell	Eken	Johnson, J.	Myrah	Ulland
Berg	Erdahl	Johnson, R.	Niehaus	Weaver
Biersdorf	Erickson	Jopp	Ohnstad	Wigley
Boland	Esau	Klaus	Pavlak, R. L.	Wohlwend
Carlson, A.	Faricy	Knickerbocker	Pieper	
Carlson, B.	Ferderer	Laidig	Pleasant	

The bill was passed and its title agreed to.

H. F. No. 731, A bill for an act relating to appointments by the mayor and the city council of the city of Minneapolis.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 116, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Jopp	Munger	Schulz
Andersen, R.	Dieterich	Jude	Myrah	Searle
Anderson, D.	Dirlam	Kahn	Nelson	Sherwood
Anderson, G.	Eckstein	Kelly	Newcome	Sieben, H.
Anderson, I.	Eken	Kempe	Niehaus	Sieben, M.
Becklin	Enebo	Klaus	Norton	Skaar
Belisle	Erdahl	Knickerbocker	Ohnstad	Smith
Bell	Erickson	Kvam	Ojala	Spanish
Bennett	Esau	Laidig	Patton	Stangeland
Berg	Faricy	Larson	Pavlak, R.	Stanton
Berglin	Ferderer	Lemke	Pavlak, R. L.	Swanson
Biersdorf	Fudro	Lindstrom, E.	Pehler	Ulland
Boland	Fugina	Lindstrom, J.	Peterson	Vanasek
Braun	Graba	Lombardi	Prahl	Vento
Brinkman	Graw	Long	Quirin	Voss
Carlson, A.	Hagedorn	Mann	Resner	Weaver
Carlson, B.	Hanson	McArthur	Rice	Wenzel
Carlson, D.	Hook	McCarron	Ryan	Wohlwend
Carlson, L.	Jacobs	McEachern	St. Onge	Wolcott
Casserly	Jaros	McFarlin	Salchert	Mr. Speaker
Cleary	Johnson, C.	McMillan	Samuelson	
Connors	Johnson, D.	Menke	Sarna	
Cummiskey	Johnson, J.	Miller, D.	Savelkoul	
Dahl	Johnson, R.	Miller, M.	Schreiber	

Those who voted in the negative were:

Culhane Pieper

The bill was passed and its title agreed to.

H. F. No. 986 was reported to the House.

Salchert moved to amend H. F. No. 986, the printed bill, as follows:

Page 5, strike lines 14 to 35, and insert in lieu thereof the following:

"Subd. 5. (IMMEDIATELY AFTER THE FILING OF THE CERTIFICATES, APPOINTMENTS, AND OATHS OF OFFICE REQUIRED HEREBY, THE COMMISSIONER APPOINTED BY THE GOVERNOR SHALL CALL A MEETING OF THE COMMISSIONERS, GIVING TO EACH NOTICE BY MAIL AT LEAST FIVE DAYS BEFORE THE MEETING. AT SUCH MEETING, AND) At all (SUBSEQUENT) meetings of the corporation (TO BE CREATED, SIX-NINTHS) a *majority* of all the commissioners *duly qualified and acting* shall constitute a quorum for the transaction of business, and an affirmative vote of (FIVE-NINTHS) a *majority* of (ALL) the commissioners *present* shall be required for the passage of any measure, except that for the passage of a measure involving the adoption or amendment of bylaws and budgets, the restriction of the use of the facilities of any of the airports taken over by the corporation (UNDER THE PROVISIONS OF LAWS 1943, CHAPTER 500. FOR THE PASSAGE OF ANY SUCH MEASURE), the designation of the name of any airport or airports, (OR FOR) the establishment of any new airport or airports, or (FOR ANY MEASURER INVOLVING) the issuance of bonds, an affirmative vote of (SIX-NINTHS) a *majority* of all the commissioners *duly qualified and acting at the time of voting* shall be required (, AT LEAST TWO OF WHICH AFFIRMATIVE VOTES SHALL BE THOSE OF REPRESENTATIVES OF EACH OF THE CITIES FOR WHICH THE CORPORATION IS FORMED. IMMEDIATELY AFTER THE MEETING IS CALLED TO ORDER THE COMMISSIONERS PRESENT SHALL ADOPT AN OFFICIAL NAME FOR THE CORPORATION, WHICH NAME SHALL CONTAIN THE WORDS "METROPOLITAN AIRPORTS COMMISSION," TOGETHER WITH THE NAMES OF THE CITIES IN AND FOR WHICH SAID CORPORATION IS BEING CREATED, OR SOME WELL KNOWN DESIGNATION FOR THOSE CITIES).".

Graw moved to amend the Salchert amendment, as follows:

Page 1, in the last line and before "*majority*" insert "*two-thirds*".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Graw amendment and the roll being called, there were yeas 65, and nays 47, as follows:

Those who voted in the affirmative were:

Anderson, G.	Clifford	Hagedorn	Laidig	Niehaus
Becklin	Connors	Heinitz	Larson	Ohnstad
Belisle	Culhane	Hook	Lindstrom, E.	Parish
Bell	DeGroat	Jacobs	Lombardi	Patton
Biersdorf	Dirlam	Johnson, J.	Long	Pavlak, R.
Boland	Eken	Jopp	McArthur	Pieper
Braun	Erdahl	Jude	McCarron	Resner
Carlson, A.	Erickson	Kempe	McFarlin	Savelkoul
Carlson, D.	Esau	Klaus	Menke	Schreiber
Carlson, L.	Graw	Knickerbocker	Moe	Schulz
Cleary	Growe	Kvam	Newcome	Searle

Sieben, H.	Skaar	Ulland	Voss	Wigley
Sieben, M.	Swanson	Vanasek	Weaver	Wohlwend

Those who voted in the negative were:

Adams, J.	Enebo	Lemke	Norton	Smith
Anderson, D.	Faricy	Lindstrom, J.	Pehler	Stanton
Anderson, I.	Ferderer	Mann	Peterson	Tomlinson
Bennett	Fugina	McEachern	Quirin	Vento
Berg	Graba	McMillan	Rice	Wenzel
Berglin	Hanson	Miller, D.	Ryan	Wolcott
Carlson, B.	Jaros	Miller, M.	St. Onge	Mr. Speaker
Casserly	Johnson, D.	Munger	Salchert	
Dahl	Kahn	Myrah	Samuelson	
Dieterich	Kelly	Nelson	Sarna	

The motion prevailed and the amendment was adopted.

The question was taken on the adoption of the Salchert amendment, as amended, and the amendment was adopted.

Lindstrom, E., moved to amend H. F. No. 986, the printed bill, as follows:

Page 3, line 15, after the word "members," and before the word "each" insert the words "one of which shall be from a city adjoining a major airport other than the cities of Minneapolis or St. Paul,".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Lindstrom, E., amendment and the roll being called, there were yeas 34, and nays 66, as follows:

Those who voted in the affirmative were:

Becklin	Erdahl	Jacobs	Lindstrom, E.	Schreiber
Biersdorf	Erickson	Johnson, J.	Lombardi	Skaar
Cleary	Esau	Jude	Long	Stangeland
Culhane	Graw	Klaus	McCarron	Swanson
DeGroat	Hagedorn	Kvam	McFarlin	Weaver
Dirlam	Heinitz	Laidig	Niehaus	Wohlwend
Eckstein	Hook	Larson	Ohnstad	

Those who voted in the negative were:

Adams, J.	Casserly	Johnson, C.	Myrah	Sieben, M.
Andersen, R.	Clifford	Johnson, D.	Nelson	Smith
Anderson, D.	Connors	Johnson, R.	Newcome	Spanish
Anderson, G.	Cummiskey	Kahn	Norton	Stanton
Anderson, I.	Dahl	Kelly	Pehler	Tomlinson
Belisle	Dieterich	Knickerbocker	Peterson	Vento
Bell	Eken	Lindstrom, J.	Quirin	Voss
Bennett	Enebo	Mann	Resner	Wenzel
Berg	Faricy	McArthur	Rice	Wolcott
Berglin	Ferderer	McMillan	Ryan	Mr. Speaker
Boland	Fugina	Miller, D.	St. Onge	
Carlson, A.	Hanson	Miller, M.	Salchert	
Carlson, B.	Haugerud	Moe	Samuelson	
Carlson, L.	Jaros	Munger	Sarna	

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

H. F. No. 986, A bill for an act relating to the Minneapolis-St. Paul Metropolitan Airports Commission; jurisdiction, membership, and taxing and borrowing powers of the commission; general obligation revenue financing by the commission; and providing for a legislative air transport commission; amending Minnesota Statutes 1971, Sections 360.102, Subdivisions 2, 3, 4, 5, and 9, and by adding a subdivision; 360.103; 360.104, Subdivisions 1, 2, 3, 4, and 5; 360.105, Subdivisions 2 and 4; 360.106, Subdivision 3; 360.107, Subdivision 17; 360.109, Subdivision 1, and by adding a subdivision; 360.111; 360.113, Subdivision 1; 360.114; and 360.122; and repealing Minnesota Statutes 1971, Sections 360.104, Subdivision 6; 360.113, Subdivisions 2 to 5; 360.116; and 360.119.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 107, and nays 14, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Jopp	Myrah	Sherwood
Andersen, R.	Eckstein	Kahn	Nelson	Sieben, M.
Anderson, D.	Eken	Kelly	Newcome	Skaar
Anderson, G.	Enebo	Klaus	Niehaus	Smith
Anderson, I.	Erdahl	Knickerbocker	Norton	Spanish
Relisle	Erickson	Ivam	Parish	Stangeland
Bell	Esau	Laidig	Patton	Stanton
Bennett	Faricy	Larson	Pavlak, R. L.	Swanson
Biersdorf	Fudro	Lindstrom, E.	Pehler	Tomlinson
Boland	Fugina	Lindstrom, J.	Peterson	Ulland
Brinkman	Graba	Lombardi	Quirin	Vanasek
Carlson, A.	Graw	Long	Resner	Vento
Carlson, B.	Grove	Mann	Rice	Voss
Carlson, L.	Hagedorn	McArthur	Ryan	Weaver
Casserly	Hanson	McEachern	St. Onge	Wenzel
Cleary	Haugerud	McFarlin	Salchert	Wigley
Connors	Hook	McMillan	Samuelson	Wohlwend
Culhane	Jaros	Menke	Sarna	Wolcott
Cummiskey	Johnson, C.	Miller, D.	Savelkoul	Mr. Speaker
Dahl	Johnson, D.	Miller, M.	Schreiber	
DeGroat	Johnson, J.	Moe	Schulz	
Dietrich	Johnson, R.	Munger	Searle	

Those who voted in the negative were:

Becklin	Clifford	Jacobs	McCarron	Pieper
Berg	Ferderer	Jude	Ohnstad	Sieben, H.
Carlson, D.	Heinitz	Kempe	Pavlak, R.	

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

Anderson, I., moved that the remaining bills on Special Orders for today be continued on Special Orders for Friday, May 11, 1973. The motion prevailed.

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to :

S. F. No. 1626, A bill for an act relating to education; school aids and levies; authorizing the issuance of bonds by independent school district No. 625; appropriating money; amending Minnesota Statutes 1971, Chapter 124, by adding sections; Sections 120.17, Subdivision 7, and by adding a subdivision; 124.17, by adding a subdivision; 124.212, Subdivision 8, and by adding subdivisions; 124.32, Subdivisions 1 and 5, and by adding a subdivision; and 275.125, by adding subdivisions; repealing Minnesota Statutes 1971, Sections 120.17, Subdivision 8; 124.04; 124.17, Subdivision 1; 124.212, Subdivisions 3, 4, 6, and 7; 124.22, Subdivisions 1, 3, 4, and 6; 124.31; 124.32, Subdivision 3; and 275.125, Subdivisions 2 and 3.

And the Senate respectfully requests that a Conference Committee of 5 members be appointed thereon. Messrs. Anderson, Doty, Borden, Sillers and O'Neill have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVER, Secretary of the Senate

Graba moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 5 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two houses on S. F. No. 1626. The motion prevailed.

NOTICE FOR SPECIAL ORDER

Pursuant to Rule 14, Mr. Lindstrom, E., gave notice that on Saturday, May 12, 1973, he will move to make the following bill a Special Order for Saturday, May 12, 1973, at 11:00 a.m.; or if the House fails to convene on said date, this Notice For Special Order shall be continued until Monday, May 14, 1973, at 3:00 p.m.:

H. F. No. 469, A bill for an act relating to intoxicating liquor; prohibiting discrimination by importers; granting the liquor control commissioner subpoena powers; removing the residency requirement for obtaining a wholesaler's or manufacturer's license; changing the method of determining the number of "off-sale" licenses which can be issued in cities of the first class; regulating the advertising of intoxicating liquor; annually appropriating liquor excise taxes for detoxification centers; providing a penalty; amending Minnesota Statutes 1971, Chapter

340, by adding a section; Sections 340.09; 340.11, Subdivisions 2 and 13; 340.15; and 340.19; and repealing Minnesota Statutes 1971, Sections 340.97; 340.971; 340.972; 340.973; 340.974; 340.975; 340.976; 340.977; 340.978; 340.98; 340.981; 340.9815; 340.982; 340.983; and 340.985.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 1626:

Graba; Berg; Johnson, D.; Adams, S.; and Esau.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 835:

Kahn, Weaver, and Bell.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1053:

Vento; Sieben, H.; and Kvam.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1772:

Connors, Berglin, and DeGroat.

ADJOURNMENT

Mr. Anderson, I., moved that when the House adjourns today it adjourn until 10:00 a.m., Friday, May 11, 1973. The motion prevailed.

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 10:00 a.m., Friday, May 11, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

FIFTY-EIGHTH DAY

SAINT PAUL, MINNESOTA, FRIDAY, MAY 11, 1973

The House convened at 10:00 a.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J.	Dirlam	Johnson, R.	Moe	Savelkoul
Anderson, D.	Eckstein	Jopp	Mueller	Schreiber
Anderson, G.	Eken	Jude	Munger	Schulz
Anderson, I.	Enebo	Kahn	Myrah	Searle
Becklin	Erdahl	Kelly	Nelson	Sherwood
Belisle	Erickson	Kempe	Newcome	Sieben, H.
Bell	Esau	Klaus	Niehaus	Sieben, M.
Bennett	Faricy	Knickerbocker	Norton	Skaar
Berg	Ferderer	Kvam	Ohnstad	Smith
Berglin	Fjoslien	Laidig	Ojala	Spanish
Biersdorf	Flakne	Larson	Parish	Stangeland
Boland	Forsythe	LaVoy	Patton	Stanton
Braun	Fudro	Lemke	Pavlak, R.	Swanson
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, A.	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, B.	Graw	Lombardi	Peterson	Vanasek
Carlson, D.	Growe	Long	Pieper	Vento
Carlson, L.	Hagedorn	Mann	Pleasant	Voss
Cassery	Hanson	McArthur	Prahl	Weaver
Cleary	Haugerud	McCarron	Quirin	Wenzel
Clifford	Heinitz	McCauley	Resner	Wigley
Connors	Hook	McEachern	Rice	Wohlwend
Culhane	Jacobs	McFarlin	Ryan	Wolcott
Cummiskey	Jaros	McMillan	St. Onge	Mr. Speaker
Dahl	Johnson, C.	Menke	Salchert	
DeGroat	Johnson, D.	Miller, D.	Samuelson	
Dieterich	Johnson, J.	Miller, M.	Sarna	

A quorum was present.

Andersen, R., was excused. Adams, S., was excused until 12:30 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. Johnson, C., the further reading was dispensed with and the Journal was approved as corrected.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 1381, 1293, 1316, 1575, 2297, 1372, 991, 2011, 2170, and 2247 and S. F. Nos. 190 and 2119 have been placed in the members' files.

PETITIONS AND COMMUNICATIONS

The following reports were received, filed in the Chief Clerk's Office, and distributed to each member: Reports of Public Examiner on the Financial Affairs of Bemidji State College and the Minnesota Department of Public Welfare Head Start Regional Training Office Grant H8886 and H5181.

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F.</i> <i>No.</i>	<i>H.F.</i> <i>No.</i>	<i>Session Laws</i> <i>Chapter No.</i>	<i>Date Approved</i> <i>1973</i>	<i>Date Filed</i> <i>1973</i>
	78	166	May 7	May 7
	205	167	May 7	May 7
	212	168	May 7	May 7
	256	169	May 7	May 7
	263	170	May 7	May 7
	345	171	May 7	May 7
	362	172	May 7	May 7
	425	173	May 7	May 7
	591	174	May 7	May 7
	610	175	May 7	May 7
	660	176	May 7	May 7
	707	177	May 7	May 7
	821	178	May 7	May 7

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	869	179	May 7	May 7
	955	180	May 7	May 7
	1130	181	May 7	May 7
	1137	182	May 7	May 7
	1164	183	May 7	May 7
	1167	184	May 7	May 7
	1170	185	May 7	May 7
	1171	186	May 7	May 7
	1429	187	May 7	May 7
	1435	188	May 7	May 7

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Alec G. Olson
President of the Senate

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<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	1548	189	May 7	May 7
104		190	May 7	May 7
117		191	May 7	May 7
425		192	May 7	May 7
489		193	May 7	May 7
688		194	May 7	May 7
778		195	May 7	May 7
783		196	May 7	May 7

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
790		197	May 7	May 7
1249		198	May 7	May 7
1277		199	May 7	May 7
1327		200	May 7	May 7
1490		201	May 7	May 7
1501		202	May 7	May 7
	681	203	May 7	May 7
	479	Resolution 5		May 8

Sincerely,

ARLEN ERDAHL
Secretary of State

REPORTS OF STANDING COMMITTEES

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 266, A bill for an act relating to education; providing for loans to medical students who agree to practice in rural communities; appropriating money.

Reported the same back with the following amendments:

Page 1, line 24, after "examiners." strike the remainder of the line and insert in lieu thereof the following: "Assistance may be granted in the amount that the board determines sufficient for the purpose of this act, not to exceed \$6,000 per year. Loans shall be renewed on an annual basis contingent on the basis of good standing in the program by the student. No student shall receive loans to exceed \$24,000."

Page 1, strike lines 25 and 26.

Page 2, strike lines 1 through 3 and insert in lieu thereof the following:

"Sec. 2. The higher education coordinating commission is authorized to issue revenue bonds in accordance with provisions on revenue bonds for student loans in Minnesota Statutes, Chapter 136A, for the purpose of securing funds necessary for loans to up to a maximum of 40 recipients the first year of the biennium and 20 additional medical recipients the second year of the biennium as authorized by this act.

Sec. 3. Subdivision 1. The commission shall maintain a reserve fund for the purpose of repaying loans which are cancelled under the provisions of this act or which are not collectible as due. The reserve funds may be held and may be invested by the

commission in accordance with provisions on investment of reserves for student loans in Minnesota Statutes, Chapter 136A.

Subd. 2. If there are insufficient moneys in the reserve funds to repay loans made under this act which are cancelled or uncollectible as due, there is hereby appropriated to the commission from any moneys in the state treasury not otherwise appropriated such monies as are required to meet such deficiencies. The amount of such appropriation made by these provisions shall be certified by the executive director of the higher education coordinating commission to the state auditor whenever such appropriation shall be necessary.

Sec. 4. The sum of \$100,000 is hereby appropriated to the higher education coordinating commission from the general fund. Such appropriation shall be used for a reserve fund for repayment of cancelled or uncollectible loans made in accordance with the provisions of this act.

Sec. 5. The board of medical examiners and the higher education coordinating commission shall submit a progress report to the legislature by January 15 of each year."

Renumber remaining section accordingly.

Further, amend the title in line 4, after "communities;" by inserting "providing for the issuance of revenue bonds;".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 701, A bill for an act relating to education; authorizing and directing the higher education coordinating commission to establish and supervise a student loan program; appropriating money; providing for the issuance of revenue bonds; amending Minnesota Statutes 1971, Sections 136A.14; 136A.15, Subdivisions 2, 5, and 7; 136A.16, Subdivisions 2, 3, 5, and 8; and 136A.17, Subdivisions 1, 3, 4, 6, 8, and 10.

Reported the same back with the following amendments:

Strike everything after the enacting clause and substitute in lieu thereof the following:

"Section 1. [136A.175] [STUDENT LOAN PROGRAM.] *The higher education coordinating commission is authorized and directed to establish and supervise a student loan program in accordance with the provisions of Minnesota Statutes 1971, Sections 136A.14 to 136A.17.*

Sec. 2. Minnesota Statutes 1971, Section 136A.14, is amended to read:

136A.14 [STUDENT LOANS, PURPOSE.] The legislature has found and hereby declares that the encouragement of the maximum educational development of the young men and women of Minnesota is in the best interest of the state. The state loan program would encourage students to continue their education and provide financial assistance for those who would not otherwise be able to do so. The state loan program provided for herein is designated to be compatible with the provisions of (THE NATIONAL VOCATIONAL STUDENT LOAN INSURANCE ACT OF 1965 AND) the Higher Education Act of 1965,(,) (BOTH OF WHICH PROVIDE INTEREST SUBSIDIES ON STUDENT LOANS WHICH ARE GUARANTEED BY A STATE PROGRAM).

Sec. 3. Minnesota Statutes 1971, Section 136A.15, Subdivision 5, is amended to read:

Subd. 5. "Eligible institution" (IN THE CASE OF LOANS FOR VOCATIONAL INSTRUCTION MEANS A BUSINESS OR TRADE SCHOOL, OR TECHNICAL INSTITUTION OR OTHER TECHNICAL OR VOCATIONAL SCHOOL, IN ANY STATE, WHICH IS APPROVED BY THE U.S. COMMISSIONER OF EDUCATION IN ACCORDANCE WITH REQUIREMENTS SET FORTH IN THE NATIONAL VOCATIONAL STUDENT LOAN INSURANCE ACT OF 1965. IN THE CASE OF LOANS FOR HIGHER EDUCATION, "ELIGIBLE INSTITUTION" MEANS ANY EDUCATIONAL INSTITUTION OFFERING AT LEAST A TWO YEAR PROGRAM ACCEPTABLE FOR FULL CREDIT TOWARD A BACCALAUREATE DEGREE, AND ANY GRADUATE PROFESSIONAL SCHOOL, INCLUDING ANY) *means any public educational institution and any private educational institution, in any state which is approved by the U.S. commissioner of education in accordance with requirements set forth in the Higher Education Act of 1965, as amended.*

Sec. 4. Minnesota Statutes 1971, Section 136A.15, Subdivision 7, is amended to read:

Subd. 7. "Eligible student" means a student who is officially registered or accepted for enrollment at an eligible institution *in Minnesota or a Minnesota resident who is officially registered as a student or accepted for enrollment at an eligible institution in another state.*

Sec. 5. Minnesota Statutes 1971, Section 136A.16, Subdivision 3, is amended to read:

Subd. 3. The commission shall be authorized to make or to guarantee loans in amounts not to exceed (\$1,500 IN ANY ACADEMIC YEAR OR ITS EQUIVALENT TO RESIDENTS OF THIS STATE WHO ARE ATTENDING OR ACCEPTED FOR ENROLLMENT AT ELIGIBLE INSTITUTIONS, BOTH PUBLIC AND PRIVATE) *the maximum amount provided in the higher education act of 1965 and any amendments thereof*

and the commission shall be authorized to establish procedures determining the loan amounts for which students are eligible.

Sec. 6. Minnesota Statutes 1971, Section 136A.16, Subdivision 8, is amended to read:

Subd. 8. Moneys made available to the commission which are not immediately needed for the purposes of sections 136A.14 to 136A.17 may be invested by the (STATE BOARD OF INVESTMENT AT THE REQUEST OF THE) commission. Such moneys shall be invested in bonds, certificates of indebtedness, and other fixed income securities, except preferred stocks, which are legal investments for the permanent school fund. Such moneys may also be invested in such prime quality commercial paper as is eligible for investment in the state employees retirement fund. All interest and profits from such investments shall inure to the benefit of the commission. (THE STATE TREASURER SHALL BE THE CUSTODIAN OF ALL SECURITIES PURCHASED UNDER THE CONDITIONS OF THIS SUBDIVISION).

Sec. 7. Minnesota Statutes 1971, Section 136A.17, Subdivision 1, is amended to read:

136A.17 [PROGRAM REQUIREMENTS.] Subdivision 1. Eligibility of student borrowers: An applicant shall be eligible to apply for a loan under the provisions of sections 136A.14 to 136A.17 if the commission finds that he (:) *is an eligible student as defined by this act and is eligible for a loan under federal regulations governing the federally insured student loan program.*

((A) IS A CITIZEN OF THE UNITED STATES)

((B) IS A RESIDENT OF THE STATE OF MINNESOTA)

((C) HAS BEEN ACCEPTED FOR ENROLLMENT AT AN ELIGIBLE INSTITUTION OR, IN THE CASE OF A STUDENT ALREADY ATTENDING SUCH INSTITUTION, IS IN GOOD STANDING THERE AS DETERMINED BY THE INSTITUTION)

((D) IS CARRYING AT LEAST ONE-HALF OF THE NORMAL FULL TIME WORKLOAD AS DETERMINED BY THE INSTITUTION.)

Sec. 8. Minnesota Statutes 1971, Section 136A.17, Subdivision 3, is amended to read:

Subd. 3. The commission may loan and guarantee the loan of money, upon such terms and conditions as the commission may prescribe(; PROVIDED THAT THE TOTAL AMOUNT OF OUTSTANDING GUARANTEED LOANS AT ANY ONE TIME MAY NOT EXCEED 15 TIMES THE AMOUNT OF THE RESERVE FUNDS ON DEPOSIT AT THAT TIME FOR THE PURPOSES OF GUARANTEEING LOANS).

Sec. 9. Minnesota Statutes 1971, Section 136A.17, Subdivision 4, is amended to read:

Subd. 4. No loan or guarantee of a loan shall be made in excess of (\$1,500 FOR ANY ACADEMIC YEAR OR ITS EQUIVALENT. THE AGGREGATE INSURED UNPAID PRINCIPAL AMOUNT OF INSURED LOANS FOR VOCATIONAL STUDY MADE TO ANY STUDENT SHALL NOT AT ANY TIME EXCEED \$2,000. THE AGGREGATE INSURED UNPAID PRINCIPAL AMOUNT OF INSURED LOANS FOR HIGHER EDUCATION MADE TO ANY STUDENT SHALL NOT AT ANY TIME EXCEED \$7,500 IN THE CASE OF ANY GRADUATE OR PROFESSIONAL STUDENT, INCLUDING ANY SUCH INSURED LOANS MADE TO SUCH PERSON BEFORE HE BECAME A GRADUATE OR PROFESSIONAL STUDENT, OR \$5,000 IN THE CASE OF ANY OTHER STUDENT) *the maximum provided by pertinent federal laws and regulations and the aggregate unpaid principal amount of loans to any individual student shall not exceed the maximum provided in pertinent federal laws and regulations.*

Sec. 10. Minnesota Statutes 1971, Section 136A.17, Subdivision 10, is amended to read:

Subd. 10. (ALL MONEYS RECEIVED BY THE COMMISSION, REGARDLESS OF THE SOURCE, SHALL BE DEPOSITED IN THE STATE TREASURY AND ARE HEREBY APPROPRIATED TO IT ANNUALLY FOR THE PURPOSE FOR WHICH SUCH FUNDS ARE RECEIVED.) *The commission is authorized to establish variable repayment schedules consistent with the need and anticipated income streams of student borrowers provided that such repayment schedules shall not violate the federal laws and regulations governing federally insured student loan programs.*

Sec. 11. Subdivision 1. *The higher education coordinating commission is hereby authorized to make supplemental loans to certain borrowers who have incurred repayment obligations under the provisions of Minnesota Statutes, Sections 136A.14 to 136A.17.*

Subd. 2. *The purpose of the supplemental loans shall be to assist certain borrowers to meet the financial obligations they have incurred under the provisions of Minnesota Statutes, Sections 136A.14 to 136A.17.*

Subd. 3. *Any student who was a Minnesota resident at the time of securing a loan under Minnesota Statutes, Sections 136A.14 to 136A.17 for attending an institution located in Minnesota shall be eligible to receive a supplemental loan if his or her annual repayment would exceed seven percent of his or her annual income including the income of his or her spouse in any one year when the aggregate amount of student loans is not more than \$3,000 or eight percent of such income when the aggregate amount of student loans is more than \$3,000, but not more than \$4,000, or nine percent of such income when the aggregate amount of student loans is more than \$4,000, but not more than*

\$5,000, or ten percent of such income when the aggregate amount of student loans is more than \$5,000.

Subd. 4. In the event that the amount of repayment due in any year from a borrower who is eligible for a supplemental loan should exceed the proportion of annual income specified in subdivision 3, the commission shall be authorized to make a supplemental loan to the student in the amount of the portion of the payment due which exceeds the specified income proportion for the student from reserves maintained for the student loan program and shall issue a supplemental note to be repaid by the borrower following repayment of the aggregate amount of principal and interest due on the borrower's student loans made under Minnesota Statutes, Sections 136A.14 to 136A.17.

Subd. 5. Each supplemental note issued in accordance with subdivision 3 shall bear simple interest at a rate determined by the commission and shall have a due date not later than five years following the due date of loans obtained under Minnesota Statutes, Sections 136A.14 to 136A.17 in accordance with the following conditions:

(a) Interest due on supplemental loans shall be payable to the commission annually from the date of issue;

(b) The annual repayment requirements of supplemental loans shall be governed by provisions of subdivision 3;

(c) Any amount due and payable after the tenth such year of obligation under a supplemental note shall cancel, and shall be paid by the commission from reserves held by the commission;

(d) The commission is hereby authorized to establish repayment schedules for the supplemental loans that satisfy the provisions of subdivision 3.

Sec. 12. The higher education coordinating commission is hereby authorized to issue revenue bonds in an aggregate amount not to exceed \$30,000,000 for the purpose of obtaining funds for loans made in accordance with the provisions of this act. Proceeds from the issuance of bonds may be held and invested by the commission pending disbursement in the form of loans. All interest and profits from such investments shall inure to the benefit of the commission and shall be available to the commission for costs incurred in administering loans under this act and for loan reserve funds.

Sec. 13. The commission may from time to time issue negotiable notes for the purpose of this act and may from time to time renew any notes by the issuance of new notes, whether the notes to be renewed have or have not matured. The commission may issue notes partly to renew notes or to discharge other obligations then outstanding and partly for any other purpose. The notes may be authorized, sold, executed and delivered in the same manner as bonds. Any resolution or resolutions authorizing notes of the commission or any issue thereof may contain any provisions which the commission is authorized to include in any reso-

lution or resolutions authorizing revenue bonds of the commission or any issue thereof, and the commission may include in any notes any terms, covenants or conditions which it is authorized to include in any bonds. All such notes shall be payable solely from the revenue of the commission, subject only to any contractual rights of the holders of any of its notes or other obligations then outstanding.

Sec. 14. Subdivision 1. The commission may from time to time issue revenue bonds for purposes of this act and all such revenue bonds, notes, bond anticipation notes or other obligations of the commission issued pursuant to this act shall be and are hereby declared to be negotiable for all purposes notwithstanding their payment from a limited source and without regard to any other law or laws. In anticipation of the sale of such revenue bonds, the commission may issue negotiable bond anticipation notes and may renew the same from time to time, but the maximum maturity of any such note, including renewals thereof, shall not exceed five years from the date of issue of the original note. Such notes shall be paid from any revenues of the commission available therefor and not otherwise pledged, or from the proceeds of sale of the revenue bonds of the commission in anticipation of which they were issued. The notes shall be issued in the same manner as the revenue bonds. Such notes and the resolution or resolutions authorizing the same may contain any provisions, conditions or limitations which a bond resolution or the commission may contain.

Subd. 2. The revenue bonds and notes of every issue shall be payable solely out of revenues of the commission, subject only to any agreements with the holders of particular revenue bonds or notes pledging any particular revenues. Notwithstanding that revenue bonds and notes may be payable from a special fund, they shall be and be deemed to be, for all purposes, negotiable instruments, subject only to the provisions of the revenue bonds.

Subd. 3. The revenue bonds may be issued as serial bonds or as term bonds, or the commission, in its discretion, may issue bonds of both types. The revenue bonds shall be authorized by resolution of the members of the commission and shall bear such date or dates, mature at such time or times, not exceeding 50 years from their respective dates, bear interest at such rate or rates, payable at such time or times, be in denominations, be in such form, either coupon or registered, carry such registration privileges, be executed in such manner, be payable in lawful money of the United States of America at such place or places, and be subject to such terms of redemption, as such resolution or resolutions may provide. The revenue bonds or notes may be sold at public or private sale for such price or prices as the commission shall determine. Pending preparation of the definitive bonds, the commission may issue interim receipts or certificates which shall be exchanged for such definite bonds.

Subd. 4. Any resolution or resolutions authorizing any revenue bonds or any issue of revenue bonds may contain provisions

which shall be part of the contract with the holders of the revenue bonds to be authorized as to:

(a) The setting aside of reserves or sinking funds, and the regulation and disposition thereof;

(b) Limitations on the purpose to which the proceeds of sale of any issue of revenue bonds then or thereafter to be issued may be applied and pledging such proceeds to secure the payment of the revenue bonds or any issue of the revenue bonds;

(c) Limitations on the issuance of additional bonds, the terms upon which additional bonds may be issued and secured and the refunding of outstanding bonds;

(d) The procedure, if any, by which the terms of any contract with bondholders may be amended or abrogated, the amount of bonds the holders of which must consent thereto, and the manner in which such consent may be given;

(e) Defining the acts or omissions to act which shall constitute a default in the duties of the commission to holders of its obligations and providing the rights and remedies of such holders in the event of a default.

Subd. 5. Neither the members of the commission nor any person executing the revenue bonds or notes shall be liable personally on the revenue bonds or notes or be subject to any personal liability or accountability by reason of the issuance thereof.

Subd. 6. The commission shall have power out of any funds available therefor to purchase its bonds or notes. The commission may hold, pledge, cancel or resell such bonds, subject to and in accordance with agreements with bondholders.

Sec. 15. In the discretion of the commission any revenue bonds issued under the provisions of this act may be secured by a trust agreement by and between the commission and a corporate trustee or trustees, which may be any trust company or bank having the powers of a trust company within the state. Such trust agreement or the resolution providing for the issuance of such revenue bonds may pledge or assign the revenues to be received or proceeds of any contract or contracts pledged or any portion thereof. Such trust agreement or resolution providing for the issuance of such revenue bonds may contain such provisions for protecting and enforcing the rights and remedies of the bondholders as may be reasonable and proper and not in violation of laws, including particularly such provisions as have hereinabove been specifically authorized to be included in any resolution or resolutions of the commission authorizing revenue bonds thereof. Any bank or trust company incorporated under the laws of the state which may act as depository of the proceeds of bonds or of revenues or other moneys may furnish such indemnifying bonds or pledges such securities as may be required by the commission. Any such trust agreement may set forth the rights and remedies of the bondholders and of the trustee or trustees and may restrict the individual right of action by bond-

holders. In addition to the foregoing, any such trust agreement or resolution may contain such other provisions as the commission may deem reasonable and proper for the security of the bondholders.

Sec. 16. Subdivision 1. The commission is hereby authorized to provide for the issuance of revenue bonds of the commission for the purpose of refunding any revenue bonds of the commission then outstanding, including the payment of any redemption premium thereon and any interest accrued or to accrue to the earliest or any subsequent date of redemption, purchase or maturity of such revenue bonds.

Subd. 2. The proceeds of any such revenue bonds issued for the purpose of refunding outstanding revenue bonds may, in the discretion of the commission, be applied to the purchase or retirement at maturity or redemption of such outstanding revenue bonds either on their earliest or any subsequent redemption date or upon the purchase or at the maturity thereof and may, pending such application be placed in escrow to such purchase or retirement at maturity or redemption on such date as may be determined by the commission.

Subd. 3. Any such escrowed proceeds, pending such use, may be invested and reinvested in direct obligations of the United States of America, or in certificates of deposit or time deposits secured by direct obligations of the United States of America, maturing at such time or times as shall be appropriate to assure the prompt payment, as to principal, interest and redemption premium, if any, of the outstanding revenue bonds to be so refunded. The interest, income and profits, if any, earned or realized on any such investment may also be applied to the payment of the outstanding revenue bonds to be so refunded. After the terms of the escrow have been fully satisfied and carried out, any balance of such proceeds and interest, income and profits, if any, earned or realized on the investments thereof may be returned to the commission for use by it in any lawful manner.

Subd. 4. All such revenue bonds shall be subject to the provisions of this act in the same manner and to the same extent as other revenue bonds issued pursuant to this act.

Sec. 17. Bonds issued under authority of this act do not, and shall state that they do not, represent or constitute a debt or pledge of the faith and credit of the state, grant to the owners or holders thereof any right to have the state levy and any taxes or appropriate any funds for the payment of the principal thereof or interest thereon. Such bonds are payable and shall state that they are payable solely from the rentals, revenues, and other income, charges, and moneys as are pledged for their payment in accordance with the bond proceedings.

Sec. 18. Any holder of revenue bonds issued under the provisions of this act or any of the coupons appertaining thereto, and the trustee or trustees under any trust agreement, except to the extent the rights herein given may be restricted by any

resolution authorizing the issuance of, or any such trust agreement securing, such bonds, may, either at law or in equity, by suit, action, mandamus, or other proceedings, protect and enforce any and all rights under the laws of the state or granted hereunder or under such resolution or trust agreement, and may enforce and compel the performance of all duties required by this act or by such resolution or trust agreement to be performed by the commission or by any officer, employee or agent thereof, including the fixing, charging and collecting of the rates, rents, fees and charges herein authorized and required by the provisions of such resolution or trust agreement to be fixed, established and collected.

Sec. 19. Bonds issued by authority under the provisions of this act are hereby made securities in which all public officers and public bodies of the state and its political subdivisions, all insurance companies, trust companies, banking associations, investment companies, executors, administrators, trustees and other fiduciaries may properly and legally invest funds, including capital in their control or belonging to them; it being the purpose of this section to authorize the investment in such bonds of all sinking, insurance, retirement, compensation, pension and trust funds, whether owned or controlled by private or public persons or officers; provided, however, that nothing contained in this section may be construed as relieving any person, firm, or corporation from any duty of exercising due care in selecting securities for purchase or investment; and provided further, that in no event shall assets of pension funds of public employees of the state of Minnesota or any of its agencies, board or subdivisions, whether publicly or privately administered, be invested in bonds issued under the provisions of this act. Such bonds are hereby constituted "authorized securities" within the meaning and for the purposes of Minnesota Statutes, Section 50.14. Such bonds are hereby made securities which may properly and legally be deposited with and received by any state or municipal officer or any agency or political subdivision of the state for any purpose for which the deposit of bonds or obligations of the state now or may hereafter be authorized by law.

Sec. 20. The exercise of the powers granted by this act will be in all respects for the benefit of the people of this state, for the increase of their commerce, welfare and prosperity, and for the improvement of their health and living conditions, and as providing loans by the commission or its agent will constitute the performance of an essential public function, and any bonds issued under the provisions of this act, their transfer and the income therefrom including any profit made on the sale thereof, shall at all times be free from taxation of every kind by the state and by the municipalities and other political subdivisions in the state.

Sec. 21. The administrator of this act shall be under the commission independent of other authority and notwithstanding Minnesota Statutes, Chapter 16.

Sec. 22. (APPROPRIATION.) *The sum of \$1,000,000 is appropriated for the purposes of this act to the higher education coordinating commission from the general fund. Such amounts as may be necessary from the appropriation made for the purposes of this act may be used by the commission for costs incurred in administering the provisions of this act. The balance of the appropriation not required for administrative costs shall constitute a reserve fund which may be invested by the commission. Any interest which accrues on such investment shall inure to the commission and shall be available for either administrative costs or additions to the reserve fund at the discretion of the commission. The reserve fund shall not cancel and shall be available to the commission for as long as the programs provided by the provisions of this act are in effect. The commission may use the reserve fund established by the appropriation for fulfilling the income contingent provisions of this act as well as for the general purposes of the reserve fund in accordance with the provisions of this act."*

Further amend by striking the title in its entirety and inserting in lieu thereof the following:

"A bill for an act relating to education; authorizing and directing the higher education coordinating commission to establish and supervise a student loan program; appropriating money; providing for the issuance of revenue bonds; amending Minnesota Statutes 1971, Sections 136A.14; 136A.15, Subdivisions 5 and 7; 136A.16, Subdivisions 3 and 8; and 136A.17, Subdivisions 1, 3, 4 and 10."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 1297, A bill for an act relating to taxation; excise tax on gasoline; certain unrefunded taxes; providing for the distribution and use of unrefunded taxes used for snowmobile purposes; appropriating money; amending Minnesota Statutes 1971, Sections 296.16, Subdivision 1; 296.18, Subdivision 1; and 296.421, by adding subdivisions.

Reported the same back with the following amendments:

Page 1, line 19, delete "fourths" and insert in lieu thereof "eighths".

Page 1, line 30, delete "fourths" and insert in lieu thereof "eighths".

Page 2, line 3, delete "fourths" and insert in lieu thereof "eighths".

Page 3, delete lines 22 through 28 and insert in lieu thereof

the following: "to the general fund. There is hereby appropriated from the general fund to the commissioner of natural resources for the biennium ending June 30, 1975, the sum of \$1,045,000 for the following purposes:

(a) \$209,000 shall be paid in grants in aid to local units of government for purposes of enforcement of laws relating to snowmobiles and for the construction of snowmobile trails."

Page 4, delete lines 1 through 7.

Page 4, line 8, delete "50 percent" and insert in lieu thereof "\$627,000".

Page 4, line 11, delete "20 percent" and insert in lieu thereof "\$209,000".

Reletter clauses accordingly.

Page 4, line 24, delete "fourths" and insert in lieu thereof "eighths".

Page 5, line 3, delete "snowmobile trail account" and insert in lieu thereof "general fund".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 1944, A bill for an act relating to handicapped persons; establishing and prescribing duties of the Minnesota commission for the handicapped; transferring certain powers and duties to the commission; appropriating money; repealing Minnesota Statutes 1971, Sections 4.08 and 121.34.

Reported the same back with the following amendments:

Page 1, line 19, delete "ten" and insert in lieu thereof "fifteen".

Page 1, line 20, delete "Ten" and insert in lieu thereof "Twenty".

Page 6, line 25, after "\$" insert "97,000".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 2232, A bill for an act relating to welfare; implementing provisions of the social security amendments of 1972; repealing certain obsolete statutory provisions; providing for

the centralized disbursement of medical assistance payments; appropriating money; amending Minnesota Statutes 1971, Chapter 144, by adding a section; Sections 6.20; 98.47, Subdivision 8; 245.0313; 253A.15, Subdivision 11; 256.01, Subdivision 2; 256.12, Subdivision 10; 256.462, Subdivision 3; 256.935; 256.98; 256B.02, Subdivision 3; 256B.06; 256B.09; 256B.22; 260.38; 261.03; 261.063; 261.07, Subdivision 2; 275.50, Subdivision 5; 393.06; 393.07, Subdivisions 2 and 6; 462.485; 573.02, Subdivision 1; and Chapter 256B, by adding sections; repealing Minnesota Statutes 1971, Sections 245.033; 256.11; 256.12, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 11, 12, 13, 16, and 17; 256.13 to 256.23; 256.26; 256.27 to 256.461; 256.462, Subdivisions 1, 4, 5, 6, and 7; 256.463 to 256.64; 256.66 to 256.71; and 256.73, Subdivision 3.

Reported the same back with the following amendments:

Page 26, delete lines 10 through 14.

Re-number sections accordingly.

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

S. F. No. 328, A bill for an act relating to motor fuel; requiring display of octane rating; amending Minnesota Statutes 1971, Section 325.77, Subdivisions 1, 3, and 4, and by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 17, strike all of the language after the period.

Page 1, delete all of lines 18 through 21.

Page 3, line 14, after "D439-71" and before the period insert *"or such other manner as prescribed by the director of consumer services by regulations, adopted pursuant to the administrative procedures act. Such regulations shall only be promulgated to place this act in accordance with regulations promulgated by a federal agency"*.

Page 3, line 15 after "effect" delete "January" and insert "July"

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

S. F. No. 979, A bill for an act relating to consumer protection; unlawful practices in general; amending Minnesota Statutes 1971, Section 325.79, Subdivision 1.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

S. F. No. 1602, A bill for an act relating to compensation insurance; providing for a change in administration from the department of commerce to the commissioner of insurance; amending Minnesota Statutes 1971, Chapter 79.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

S. F. No. 1667, A bill for an act relating to trade regulations; recorded material; unauthorized reproductions; providing a penalty.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Adams, J., from the Committee on Commerce and Economic Development to which was referred:

S. F. No. 1809, A bill for an act relating to commerce; requiring the provision of certain information to consumers; providing remedies; amending Minnesota Statutes 1971, Chapter 325, by adding a section.

Reported the same back with the following amendments:

Page 1, line 19 strike "hold in".

Page 1, strike lines 20 through 24 and insert "*conduct an individual inquiry into the facts and send to the customer account holder an explanatory response in clear and definite terms.*".

Insert a new subdivision to read as follows:

"*Subd. 3. A violation of this section shall be treated as a violation of Minnesota Statutes, Section 325.79.*".

Add a new section to read as follows:

"*Sec. 2. This act shall be effective November 1, 1973.*".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

S. F. No. 583, A bill for an act relating to game and fish; trout stamps and season for taking; amending Minnesota Statutes 1971, Section 98.46, by adding a subdivision.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

S. F. No. 1858, A bill for an act relating to auxiliary forests; restricting the creation of new auxiliary forests and the extension of existing auxiliary forest contracts; amending Minnesota Statutes 1971, Chapter 88, by adding a section.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 98, A bill for an act relating to public welfare; payment for legal assistance; amending Minnesota Statutes 1971, Section 393.07, by adding a subdivision.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Subdivision 1. The Commissioner of Public Welfare is authorized to make grants to assist non-profit legal services corporations in providing legal advice and representation to persons whose economic status renders them eligible for any program of public assistance.

Subd. 2. No grant shall exceed 75 percent of the total cost of operation of the corporation.

Subd. 3. No grant shall be used to compensate any corporation or attorney for any legal service otherwise required by law to be provided at no cost to indigent persons.

Subd. 4. A political subdivision may make grants from revenues available to it to any legal services corporation to assist the corporation in providing the services described in this section.

Sec. 2. There is appropriated to the Commissioner of Public Welfare from the general fund in the state treasury the sum of \$..... to fund the grants described in Section 1."

Further amend the title by striking it in its entirety and insert in lieu thereof:

"A bill for an act relating to public welfare; providing for grants of state and local funds to non-profit legal service corporations; appropriating money."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

H. F. No. 2336, A bill for an act relating to child welfare; foster care and day care facilities; providing penalties for certain violations; amending Minnesota Statutes 1971, Section 257.123, Subdivision 1.

Reported the same back with the following amendments:

Page 1, after line 15, add the following:

"Sec. 2. Minnesota Statutes 1971, Section 257.123, Subdivision 2, is amended to read:

Subd. 2. Any person who offers or advertises a facility required to be licensed pursuant to (LAWS 1971, CHAPTER 539) *this act* or pursuant to Minnesota Statutes, Sections (257.081) 257.01 to 257.111 prior to obtaining such a license, or who offers or advertises any facility in violation of any provision of (LAWS 1971, CHAPTER 539) *this act* or of Minnesota Statutes, (257.081 TO) 257.01 to 257.111 shall be guilty of a misdemeanor.

Sec. 3. Minnesota Statutes 1971, Section 257.124, is amended to read:

257.124 [CONFIDENTIALITY OF RECORDS.] The records kept by the commissioner of public welfare pursuant to (LAWS 1971, CHAPTER 539) *this act* or to Minnesota Statutes, Sections (257.081) 257.01 to 257.111 shall be kept confidential and shall not be open to inspection nor shall the contents of such records be disclosed except by court order, provided however, that the confidential exchange of information between agencies of the state, other social welfare agencies or law enforcement agencies regarding individuals in the care of one of such agencies is specifically authorized."

Further amend the title in the following manner:

Page 1, strike line 6 and insert "Sections 257.123, Subdivisions 1 and 2; and 257.124."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

S. F. No. 471, A bill for an act relating to health; prohibiting the performance of abortions by persons who are not licensed medical doctors; providing a penalty.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Swanson from the Committee on Health and Welfare to which was referred:

S. F. No. 1302, A bill for an act relating to health; organization of public health nursing services; amending Minnesota Statutes 1971, Sections 145.12, Subdivision 1; and 393.07, Subdivisions 2 and 3.

Reported the same back with the following amendments:

Page 1, line 10, strike the words "AND HOME HEALTH SERVICE".

Page 1, line 14, strike the figure "550,000" and insert in lieu thereof "150,000".

Page 1, line 14, restore the stricken language and strike the new language.

Page 1, line 15, after the word "nurses", strike the remainder of the line.

Page 1, line 16, strike the word "personnel".

Page 2, line 1, strike the word "and".

Page 2, line 2, strike the words "home health".

Page 3, line 5, strike "or home health service".

Page 3, line 25, strike the words "and home".

Page 3, line 26, strike the word "health".

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Parish from the Committee on Judiciary to which was referred:

S. F. No. 899, A bill for an act relating to Hennepin county municipal court; providing that the assistant court administrator serve at the pleasure of the administrator; amending Minnesota Statutes 1971, Section 488A.025, Subdivision 3.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Parish from the Committee on Judiciary to which was referred:

S. F. No. 903, A bill for an act relating to courts; jury trials; number of jurors; challenges; amending Minnesota Statutes 1971, Sections 546.10 and 631.27.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Parish from the Committee on Judiciary to which was referred:

S. F. No. 1781, A bill for an act relating to the Hennepin county municipal court and the city of Saint Paul municipal court; amending Minnesota Statutes 1971, Section 488A.01, Subdivision 6; and 488A.18, Subdivision 7.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Parish from the Committee on Judiciary to which was referred:

S. F. No. 1896, A bill for an act relating to courts, Ramsey county; providing for creation and the operation and functioning of the Ramsey county municipal court; abolishing certain courts and merging certain courts with the Ramsey county municipal courts; transferring certain duties, functions, and jurisdictions; amending Minnesota Statutes 1971, Sections 488A.18, Subdivisions 1, 7, 10, and by adding a subdivision; 488A.19, Subdivisions 1, 2, and 3; 488A.20, Subdivisions 1, 2, 4, 5, and 6; 488A.21, Subdivision 2; 488A.22, Subdivisions 1 and 3; 488A.24, Subdivision 6; 488A.25, Subdivisions 1 and 2; 488A.27, Subdivisions 6, 11, 12 and by adding a subdivision; 488A.28, by adding a subdivision; 488A.29, Subdivisions 1 and 2; 488A.30, Subdivisions 1, 2, and 4; and 488A.33, Subdivision 7; repealing Minnesota Statutes 1971, Sections 488A.18, Subdivision 5; 488A.19, Subdivision 4; and 488A.23, Subdivision 2.

Reported the same back with the recommendation that the bill be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Salchert from the Committee on Metropolitan and Urban Affairs to which was referred:

S. F. No. 2320, A bill for an act relating to Ramsey county; providing for a park and open space system and recreational program; conferring power on the Ramsey county board to acquire land and personal property under certain conditions; authorizing the expenditure of county road and bridge funds for the construction and maintenance of bicycle paths on roads under county jurisdiction; amending Laws 1971, Chapter 950, Sections 2, by adding a subdivision; and 7.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

H. F. No. 2100, A bill for an act relating to taxation; occupation and royalty taxes on ores; providing for change of dates for assessment, payment and collection; amending Minnesota Statutes 1971, Sections 298.01, Subdivisions 1 and 2; 298.28, Subdivision 1; 299.05; 299.07; 299.09; and 299.10.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. Minnesota Statutes 1971, Section 298.01, Subdivision 1, is amended to read:

298.01 [MINING OR PRODUCING ORES.] Subdivision 1. Every person engaged in the business of mining or producing iron ore or other ores in this state shall pay to the state of Minnesota an occupation tax equal to 15.5 percent of the valuation of all ores except taconite, semi-taconite and iron sulphides mined or produced after December 31, 1971. Said tax shall be in addition to all other taxes provided for by law and shall be due and payable from such person on (MAY 1) or before June 15 of the year next succeeding the calendar year covered by the report thereon to be filed as hereinafter provided.

Sec. 2. Minnesota Statutes 1971, Section 298.01, Subdivision 2, is amended to read:

Subd. 2. Every person engaged in the business of producing or mining taconite, semi-taconite and iron sulphides in this state shall pay to the state an occupation tax equal to 15 percent of the valuation of all taconite, semi-taconite and iron sulphides mined or produced after December 31, 1970. The tax shall be in addition to all other taxes provided for by law and shall be due and payable from such person on (MAY 1) or before June 15 of the year next succeeding the calendar year covered by the report thereon to be filed as hereinafter provided.

Sec. 3. Minnesota Statutes 1971, Section 298.10, is amended to read:

298.10 [COMMISSIONER TO ASSESS TAXES AND BILL PERSONS LIABLE FOR TAX.] The commissioner of taxation shall enter on his records the amount of taxes found and determined by him to be due from any person as herein provided; and, on or before June first, shall (CERTIFY SUCH AMOUNT TO THE STATE AUDITOR, WHO THEREUPON SHALL MAKE HIS DRAFT UPON SUCH PERSON FOR THE AMOUNT OF TAXES AS THUS CERTIFIED, AND PLACE THE SAME IN THE HANDS OF THE STATE TREASURER FOR COLLECTION.) *make an assessment and send a statement to the person subject to the tax, which tax shall be payable to the commissioner of taxation as provided in this chapter and deposited in the state treasury.*

Sec. 4. Minnesota Statutes 1971, Section 298.12, is amended to read:

298.12 [COMMISSIONER'S ASSESSMENT ON PRIMA FACIE EVIDENCE OF AMOUNT DUE.] The (DRAFT OF THE STATE AUDITOR) *assessment of the commissioner of taxation for the tax, or tax and penalties, imposed by the provisions of sections 298.01 to 298.11, shall be prima facie evidence, in any court where proceedings may be brought for its enforcement, that the amount therein stated is due the state from the person (AGAINST WHOM THE SAME IS DRAWN.) indicated.*

Sec. 5. Minnesota Statutes 1971, Section 298.13, is amended to read:

298.13 [ATTORNEY GENERAL TO COLLECT UNPAID TAXES.] On July first each year, the (STATE TREASURER) *commissioner of taxation shall deliver to the attorney general a certification of all unpaid (DRAFTS FOR) taxes imposed under sections 298.01 to 298.16, and he shall bring an action thereon in the district court of Ramsey county, or of the county where such ores are mined or produced, for the amount of such (DRAFT) taxes, together with interest, penalties, and costs. The judgment of the court, when so obtained, shall bear interest at the rate of one percent per month and be enforceable in the manner provided by law for the enforcement of judgments obtained in civil actions.*

Sec. 6. Minnesota Statutes 1971, Section 298.28, Subdivision 1, is amended to read:

298.28 [DIVISION OF PROCEEDS.] Subdivision 1. The proceeds of the tax collected under section 298.24 shall be distributed by the state treasurer, upon certificate of the commissioner of taxation to the general fund of the state and to the various taxing districts in which the lands from which taconite was mined or quarried were located in the following manner and proportions: 11 1/2 percent thereof to the city, village or town; 27 percent thereof to the school district; 11 1/2 percent thereof to the county; three percent thereof to the state and 47 percent thereof, less any amount required to be distributed under subdi-

vision 1a to the taconite property tax relief account in the apportionment fund in the state treasury. If the mining, quarrying, and concentration, or different steps in either thereof are carried on in more than one taxing district, the commissioner shall apportion equitably the proceeds of the part of the tax going to cities, villages and towns among such subdivisions as provided above, and the part going to school districts among such districts, and the part going to counties among such counties, upon the basis of attributing 40 percent of the proceeds of the tax to the operation of mining or quarrying the taconite, and the remainder to the concentrating plant and to the processes of concentration, and with respect to each thereof giving due consideration to the relative extent of such operations performed in each such taxing district. His order making such apportionment shall be subject to review by the tax court at the instance of any of the interested taxing districts, in the same manner as other orders of the commissioner. The amount so distributed shall be divided among the various funds of the state, or of the taxing districts in the same proportion as the general ad valorem tax thereof. If in any year the state shall not spread any general ad valorem tax levy against real property, the state's proportion of the tax shall be paid into the general fund. The amount distributed to any city or village and one-third in 1971 and that portion not deducted from state aids in section 124.212, subdivision 8, thereafter of the amount distributed to any school district under the provisions hereof shall be included in computing the permissible levies of such city, village or school district under sections 275.11 or 275.125, provided, in computing the deduction from permissible levies of cities or villages by reason hereof effect shall be given to the cost of living adjustment allowed by section 275.11, subdivision 2, regardless of whether or not more than 25 percent of the assessed valuation consists of iron ore. On or before October 10 of each calendar year each producer of taconite or iron sulphides subject to taxation under section 298.24 (hereinafter called "taxpayer") shall file with the commissioner of taxation and with the county auditor of each county in which such taxpayer operates, and with the chief clerical officer of each school district, city or village which is entitled to participate in the distribution of the tax, an estimate of the amount of tax which would be payable by such taxpayer under said law for such calendar year; provided such estimate shall be in an amount not less than the amount due on the mining and production of concentrates up to September 30 of said year plus the amount becoming due because of probable production between September 30 and December 31 of said year, less any credit allowable as hereinafter provided. Such estimate shall list the taxing districts entitled to participate in the distribution of such tax, and the amount of the estimated tax which would be distributable to each such district in such next ensuing calendar year on the basis of the last percentage distribution certified by the commissioner of taxation. If there be no such prior certification, the taxpayer shall set forth its estimate of the proper distribution of such tax under the law, which estimate may be corrected by the commissioner if he deems it improper, notice

of such correction being given by him to the taxpayer and the public officers receiving such estimate. The officers with whom such report is so filed shall use the amount so indicated as being distributable to each taxing district except in the case of school districts one-third in 1971 and that portion not deducted from state aids in section 124.212, subdivision 8, thereafter of the indicated amount is to be used in computing, pursuant to sections 275.11 or 275.125, the permissible tax levy of such city, village or school district in the year in which such estimate is made, and payable in the next ensuing calendar year. Such taxpayer shall then pay, at the times payments are required to be made pursuant to section (294.25) 298.27, as the amount of tax payable under section 298.24, the greater of (a) the amount shown by such estimate, or (b) the amount due under said section as finally determined by the commissioner of taxation pursuant to law. If, as a result of the payment of the amount of such estimate, the taxpayer has paid in any calendar year an amount of tax in excess of the amount due in such year under section 298.24, after application of credits for any excess payments made in previous years, all as determined by the commissioner of taxation, the taxpayer shall be given credit for such excess amount against any taxes which, under said section, may become due from the taxpayer in subsequent years. In any calendar year in which a general property tax levy subject to sections 275.11 or 275.125 has been made, if the taxes distributable to any such city, village or school district are greater than the amount estimated to be paid to any such city, village or school district in such year, the excess of such distribution shall be held in a special fund by the city, village or school district and shall not be expended until the succeeding calendar year, and shall be included in computing the permissible levies under sections 275.11 or 275.125, of such city, village or school district payable in such year. If the amounts distributable to any such city, village or school district, after final determination by the commissioner of taxation under section 298.28 are less than the amounts indicated by such estimates, such city, village or school district may issue certificates of indebtedness in the amount of the shortage, and may include in its next tax levy, in excess of the limitations of sections 275.11 or 275.125 an amount sufficient to pay such certificates of indebtedness and interest thereon, or, if no certificates were issued, an amount equal to such shortage.

There is hereby appropriated to such taxing districts as are stated herein and to the taconite property tax relief account in the apportionment fund in the state treasury, from any fund or account in the state treasury to which the money was credited, an amount sufficient to make the payment or transfer.

Sec. 7. Minnesota Statutes 1971, Section 298.282, Subdivision 2, is amended to read:

Subd. 2. Each year commencing in 1972, and the following final determination of the amount of taxes payable under section

298.241, the (STATE AUDITOR) *commissioner of taxation* shall determine the amount in the taconite municipal aid account as of July 1 of such year the amount to be distributed to each qualifying municipality during such year. The amount to be distributed to each qualifying municipality shall be determined by dividing the total amount in said account as of July 1 by the total population according to the latest federal census of all qualifying municipalities to determine the per capita distributive share for such year and by multiplying the per capita distributive share by the population of such municipality. Upon completion of such determination, the (STATE AUDITOR) *commissioner of taxation* shall certify to the chief clerical officer of each qualifying municipality the amount which will be distributed to such municipality from the taconite municipal aid account that year.

Sec. 8. Minnesota Statutes 1971, Section 298.282, Subdivision 3, is amended to read:

Subd. 3. If the amount certified by the (STATE AUDITOR) *commissioner of taxation* as distributable to any qualifying municipality is greater than the amount previously estimated to have been distributable to such qualifying municipality in such year, the excess distributed to such municipality shall be held in a separate fund by the qualifying municipality and shall not be expended until the succeeding calendar year and shall be deducted, first, from the permissible general levy and then proportionately from permissible excess levies of the qualifying municipality in the succeeding calendar year. If the amount distributable to any qualifying municipality, after final determination by the (STATE AUDITOR) *commissioner of taxation* is less than the amount estimated to have been distributable to such qualifying municipality, such municipality may issue certificates of indebtedness in the amount of the shortage and may include in its next tax levy in excess of then existing levy limitations an amount sufficient to pay such certificates of indebtedness and interest thereon or, if no certificates were issued, an amount equal to such shortage.

Sec. 9. Minnesota Statutes 1971, Section 298.282, Subdivision 4, is amended to read:

Subd. 4. On or before August 15, 1972, and on or before August 15 of each year thereafter, the state auditor shall issue his warrant in favor of the treasurer of each qualifying municipality in the amount determined by the (STATE AUDITOR) *commissioner of taxation* to be due and payable to such qualifying municipality in such year.

Sec. 10. Minnesota Statutes 1971, Section 298.283, is amended to read:

298.283 [CHANGE OF STATUS OF MUNICIPALITY; DATE FOR DETERMINING STATUS.] If any qualifying municipality as defined in section 298.282, is consolidated with another municipality or part thereof, the secretary of state shall certify that fact to the (STATE AUDITOR) *commissioner of*

taxation, who shall issue (HIS WARRANT) *determine the amounts payable* to the consolidated municipality according to the combined population resulting, for the purpose of determining aid payable under the provisions of section 298.282. The determination of amounts payable under the provisions of section 298.282 shall however be based on the status of the municipality on January 1 of each year.

Sec. 11. Minnesota Statutes 1971, Section 299.012, Subdivision 3, is amended to read:

Subd. 3. In case any tax is not paid at the time provided in section 299.07, the commissioner, not earlier than ten days after notice to the royalty recipient, shall direct the royalty payor to withhold from any royalties due, or to become due to said recipient, the amount of tax determined to be delinquent, and shall *direct such royalty payor to remit the same to the (STATE TREASURER) commissioner of taxation* in the same manner and under the same conditions as prescribed by said section 299.08 for the withholding and remitting of the royalty tax.

Sec. 12. Minnesota Statutes 1971, Section 299.05, is amended to read:

299.05 [ASSESSMENT BY COMMISSIONER.] Upon the receipt by the commissioner of taxation of the report provided for in section 299.03, he shall determine, from such information as he may possess, or obtain, whether the same is correct, or otherwise; and, if found correct, he shall determine therefrom the amount of tax due from such person, enter the amount thereof in his records, make his (CERTIFICATE) *assessment of taxes due thereon from such person, and the amount that has been paid thereon; and, on or before June 30, of each year, (FILE THE SAME WITH THE STATE AUDITOR AND FILE A DUPLICATE THEREOF WITH THE STATE TREASURER) demand payment from such person.* The commissioner of taxation shall have power, in case he shall deem the report incorrect, or in case the report is not made and filed with the commissioner as provided in section 299.03, to make his findings as to the amount of such taxes due after hearing upon notice to the person interested, and his findings shall have the same effect as the determination of the amount of such taxes upon a report made as hereinbefore provided.

A person subletting land for the use of which he received royalty shall be required to pay taxes only on the difference between the amount of royalty paid by him and the amount received.

Sec. 13. Minnesota Statutes 1971, Section 299.06, is amended to read:

299.06 [FAILURE TO MAKE REPORTS; PENALTY; PROCEDURE.] If any person subject to the tax provided by this chapter shall fail to make the report provided for in section 299.03, at the time and in the manner therein provided, there shall accrue upon the tax herein imposed a penalty in an amount

equal to ten percent of the tax so imposed, the said penalty to be imposed ratably in proportion to the number of days delinquent but not exceeding 60 days after which the full penalty of ten percent shall be applied. After the said penalty or any proportion thereof has been assessed the commissioner of taxation shall serve notice by registered mail to the royalty recipient at his last known address of the amount of penalty due and of his intention to demand payment thereof from the royalty payor by withholding the same in the same manner as provided for withholding the royalty tax under section 299.08. Thereupon the commissioner not earlier than ten days after notice to the royalty recipient shall direct the royalty payor to withhold from any royalties due, or thereafter to become due said recipient, the amount of the penalty so assessed and remit the same to the (STATE TREASURER) *commissioner of taxation* in the same manner and under the same conditions as prescribed by said section 299.08 for the withholding and remitting of the royalty tax.

Sec. 14. Minnesota Statutes 1971, Section 299.07, is amended to read:

299.07 [TIME FOR PAYMENT.] Any portion of such tax that has not been withheld and paid by the royalty payor, as herein required, shall be due and payable on or before July 15, of each year.

Sec. 15. Minnesota Statutes 1971, Section 299.08, is amended to read:

299.08 [LIEN: PAYMENT OF TAX.] The situs of royalty, for all purposes of this chapter, shall be in this state; and the tax herein provided for shall be a specific lien from the time the royalty accrues upon all and singular the right, title, and interest of the person to whom such royalty is payable, in and to the land, for permission to explore, mine, take out, and remove ore on which the royalty is paid, and shall be a specific lien upon such royalties as they accrue. Every person paying royalty to another which is subject to tax hereunder, upon which the royalty tax has not been paid, shall withhold the amount of the tax upon such royalty and remit the same to the (STATE TREASURER) *commissioner of taxation* at the time the royalty is paid. Such payment (TO THE STATE TREASURER) shall operate to discharge to that extent the liability of the person paying such royalty to the royalty recipient. In addition thereto, he shall withhold any additional amounts certified pursuant to section 299.012, subdivision 3. At the time of such payment he shall file (WITH THE STATE TREASURER AND) with the commissioner of taxation a report thereof on forms to be prescribed by the commissioner of taxation. If any person paying royalty to another shall fail to withhold the tax thereon or the penalty imposed by section 299.06, after notice thereof as therein provided, and pay the same to the (STATE TREASURER) *commissioner of taxation*, he shall be liable for the amount of such tax and penalty, with interest at the rate of 12 percent per annum from

the time the same should have been paid, to be recovered in an action by the attorney general for and on behalf of the state. The commissioner of taxation, may, upon petition of any royalty payor or recipient, upon such conditions as he may impose, permit the paying of the tax in one annual payment instead of as such royalty accrues, in which case such annual payment shall be made at such times as the commissioner of taxation directs, not later than June 30 of the year following the accrual of the royalty. No such extension of time shall be granted unless, as one of the conditions thereof, the royalty payor shall guarantee the payment of the tax.

In the event the royalty is paid in ore instead of in cash the tax provided for herein shall be a specific lien upon the ore apportioned to the royalty recipient; or, if such ore be not apportioned, upon the royalty recipient's interest in the ore mined, and such ore shall not be shipped from this state unless:

- (1) The royalty tax be paid; or
- (2) A bond be given to secure such payment, upon a form and with sureties approved by the commissioner of taxation, in an amount 25 percent in excess of his estimate of the tax; or
- (3) The estimated amount of the tax, such estimate to be made by the commissioner of taxation, be deposited with the state treasurer as security for such payment; or
- (4) The payment of the tax be guaranteed or secured in some other manner satisfactory to the commissioner of taxation.

Sec. 16. Minnesota Statutes 1971, Section 299.09, is amended to read:

299.09 [DRAFT FOR TAX; COLLECTION.] (ON OR BEFORE JUNE 25, IN EACH YEAR, THE STATE AUDITOR SHALL MAKE HIS DRAFT, UPON THE PERSON AGAINST WHOM A TAX HAS BEEN CERTIFIED, FOR THE AMOUNT OF TAX AND PENALTY, IF ANY, DUE AND PLACE THE SAME IN THE HANDS OF THE STATE TREASURER FOR COLLECTION.) The (DRAFT OF THE STATE AUDITOR) *assessment of the commissioner of taxation* for the tax and penalties imposed by the foregoing provisions of this chapter shall be prima facie evidence, in any court where proceedings may be brought (FOR ITS ENFORCEMENT), that the amount therein stated is due the state from the person against whom the same is (DRAWN) *assessed*.

Sec. 17. Minnesota Statutes 1971, Section 299.10, is amended to read:

299.10 [PENALTY FOR NON-PAYMENT; COLLECTION OF DELINQUENT TAX.] If the tax herein provided for is not paid (BEFORE) by July 15 of the year when due and payable a penalty of ten percent thereof shall immediately accrue and thereafter one percent per month shall be added to such tax while it remains unpaid. On July 16, of each year, the state trea-

surer *commissioner of taxation* shall deliver (ALL UNPAID DRAFTS) a *certification of unpaid liability* to the attorney general, whose duty it shall be to bring an action (THEREON) in the district court of Ramsey county for the amount of such (DRAFT) *tax*, together with penalties, interest, and costs of the proceedings; and the judgment of the court, when so obtained and properly docketed, shall be a lien upon all right, title, and interest of the taxpayer to the land upon which such tax is a lien from the time the same is docketed; and the lien shall continue without limitation, with interest at the rate of one percent per month, and the property may be sold in satisfaction of the judgment in the same manner as provided by law for the sale of property upon execution.

Sec. 18. *This act is effective the day following its final enactment.*"

Strike everything before the enacting clause and insert in lieu thereof:

"A bill for an act relating to taxation; occupation and royalty taxes on ores; providing for change of dates for assessment, payment and collection; transferring certain administrative duties to commissioner of taxation; amending Minnesota Statutes 1971, Sections 298.01, Subdivisions 1 and 2; 298.10; 298.12; 298.13; 298.28, Subdivision 1; 298.282, Subdivisions 2, 3, and 4; 298.283; 299.012, Subdivision 3; 299.05; 299.06; 299.07; 299.08; 299.09; and 299.10."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

H. F. No. 2482, A bill for an act relating to taxation; providing for the correction of mill rates stated in Minnesota Statutes.

Reported the same back with the following amendments:

Page 1, after line 12, insert the following:

"Sec. 2. *This act is effective the day following its final enactment.*"

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

H. F. No. 2484, A bill for an act relating to taxation of property devoted to temporary and seasonal residential occupancy;

amending Minnesota Statutes 1971, Section 273.13, Subdivision 4.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

H. F. No. 2485, A bill for an act relating to taxation; transferring administration of homestead property tax relief in tacomite and iron ore areas to commissioner of taxation; amending Minnesota Statutes 1971, Sections 273.135, Subdivisions 3 and 4; and 273.136, Subdivisions 2 and 3.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

H. F. No. 2491, A bill for an act relating to reassessment of improperly valued property; removing residency as a qualification for assessors; amending Minnesota Statutes 1971, Section 270.17.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 880, A bill for an act relating to taxation; sales and use tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 992, A bill for an act relating to taxation; providing for an exception to the application of tax in certain cases of cigarettes stored or used in Minnesota; amending Minnesota Statutes 1971, Section 297.22, Subdivision 3.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 1101, A bill for an act relating to taxation; refunds or credits of taxes; amending Minnesota Statutes 1971, Section 270.07, by adding a subdivision.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 1194, A bill for an act relating to taxation; tax lists; extension of taxes; amending Minnesota Statutes 1971, Section 275.28, Subdivision 1.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 1847, A bill for an act changing the name of the department of taxation to the department of revenue; amending Minnesota Statutes 1971, Section 270.02.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 1961, A bill for an act relating to taxes on and measured by net income; definition of gross income; amending Minnesota Statutes 1971, Section 290.01, Subdivision 20.

Reported the same back with the following amendments:

On page 4, line 4, after the semicolon, strike the word "and".

On page 4, line 8, strike the period and insert "; and".

On page 4, after line 8, add the following language:

"(9) In the case of property disposed of on or after January 1, 1973, the amount of any increase in the taxpayer's federal tax liability under section 47 of the Internal Revenue Code of 1954, as amended through December 31, 1972, to the extent of the credit under section 38 of the Internal Revenue Code of 1954, as amended through December 31, 1972, that was previously allowed as a deduction either under section 290.01, subdivision 20 (b) (9) or under section 290.09, subdivision 24."

On page 5, line 21, strike the period and insert “; and”.

On page 5, after line 21, add the following language:

“(9) *In the case of property acquired on or after January 1, 1973, the amount of any credit to the taxpayer's federal tax liability under section 38 of the Internal Revenue Code of 1954, as amended through December 31, 1972.*”.

On page 8, after line 19, add a new section 2 to read as follows:

“Sec. 2. Minnesota Statutes 1971, Section 290.09, Subdivision 24, is amended to read:

Subd. 24. [ADDITIONAL INVESTMENT CREDIT DEDUCTIONS.] (a) The basis of any property placed in service before January 1, 1964, which base was reduced in accordance with the provisions of Laws 1963, Chapter 236, shall as of the first day of the taxpayer's first taxable year which begins after December 31, 1963, be increased by an amount equal to the reduction permitted under the aforesaid chapter 236.

(b) In the case of (A TAXPAYER RECEIVING A TAX CREDIT UNDER SECTION 38 OF THE INTERNAL REVENUE CODE OF 1954, AS AMENDED THROUGH DECEMBER 31, 1970, THERE SHALL BE ALLOWED, IN THE YEAR IN WHICH THE FEDERAL CREDIT IS FIRST ALLOWED, AN ADDITIONAL DEDUCTION EQUAL TO THE AMOUNT OF SUCH CREDIT, PROVIDED, HOWEVER, IF ANY TAXPAYER DISPOSES OF PROPERTY DESCRIBED IN SECTION 38 OF THE INTERNAL REVENUE CODE OF 1954, AS AMENDED THROUGH DECEMBER 31, 1970 UNDER SUCH CIRCUMSTANCES THAT UNDER THE PROVISIONS OF SECTION 47 OF THE INTERNAL REVENUE CODE OF 1954, AS AMENDED THROUGH DECEMBER 31, 1970, THERE IS AN INCREASE IN THE TAXPAYER'S FEDERAL TAX LIABILITY THE AMOUNT OF SUCH INCREASE SHALL BE AN ADDITION TO THE TAXPAYER'S MINNESOTA INCOME IN THE YEAR IN WHICH THE) property (IS) disposed of *on or after January 1, 1973, there shall be added to the taxpayer's income, in the year in which the property is disposed of, the amount of any increase in the taxpayer's federal tax liability under section 47 of the Internal Revenue Code of 1954, as amended through December 31, 1972, to the extent of the credit under section 38 of the Internal Revenue Code of 1954, as amended through December 31, 1972 that was previously allowed as a deduction under this section.*”.

Renumber section 2 as section 3.

Amend the title by striking line 5 and inserting in lieu thereof the following: “Sections 290.01, Subdivision 20; and 290.09, Subdivision 24.”.

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 2085, A bill for an act relating to tax assessments; instruction courses for assessors and deputies; appropriating money to pay the cost thereof; amending Minnesota Statutes 1971, Section 273.075.

Reported the same back with the following amendments:

Page 1, line 25, strike "\$60,000 for".

Page 1, strike lines 26, 27, 28, 29, and 30, and insert after the stricken "\$60,000 for" "\$120,000 for the fiscal period beginning July 1, 1973 and ending June 30, 1975 for the purpose specified in Section 273.075. These funds may be utilized for the payment of unreimbursed tuition costs for the fiscal year ending June 30, 1973."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 266, 701, 1297, 1944, 2232, 2100, 2482, 2484, 2485, and 2491 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 328, 979, 1602, 1667, 1809, 583, 1858, 471, 1302, 899, 903, 1781, 2320, 880, 992, 1101, 1194, 1847, and 1961 were read for the second time.

INTRODUCTION OF BILLS

DeGroat; McFarlin; Adams, J.; Mann; and Brinkman introduced:

H. F. No. 2520, A bill for an act relating to foreign corporations; limitation on area of operations of certain foreign corporations and associations; providing exceptions under certain conditions; amending Minnesota Statutes 1971, Section 303.04.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

Moe, Ferderer, Nelson, and Boland introduced:

H. F. No. 2521, A bill for an act relating to coordination of transportation services in the seven county metropolitan area by the regulation of taxicab services.

The bill was read for the first time and referred to the Committee on Metropolitan and Urban Affairs.

PROGRESS REPORT ON CONFERENCE COMMITTEES

Pursuant to Joint Rule No. 13, LaVoy reported the progress of S. F. No. 488 now in Conference Committee.

Pursuant to Joint Rule No. 13, Sieben, M., reported the progress of S. F. No. 118 now in Conference Committee.

Pursuant to Joint Rule No. 13, Schulz reported the progress of S. F. No. 733 now in Conference Committee.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 189, A bill for an act relating to intoxicating liquor; issuance of on-sale licenses in certain municipalities.

H. F. No. 535, A bill for an act relating to the firemen's relief association in the city of Coon Rapids; providing for a tax levy.

H. F. No. 632, A bill for an act relating to intoxicating liquor; authorizing the issuance of additional on-sale licenses in the county of Cook.

H. F. No. 1103, A bill for an act relating to the city of Mankato; authorizing the issuance of three additional on-sale liquor licenses.

H. F. No. 1556, A bill for an act relating to the city of Saint Paul; amending the provisions relating to the issuance of the license for the sale of intoxicating liquor at the civic center; amending Laws 1969, Chapter 783, Section 1, Subdivision 1, as amended.

H. F. No. 1706, A bill for an act authorizing the city of Minneapolis to levy an assessment against real property for water and sewage disposal services furnished by the city.

H. F. No. 1959, A bill for an act relating to the city of Duluth; Duluth airport authority; amending Laws 1969, Chapter 577, Section 14.

H. F. No. 2351, A bill for an act relating to Ramsey county; authorizing issuance of bonds for construction and equipping of certain recreational facilities; amending Laws 1969, Chapter 1055, as amended, by adding a section.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 346, A bill for an act relating to public water and sewer systems; powers of county boards and district courts; amending Minnesota Statutes 1971, Section 116A.01, Subdivision 1.

H. F. No. 532, A bill for an act relating to insurance; accident and health insurance policies, and health service plans; requiring health insurance coverage for newborn infants immediately from the moment of birth; amending Minnesota Statutes 1971, Chapter 62A, by adding a section; Sections 62A.10, Subdivision 2; and 62C.14, by adding a subdivision.

H. F. No. 890, A bill for an act relating to the police department, the policemen's relief association, and policemen's pension fund in the city of Minneapolis.

H. F. No. 1483, A bill for an act relating to the city of St. Cloud; authorizing additional on-sale intoxicating liquor licenses.

H. F. No. 1591, A bill for an act relating to Hennepin county; establishing powers, duties and rights of the public defender.

H. F. No. 1709, A bill for an act relating to city, village, or borough programs of public recreation and playgrounds, the acquisition and betterment of land, buildings, and other facilities therefor, including cultural facilities, and the leasing and sale of such facilities to nonprofit corporations engaged in such programs; amending Minnesota Statutes 1971, Section 471.191, Subdivision 1.

H. F. No. 2166, A bill for an act relating to Anoka county; authorizing issuance of bonds for county park acquisition and development.

H. F. No. 2208, A bill for an act relating to the county of Waseca; authorizing the expenditure of money for hospital purposes.

H. F. No. 2246, A bill for an act relating to the city of Little Falls; authorizing the issuance of an additional on-sale license for the sale of intoxicating liquor.

H. F. No. 2352, A bill for an act relating to county of Ramsey; tax levy for educational, scientific and artistic purposes; amending Laws 1961, Chapter 583, Section 1, as amended.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 368, A bill for an act relating to the state college board; authorizing the establishment of educational television and telecommunication projects at the state college at Bemidji.

H. F. No. 1193, A bill for an act relating to education; variations in assessed valuations; amending Minnesota Statutes 1971, Section 124.802, Subdivision 1.

H. F. No. 1551, A bill for an act relating to the county of Ramsey and the city of Saint Paul; authorizing the rendering of emergency or lifesaving service by a physician's trained mobile intensive care paramedic; under certain circumstances granting immunity from civil liability for good faith emergency lifesaving services rendered by physician's trained mobile intensive care paramedics and also for physicians who render medical advice and instructions to such paramedics while the paramedics are in the performance of lifesaving services.

H. F. No. 1557, A bill for an act relating to the city of Saint Paul; providing for and authorizing said city to issue its general obligation bonds for urban renewal redevelopment purposes; amending Laws 1963, Chapter 881, Section 1, as amended; and by adding sections.

H. F. No. 1568, A bill for an act relating to historic sites; designating additional historical sites; redescribing certain boundaries; amending Minnesota Statutes 1971, Sections 138.53, Subdivisions 7, 8, 12, 16, 20, 21, 43, 46, and by adding subdivisions; 138.54, by adding a subdivision; 138.56, Subdivision 2, and by adding subdivisions; 138.57, Subdivision 13; 138.58, by adding subdivisions; repealing Minnesota Statutes 1971, Sections 138.55, Subdivisions 9, 10, 11, 12, 13, 14, 15, 16, 17, and 20; 138.57, Subdivisions 11, 14, and 15; and 138.58, Subdivision 2.

H. F. No. 1681, A bill for an act relating to the municipal housing and redevelopment act, providing for the construction of market rate housing in cities of the first class; amending Minnesota Statutes 1971, Sections 462.415, by adding a subdivision; 462.591, by adding a subdivision; 462.611; 462.621, by adding a subdivision; 462.631; 462.645, Subdivision 6; 462.691; and 462.695, Subdivisions 1 and 2.

H. F. No. 1704, A bill for an act authorizing the city of Minneapolis to pay costs of street maintenance and street lighting from general revenues.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 5 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 1673, A bill for an act relating to the public employees retirement association; appointment of assistant attorney general to serve three funds; clarification of language, elimination of unnecessary language; increased contributions, actuarial interest assumption, and benefits on high five years final aver-

age salary; providing penalties; amending Minnesota Statutes 1971, Chapter 8, by adding a section; Sections 353.01, Subdivisions 2, 4, 6, 7, 10, 11, 12, 15, 16, 20, 23, 25, 27, 29, and 31, and by adding subdivisions; 353.03, Subdivision 1, and by adding a subdivision; 353.06; 353.08; 353.14; 353.15; 353.18; 353.19; 353.27, Subdivisions 1, 2, 3, 4, and 7, and by adding subdivisions; 353.271, Subdivisions 1 and 2; 353.28, Subdivisions 1, 6, and 8; 353.29, Subdivisions 1, 2, and 3, and by adding subdivisions; 353.30, Subdivisions 3 and 4, and by adding a subdivision; 353.31, Subdivisions 1 and 8; 353.32, Subdivisions 1, 2, 4, and 5, and by adding a subdivision; 353.33, Subdivisions 1, 2, 3, and 11; 353.34, Subdivisions 2, 3, and 6; 353.35; 353.36, Subdivision 2, and by adding subdivisions; 353.37, Subdivision 1; 353.40; 353.46, Subdivisions 1, 2, 3, and 4; 353.65, Subdivisions 2 and 3, and by adding a subdivision; 353.656, Subdivisions 1, 3 and 6; 353.657, Subdivisions 1, 2, and 3; 353.68, Subdivision 4; 353.69; 353.71, Subdivisions 1, 2, 3, and 4; 490.12, Subdivision 5; and Chapter 353, by adding sections; repealing Minnesota Statutes 1971, Sections 353.015; 353.07; 353.13; 353.26; 353.27, Subdivision 5; 353.28, Subdivisions 2, 3, 4, 7, 9, and 10; 353.31, Subdivisions 3, 4, 5, 6, 7, and 10; 353.33, Subdivision 10; 353.36, Subdivisions 5, 6, 7, 8, 9, and 10; 353.37, Subdivisions 2 and 3; 353.39; 353.44; 353.45; 353.46, Subdivision 5; 353.51; 353.52; 353.53; 353.54; 353.55; 353.56; 353.57; 353.58; 353.59; 353.591; 353.60; 353.61; 353.65, Subdivision 5; 353.654; 353.655; 353.66; 353.68, Subdivisions 2, 3, 5, 6, 7, 8, and 9.

The Senate has appointed as such committee Messrs. Chenoweth, Kleinbaum, Stokowski, Ogdahl and Gearty.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1190, A bill for an act relating to municipal industrial development; amending Minnesota Statutes 1971, Sections 474.02, Subdivision 1; 474.03; 474.04; 474.06; and 474.09.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Dieterich moved that the House concur in the Senate amendments to H. F. No. 1190 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1190, A bill for an act relating to municipal industrial development; amending Minnesota Statutes 1971, Sections 474.02, Subdivision 1; 474.03; 474.04; 474.06; and 474.09.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 116, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Erdahl	Kempe	Munger	Schreiber
Anderson, D.	Erickson	Klaus	Myrah	Schulz
Anderson, G.	Esau	Knickerbocker	Nelson	Sherwood
Anderson, I.	Faricy	Kvam	Newcome	Sieben, H.
Becklin	Ferderer	Laidig	Niehaus	Skaar
Belisle	Fjoslien	Larson	Ohnstad	Smith
Bennett	Forsythe	LaVoy	Ojala	Spanish
Berg	Fudro	Lemke	Parish	Stangeland
Biersdorf	Fugina	Lindstrom, E.	Patton	Swanson
Boland	Graba	Lindstrom, J.	Pavlak, R.	Tomlinson
Braun	Graw	Lombardi	Pavlak, R. L.	Ulland
Carlson, A.	Growe	Long	Pehler	Vanasek
Carlson, B.	Hanson	Mann	Peterson	Vento
Carlson, D.	Heinitz	McArthur	Pieper	Voss
Carlson, L.	Hook	McCarron	Pleasant	Weaver
Cleary	Jacobs	McCauley	Prahl	Wenzel
Culhane	Jaros	McEachern	Quirin	Wigley
Cummiskey	Johnson, C.	McFarlin	Resner	Wohlwend
Dahl	Johnson, D.	McMillan	Rice	Wolcott
DeGroat	Johnson, J.	Menke	Ryan	Mr. Speaker
Dieterich	Johnson, R.	Miller, D.	St. Onge	
Dirlam	Jopp	Miller, M.	Salchert	
Eckstein	Jude	Moe	Sarna	
Eken	Kelly	Mueller	Savelkoul	

Those who voted in the negative were:

Stanton

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1854, A bill for an act relating to Ramsey county; renewing authority of Ramsey county hospital and sanitarium commission and revising its membership; amending Laws 1969, Chapter 1104, Sections 2; 3; 4, Subdivisions 2, 3, 4 and 5; 6, Subdivisions 1 and 3; and repealing Laws 1969, Chapter 1104, Section 11.

PATRICK E. FLAHAVEN, Secretary of the Senate

Ferderer moved that the House refuse to concur in the Senate amendments to H. F. No. 1854, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2353, A bill for an act relating to Ramsey county; appropriations by the county for the preliminary plans of a detention center or centers.

PATRICK E. FLAHAVEN, Secretary of the Senate

Tomlinson moved that the House refuse to concur in the Senate amendments to H. F. No. 2353, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 526, 1314, 1633, 1949, and 2170.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 1948 and 2058.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 526, A bill for an act relating to wild animals; providing authority for the commissioner of natural resources to charge a fee for permits for the destruction of harmful or undesirable aquatic vegetation; amending Minnesota Statutes 1971, Section 98.48, Subdivision 9.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

S. F. No. 1314, A bill for an act relating to the city of Bloomington; housing and redevelopment authority; amending Laws 1971, Chapter 616, Section 1.

The bill was read for the first time and referred to the Committee on City Government.

S. F. No. 1633, A bill for an act relating to the Minnesota-Wisconsin boundary compact commission; appointment, compensation and reimbursement for Minnesota legislative advisory committee members; amending Minnesota Statutes 1971, Sections 1.34, Subdivision 1, and 1.36.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1949, A bill for an act relating to the Anoka police relief association; membership in the public employees police and fire fund.

The bill was read for the first time and referred to the Committee on Governmental Operations.

S. F. No. 2170, A bill for an act relating to the salary of county assessors; amending Minnesota Statutes 1971, Section 273.061, Subdivision 6.

The bill was read for the first time and referred to the Committee on Local Government.

S. F. No. 1948, A bill for an act relating to towns in the county of Anoka; conferring certain village powers; amending Laws 1963, Chapter 157, Section 1.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 2058, A bill for an act relating to Special School District No. 1; restoring employees salary and retirement benefits withheld under law.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

Anderson, I., moved that the House recess until 12:30 p.m. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

CONSENT CALENDAR

S. F. No. 2148, A bill for an act relating to Independent School District No. 625; amending Laws 1969, Chapter 911, Section 2, as amended.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 117, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Jopp	Munger	Sarna
Anderson, G.	Eckstein	Jude	Myrah	Savelkoul
Anderson, I.	Eken	Kelly	Nelson	Schreiber
Becklin	Enebo	Kempe	Newcome	Schulz
Belisle	Erdahl	Klaus	Niehaus	Sherwood
Berg	Erickson	Knickerbocker	Norton	Sieben, H.
Berglin	Esau	Laidig	Ohnstad	Sieben, M.
Biersdorf	Faricy	Larson	Ojala	Skaar
Boland	Ferderer	LaVoy	Parish	Stangeland
Braun	Flakne	Lemke	Patton	Stanton
Brinkman	Forsythe	Lindstrom, E.	Pavlak, R.	Swanson
Carlson, A.	Fudro	Lombardi	Pavlak, R. L.	Tomlinson
Carlson, B.	Graba	Long	Pehler	Ulland
Carlson, D.	Graw	Mann	Peterson	Vento
Carlson, L.	Growe	McArthur	Pieper	Voss
Casserly	Hagedorn	McCarron	Pleasant	Weaver
Cleary	Hanson	McCauley	Prahl	Wenzel
Clifford	Heinitz	McEachern	Quirin	Wigley
Connors	Hook	McFarlin	Resner	Wohlwend
Culhane	Jacobs	Menke	Rice	Wolcott
Cummiskey	Jaros	Miller, D.	Ryan	Mr. Speaker
Dahl	Johnson, D.	Miller, M.	St. Onge	
DeGroat	Johnson, J.	Moe	Salchert	
Dieterich	Johnson, R.	Mueller	Samuelson	

The bill was passed and its title agreed to.

S. F. No. 1087, A bill for an act relating to health care coverage provided by nonprofit health service plan corporations and accident and health insurance companies; providing that references in a policy to "physicians" shall include dentists performing consultation or surgical procedure.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 83, and nays 31, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Kempe	Parish	Sieben, H.
Anderson, I.	Enebo	Klaus	Patton	Sieben, M.
Bell	Faricy	LaVoy	Pavlak, R.	Skaar
Bennett	Ferderer	Lemke	Pavlak, R. L.	Smith
Berg	Fudro	Long	Pehler	Stangeland
Berglin	Fugina	McCarron	Peterson	Stanton
Boland	Graba	McCauley	Prahl	Swanson
Brinkman	Growe	McEachern	Quirin	Ulland
Carlson, B.	Hanson	McMillan	Resner	Vanasek
Carlson, L.	Haugerud	Menke	Rice	Vento
Casserly	Jacobs	Miller, D.	Ryan	Voss
Connors	Jaros	Moe	St. Onge	Wenzel
Cummiskey	Johnson, C.	Munger	Salchert	Wigley
Dahl	Johnson, D.	Nelson	Samuelson	Wohlwend
Dieterich	Johnson, R.	Newcome	Sarna	Mr. Speaker
Dirlam	Jude	Norton	Schulz	
Eckstein	Kelly	Ojala	Sherwood	

Those who voted in the negative were :

Anderson, G.	Cleary	Hagedorn	McArthur	Pleasant
Becklin	Clifford	Heinitz	McFarlin	Savelkoul
Belisle	Culhane	Johnson, J.	Miller, M.	Wolcott
Biersdorf	Erdahl	Jopp	Myrah	
Braun	Erickson	Larson	Niehaus	
Carlson, A.	Esau	Lindstrom, E.	Ohnstad	
Carlson, D.	Forsythe	Lombardi	Pieper	

The bill was passed and its title agreed to.

S. F. No. 1835, A bill for an act relating to trust companies; permitting the purchase and investment by such companies in certain farm loan bonds; amending Minnesota Statutes 1971, Section 48.67.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 1, as follows :

Those who voted in the affirmative were :

Adams, J.	DeGroat	Johnson, J.	Miller, D.	Salchert
Adams, S.	Dieterich	Johnson, R.	Miller, M.	Samuelson
Anderson, D.	Dirlam	Jopp	Moe	Sarna
Anderson, G.	Eckstein	Jude	Munger	Savelkoul
Anderson, I.	Eken	Kahn	Myrah	Schreiber
Becklin	Enebo	Kelly	Nelson	Schulz
Belisle	Erdahl	Kempe	Newcome	Sherwood
Bell	Erickson	Klaus	Niehaus	Sieben, H.
Bennett	Esau	Knickerbocker	Norton	Sieben, M.
Berg	Ferderer	Kvam	Ohnstad	Skaar
Berglin	Forsythe	Laidig	Ojala	Smith
Biersdorf	Fudro	Larson	Parish	Stangeland
Boland	Fugina	LaVoy	Patton	Stanton
Braun	Gaba	Lemke	Pavlak, R.	Swanson
Brinkman	Graw	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, A.	Growe	Lombardi	Pehler	Vanasek
Carlson, B.	Hagedorn	Long	Peterson	Vento
Carlson, D.	Hanson	Mann	Pieper	Voss
Carlson, L.	Haugerud	McArthur	Pleasant	Weaver
Casserly	Heinitz	McCarron	Prahl	Wenzel
Cleary	Hook	McCauley	Quirin	Wigley
Connors	Jacobs	McEachern	Resner	Wohlwend
Culhane	Jaros	McFarlin	Rice	Wolcott
Cummiskey	Johnson, C.	McMillan	Ryan	Mr. Speaker
Dahl	Johnson, D.	Menke	St. Onge	

Those who voted in the negative were :

Ulland

The bill was passed and its title agreed to.

S. F. No. 1836, A bill for an act relating to insurance; prescribing time within which suit for recovery of claim under hail insurance policy must be commenced; amending Minnesota Statutes 1971, Section 65A.26.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, J.	Miller, M.	Sarna
Adams, S.	Dieterich	Johnson, R.	Moe	Savelkoul
Anderson, D.	Dirlam	Jopp	Munger	Schreiber
Anderson, G.	Eckstein	Jude	Myrah	Schulz
Anderson, I.	Eken	Kahn	Nelson	Sherwood
Becklin	Enebo	Kelly	Newcome	Sieben, H.
Belisle	Erdahl	Kempe	Niehaus	Sieben, M.
Bell	Erickson	Klaus	Norton	Skaar
Bennett	Esau	Knickerbocker	Ohnstad	Smith
Berg	Ferderer	Kvam	Ojala	Stangeland
Berglin	Flakne	Laidig	Parish	Stanton
Biersdorf	Forsythe	Larson	Patton	Swanson
Boland	Fudro	LaVoy	Pavlak, R.	Tomlinson
Braun	Fugina	Lemke	Pavlak, R. L.	Ulland
Brinkman	Graba	Lindstrom, E.	Pehler	Vanasek
Carlson, A.	Graw	Lombardi	Peterson	Vento
Carlson, B.	Growe	Long	Pieper	Voss
Carlson, D.	Hagedorn	Mann	Pleasant	Weaver
Carlson, L.	Hanson	McArthur	Prahl	Wenzel
Casserly	Haugerud	McCarron	Quirin	Wigley
Cleary	Heinitz	McCauley	Resner	Wohlwend
Clifford	Hook	McEachern	Rice	Wolcott
Connors	Jacobs	McFarlin	Ryan	Mr. Speaker
Culhane	Jaros	McMillan	St. Onge	
Cummiskey	Johnson, C.	Menke	Salchert	
Dahl	Johnson, D.	Miller, D.	Samuelson	

The bill was passed and its title agreed to.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of S. F. Nos. 2118, 1160, and 1353; H. F. No. 2383; and S. F. No. 1993.

S. F. No. 2118, A bill for an act relating to human services; providing for the rendering of human services by a single board; permitting the joint exercise of powers by counties in the provision of human services; appropriating money.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Braun	Dahl	Fjoslien	Jacobs
Adams, S.	Brinkman	DeGroat	Flakne	Jaros
Anderson, D.	Carlson, A.	Dieterich	Forsythe	Johnson, C.
Anderson, G.	Carlson, B.	Dirlam	Fudro	Johnson, D.
Anderson, I.	Carlson, D.	Eckstein	Graba	Johnson, J.
Becklin	Carlson, L.	Eken	Graw	Johnson, R.
Belisle	Casserly	Enebo	Growe	Jopp
Bell	Cleary	Erdahl	Hagedorn	Jude
Bennett	Clifford	Erickson	Hanson	Kahn
Berg	Connors	Esau	Haugerud	Kelly
Berglin	Culhane	Faricy	Heinitz	Klaus
Boland	Cummiskey	Ferderer	Hook	Knickerbocker

Kvam	McMillan	Parish	Salchert	Swanson
Laidig	Menke	Patton	Samuelson	Tomlinson
Larson	Miller, D.	Pavlak, R.	Sarna	Ulland
LaVoy	Miller, M.	Pavlak, R. L.	Savelkoul	Vanasek
Lemke	Moe	Pehler	Schreiber	Vento
Lindstrom, E.	Mueller	Peterson	Schulz	Voss
Lombardi	Munger	Pieper	Sherwood	Weaver
Long	Myrah	Pleasant	Sieben, H.	Wenzel
Mann	Nelson	Prahl	Sieben, M.	Wigley
McArthur	Newcome	Quirin	Skaar	Wohlwend
McCarron	Niehaus	Resner	Smith	Wolcott
McCauley	Norton	Rice	Spanish	Mr. Speaker
McEachern	Ohnstad	Ryan	Stangeland	
McFarlin	Ojala	St. Onge	Stanton	

The bill was passed and its title agreed to.

S. F. No. 1160 was reported to the House.

Grove moved to amend S. F. No. 1160, the printed bill, as follows:

Page 2, line 4, strike "two" and insert in lieu thereof "three".

The motion prevailed and the amendment was adopted.

S. F. No. 1160, A bill for an act relating to natural resources and the environment; establishing the Minnesota environmental quality council; stating the powers and duties of the council; appropriating money.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Miller, D.	St. Onge
Adams, S.	Dieterich	Johnson, D.	Miller, M.	Salchert
Anderson, D.	Dirlam	Johnson, J.	Moe	Sarna
Anderson, G.	Eckstein	Johnson, R.	Mueller	Savelkoul
Anderson, I.	Eken	Jopp	Munger	Schreiber
Becklin	Enebo	Jude	Myrah	Schulz
Belisle	Erdahl	Kahn	Nelson	Sherwood
Bell	Erickson	Kelly	Newcome	Sieben, H.
Bennett	Esau	Kempe	Niehaus	Sieben, M.
Berg	Faricy	Knickerbocker	Norton	Skaar
Berglin	Ferderer	Laidig	Ohnstad	Smith
Biersdorf	Fjoslien	Larson	Ojala	Spanish
Boland	Flakne	Lemke	Parish	Stanton
Braun	Forsythe	Lindstrom, E.	Patton	Swanson
Brinkman	Fudro	Lindstrom, J.	Pavlak, R.	Tomlinson
Carlson, A.	Fugina	Lombardi	Pavlak, R. L.	Ulland
Carlson, B.	Graba	Long	Pehler	Vanasek
Carlson, D.	Graw	Mann	Peterson	Vento
Carlson, L.	Grove	McArthur	Pieper	Voss
Casserly	Hanson	McCarron	Pleasant	Weaver
Cleary	Haugerud	McCauley	Prahl	Wenzel
Clifford	Heinitz	McEachern	Quirin	Wigley
Connors	Hook	McFarlin	Resner	Wohlwend
Cummiskey	Jacobs	McMillan	Rice	Wolcott
Dahl	Jaros	Menke	Ryan	Mr. Speaker

Those who voted in the negative were:

Klaus Kvam Stangeland

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

S. F. No. 1353 was reported to the House.

Moe moved to amend S. F. No. 1353 as follows:

Page 1, line 24, strike "Any county" and insert "One or more contiguous counties".

Page 1, line 27, after "Chapter 473B," strike "or".

Page 1, line 28, strike "group of contiguous counties".

Page 3, line 19, after "commissioner." insert "The commissioner shall, pursuant to the administrative procedures act, promulgate rules establishing standards of eligibility for counties to receive funds under this act.".

Page 11, after line 17, add a new section to read:

"Sec. 15. Any participating county may, at the beginning of any calendar quarter, by resolution of its board of commissioners, notify the commissioner of its intention to withdraw from the subsidy program established by this act, and such withdrawal shall be effective the last day of the last month of the quarter in which such notice was given.".

The motion prevailed and the amendment was adopted.

Carlson, A., moved to amend S. F. No. 1353, the printed bill, as follows:

Page 4, after Sec. 6, insert a new section as follows:

"Sec. 7. In any county or group of counties where correctional services are currently being provided by a single jurisdiction within that county, nothing in this act shall be interpreted as requiring a change of authority.".

Renumber remaining sections.

The motion prevailed and the amendment was adopted.

S. F. No. 1353, A bill for an act relating to community corrections; authorizing a state subsidy to local units of government for providing community based corrections services; prescribing the powers of the commissioner of corrections; appropriating funds therefor.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Johnson, R.	Miller, D.	Salchert
Adams, S.	Eken	Jopp	Miller, M.	Samuelson
Anderson, D.	Enebo	Jude	Moe	Sarna
Anderson, G.	Erdahl	Kahn	Mueller	Savelkoul
Anderson, I.	Erickson	Kelly	Munger	Schreiber
Belisle	Esau	Kempe	Myrah	Schulz
Bell	Farcy	Klaus	Nelson	Sherwood
Bennett	Ferderer	Knickerbocker	Newcome	Sieben, H.
Berg	Fjoslien	Kvam	Niehaus	Sieben, M.
Berglin	Flakne	Laidig	Norton	Skaar
Biersdorf	Forsythe	Larson	Ojala	Spanish
Boland	Fudro	LaVoy	Parish	Stangeland
Braun	Fugina	Lemke	Patton	Stanton
Carlson, A.	Graba	Lindstrom, E.	Pavlak, R.	Swanson
Carlson, B.	Graw	Lindstrom, J.	Pavlak, R. L.	Tomlinson
Carlson, D.	Grove	Lombardi	Pehler	Ulland
Carlson, L.	Hagedorn	Long	Peterson	Vanasek
Casserly	Hanson	Mann	Pieper	Vento
Cleary	Haugerud	McArthur	Pleasant	Voss
Clifford	Hook	McCarron	Prahl	Wenzel
Connors	Jacobs	McCauley	Quirin	Wigley
Cummiskey	Jaros	McEachern	Resner	Wohlwend
Dahl	Johnson, C.	McFarlin	Rice	Wolcott
DeGroat	Johnson, D.	McMillan	Ryan	Mr. Speaker
Dieterich	Johnson, J.	Menke	St. Onge	

Those who voted in the negative were:

Becklin Ohnstad

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

H. F. No. 2383 was reported to the House.

Ulland moved to amend H. F. No. 2383, the printed bill, as follows:

Page 1, lines 3 through 7, reinsert the sticken language.

Line 3, strike "19", in the restored language, and insert "21".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Ulland amendment and the roll being called, there were yeas 28, and nays 91, as follows:

Those who voted in the affirmative were:

Adams, S.	Ferderer	Johnson, D.	Nelson	Schreiber
Belisle	Flakne	Kahn	Norton	Sieben, H.
Bell	Forsythe	Kvam	Ohnstad	Ulland
Carlson, A.	Graw	Laidig	Ojala	Weaver
Casserly	Grove	Moe	Pieper	
Dirlam	Heinitz	Munger	Pleasant	

Those who voted in the negative were:

Adams, J.	Bennett	Brinkman	Connors	Dieterich
Anderson, D.	Berg	Carlson, B.	Culhane	Eckstein
Anderson, G.	Biersdorf	Carlson, D.	Cummiskey	Eken
Anderson, I.	Boland	Carlson, L.	Dahl	Enebo
Becklin	Braun	Cleary	DeGroat	Erdahl

Erickson	Kelly	McFarlin	Peterson	Stanton
Esau	Kempe	McMillan	Prahl	Swanson
Fjoslien	Klaus	Menke	Quirin	Tomlinson
Fudro	Knickerbocker	Miller, D.	Resner	Vanasek
Graba	Larson	Miller, M.	Ryan	Voss
Hagedorn	LaVoy	Mueller	St. Onge	Wenzel
Hanson	Lemke	Myrah	Salchert	Wigley
Haugerud	Lindstrom, E.	Newcome	Sarna	Wohlwend
Hook	Lindstrom, J.	Niehaus	Schulz	Wolcott
Johnson, C.	Lombardi	Parish	Sherwood	Mr. Speaker
Johnson, J.	Long	Patton	Skaar	
Johnson, R.	Mann	Pavlak, R.	Smith	
Jopp	McCarron	Pavlak, R. L.	Spanish	
Jude	McEachern	Pehler	Stangeland	

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

H. F. No. 2383, A bill for an act relating to public welfare; reducing the maximum age for receipt of aid to families with dependent children; amending Minnesota Statutes 1971, Section 256.12, Subdivision 14.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 6, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, R.	Miller, M.	Savelkoul
Adams, S.	Dieterich	Jopp	Mueller	Schreiber
Anderson, D.	Dirlam	Jude	Munger	Schulz
Anderson, G.	Eckstein	Kahn	Myrah	Sherwood
Anderson, I.	Eken	Kelly	Newcome	Sieben, H.
Becklin	Enebo	Kempe	Niehaus	Sieben, M.
Bell	Erdahl	Klaus	Norton	Skaar
Bennett	Erickson	Knickerbocker	Ohnstad	Smith
Berg	Esau	Laidig	Ojala	Spanish
Berglin	Fjoslien	Larson	Parish	Stangeland
Biersdorf	Flakne	LaVoy	Patton	Stanton
Boland	Forsythe	Lemke	Pavlak, R.	Swanson
Braun	Fudro	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Brinkman	Fugina	Lindstrom, J.	Pehler	Vanasek
Carlson, B.	Graba	Lombardi	Peterson	Vento
Carlson, D.	Graw	Long	Pieper	Voss
Carlson, L.	Grove	Mann	Prahl	Weaver
Casserly	Hagedorn	McCarron	Quirin	Wenzel
Cleary	Heinitz	McCauley	Resner	Wigley
Clifford	Hook	McEachern	Rice	Wohlwend
Connors	Jaros	McFarlin	Ryan	Wolcott
Culhane	Johnson, C.	McMillan	St. Onge	Mr. Speaker
Cummiskey	Johnson, D.	Menke	Salchert	
Dahl	Johnson, J.	Miller, D.	Sarna	

Those who voted in the negative were:

Belisle	Ferderer	Kvam	Pleasant	Ulland
Carlson, A.				

The bill was passed and its title agreed to.

S. F. No. 1993, A bill for an act relating to the department of education, division of vocational rehabilitation; providing for the purchase of cattle; and appropriating money.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Menke	St. Onge
Adams, S.	Dieterich	Johnson, J.	Miller, D.	Salchert
Anderson, D.	Dirlam	Johnson, R.	Miller, M.	Sarna
Anderson, G.	Eckstein	Jopp	Moe	Savelkoul
Anderson, I.	Eken	Jude	Mueller	Schreiber
Becklin	Enebo	Kahn	Munger	Sherwood
Belisle	Erdahl	Kelly	Myrah	Sieben, H.
Bell	Erickson	Kempe	Nelson	Sieben, M.
Bennett	Esau	Klaus	Newcome	Skaar
Berg	Faricy	Knickerbocker	Niehaus	Smith
Berglin	Ferderer	Kvam	Norton	Spanish
Biersdorf	Fjoslien	Laidig	Ohnstad	Stangeland
Boland	Flakne	Larson	Ojala	Stanton
Braun	Forsythe	LaVoy	Parish	Swanson
Brinkman	Fudro	Lemke	Patton	Tomlinson
Carlson, A.	Fugina	Lindstrom, E.	Pavlak, R.	Ulland
Carlson, B.	Graba	Lindstrom, J.	Pavlak, R. L.	Vanasek
Carlson, D.	Graw	Lombardi	Pehler	Vento
Carlson, L.	Grove	Long	Peterson	Voss
Casserly	Hagedorn	Mann	Pieper	Weaver
Cleary	Hanson	McArthur	Pleasant	Wenzel
Clifford	Haugerud	McCarron	Prahl	Wigley
Connors	Heinitz	McCauley	Quirin	Wohlwend
Culhane	Hook	McEachern	Resner	Wolcott
Cummiskey	Jaros	McFarlin	Rice	Mr. Speaker
Dahl	Johnson, C.	McMillan	Ryan	

Those who voted in the negative were:

Schulz

The bill was passed and its title agreed to.

SPECIAL ORDERS

H. F. No. 647 was reported to the House.

Carlson, D., moved to amend H. F. No. 647, the printed bill, as follows:

Page 5, line 7, strike the remainder of the line beginning with the word "except".

Page 5, strike all of line 8, except the period.

Page 5, after line 13, insert a new subdivision to read as follows:

"Subd. 5. The association may engage the services of legal counsel."

The motion prevailed and the amendment was adopted.

Carlson, D., moved to amend H. F. No. 647, the printed bill, as follows:

Page 5, line 22, after the word "association" add the following:

"It shall not be an unfair practice, however, for a handler to contract with producers who are not members of an association at a different price, quantity, quality or other terms of purchase of agricultural products."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Carlson, D., amendment and the roll being called, there were yeas 50, and nays 68, as follows:

Those who voted in the affirmative were:

Adams, S.	Erickson	Johnson, C.	McArthur	Savelkoul
Becklin	Esau	Johnson, J.	McCauley	Schreiber
Belisle	Ferderer	Jopp	McFarlin	Sherwood
Biersdorf	Fjoslien	Knickerbocker	Mueller	Skaar
Carlson, A.	Flakne	Kvam	Myrah	Stangeland
Carlson, D.	Forsythe	Laidig	Niehaus	Ulland
Cleary	Graw	Larson	Ohnstad	Weaver
Clifford	Hagedorn	Lindstrom, E.	Pavlak, R. L.	Wigley
DeGroat	Heinitz	Lombardi	Pieper	Wohlwend
Erdahl	Hook	Long	Pleasant	Wolcott

Those who voted in the negative were:

Adams, J.	Dieterich	Jude	Nelson	Samuelson
Anderson, G.	Eckstein	Kahn	Norton	Sarna
Anderson, I.	Eken	Kelly	Ojala	Schulz
Berg	Enebo	LaVoy	Parish	Sieben, H.
Berglin	Faricy	Lemke	Patton	Sieben, M.
Boland	Fudro	Lindstrom, J.	Pavlak, R.	Smith
Braun	Fugina	Mann	Pehler	Stanton
Brinkman	Grove	McCarron	Peterson	Tomlinson
Carlson, B.	Hanson	McEachern	Prahl	Vanasek
Carlson, L.	Haugerud	Menke	Quirin	Voss
Casserly	Jacobs	Miller, D.	Rice	Wenzel
Culhane	Jaros	Miller, M.	Ryan	Mr. Speaker
Cummiskey	Johnson, D.	Moe	St. Onge	
Dahl	Johnson, R.	Munger	Salchert	

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

Carlson, D., moved to amend H. F. No. 647, the printed bill, as follows:

Page 6, line 9, delete "For the purpose of this section".

Page 6, line 17, strike "section" and insert in lieu thereof "act".

The motion prevailed and the amendment was adopted.

Adams, S., was excused until 6:00 p.m. Connors was excused for the remainder of today's session. Wigley was excused until 8:00 p.m.

Carlson, D., moved to amend H. F. No. 647, the printed bill, as follows:

Page 7, strike lines 22 through 36.

Page 8, strike lines 1 through 36.

Page 9, strike lines 1 through 35.

Page 9, line 36, strike "decisions of arbitration and".

Page 9, line 36, strike "result from sections 8 and 9" and insert in lieu "results from section 8".

Renumber the sections accordingly.

Further, amend the title on page 1, in the first line of the title, strike "mandatory".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Carlson, D., amendment and the roll being called, there were yeas 45, and nays 74, as follows:

Those who voted in the affirmative were:

Becklin	Erickson	Johnson, C.	Long	Pieper
Belisle	Esau	Johnson, J.	McArthur	Savelkoul
Biersdorf	Ferderer	Jopp	McFarlin	Schreiber
Carlson, A.	Flakne	Klaus	Mueller	Skaar
Carlson, D.	Forsythe	Knickerbocker	Myrah	Stangeland
Cleary	Graw	Laidig	Newcome	Ulland
Clifford	Hagedorn	Lindstrom, E.	Niehaus	Weaver
DeGroat	Heinitz	Lindstrom, J.	Ohnstad	Wohlwend
Dirlam	Hook	Lombardi	Pavliak, R. L.	Wolcott

Those who voted in the negative were:

Adams, J.	Eckstein	Kahn	Nelson	Samuelson
Anderson, G.	Eken	Kelly	Norton	Sarna
Anderson, I.	Enebo	Kempe	Ojala	Schulz
Berg	Fariy	Larson	Parish	Sherwood
Berglin	Fjoslien	LaVoy	Patton	Sieben, H.
Boland	Fudro	Lemke	Pavliak, R.	Sieben, M.
Braun	Fugina	Mann	Pehler	Spanish
Brinkman	Graba	McCarron	Peterson	Stanton
Carlson, B.	Growe	McEachern	Prahl	Tomlinson
Carlson, L.	Hanson	McMillan	Quirin	Vanasek
Casserly	Jacobs	Menke	Resner	Vento
Culhane	Jaros	Miller, D.	Rice	Voss
Cummiskey	Johnson, D.	Miller, M.	Ryan	Wenzel
Dahl	Johnson, R.	Moe	St. Onge	Mr. Speaker
Dieterich	Jude	Munger	Salchert	

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

Dirlam moved to amend H. F. No. 647, the printed bill, as follows:

Page 2, line 11, after the word "goods" and before the word "produced" insert the following: "except seed produced for resale to farmers,".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Dirlam amendment and the roll being called, there were yeas 45, and nays 72, as follows:

Those who voted in the affirmative were:

Anderson, D.	Dirlam	Jopp	Long	Pieper
Becklin	Erickson	Klaus	McArthur	Savelkoul
Belisle	Esau	Knickerbocker	McFarlin	Schreiber
Bell	Ferderer	Kvam	Mueller	Skaar
Bennett	Forsythe	Laidig	Myrah	Stangeland
Biersdorf	Graw	Larson	Newcome	Ulland
Carlson, A.	Hagedorn	Lindstrom, E.	Niehaus	Weaver
Carlson, D.	Hook	Lindstrom, J.	Ohnstad	Wohlwend
Cleary	Johnson, J.	Lombardi	Pavliak, R. L.	Wolcott

Those who voted in the negative were:

Adams, J.	Eckstein	Jude	Norton	Sarna
Anderson, G.	Eken	Kahn	Ojala	Schulz
Anderson, I.	Enebo	Kelly	Parish	Sherwood
Berg	Faricy	Kempe	Patton	Sieben, H.
Berglin	Fjoslien	LaVoy	Pavliak, R.	Sieben, M.
Boland	Fudro	Lemke	Pehler	Stanton
Braun	Fugina	Mann	Peterson	Tomlinson
Brinkman	Graba	McCarron	Prahl	Vanasek
Carlson, B.	Growe	McEachern	Quirin	Vento
Carlson, L.	Hanson	McMillan	Resner	Voss
Casserly	Haugerud	Menke	Rice	Wenzel
Culhane	Jacobs	Miller, D.	Ryan	Mr. Speaker
Cummiskey	Jaros	Miller, M.	St. Onge	
Dahl	Johnson, D.	Munger	Salchert	
Dieterich	Johnson, R.	Nelson	Samuelson	

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

Dirlam moved to amend H. F. No. 647, the printed bill, as follows:

Page 2, line 27, at the end of the line, strike the word "February" and insert in lieu thereof the word "March".

Line 28, after the words "day of" and before the words "of the" strike the word "February" and insert in lieu thereof the word "March".

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

Dirlam moved to amend H. F. No. 647, the printed bill, as follows:

Page 9, line 11, after the word "commodity" and before the period, insert "except as provided in the contract".

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

H. F. No. 647, A bill for an act relating to agriculture; collective bargaining; providing for mandatory bargaining between producers or associations and handlers; providing criteria.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 95, and nays 33, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Miller, D.	St. Onge
Anderson, D.	DeGroat	Johnson, R.	Miller, M.	Salchert
Anderson, G.	Dieterich	Jopp	Moe	Samuelson
Anderson, I.	Dirlam	Jude	Munger	Sarna
Becklin	Eckstein	Kahn	Nelson	Schulz
Bell	Eken	Kelly	Niehaus	Searle
Bennett	Enebo	Kempe	Norton	Sherwood
Berg	Esau	Klaus	Ohnstad	Sieben, H.
Berglin	Farcy	Kvam	Ojala	Sieben, M.
Biersdorf	Ferderer	Larson	Parish	Smith
Boland	Fjoslien	LaVoy	Patton	Spanish
Braun	Fudro	Lemke	Pavlak, R.	Stanton
Brinkman	Fugina	Lindstrom, J.	Pehler	Swanson
Carlson, B.	Graba	Mann	Peterson	Tomlinson
Carlson, D.	Growe	McCarron	Prahl	Vanasek
Carlson, L.	Hanson	McCauley	Quirin	Vento
Casserly	Haugerud	McEachern	Resner	Voss
Culhane	Jacobs	McMillan	Rice	Wenzel
Cummiskey	Jaros	Menke	Ryan	Mr. Speaker

Those who voted in the negative were:

Belisle	Graw	Laidig	Myrah	Stangeland
Carlson, A.	Hagedorn	Lindstrom, E.	Newcome	Ulland
Cleary	Heinitz	Lombardi	Pavlak, R. L.	Weaver
Clifford	Hook	Long	Pieper	Wohlwend
Erickson	Johnson, C.	McArthur	Pleasant	Wolcott
Flakne	Johnson, J.	McFarlin	Savelkoul	
Forsythe	Knickerbocker	Mueller	Schreiber	

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

S. F. No. 2233, A bill for an act relating to tax-forfeited lands; imposing limitations on the sale of tax-forfeited land which borders on or is adjacent to certain waters, and on the timber growing on such land; amending Minnesota Statutes 1971, Chapter 282, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 92, and nays 19, as follows:

Those who voted in the affirmative were:

Adams, J.	Enebo	Kelly	Newcome	Savelkoul
Anderson, D.	Farcy	Knickerbocker	Niehaus	Schulz
Anderson, G.	Ferderer	Kvam	Norton	Sherwood
Anderson, I.	Fudro	Laidig	Ojala	Sieben, H.
Belisle	Fugina	LaVoy	Parish	Sieben, M.
Bell	Graba	Lemke	Patton	Spanish
Bennett	Graw	Lindstrom, E.	Pavlak, R.	Stangeland
Berg	Growe	Lindstrom, J.	Pavlak, R. L.	Stanton
Berglin	Hanson	McArthur	Pehler	Swanson
Boland	Haugerud	McCarron	Peterson	Tomlinson
Brinkman	Heinitz	McEachern	Prahl	Ulland
Carlson, A.	Jacobs	McMillan	Quirin	Vanasek
Carlson, L.	Jaros	Menke	Resner	Vento
Casserly	Johnson, C.	Miller, D.	Rice	Wenzel
Cleary	Johnson, D.	Miller, M.	Ryan	Wolcott
Clifford	Johnson, J.	Moe	St. Onge	Mr. Speaker
Cummiskey	Johnson, R.	Munger	Salchert	
Dahl	Jude	Myrah	Samuelson	
Dieterich	Kahn	Nelson	Sarna	

Those who voted in the negative were:

Braun	Fjoslien	Jopp	Long	Schreiber
Carlson, D.	Forsythe	Klaus	McFarlin	Searle
Culhane	Hagedorn	Larson	Ohnstad	Weaver
DeGroat	Hook	Lombardi	Pieper	

The bill was passed and its title agreed to.

S. F. No. 900 was reported to the House.

Boland moved to amend S. F. No. 900 as follows:

Page 8, line 5, strike "." and insert in lieu thereof ";".

Page 8, line 14, strike "." and insert in lieu thereof ";".

Page 9, line 17, strike "." and insert in lieu thereof ";".

Page 9, line 18, strike "To modify" and insert in lieu thereof "Modifying".

Page 15, strike lines 7, 8 and 9.

Page 15, line 28, strike "115.07" and insert in lieu thereof "115.071".

Page 17, line 1, after "116," and before "any" insert "or".

Page 19, line 20, strike ",".

The motion prevailed and the amendment was adopted.

S. F. No. 900, A bill for an act relating to water pollution control; authorizing certain advisory and regulatory powers of the pollution control agency over disposal systems; providing penalties; amending Minnesota Statutes 1971, Sections 115.01, Subdivisions 1, 2, 4, 5, and 10, and by adding subdivisions; 115.03, Subdivisions 1 and 4, and by adding a subdivision; 115.04; 115.05, Subdivision 1; 115.07, Subdivision 3; 115.44, Subdivisions 5 and 8; 115.49, Subdivision 1, and by adding a subdivision; Chapter 115, by adding sections; 116.05, Subdivision 1; 116.075; 116.11; repealing Minnesota Statutes 1971, Sections 115.05, Subdivision 2; 115.07, Subdivisions 2, 4, and 6; 115.43, Subdivision 3; 115.45, Subdivision 2; 115.47; 115.81; 116.08; 116.30 and 116.31.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 120, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Biersdorf	Clifford	Enebo	Graba
Anderson, D.	Boland	Culhane	Erickson	Graw
Anderson, G.	Brinkman	Cummiskey	Esau	Growe
Anderson, I.	Carlson, A.	Dahl	Faricy	Hagedorn
Belisle	Carlson, B.	DeGroat	Ferderer	Hanson
Bell	Carlson, D.	Dieterich	Fjoslien	Haugerud
Bennett	Carlson, L.	Dirlam	Forsythe	Heinitz
Berg	Casserly	Eckstein	Fudro	Hook
Berglin	Cleary	Eken	Fugina	Jacobs

Jaros	Lemke	Mueller	Prahl	Sieben, M.
Johnson, C.	Lindstrom, E.	Munger	Quirin	Skaar
Johnson, D.	Lombardi	Myrah	Resner	Spanish
Johnson, J.	Long	Nelson	Rice	Stangeland
Johnson, R.	Mann	Newcome	Ryan	Stanton
Jopp	McArthur	Niehaus	St. Onge	Swanson
Jude	McCarron	Norton	Salchert	Tomlinson-
Kahn	McCauley	Ohnstad	Samuelson	Ulland
Kelly	McEachern	Ojala	Sarna	Vanasek
Klaus	McFarlin	Patton	Savelkoul	Vento
Knickerbocker	McMillan	Pavlak, R.	Schreiber	Weaver
Kvam	Menke	Pavlak, R. L.	Schulz	Wenzel
Laidig	Miller, D.	Pehler	Searle	Wohlwend
Larson	Miller, M.	Pieper	Sherwood	Wolcott
LaVoy	Moe	Pleasant	Sieben, H.	Mr. Speaker

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

H. F. No. 1589, which had previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 1589 was continued on Special Orders for one day.

S. F. No. 17, A bill for an act abolishing the commission on taxation and production of iron ore; repealing Minnesota Statutes 1971, Section 3.923.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Miller, M.	Sarna
Anderson, D.	Dirlam	Johnson, R.	Munger	Savelkoul
Anderson, G.	Eckstein	Jopp	Myrah	Schreiber
Anderson, I.	Eken	Jude	Nelson	Schulz
Becklin	Enebo	Kahn	Newcome	Searle
Belisle	Erickson	Kelly	Niehaus	Sherwood
Bell	Esau	Klaus	Norton	Sieben, H.
Bennett	Faricy	Knickerbocker	Ohnstad	Sieben, M.
Berg	Ferderer	Kvam	Ojala	Skaar
Berglin	Fjoslien	Laidig	Parish	Smith
Biersdorf	Forsythe	Larson	Patton	Spanish
Boland	Fudro	LaVoy	Pavlak, R.	Stangeland
Braun	Fugina	Lemke	Pavlak, R. L.	Stanton
Brinkman	Graba	Lindstrom, E.	Pehler	Swanson
Carlson, A.	Graw	Lombardi	Peterson	Tomlinson
Carlson, B.	Grove	Long	Pieper	Vanasek
Carlson, D.	Hagedorn	Mann	Pleasant	Vento
Carlson, L.	Hanson	McArthur	Prahl	Voss
Casserly	Haugerud	McCarron	Quirin	Weaver
Cleary	Heinitz	McCauley	Resner	Wenzel
Clifford	Hook	McEachern	Rice	Wohlwend
Culhane	Jacobs	McFarlin	Ryan	Wolcott
Cummiskey	Jaros	McMillan	St. Onge	Mr. Speaker
Dahl	Johnson, C.	Menke	Salchert	
DeGroat	Johnson, D.	Miller, D.	Samuelson	

Those who voted in the negative were:

Ulland

The bill was passed and its title agreed to.

S. F. No. 1095, A bill for an act relating to the regulation of barbers in the state of Minnesota; amending Minnesota Statutes 1971, Sections 154.03; 154.16; 154.18; and 154.22.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 87, and nays 32, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	LaVoy	Parish	Searle
Becklin	Eken	Lemke	Patton	Sherwood
Belisle	Faricy	Mann	Pavlak, R.	Sieben, H.
Bell	Ferderer	McArthur	Pavlak, R. L.	Spanish
Bennett	Forsythe	McCarron	Pehler	Stangeland
Berg	Fudro	McCauley	Peterson	Stanton
Biersdorf	Graba	McEachern	Pleasant	Swanson
Boland	Graw	McMillan	Prahl	Tomlinson
Braun	Growe	Menke	Quirin	Ulland
Brinkman	Heinitz	Miller, D.	Resner	Vento
Carlson, A.	Jacobs	Miller, M.	Rice	Voss
Carlson, B.	Jaros	Mueller	St. Onge	Weaver
Carlson, L.	Johnson, C.	Munger	Salchert	Wenzel
Cassery	Johnson, R.	Myrah	Samuelson	Wohlwend
Clifford	Jude	Nelson	Sarna	Wolcott
Cummiskey	Kelly	Newcome	Savelkoul	
Dahl	Knickerbocker	Niehaus	Schreiber	
Dirlam	Kvam	Norton	Schulz	

Those who voted in the negative were:

Anderson, D.	Enebo	Johnson, D.	Larson	Pieper
Anderson, I.	Erickson	Johnson, J.	Lindstrom, E.	Sieben, M.
Carlson, D.	Esau	Jopp	Lombardi	Skaar
Cleary	Fjoslien	Kahn	Long	Mr. Speaker
Culhane	Fugina	Kempe	McFarlin	
DeGroat	Hagedorn	Klaus	Ohnstad	
Dieterich	Hook	Laidig	Ojala	

The bill was passed and its title agreed to.

S. F. No. 225, A bill for an act relating to water resources; providing for the regulation of shoreland use and development in municipalities; prescribing the powers and duties of municipalities and state agencies in relation thereto; amending Minnesota Statutes 1971, Sections 105.485, Subdivisions 2 and 3, and by adding subdivisions; and 462.357, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Becklin	Berg	Braun	Carlson, D.
Anderson, D.	Belisle	Berglin	Brinkman	Carlson, L.
Anderson, G.	Bell	Biersdorf	Carlson, A.	Cassery
Anderson, I.	Bennett	Boland	Carlson, B.	Cleary

Clifford	Hagedorn	Lindstrom, E.	Ohnstad	Schulz
Culhane	Hanson	Lombardi	Ojala	Searle
Cummiskey	Heinitz	Long	Parish	Sherwood
Dahl	Hook	Mann	Patton	Sieben, H.
DeGroat	Jacobs	McArthur	Pavlak, R.	Sieben, M.
Dieterich	Jaros	McCarron	Pavlak, R. L.	Skaar
Dirlam	Johnson, C.	McCauley	Pehler	Smith
Eckstein	Johnson, D.	McEachern	Peterson	Spanish
Eken	Johnson, J.	McFarlin	Pieper	Stangeland
Enebo	Johnson, R.	McMillan	Pleasant	Stanton
Erickson	Jopp	Menke	Prahl	Swanson
Esau	Jude	Miller, D.	Quirin	Ulland
Faricy	Kelly	Miller, M.	Resner	Vanasek
Ferderer	Kempe	Moe	Rice	Vento
Fjoslien	Klaus	Mueller	Ryan	Weaver
Flakne	Knickerbocker	Munger	St. Onge	Wenzel
Forsythe	Kvam	Myrah	Salchert	Wohlwend
Fudro	Laidig	Nelson	Samuelson	Wolcott
Graba	Larson	Newcome	Sarna	Mr. Speaker
Graw	LaVoy	Niehaus	Savelkoul	
Growe	Lemke	Norton	Schreiber	

Those who voted in the negative were:

Fugina

The bill was passed and its title agreed to.

H. F. No. 1339, A bill for an act relating to counties; authorizing expenditures for promotion of economic or industrial development; amending Minnesota Statutes 1971, Section 375.18 by adding a subdivision; repealing Minnesota Statutes 1971, Section 395.08.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 113, and nays 11, as follows:

Those who voted in the affirmative were:

Adams, J.	Enebo	Jude	Munger	Savelkoul
Anderson, G.	Erdahl	Kahn	Myrah	Schulz
Anderson, I.	Erickson	Kelly	Nelson	Searle
Becklin	Esau	Kempe	Newcome	Sherwood
Belisle	Faricy	Klaus	Norton	Sieben, H.
Bell	Fjoslien	Knickerbocker	Ohnstad	Sieben, M.
Bennett	Flakne	Kvam	Ojala	Skaar
Biersdorf	Forsythe	Laidig	Parish	Smith
Boland	Fudro	Larson	Patton	Spanish
Brinkman	Fugina	LaVoy	Pavlak, R.	Stangeland
Carlson, A.	Graba	Lemke	Pavlak, R. L.	Stanton
Carlson, B.	Growe	Lombardi	Pehler	Swanson
Carlson, D.	Hagedorn	Long	Peterson	Tomlinson
Carlson, L.	Hanson	Mann	Pieper	Ulland
Casserly	Haugerud	McArthur	Prahl	Vanasek
Clifford	Heinitz	McCarron	Quirin	Vento
Culhane	Jacobs	McCauley	Resner	Weaver
Cummiskey	Jaros	McEachern	Rice	Wenzel
Dahl	Johnson, C.	McMillan	Ryan	Wohlwend
DeGroat	Johnson, D.	Menke	St. Onge	Wolcott
Dieterich	Johnson, J.	Miller, D.	Salchert	Mr. Speaker
Eckstein	Johnson, R.	Miller, M.	Samuelson	
Eken	Jopp	Mueller	Sarna	

Those who voted in the negative were :

Anderson, D.	Dirlam	Lindstrom, E.	Pleasant	Schreiber
Berg	Ferderer	McFarlin		
Cleary	Hook	Niehaus		

The bill was passed and its title agreed to.

H. F. No. 1837, A bill for an act relating to water well contractors; requiring compliance with Minnesota Statutes, Chapter 156A, by certain nonlicensees; providing for limited licenses; establishing procedures for examination and licensing of water well contractors; authorizing the department of health to coordinate a state water information system; prohibiting imposition of fees by political subdivisions; amending Minnesota Statutes 1971, Sections 156A.02, Subdivisions 2 and 3; 156A.03, Subdivision 2; 156A.06, Subdivision 1; 156A.07, Subdivisions 1 and 4, and by adding subdivisions; repealing Minnesota Statutes 1971, Sections 156A.06, Subdivision 2; and 156A.07, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 52, and nays 67, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Kelly	Norton	Samuelson
Anderson, I.	Dieterich	LaVoy	Ojala	Sarna
Bell	Faricy	McArthur	Parish	Sherwood
Bennett	Fudro	McCarron	Pavlak, R.	Sieben, H.
Berg	Fugina	McEachern	Pavlak, R. L.	Sieben, M.
Berglin	Grove	McMillan	Quirin	Tomlinson
Boland	Jacobs	Menke	Resner	Vento
Brinkman	Jaros	Miller, D.	Rice	Mr. Speaker
Carlson, L.	Johnson, D.	Moe	Ryan	
Casserly	Jude	Munger	St. Onge	
Cummiskey	Kahn	Nelson	Salchert	

Those who voted in the negative were:

Anderson, D.	Erdahl	Johnson, J.	Miller, M.	Searle
Anderson, G.	Erickson	Johnson, R.	Mueller	Skaar
Becklin	Esau	Jopp	Myrah	Smith
Belisle	Ferderer	Klaus	Newcome	Spanish
Biersdorf	Fjoslien	Knickerbocker	Niehaus	Stangeland
Braun	Flakne	Kvam	Ohnstad	Stanton
Carlson, D.	Forsythe	Laidig	Patten	Swanson
Cleary	Graba	Larson	Pehler	Ulland
Clifford	Graw	Lemke	Peterson	Wenzel
Culhane	Hagedorn	Lindstrom, E.	Pieper	Wohlwend
DeGroat	Hanson	Lindstrom, J.	Pleasant	Wolcott
Dirlam	Heinitz	Lombardi	Prahl	
Eckstein	Hook	Long	Savelkoul	
Enebo	Johnson, C.	Mann	Schulz	

The bill was not passed.

H. F. No. 371 was reported to the House.

Moe moved to amend H. F. No. 371, the printed bill, as follows:

Page 1, after the enacting clause, add the following:

"Section 1. Minnesota Statutes 1971, Chapter 609, is amended by adding a section to read:

[609.478] [FIREARMS IN LEGISLATURE.] *Whoever shall carry, conceal, or discharge a firearm in either chamber of the legislature, or the galleries or public areas contained within the capitol buildings, without the express consent of the presiding officer of the respective body, shall be guilty of a gross misdemeanor. Consent required under this section may be granted only to peace officers employed by the state or, with the concurrence of the majority of the members of the respective body, to an employee of the house of representatives or the senate."*

Page 2, line 1, after "sodomy," insert "an offense committed under section 1,".

Renumber the remaining section.

Further, amend the title in line 1 after "criminals;" and before the word "providing" by inserting "prohibiting the carrying, concealment, or discharging of firearms in certain areas of the capitol building;" and after "felonies" by inserting ", and for a certain gross misdemeanor; providing a penalty;" and in line 2, after "609.11" and before the period, by inserting "; and Chapter 609, by adding a section".

A roll call was requested and properly seconded.

POINT OF ORDER

Pieper raised a point of order pursuant to Rule 45b that the Moe amendment was out of order. The Speaker ruled the point of order not well taken.

The question was taken on the adoption of the Moe amendment and the roll being called, there were yeas 44, and nays 69, as follows:

Those who voted in the affirmative were:

Bell	Culhane	Grove	Moe	Rice
Berg	Cummiskey	Hanson	Munger	St. Onge
Berglin	Dieterich	Jaros	Nelson	Sieben, M.
Boland	Enebo	Kahn	Ojala	Stanton
Brinkman	Faricy	Kelly	Parish	Ulland
Carlson, A.	Flakne	Knickerbocker	Pehler	Vanasek
Carlson, B.	Fudro	LaVoy	Prahl	Vento
Carlson, L.	Fugina	Lindstrom, J.	Quirin	Mr. Speaker
Cassery	Graba	Miller, M.	Resner	

Those who voted in the negative were:

Adams, J.	Cleary	Forsythe	Klaus	McCarron
Anderson, D.	Clifford	Hagedorn	Kvam	McCauley
Anderson, G.	DeGroat	Heinitz	Laidig	McEachern
Becklin	Dirlam	Hook	Larson	McFarlin
Belisle	Erdahl	Johnson, J.	Lindstrom, E.	McMillan
Bennett	Erickson	Johnson, R.	Lombardi	Menke
Biersdorf	Esau	Jopp	Long	Miller, D.
Braun	Ferderer	Jude	Mann	Mueller
Carlson, D.	Fjoslien	Kempe	McArthur	Myrah

Newcome	Pavlak, R. L.	Salchert	Skaar	Weaver
Niehaus	Peterson	Sarna	Smith	Wenzel
Ohnstad	Pieper	Savelkoul	Spanish	Wohlwend
Patton	Pleasant	Sherwood	Stangeland	Wolcott
Pavlak, R.	Ryan	Sieben, H.	Tomlinson	

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

H. F. No. 371, A bill for an act relating to crimes and criminals; providing minimum sentences for certain felonies; amending Minnesota Statutes 1971, Section 609.11.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 100, and nays 21, as follows:

Those who voted in the affirmative were:

Adams, J.	Enebo	Johnson, R.	McFarlin	St. Onge
Anderson, D.	Erdahl	Jopp	McMillan	Samuelson
Anderson, G.	Erickson	Jude	Menke	Sarna
Anderson, I.	Esau	Kempe	Miller, D.	Savelkoul
Becklin	Faricy	Klaus	Miller, M.	Schreiber
Belisle	Ferderer	Knickerbocker	Mueller	Schulz
Bennett	Fjoslien	Kvam	Myrah	Sherwood
Biersdorf	Flakne	Laidig	Newcome	Sieben, H.
Braun	Forsythe	Larson	Niehaus	Skaar
Brinkman	Fudro	LaVoy	Norton	Smith
Carlson, B.	Graba	Lemke	Ohnstad	Spanish
Carlson, D.	Graw	Lindstrom, E.	Patton	Stangeland
Carlson, L.	Grove	Lindstrom, J.	Pavlak, R.	Swanson
Cleary	Hagedorn	Lombardi	Pavlak, R. L.	Tomlinson
Clifford	Hanson	Long	Pehler	Vanasek
Culhane	Haugerud	Mann	Peterson	Voss
Dahl	Heinitz	McArthur	Pieper	Weaver
DeGroat	Hook	McCarron	Pleasant	Wenzel
Dirlam	Johnson, C.	McCauley	Prahl	Wohlwend
Eckstein	Johnson, J.	McEachern	Ryan	Wolcott

Those who voted in the negative were:

Bell	Cummiskey	Kelly	Quirin	Mr. Speaker
Berg	Dieterich	Moe	Rice	
Boland	Fugina	Nelson	Salchert	
Carlson, A.	Johnson, D.	Ojala	Sieben, M.	
Casserly	Kahn	Parish	Ulland	

The bill was passed and its title agreed to.

S. F. No. 1332, A bill for an act relating to flood plain management; amending Minnesota Statutes 1971, Sections 104.01, by adding a subdivision; 104.03, Subdivision 1, and by adding a subdivision; 104.04, Subdivision 3, and by adding subdivisions; and Chapter 104, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Johnson, J.	Miller, D.	Samuelson
Anderson, D.	Eken	Johnson, R.	Miller, M.	Sarna
Anderson, G.	Enebo	Jopp	Moe	Savelkoul
Anderson, I.	Erdahl	Jude	Mueller	Schreiber
Becklin	Erickson	Kahn	Munger	Schulz
Belisle	Esau	Kelly	Nelson	Sherwood
Bell	Faricy	Kempe	Newcome	Sieben, H.
Bennett	Ferderer	Klaus	Niehaus	Sieben, M.
Berg	Fjoslien	Knickerbocker	Norton	Skaar
Berglin	Flakne	Kvam	Ohnstad	Smith
Biersdorf	Forsythe	Laidig	Ojala	Spanish
Boland	Fudro	Larson	Parish	Stangeland
Braun	Fugina	LaVoy	Patton	Stanton
Brinkman	Graba	Lemke	Paviak, R.	Swanson
Carlson, A.	Graw	Lindstrom, E.	Paviak, R. L.	Tomlinson
Carlson, B.	Grove	Lindstrom, J.	Pehler	Uliand
Carlson, L.	Hagedorn	Long	Peterson	Vanasek
Casserly	Hanson	Mann	Pieper	Vento
Cleary	Haugerud	McArthur	Pleasant	Voss
Clifford	Heinitz	McCarron	Prahl	Weaver
Culhane	Hook	McCauley	Quirin	Wenzel
Dahl	Jacobs	McEachern	Resner	Wohlwend
DeGroat	Jaros	McFarlin	Ryan	Wolcott
Dieterich	Johnson, C.	McMillan	St. Onge	Mr. Speaker
Dirlam	Johnson, D.	Menke	Salchert	

Those who voted in the negative were:

Carlson, D.

The bill was passed and its title agreed to.

S. F. No. 54, A bill for an act relating to courts, procedure and penalties in traffic violation cases; amending Minnesota Statutes 1971, Sections 169.121, Subdivision 1; 169.89, Subdivision 1; 171.01, Subdivision 13; 171.16, Subdivisions 1 and 3; 484.63; 488.20; and 488A.18, Subdivision 12.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Cleary	Graba	Klaus	Miller, D.
Anderson, D.	Clifford	Graw	Knickerbocker	Miller, M.
Anderson, G.	Culhane	Grove	Kvam	Moe
Anderson, I.	Cummiskey	Hagedorn	Laidig	Mueller
Becklin	Dahl	Hanson	Larson	Munger
Belisle	DeGroat	Haugerud	LaVoy	Myrah
Bell	Dieterich	Heinitz	Lemke	Nelson
Bennett	Dirlam	Hook	Lindstrom, E.	Newcome
Berg	Eckstein	Jacobs	Lindstrom, J.	Niehaus
Berglin	Eken	Jaros	Lombardi	Norton
Biersdorf	Enebo	Johnson, C.	Long	Ohnstad
Boland	Erickson	Johnson, D.	Mann	Ojala
Braun	Esau	Johnson, J.	McArthur	Parish
Brinkman	Faricy	Johnson, R.	McCarron	Patton
Carlson, A.	Ferderer	Jopp	McCauley	Paviak, R.
Carlson, B.	Fjoslien	Jude	McEachern	Paviak, R. L.
Carlson, D.	Forsythe	Kahn	McFarlin	Pehler
Carlson, L.	Fudro	Kelly	McMillan	Peterson
Casserly	Fugina	Kempe	Menke	Pieper

Pleasant	Salchert	Sherwood	Stanton	Weaver
Prahl	Samuelson	Sieben, H.	Swanson	Wenzel
Quirin	Sarna	Sieben, M.	Tomlinson	Wohlwend
Resner	Savelkoul	Skaar	Ulland	Wolcott
Rice	Schreiber	Smith	Vanasek	Mr. Speaker
Ryan	Schulz	Spanish	Vento	
St. Onge	Searle	Stangeland	Voss	

The bill was passed and its title agreed to.

S. F. No. 1222, A bill for an act relating to education; redesignating all state junior colleges as community colleges and the state junior college board as the state board for community colleges; amending Minnesota Statutes 1971, Chapter 136, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 111, and nays 17, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Jopp	Miller, M.	Salchert
Anderson, G.	Eckstein	Jude	Moe	Sarna
Anderson, I.	Eken	Kelly	Mueller	Savelkoul
Becklin	Enebo	Kempe	Munger	Schreiber
Belisle	Esau	Klaus	Myrah	Schulz
Bell	Faricy	Knickerbocker	Nelson	Sherwood
Bennett	Ferderer	Kvam	Newcome	Sieben, H.
Berg	Fjoslien	Laidig	Norton	Sieben, M.
Berglin	Forsythe	Larson	Ohnstad	Spanish
Biersdorf	Fudro	LaVoy	Ojala	Stangeland
Boland	Fugina	Lemke	Parish	Stanton
Braun	Graba	Lindstrom, E.	Patton	Tomlinson
Brinkman	Growe	Lindstrom, J.	Pavlak, R.	Vento
Carlson, A.	Hagedorn	Lombardi	Pavlak, R. L.	Voss
Carlson, B.	Hanson	Mann	Pehler	Weaver
Carlson, L.	Haugerud	McArthur	Peterson	Wenzel
Casserly	Heinitz	McCarron	Pieper	Wohlwend
Cleary	Hook	McCauley	Pleasant	Wolcott
Clifford	Jacobs	McEachern	Quirin	Mr. Speaker
Cummiskey	Jaros	McFarlin	Resner	
Dahl	Johnson, D.	McMillan	Rice	
DeGroat	Johnson, J.	Menke	Ryan	
Dieterich	Johnson, R.	Miller, D.	St. Onge	

Those who voted in the negative were:

Anderson, D.	Erickson	Niehaus	Skaar	Vanasek
Carlson, D.	Johnson, C.	Prahl	Smith	
Culhane	Kahn	Samuelson	Swanson	
Erdahl	Long	Searle	Ulland	

The bill was passed and its title agreed to.

S. F. No. 746 was reported to the House.

Sieben, H., moved to amend S. F. No. 746, the printed bill, as follows:

Page 24, line 26, after "(c)", insert "(d)", "(e)", move "(h)" in front of the word "or" and insert after the word "or" the letter "(j)".

Page 26, line 19, strike the words "or guaranteed".

Page 26, line 22, after "foregoing)", insert the following: "*other than a general obligation of a governmental unit having power to tax property or of an agency of the state of Minnesota.*"

Page 27, line 7, after the word "Statutes", insert "1971,".

Page 49, line 2, strike the words "one year" and substitute the words "three years".

The motion prevailed and the amendment was adopted.

S. F. No. 746, A bill for an act relating to securities; repealing Minnesota Statutes 1971, Chapter 80.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 122, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Johnson, R.	Miller, M.	Schreiber
Anderson, D.	Eken	Jopp	Mueller	Schulz
Anderson, G.	Enebo	Jude	Munger	Searle
Anderson, I.	Erdahl	Kahn	Nelson	Sherwood
Belisle	Erickson	Kelly	Newcome	Sieben, H.
Bell	Esau	Kempe	Ohnstad	Sieben, M.
Bennett	Faricy	Klaus	Ojala	Skaar
Berg	Ferderer	Knickerbocker	Parish	Smith
Berglin	Fjoslien	Kvam	Patton	Spanish
Biersdorf	Flakne	Laidig	Paviak, R.	Stangeland
Boland	Forsythe	Larson	Pavlak, R. L.	Stanton
Braun	Fudro	LaVoy	Pehler	Swanson
Brinkman	Fugina	Lemke	Peterson	Tomlinson
Carlson, A.	Graw	Lindstrom, E.	Pieper	Ulland
Carlson, B.	Growe	Lindstrom, J.	Pleasant	Vanasek
Carlson, L.	Hagedorn	Lombardi	Prahl	Vento
Casserly	Hanson	Long	Quirin	Voss
Cleary	Haugerud	Mann	Resner	Weaver
Clifford	Heinitz	McArthur	Rice	Wenzel
Culhane	Hook	McCarron	Ryan	Wohlwend
Cummiskey	Jacobs	McCauley	St. Onge	Wolcott
Dahl	Jaros	McEachern	Salchert	Mr. Speaker
DeGroat	Johnson, C.	McMillan	Samuelson	
Dieterich	Johnson, D.	Menke	Sarna	
Dirlam	Johnson, J.	Miller, D.	Savelkoul	

Those who voted in the negative were:

Becklin Carlson, D. Niehaus

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

S. F. No. 1560, A bill for an act relating to the village of Edina; authorizing issuance of Sunday on-sale intoxicating liquor licenses to two country clubs.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 104, and nays 16, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Johnson, R.	Munger	Savelkoul
Anderson, G.	Enebo	Jopp	Nelson	Schreiber
Anderson, I.	Faricy	Kahn	Newcome	Schulz
Belisle	Ferderer	Kelly	Niehaus	Sieben, H.
Bell	Fjoslien	Kempe	Ojala	Sieben, M.
Berg	Flakne	Knickerbocker	Parish	Smith
Berglin	Forsythe	Laidig	Pavlak, R.	Spanish
Boland	Fudro	LaVoy	Pavlak, R. L.	Stangeland
Brinkman	Fugina	Lemke	Pehler	Stanton
Carlson, A.	Graba	Lindstrom, E.	Peterson	Swanson
Carlson, B.	Graw	Lindstrom, J.	Pieper	Tomlinson
Carlson, L.	Growe	Lombardi	Pleasant	Ulland
Cassery	Hagedorn	Mann	Prahl	Vanasek
Cleary	Hanson	McArthur	Quirin	Vento
Clifford	Haugerud	McCauley	Resner	Voss
Culhane	Heinitz	McFarlin	Rice	Weaver
Cummiskey	Hook	McMillan	Ryan	Wenzel
Dahl	Jacobs	Menke	St. Onge	Wohlwend
Dieterich	Jaros	Miller, D.	Salchert	Wolcott
Dirlam	Johnson, C.	Moe	Samuelson	Mr. Speaker
Eckstein	Johnson, D.	Mueller	Sarna	

Those who voted in the negative were:

Anderson, D.	DeGroat	Johnson, J.	Ohnstad	Sherwood
Becklin	Erdahl	Klaus	Searle	Skaar
Braun	Erickson	Long		
Carlson, D.	Esau	McEachern		

The bill was passed and its title agreed to.

S. F. No. 1666, A bill for an act authorizing the county of St. Louis to borrow money from agencies of the United States for certain purposes.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	Cleary	Fudro	Kahn	McMillan
Anderson, D.	Clifford	Fugina	Kelly	Menke
Anderson, G.	Culhane	Graba	Kempe	Miller, D.
Anderson, I.	Cummiskey	Graw	Klaus	Miller, M.
Becklin	Dahl	Growe	Knickerbocker	Moe
Belisle	Dieterich	Hagedorn	Laidig	Mueller
Bell	Dirlam	Hanson	Larson	Munger
Bennett	Eckstein	Haugerud	LaVoy	Nelson
Berg	Eken	Heinitz	Lemke	Newcome
Berglin	Enébo	Hook	Lindstrom, E.	Niehaus
Biersdorf	Erdahl	Jacobs	Lindstrom, J.	Norton
Boland	Erickson	Jaros	Long	Ohnstad
Braun	Esau	Johnson, C.	Mann	Ojala
Carlson, A.	Faricy	Johnson, D.	McArthur	Parish
Carlson, B.	Ferderer	Johnson, J.	McCarron	Patton
Carlson, D.	Fjoslien	Johnson, R.	McCauley	Pavlak, R.
Carlson, L.	Flakne	Jopp	McEachern	Pavlak, R. L.
Cassery	Forsythe	Jude	McFarlin	Pehler

Peterson	Ryan	Searle	Stangeland	Voss
Pieper	St. Onge	Sherwood	Stanton	Weaver
Pleasant	Salchert	Sieben, H.	Swanson	Wenzel
Prahl	Samuelson	Sieben, M.	Tomlinson	Wohlwend
Quirin	Savelkoul	Skaar	Ulland	Wolcott
Resner	Schreiber	Smith	Vanasek	Mr. Speaker
Rice	Schulz	Spanish	Vento	

Those who voted in the negative were:

DeGroat Kvam Lombardi

The bill was passed and its title agreed to.

S. F. No. 475, A bill for an act relating to commercial fertilizers and soil conditioners; imposing penalties; amending Minnesota Statutes 1971, Section 17.718, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Johnson, R.	Moe	Savelkoul
Anderson, D.	Eken	Jopp	Mueller	Schreiber
Anderson, G.	Enebo	Jude	Munger	Schulz
Anderson, I.	Erdahl	Kahn	Myrah	Searle
Becklin	Erickson	Kelly	Nelson	Sherwood
Belisle	Esau	Kempe	Newcome	Sieben, H.
Bell	Faricy	Klaus	Niehaus	Sieben, M.
Bennett	Ferderer	Knickerbocker	Norton	Skaar
Berg	Fjoslien	Kvam	Ohnstad	Smith
Berglin	Flakne	Laidig	Ojala	Spanish
Biersdorf	Forsythe	Larson	Parish	Stangeland
Boland	Fudro	LaVoy	Patton	Stanton
Braun	Fugina	Lemke	Pavlak, R.	Swanson
Brinkman	Graba	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, A.	Graw	Lindstrom, J.	Pehler	Ulland
Carlson, B.	Growe	Lombardi	Peterson	Vanasek
Carlson, D.	Hagedorn	Long	Pieper	Vento
Carlson, L.	Hanson	Mann	Prahl	Voss
Casserly	Haugerud	McArthur	Quirin	Weaver
Cleary	Heinitz	McCarron	Resner	Wenzel
Clifford	Hook	McEachern	Rice	Wohlwend
Cummiskey	Jacobs	McFarlin	Ryan	Wolcott
Dahl	Jaros	McMillan	St. Onge	Mr. Speaker
DeGroat	Johnson, C.	Menke	Salchert	
Dieterich	Johnson, D.	Miller, D.	Samuelson	
Dirlam	Johnson, J.	Miller, M.	Sarna	

The bill was passed and its title agreed to.

S. F. No. 1498, A bill for an act relating to the state board of health; defining its functions; amending Minnesota Statutes 1971, Sections 144.03; and 144.05.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Jopp	Munger	Schreiber
Adams, S.	Dirlam	Jude	Myrah	Schulz
Anderson, D.	Eckstein	Kelly	Nelson	Searle
Anderson, G.	Enebo	Kempe	Newcome	Sherwood
Anderson, I.	Erdahl	Klaus	Niehaus	Sieben, H.
Becklin	Erickson	Knickerbocker	Norton	Skaar
Belisle	Esau	Kvam	Ohnstad	Smith
Bell	Faricy	Laidig	Ojala	Spanish
Bennett	Ferderer	Larson	Parish	Stanton
Berg	Fjoslien	LaVoy	Patton	Swanson
Berglin	Flakne	Lemke	Pavlak, R.	Tomlinson
Biersdorf	Forsythe	Lindstrom, E.	Pavlak, R. L.	Ulland
Boland	Fudro	Lindstrom, J.	Pehler	Vanasek
Braun	Fugina	Lombardi	Peterson	Vento
Brinkman	Graba	Long	Pieper	Voss
Carlson, A.	Graw	Mann	Pleasant	Weaver
Carlson, B.	Growe	McArthur	Prahl	Wenzel
Carlson, D.	Hanson	McCarron	Quirin	Wigley
Carlson, L.	Heinitz	McCauley	Resner	Wohlwend
Casserly	Jacobs	McEachern	Rice	Wolcott
Cleary	Jaros	Menke	Ryan	Mr. Speaker
Clifford	Johnson, C.	Miller, D.	Salchert	
Culhane	Johnson, D.	Miller, M.	Samuelson	
Cummiskey	Johnson, J.	Moe	Sarna	
Dahl	Johnson, R.	Mueller	Savelkoul	

Those who voted in the negative were:

DeGroat Hook

The bill was passed and its title agreed to.

Sieben, M., was excused for the remainder of today's session.

S. F. No. 410 was reported to the House.

Johnson, C., moved to amend S. F. No. 410, the printed bill, as follows:

Page 5, delete all of Sec. 4., lines 9 through 14.

Renumber the remaining sections.

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

Boland moved to amend S. F. No. 410, the printed bill, as follows:

Page 13, strike lines 11 through 14.

Renumber the sections accordingly.

Page 14, restore the stricken language in lines 16 through 28.

Page 15, restore the stricken language in lines 1 through 7.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Boland amendment and the roll being called, there were yeas 41, and nays 64, as follows:

Those who voted in the affirmative were:

Anderson, D.	Erickson	Klaus	Newcome	Sieben, H.
Anderson, I.	Essau	Knickerbocker	Pavlak, R.	Skaar
Belisle	Fjoslien	Lindstrom, J.	Pieper	Stangeland
Bell	Hagedorn	Lombardi	Quirin	Weaver
Biersdorf	Hangerud	Long	Samuelson	Wenzel
Boland	Jacobs	McArthur	Savelkoul	
Braun	Johnson, C.	McCarron	Schreiber	
Carlson, B.	Johnson, D.	McCauley	Schulz	
Dirlam	Kempe	McFarlin	Searle	

Those who voted in the negative were:

Adams, J.	Cummiskey	Graw	Munger	Ryan
Adams, S.	Dahl	Growe	Nelson	St. Onge
Becklin	Dieterich	Johnson, R.	Niehaus	Salchert
Bennett	Eckstein	Kahn	Norton	Sarna
Berg	Eken	Kelly	Ohnstad	Stanton
Berglin	Enebo	Kvam	Ojala	Swanson
Brinkman	Faricy	LaVoy	Parish	Tomlinson
Carlson, A.	Ferderer	Mann	Patton	Vanasek
Carlson, D.	Flakne	McMillan	Pavlak, R. L.	Vento
Carlson, L.	Forsythe	Menke	Pehler	Wohliwend
Casserly	Fudro	Miller, D.	Pleasant	Wolcott
Cleary	Fugina	Miller, M.	Prahl	Mr. Speaker
Culhane	Graba	Moe	Rice	

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

Newcome moved to amend S. F. No. 410, the printed bill, as follows:

Page 13, strike lines 11 through 14.

Renumber the sections accordingly.

Page 14, restore the stricken language in lines 16 through 28.

Page 15, restore the stricken language in lines 1 through 7.

Page 15, line 7, before the period insert “; provided that in the taxable year 1974, the percentage share of all relief program costs of the county and city shall be 81 and 19 percent, respectively; and in the taxable year 1975, the respective shares of the county and city in these costs shall be 90 and 10 percent”.

Page 15, line 7, add a new sentence to read: “In the taxable year 1976 and in succeeding years, the county shall pay all welfare program costs within the county which are not met by federal, state or private sources.”.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Newcome amendment and the roll being called, there were yeas 51, and nays 60, as follows:

Those who voted in the affirmative were:

Anderson, D.	Bell	Carlson, B.	Dieterich	Essau
Anderson, I.	Biersdorf	Carlson, L.	Dirlam	Hagedorn
Belisle	Boland	DeGroat	Erickson	Hanson

Haugerud	Laidig	McFarlin	Patton	Smith
Hook	Larson	McMillan	Paviak, R.	Stangeland
Johnson, C.	Lindstrom, J.	Menke	Pieper	Weaver
Kelly	Lombardi	Miller, M.	Quirin	Wenzel
Kempe	Long	Mueller	Samuelson	
Klaus	Mann	Myrah	Searle	
Knickerbocker	McArthur	Newcome	Sieben, H.	
Kvam	McCarron	Ohnstad	Skaar	

Those who voted in the negative were:

Adams, J.	Culhane	Graw	Nelson	St. Onge
Adams, S.	Cummiskey	Growe	Niehaus	Salchert
Becklin	Eckstein	Heinitz	Norton	Sarna
Bennett	Eken	Johnson, D.	Ojala	Schulz
Berg	Enebo	Johnson, R.	Parish	Stanton
Berglin	Faricy	Jude	Paviak, R. L.	Swanson
Brinkman	Ferderer	Kahn	Pehler	Tomlinson
Carlson, A.	Flakne	LaVoy	Pleasant	Vanasek
Carlson, D.	Forsythe	Lindstrom, E.	Prahl	Vento
Cassery	Fudro	McCauley	Resner	Wohlwend
Cleary	Fugina	Miller, D.	Rice	Wolcott
Clifford	Graba	Moe	Ryan	Mr. Speaker

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

Knickerbocker moved to amend S. F. No. 410, the printed bill, as follows:

Page 1, after line 21, insert:

"The costs of poor relief within Hennepin and Ramsey counties shall be paid in the manner provided in section 5."

Page 5, after line 14, insert the following:

"Sec. 5. [PAYMENT OF COSTS OF POOR RELIEF IN HENNEPIN AND RAMSEY COUNTIES.] *The costs of poor relief within Hennepin and Ramsey counties shall be paid in the manner provided in this section. Administrative costs and the costs of any poor relief program not affected by this act, shall be paid by the county. Before levying taxes to raise the funds appropriated in any year for all other poor relief costs, the county board shall prepare a report of the total amount of such costs for the fiscal year most recently ended, the amount of such costs recorded for relief of the poor who have legal settlement within the cities of Minneapolis and St. Paul, and the amount of such costs for relief of the poor who have legal settlement within Hennepin county but outside the city of Minneapolis and Ramsey county outside the city of St. Paul. At least 45 days before establishing the tax levies under this section, the board shall file with the clerk of each town and municipality within the county a copy of this report and an estimate of the mill rate of taxes necessary to be levied on property within such town or municipality under this section. The board shall then levy upon all taxable property within the cities of Minneapolis or St. Paul an ad valorem tax in an aggregate amount proportionate to the amount of such costs recorded for relief of the poor who have legal settlement within the cities of Minneapolis or St. Paul; and on all taxable*

property within the county but outside the city of Minneapolis or St. Paul an ad valorem tax in an aggregate amount proportionate to the amount of such costs recorded for relief of the poor who have legal settlement within that area. These taxes shall be levied in amounts sufficient to produce the total amount necessary for relief of the poor within Hennepin and Ramsey counties for the following fiscal year."

Renumber subsequent sections accordingly.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Knickerbocker amendment and the roll being called, there were yeas 55, and nays 63, as follows:

Those who voted in the affirmative were:

Adams, S.	Erickson	Jude	McCarron	Pleasant
Anderson, D.	Esau	Kempe	McFarlin	Savelkoul
Belisle	Fjoslien	Klaus	McMillan	Schreiber
Bell	Forsythe	Knickerbocker	Menke	Searle
Biersdorf	Graw	Kvam	Mueller	Sieben, H.
Boland	Growe	Laidig	Myrah	Skaar
Carlson, B.	Hagedorn	Larson	Newcome	Smith
Carlson, L.	Heinitz	Lindstrom, E.	Niehaus	Swanson
Cleary	Hook	Lombardi	Parish	Weaver
Clifford	Johnson, C.	Long	Pavlak, R.	Wenzel
Dirlam	Jopp	McArthur	Pieper	Wohlwend

Those who voted in the negative were:

Adams, J.	Dieterich	Johnson, J.	Ohnstad	Samuelson
Anderson, I.	Eckstein	Johnson, R.	Ojala	Sarna
Becklin	Eken	Kahn	Patton	Schulz
Bennett	Enebo	Kelly	Pavlak, R. L.	Stangeland
Berg	Faricy	LaVoy	Pehler	Stanton
Berglin	Ferderer	Lindstrom, J.	Peterson	Tomlinson
Brinkman	Flakne	McCauley	Prahl	Ulland
Carlson, A.	Fudro	McEachern	Quirin	Vanasek
Carlson, D.	Fugina	Miller, D.	Resner	Vento
Casserly	Graba	Moe	Rice	Wolcott
Culhane	Hanson	Munger	Ryan	Mr. Speaker
Cummiskey	Jaros	Nelson	St. Onge	
Dahl	Johnson, D.	Norton	Salchert	

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

Newcome moved to amend S. F. No. 410, the printed bill, as follows:

Page 13, strike lines 11 through 14.

Renumber the sections accordingly.

Page 14, restore the stricken language in lines 16 through 28.

Page 15, restore the stricken language in lines 1 through 7.

Page 15, line 7, before the period insert "; provided that in the taxable year 1974, the percentage share of all relief program costs of the county and city shall be 80 and 20 percent, respectively; and in the taxable year 1975, the respective shares of the county and city in these costs shall be 89 and 11 percent".

Page 15, line 7, add a new sentence to read: "*In the taxable year 1976 and in succeeding years, the county shall pay all welfare program costs within the county which are not met by federal, state or private sources.*".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Newcome amendment and the roll being called, there were yeas 56, and nays 63, as follows:

Those who voted in the affirmative were:

Adams, S.	Esau	Jopp	McFarlin	Savelkoul
Belisle	Fjoslien	Jude	McMillan	Searle
Bell	Forsythe	Kelly	Menke	Skaar
Biersdorf	Graw	Kempe	Mueller	Stangeland
Boland	Grove	Klaus	Myrah	Weaver
Carlson, B.	Hagedorn	Knickerbocker	Newcome	Wenzel
Carlson, L.	Hanson	Kvam	Niehaus	Wigley
Cleary	Heinitz	Laidig	Ohnstad	Wohlwend
Clifford	Hook	Larson	Patton	
Dieterich	Jacobs	Lombardi	Pavlak, R.	
Dirlam	Johnson, C.	Long	Pieper	
Erickson	Johnson, D.	McCarron	Samuelson	

Those who voted in the negative were:

Adams, J.	Eckstein	LaVoy	Pehler	Sieben, H.
Anderson, I.	Enebo	Lindstrom, J.	Peterson	Smith
Becklin	Farcy	Mann	Pleasant	Stanton
Bennett	Ferderer	McArthur	Prahl	Swanson
Berg	Flakne	McCauley	Resner	Tomlinson
Berglin	Fudro	McEachern	Rice	Ulland
Braun	Fugina	Miller, D.	Ryan	Vanasek
Brinkman	Graba	Moe	St. Onge	Vento
Carlson, A.	Haugerud	Nelson	Salchert	Voss
Carlson, D.	Jaros	Norton	Sarna	Wolcott
Casserly	Johnson, J.	Ojala	Schreiber	Mr. Speaker
Cummiskey	Johnson, R.	Parish	Schulz	
Dahl	Kahn	Pavlak, R. L.	Sherwood	

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

Hagedorn, St. Onge, and Stangeland were excused for the remainder of today's session.

CALL OF THE HOUSE

On the motion of Mr. Salchert and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

Adams, J.	Berglin	Clifford	Esau	Grove
Adams, S.	Biersdorf	Culhane	Farcy	Hanson
Anderson, D.	Boland	Cummiskey	Ferderer	Heinitz
Anderson, G.	Braun	Dahl	Fjoslien	Hook
Anderson, I.	Brinkman	DeGroat	Flakne	Jacobs
Becklin	Carlson, A.	Dieterich	Forsythe	Jaros
Belisle	Carlson, D.	Dirlam	Fudro	Johnson, C.
Bell	Carlson, L.	Eckstein	Fugina	Johnson, D.
Bennett	Casserly	Enebo	Graba	Johnson, J.
Berg	Cleary	Erickson	Graw	Johnson, R.

Jopp	Long	Nelson	Prahl	Skaar
Jude	Mann	Newcome	Quirin	Smith
Kahn	McArthur	Niehaus	Resner	Stanton
Kempe	McCarron	Norton	Rice	Swanson
Klaus	McCauley	Ohnstad	Ryan	Tomlinson
Knickerbocker	McEachern	Ojala	Salchert	Ulland
Kvam	McFarlin	Parish	Samuelson	Vanasek
Laidig	McMillan	Patton	Sarna	Vento
Larson	Menke	Pavlak, R.	Savelkoul	Weaver
LaVoy	Miller, D.	Pavlak, R. L.	Schreiber	Wenzel
Lemke	Miller, M.	Pehler	Schulz	Wigley
Lindstrom, E.	Moe	Peterson	Searle	Wohlwend
Lindstrom, J.	Mueller	Pieper	Sherwood	Wolcott
Lombardi	Munger	Pleasant	Sieben, H.	Mr. Speaker

Mr. Salchert moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

S. F. No. 410, A bill for an act relating to public welfare; abolishing the town system of poor relief and placing responsibility for poor relief in the county; fixing responsibility for welfare in the counties; providing a penalty; amending Minnesota Statutes 1971, Sections 245.77; 261.01; 261.03; 261.04, Subdivision 1; 261.063; 261.07, Subdivision 1; 261.08; 261.10; 275.09, Subdivision 3; 376.424; 393.01, Subdivision 3; and 393.07, Subdivision 2; 393.08, Subdivision 1; repealing Minnesota Statutes 1971, Sections 261.02; 261.05; 261.06; 261.061; 261.064; 261.065; 261.066; 261.067; 261.14; 261.141; 261.142; and 261.143; and 393.08, Subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 73, and nays 55, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Johnson, R.	Ojala	Sherwood
Anderson, G.	Eken	Kahn	Patton	Sieben, H.
Anderson, I.	Enebo	Kelly	Pavlak, R. L.	Smith
Becklin	Faricy	LaVoy	Pehler	Spanish
Bennett	Ferderer	Lemke	Peterson	Stanton
Berg	Flakne	Lindstrom, J.	Prahl	Tomlinson
Berglin	Fudro	Long	Quirin	Ulland
Braun	Fugina	McEachern	Resner	Vanasek
Carlson, A.	Graba	McMillan	Rice	Vento
Carlson, D.	Hanson	Miller, D.	Ryan	Voss
Casserly	Haugerud	Miller, M.	Salchert	Wenzel
Culhane	Jacobs	Moe	Samuelson	Wolcott
Cummiskey	Jaros	Munger	Sarna	Mr. Speaker
Dahl	Johnson, D.	Nelson	Savelkoul	
Dieterich	Johnson, J.	Norton	Schulz	

Those who voted in the negative were:

Adams, S.	Brinkman	Dirlam	Graw	Jude
Anderson, D.	Carlson, B.	Erdahl	Growe	Kempe
Belisle	Carlson, L.	Erickson	Heinitz	Klaus
Bell	Cleary	Esau	Hook	Knickerbocker
Biersdorf	Clifford	Fjoslien	Johnson, C.	Kvam
Boland	DeGroat	Forsythe	Jopp	Laidig

Larson	McCarron	Myrah	Pavlak, R.	Skaar
Lindstrom, E.	McCauley	Newcome	Pieper	Swanson
Lombardi	McFarlin	Niehaus	Pleasant	Weaver
Mann	Menke	Ohnstad	Schreiber	Wigley
McArthur	Mueller	Parish	Searle	Wohlwend

The bill was passed and its title agreed to.

S. F. No. 794, A bill for an act relating to alcoholic beverages; places where possession prohibited; providing a penalty; amending Minnesota Statutes 1971, Section 624.701.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, R.	Miller, M.	Samuelson
Adams, S.	Dirlam	Jopp	Moe	Sarna
Anderson, G.	Eckstein	Jude	Mueller	Savelkoul
Anderson, I.	Enebo	Kelly	Munger	Schreiber
Becklin	Erdahl	Kempe	Myrah	Schulz
Belisle	Erickson	Klaus	Nelson	Searle
Bell	Esau	Knickerbocker	Newcome	Sherwood
Bennett	Faricy	Kvam	Niehaus	Sieben, H.
Berg	Ferderer	Laidig	Norton	Skaar
Berglin	Fjoslien	Larson	Ohnstad	Smith
Biersdorf	Flakne	LaVoy	Ojala	Spanish
Boland	Forsythe	Lemke	Parish	Stanton
Braun	Fudro	Lindstrom, E.	Patton	Swanson
Brinkman	Fugina	Lindstrom, J.	Pavlak, R.	Tomlinson
Carlson, A.	Graba	Lombardi	Pavlak, R. L.	Ulland
Carlson, B.	Graw	Long	Pehler	Vanasek
Carlson, D.	Growe	Mann	Peterson	Vento
Carlson, L.	Hanson	McArthur	Pieper	Voss
Casserly	Heinitz	McCarron	Pleasant	Weaver
Cleary	Hook	McCauley	Prahl	Wenzel
Clifford	Jacobs	McEachern	Quirin	Wigley
Culhane	Jaros	McFarlin	Resner	Wohlwend
Cummiskey	Johnson, C.	McMillan	Rice	Wolcott
Dahl	Johnson, D.	Menke	Ryan	Mr. Speaker
DeGroat	Johnson, J.	Miller, D.	Salchert	

Those who voted in the negative were:

Kahn

The bill was passed and its title agreed to.

S. F. No. 1247 was reported to the House.

Tomlinson moved to amend S. F. No. 1247, the printed bill, as follows:

Page 6, line 15, strike "registered" and insert "eligible".

The motion prevailed and the amendment was adopted.

S. F. No. 1247, A bill for an act relating to elections; providing for applications for an acknowledgement of absentee ballots; amending Minnesota Statutes 1971, Sections 207.03 and 207.08.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 119, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Jopp	Moe	Sarna
Adams, S.	Enebo	Jude	Mueller	Savelkoul
Anderson, G.	Erdahl	Kahn	Munger	Schreiber
Anderson, I.	Erickson	Kelly	Myrah	Schulz
Becklin	Esau	Kempe	Nelson	Searle
Belisle	Faricy	Klaus	Newcome	Sherwood
Bell	Ferderer	Knickerbocker	Niehaus	Sieben, H.
Bennett	Fjoslien	Kvam	Norton	Skaar
Berg	Flakne	Laidig	Ohnstad	Smith
Berglin	Forsythe	Larson	Ojala	Spanish
Biersdorf	Fudro	LaVoy	Parish	Stanton
Boland	Fugina	Lemke	Patton	Swanson
Braun	Graba	Lindstrom, E.	Pavlak, R.	Tomlinson
Brinkman	Graw	Lombardi	Pavlak, R. L.	Ulland
Carlson, B.	Grove	Long	Pehler	Vanasek
Carlson, L.	Hanson	Mann	Peterson	Vento
Cleary	Heinitz	McArthur	Pieper	Voss
Clifford	Hook	McCarron	Prahl	Weaver
Culhane	Jacobs	McCauley	Quirin	Wenzel
Cummiskey	Jaros	McEachern	Resner	Wigley
Dahl	Johnson, C.	McFarlin	Rice	Wohlwend
Dieterich	Johnson, D.	Menke	Ryan	Wolcott
Dirlam	Johnson, J.	Miller, D.	Salchert	Mr. Speaker
Eckstein	Johnson, R.	Miller, M.	Samuelson	

Those who voted in the negative were:

Anderson, D. DeGroat

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

Mann was excused for the remainder of today's session.

S. F. No. 771, A bill for an act regulating mobile home lot rentals; prescribing penalties.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Brinkman	Eken	Grove	Kempe
Adams, S.	Carlson, A.	Enebo	Hanson	Knickerbocker
Anderson, D.	Carlson, B.	Erdahl	Heinitz	Kvam
Anderson, G.	Carlson, D.	Erickson	Hook	Laidig
Anderson, I.	Carlson, L.	Esau	Jacobs	Larson
Becklin	Cassery	Faricy	Jaros	LaVoy
Belisle	Clifford	Ferderer	Johnson, C.	Lemke
Bell	Culhane	Fjoslien	Johnson, D.	Lindstrom, E.
Bennett	Cummiskey	Flakne	Johnson, J.	Lombardi
Berg	Dahl	Forsythe	Johnson, R.	Long
Berglin	DeGroat	Fudro	Jopp	McArthur
Biersdorf	Dieterich	Fugina	Jude	McCarron
Boland	Dirlam	Graba	Kahn	McCauley
Braun	Eckstein	Graw	Kelly	McEachern

McFarlin	Norton	Quirin	Sherwood	Voss
Menke	Ohnstad	Resner	Sieben, H.	Weaver
Miller, D.	Ojala	Rice	Skaar	Wenzel
Miller, M.	Parish	Ryan	Smith	Wigley
Moe	Patton	Salchert	Spanish	Wohlwend
Mueller	Pavlak, R.	Samuelson	Stanton	Wolcott
Munger	Pavlak, R. L.	Sarna	Swanson	Mr. Speaker
Myrah	Pehler	Savelkoul	Tomlinson	
Nelson	Peterson	Schreiber	Ulland	
Newcome	Pieper	Schulz	Vanasek	
Niehaus	Prahl	Searle	Vento	

The bill was passed and its title agreed to.

CALL OF THE HOUSE LIFTED

Mr. Laidig moved that the call of the House be dispensed with. The motion prevailed and it was so ordered.

H. F. No. 932, A bill for an act relating to intoxicating liquor and non-intoxicating malt liquor; days and hours of sale; amending Minnesota Statutes 1971, Sections 340.034, Subdivision 1; and 340.14, Subdivisions 1 and 5.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 78, and nays 36, as follows:

Those who voted in the affirmative were:

Adams, S.	Dahl	Jaros	Miller, D.	Salchert
Anderson, I.	Dieterich	Johnson, R.	Moe	Sarna
Belisle	Eckstein	Jopp	Munger	Savelkoul
Bell	Enebo	Jude	Nelson	Sieben, H.
Bennett	Faricy	Kahn	Niehaus	Spanish
Berg	Ferderer	Kelly	Norton	Stanton
Berglin	Flakne	Kempe	Ojala	Swanson
Boland	Forsythe	LaVoy	Pavlak, R.	Tomlinson
Carlson, A.	Fudro	Lemke	Pavlak, R. L.	Vanasek
Carlson, B.	Fugina	Lindstrom, J.	Peterson	Weaver
Carlson, L.	Graba	Lombardi	Pieper	Wigley
Casserly	Graw	McArthur	Pleasant	Wohlwend
Cleary	Grove	McCarron	Prahl	Wolcott
Clifford	Hanson	McCauley	Quirin	Mr. Speaker
Culhane	Heinitz	McFarlin	Resner	
Cummiskey	Jacobs	Menke	Rice	

Those who voted in the negative were:

Adams, J.	DeGroat	Klaus	Myrah	Skaar
Anderson, D.	Erdahl	Knickerbocker	Ohnstad	Ulland
Anderson, G.	Erickson	Kvam	Patton	Vento
Becklin	Esau	Larson	Pehler	Wenzel
Biersdorf	Hook *	Lindstrom, E.	Ryan	
Braun	Johnson, C.	Long	Samuelson	
Brinkman	Johnson, D.	McEachern	Searle	
Carlson, D.	Johnson, J.	Miller, M.	Sherwood	

The bill was passed and its title agreed to.

Salchert was excused for the remainder of today's session.

H. F. No. 680, A bill for an act relating to pollution; providing for the reimbursement to a successful plaintiff or intervenor of

his costs in an action; amending Minnesota Statutes 1971, Chapter 116B, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 97, and nays 17, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Jopp	Munger	Sarna
Adams, S.	Eckstein	Jude	Myrah	Schreiber
Anderson, I.	Eken	Kahn	Nelson	Searle
Bell	Enebo	Kelly	Niehaus	Sherwood
Bennett	Faricy	Kempe	Norton	Sieben, H.
Berg	Ferderer	Klaus	Ohnstad	Spanish
Berglin	Flakne	Knickerbocker	Ojala	Stanton
Biersdorf	Fudro	Kvam	Parish	Swanson
Boland	Fugina	Larson	Patton	Tomlinson
Braun	Graba	LaVoy	Pavlak, R.	Ulland
Brinkman	Graw	Lemke	Pavlak, R. L.	Vanasek
Carlson, A.	Growe	Lindstrom, J.	Pehler	Vento
Carlson, L.	Hanson	McArthur	Peterson	Voss
Casserly	Heinitz	McCarron	Pieper	Wenzel
Cleary	Jacobs	McEachern	Prahl	Wigley
Clifford	Jaros	McFarlin	Quirin	Wolcott
Cummiskey	Johnson, C.	Menke	Resner	Mr. Speaker
Dahl	Johnson, D.	Miller, D.	Rice	
DeGroat	Johnson, J.	Miller, M.	Ryan	
Dieterich	Johnson, R.	Moe	Samuelson	

Those who voted in the negative were:

Anderson, D.	Carlson, B.	Esau	Lombardi	Weaver
Anderson, G.	Carlson, D.	Fjoslien	Long	
Becklin	Culhane	Forsythe	Savelkoul	
Belisle	Erickson	Lindstrom, E.	Skaar	

The bill was passed and its title agreed to.

S. F. No. 1964 was reported to the House.

There being no objection, S. F. No. 1964 was continued on Special Orders for one day.

S. F. No. 1242, A bill for an act relating to insurance; requiring employers and insurers to continue group accident and health policy benefits to disabled employees.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 115, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Bell	Carlson, D.	DeGroat	Esau
Adams, S.	Bennett	Carlson, L.	Dieterich	Faricy
Anderson, D.	Berglin	Casserly	Dirlam	Ferderer
Anderson, G.	Boland	Cleary	Eckstein	Fjoslien
Anderson, I.	Brinkman	Clifford	Enebo	Flakne
Becklin	Carlson, A.	Cummiskey	Erdahl	Forsythe
Belisle	Carlson, B.	Dahl	Erickson	Fudro

Fugina	Kempe	Menke	Pehler	Sieben, H.
Graba	Klaus	Miller, D.	Peterson	Skaar
Graw	Knickerbocker	Miller, M.	Pieper	Smith
Growe	Kvam	Moe	Pleasant	Spanish
Hanson	Laidig	Munger	Prahl	Stanton
Heinitz	LaVoy	Myrah	Quirin	Swanson
Hook	Lemke	Nelson	Resner	Tomlinson
Jacobs	Lindstrom, E.	Newcome	Rice	Ulland
Jaros	Lindstrom, J.	Niehaus	Ryan	Vanasek
Johnson, C.	Lombardi	Norton	Samuelson	Vento
Johnson, D.	Long	Ohnstad	Sarna	Voss
Johnson, J.	McArthur	Ojala	Savelkoul	Weaver
Johnson, R.	McCarron	Parish	Schreiber	Wenzel
Jopp	McCauley	Patton	Schulz	Wigley
Jude	McEachern	Pavlak, R.	Searle	Wolcott
Kahn	McFarlin	Pavlak, R. L.	Sherwood	Mr. Speaker

Those who voted in the negative were:

Braun Culhane

The bill was passed and its title agreed to.

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1355, A bill for an act relating to the operation of the state government; prescribing compensation, retirement, and related benefits for certain state officers and employees, and establishing certain compulsory retirement requirements; amending Minnesota Statutes 1971, Sections 43.01, Subdivision 9, and by adding subdivisions; 43.03, Subdivision 3; 43.051; 43.111; 43.12, Subdivisions 2, 2a, 2b and 3; 43.121, Subdivision 2; 43.122; 43.126, Subdivision 1; 43.24, Subdivision 1; 43.50, Subdivision 1; 299D.03, Subdivision 2; 352.04, Subdivisions 2 and 3; 352.115, Subdivisions 2 and 3, and by adding subdivisions; 352.116, Subdivision 1; 352.118; 352.22, Subdivision 1; 356.21, Subdivision 5; and Chapter 352, by adding sections; repealing Minnesota Statutes 1971, Section 16.02, Subdivision 20a.

PATRICK E. FLAHAVEN, Secretary of the Senate

Lindstrom, J., moved that the House refuse to concur in the Senate amendments to H. F. No. 1355, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2121, A bill for an act relating to taxation; providing for imposition of certain excise and ad valorem taxes; distribution of revenue derived; appropriating money; amending Minnesota Statutes 1971, Sections 273.13, Subdivisions 6 and 7; 290.982; 290.983, Subdivision 1; 290.99; 290.081; 297A.25, Subdivision 1; 290.361, Subdivision 4; 297.13, Subdivision 1; 340.60, Subdivision 1; 273.41; 287.12; 291.33, Subdivision 2; 124.03, Subdivision 3; 290.17; 290.19, Subdivision 1 and by adding a subdivision; 272.03, Subdivision 1; 290.0604; 290.06, Subdivision 1; 477A.01, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, 16, and 17; 290.0601, Subdivisions 6 and 9; 290.061; 275.50, Subdivisions 2, 4, and 5; 275.51, Subdivisions 1, 2, 3, 4, and by adding a subdivision; 275.52, Subdivisions 2, and 3; 275.53, Subdivisions 1, and 3; 275.55; 414.01, by adding a subdivision; 124.212, Subdivision 3; 272.04, Subdivision 1; 273.13, by adding a subdivision; 93.52, Subdivision 2; 93.55; 93.58; 60A.15, Subdivision 1; 273.134; 245.77; 261.04, Subdivision 1; 261.063; 275.09, Subdivision 3; 376.424; 393.01, Subdivision 3; 393.07, Subdivision 2; 393.08, Subdivision 1; Chapters 272, by adding a section; 273, 275, and 290, by adding sections; repealing Minnesota Statutes 1971, Sections 93.53; 93.54; 93.56; 93.57; 245.46; 261.01; 261.02; 261.03; 261.05; 261.06; 261.061; 261.064; 261.065; 261.066; 261.067; 261.07; 261.08; 261.10; 261.11; 261.123; 261.124; 261.125; 261.126; 261.14; 261.141; 261.142; 261.143; 261.26; 290.0607; 290.0617; 297A.252; 297.13, Subdivisions 2, 3, 4, 5, 6, 7, and 8; 297.15; 297.16; 340.60, Subdivisions 2, 3, 4, 5, 6, and 7; and 393.08, Subdivision 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

Pavlak, R., moved that the House refuse to concur in the Senate amendments to H. F. No. 2121, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1355:

Lindstrom, J.; Quirin; Parish; Moe; and Weaver.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 2121:

Pavlak, R.; Anderson, I.; Johnson, C.; DeGroat; and Sabo.

SPECIAL ORDERS

S. F. No. 1803, A bill for an act relating to insurance; providing for assignment of interests of certificate holders under group life insurance policies; amending Minnesota Statutes 1971, Section 61A.09.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, S.	Dirlam	Johnson, J.	Miller, D.	Samuelson
Anderson, D.	Eckstein	Johnson, R.	Miller, M.	Sarna
Anderson, G.	Eken	Jopp	Moe	Savelkoul
Becklin	Enebo	Jude	Munger	Schreiber
Belisle	Erdahl	Kahn	Myrah	Schulz
Bell	Erickson	Kelly	Nelson	Sherwood
Bennett	Esau	Kempe	Newcome	Sieben, H.
Berg	Faricy	Klaus	Niehaus	Skaar
Berglin	Ferderer	Knickerbocker	Norton	Smith
Biersdorf	Fjoslien	Kvam	Ohnstad	Spanish
Boland	Flakne	Laidig	Ojala	Stanton
Braun	Forsythe	Larson	Parish	Swanson
Brinkman	Fudro	LaVoy	Patton	Tomlinson
Carlson, A.	Fugina	Lemke	Pavlak, R.	Ulland
Carlson, B.	Graba	Lindstrom, E.	Pavlak, R. L.	Vanasek
Carlson, D.	Graw	Lindstrom, J.	Pehler	Vento
Carlson, L.	Grove	Lombardi	Peterson	Voss
Casserly	Hanson	Long	Pieper	Wenzel
Cleary	Heinitz	McArthur	Pleasant	Wigley
Clifford	Hook	McCarron	Prahl	Wohlwend
Culhane	Jacobs	McCauley	Quirin	Wolcott
Dahl	Jaros	McEachern	Resner	Mr. Speaker
DeGroat	Johnson, C.	McFarlin	Rice	
Dieterich	Johnson, D.	Menke	Ryan	

The bill was passed and its title agreed to.

H. F. No. 2034 was reported to the House.

There being no objection, H. F. No. 2034 was continued on Special Orders for one day.

H. F. No. 2225, A bill for an act relating to insurance; providing for legal expense insurance; amending Minnesota Statutes 1971, Sections 60A.06, Subdivision 1; 60A.07, Subdivisions 5a, 5b, and 5c; and 60A.08, by adding a subdivision.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 108, and nays 0, as follows.

Those who voted in the affirmative were:

Adams, S.	Belisle	Biersdorf	Carlson, A.	Casserly
Anderson, D.	Bell	Boland	Carlson, B.	Cleary
Anderson, G.	Bennett	Braun	Carlson, D.	Clifford
Becklin	Berglin	Brinkman	Carlson, L.	Culhane

Cummiskey	Grove	LaVoy	Norton	Sherwood
Dahl	Hanson	Lemke	Ohnstad	Sieben, H.
DeGroat	Heinitz	Lindstrom, E.	Ojala	Skaar
Eckstein	Hook	Lindstrom, J.	Parish	Smith
Eken	Jacobs	Long	Patton	Spanish
Enebo	Jaros	McArthur	Pavlak, R.	Stanton
Erdahl	Johnson, D.	McCarron	Pavlak, R. L.	Swanson
Erickson	Johnson, J.	McCauley	Pehler	Tomlinson
Esau	Johnson, R.	McEachern	Peterson	Ulland
Faricy	Jopp	McFarlin	Pieper	Vanasek
Ferderer	Jude	Menke	Prahl	Vento
Fjoslien	Kahn	Miller, D.	Quirin	Voss
Flakne	Kempe	Miller, M.	Resner	Wenzel
Forsythe	Klaus	Moe	Rice	Wohlwend
Fudro	Knickerbocker	Munger	Ryan	Wolcott
Fugina	Kvam	Myrah	Savelkoul	Mr. Speaker
Graba	Laidig	Nelson	Schreiber	
Graw	Larson	Niehaus	Schulz	

The bill was passed and its title agreed to.

Carlson, B., and Sarna were excused for the remainder of today's session.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Pursuant to Rule 14, Mr. Anderson, I., for the Committee on Rules and Legislative Administration, designated the following bill as a Special Order for immediate consideration:

H. F. No. 786, A bill for an act relating to the city of Saint Paul; fixing the salaries of elected officials; providing a method of fixing future compensation of elected officials.

H. F. No. 786 was reported to the House.

Bennett moved to amend H. F. No. 786, the printed bill, as follows:

Strike Sections 1 and 2 in their entirety and substitute in lieu thereof the following:

"Section 1. [ST. PAUL, CITY OF; OFFICERS' COMPENSATION.] Notwithstanding any provision of law or the Saint Paul city charter to the contrary, the city of Saint Paul shall have the power, from and after the effective date of this act, to fix in term and refix from time to time the compensation of all duly elected officers under its charter. Such compensation shall be fixed by ordinance passed upon in the manner provided for by the charter of the city of Saint Paul, provided that no ordinance increasing compensation of elected officials may be passed during the last three months of any term of office. Except for the initial fixing of compensation authorized herein, no subsequent fixing of compensation shall be prescribed to take effect during the term of office for which the elected officials shall have been elected."

Renumber Section 3 as Section 2 and amend the same to read as follows:

"Sec. 2. [REFERENDUM.] Nothing contained in this act shall prohibit a referendum by petition of the registered voters of the city of Saint Paul upon any ordinance adopted hereunder."

Renumber Sections 4 and 5 as Sections 3 and 4.

Further amend the title on page 1, line 5 by striking the semi-colon and inserting a period. Strike all of lines 6 and 7.

The motion prevailed and the amendment was adopted.

H. F. No. 786, A bill for an act relating to the city of Saint Paul; fixing the salaries of elected officials; providing a method of fixing future compensation of elected officials; amending Laws 1971, Chapter 473, Section 1.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 76, and nays 29, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Jopp	Norton	Sieben, H.
Adams, S.	Eckstein	Jude	Ojala	Smith
Anderson, D.	Enebo	Kahn	Parish	Spanish
Anderson, G.	Faricy	Kelly	Patton	Stanton
Anderson, I.	Flakne	Klaus	Pavlak, R.	Swanson
Becklin	Forsythe	LaVoy	Pavlak, R. L.	Tomlinson
Bell	Fudro	Lemke	Pehler	Vanasek
Bennett	Fugina	McCarron	Peterson	Vento
Berg	Graba	McCauley	Prahl	Wenzel
Berglin	Graw	Menke	Quirin	Wigley
Brinkman	Growe	Miller, D.	Rice	Wolcott
Carlson, D.	Hanson	Miller, M.	Ryan	Mr. Speaker
Carlson, L.	Jacobs	Moe	Samuelson	
Casserly	Jaros	Munger	Schreiber	
Cummerly	Johnson, C.	Myrah	Schulz	
Dahl	Johnson, D.	Nelson	Sherwood	

Those who voted in the negative were:

Belisle	Dirlam	Knickerbocker	Long	Pleasant
Boland	Erickson	Kvam	McArthur	Resner
Braun	Fjoslien	Larson	McFarlin	Savelkoul
Carlson, A.	Heinitz	Lindstrom, E.	Niehaus	Searle
Clifford	Hook	Lindstrom, J.	Ohnstad	Skaar
Culhane	Johnson, J.	Lombardi	Pieper	

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

H. F. No. 1738 was reported to the House.

Enebo moved to amend H. F. No. 1738, the printed bill, as follows:

Strike Section 2.

The motion prevailed and the amendment was adopted.

Casserly moved to amend H. F. No. 1738, the printed bill, as follows:

Reinsert Sec. 2.

Page 1, line 10, strike "shall" and insert "may".

Page 1, line 12, after the period add the following: "Provided that the provisions of this section shall not apply when the condition of the premises creating the need of relocation results from riot, civil disturbances, war, an act of God, or any other cause over which the owner exercises no control."

Page 1, after Sec. 2, add a new section to provide as follows:

"Sec. 3. Any municipality exercising the authority conferred by this act shall provide a board of appeals of no less than five members which shall hear and act upon all appeals by owners of premises aggrieved by the enforcement referred to in section 1.

Within 15 days of the order or notice of such enforcement the owner of the premises or his duly authorized agent may in writing appeal therefrom to such board of appeals. The findings and decision of the board of appeals after a public hearing shall be final subject to any right that may exist for appeal to or review by any court.

In making their decision the board shall consider the financial condition of the owner."

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

H. F. No. 1738, A bill for an act relating to relocation assistance; authorizing payment of relocation expense in connection with housing code enforcement by municipalities and other public bodies.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 70, and nays 24, as follows:

Those who voted in the affirmative were:

Adams, J.	Faricy	Jude	Moe	Samuelson
Anderson, I.	Ferderer	Kahn	Nelson	Schreiber
Becklin	Flakne	Kelly	Newcome	Schulz
Belisle	Forsythe	Kempe	Niehaus	Sieben, H.
Bell	Fudro	Knickerbocker	Norton	Skaar
Bennett	Fugina	Laidig	Ojala	Smith
Berglin	Graba	LaVoy	Pavlak, R.	Stanton
Boland	Growe	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, A.	Hanson	Lombardi	Pehler	Ulland
Carlson, D.	Jacobs	McArthur	Peterson	Vanasek
Carlson, L.	Jaros	McEachern	Quirin	Vento
Casserly	Johnson, C.	Menke	Resner	Wenzel
Dieterich	Johnson, D.	Miller, D.	Rice	Wolcott
Enebo	Johnson, J.	Miller, M.	Ryan	Mr. Speaker

Those who voted in the negative were:

Adams, S.	Eckstein	Hook	Long	Pieper
Anderson, D.	Erickson	Jopp	McCarron	Swanson
Anderson, G.	Fjoslien	Klaus	McFarlin	Wigley
Clifford	Graw	Kvam	Myrah	Wohlwend
DeGroat	Heinitz	Larson	Ohnstad	

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

Brinkman and Ferderer were excused for the remainder of today's session.

H. F. No. 1989 was reported to the House.

Sieben, H., moved to amend H. F. No. 1989, the printed bill, as follows:

Page 1, line 4, delete "may".

Page 1, line 5, delete "and" and insert in lieu thereof "may".

The motion prevailed and the amendment was adopted.

H. F. No. 1989, A bill for an act relating to workmen's compensation; providing judicial relief for employees who have been thwarted in, or discriminated against for, the exercise of their lawful rights; providing penalties.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 99, and nays 5, as follows:

Those who voted in the affirmative were:

Adams, J.	Enebo	Jude	Moe	Savelkoul
Anderson, G.	Erickson	Kahn	Mueller	Schreiber
Anderson, I.	Faricy	Kelly	Myrah	Schulz
Becklin	Ferderer	Kempe	Nelson	Searle
Belisle	Fjoslien	Klaus	Newcome	Sherwood
Bell	Flakne	Knickerbocker	Norton	Sieben, H.
Bennett	Forsythe.	Kvam	Ojala	Skaar
Berg	Fudro	Laidig	Parish	Smith
Berglin	Fugina	LaVoy	Patton	Spanish
Biersdorf	Graba	Lindstrom, E.	Pavlak, R.	Stanton
Boland	Graw	Lombardi	Pavlak, R. L.	Swanson
Carlson, A.	Growe	Long	Pehler	Tomlinson
Carlson, L.	Hanson	McArthur	Peterson	Ulland
Casserly	Heinitz	McCarron	Pieper	Vanasek
Clifford	Jacobs	McCauley	Pleasant	Vento
Cummiskey	Jaros	McEachern	Quirin	Wenzel
Dahl	Johnson, C.	McFarlin	Resner	Wigley
Dieterich	Johnson, D.	Menke	Rice	Wolcott
Dirlam	Johnson, J.	Miller, D.	Ryan	Mr. Speaker
Eckstein	Jopp	Miller, M.	Samuelson	

Those who voted in the negative were:

Anderson, D.	DeGroat	Hook	Niehaus	Ohnstad
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The bill was passed, as amended, and its title agreed to.

H. F. No. 1991 was reported to the House.

There being no objection, H. F. No. 1991 was continued on Special Orders for one day.

S. F. No. 384 was reported to the House.

There being no objection, S. F. No. 384 was continued on Special Orders for one day.

H. F. No. 970 was reported to the House.

There being no objection, H. F. No. 970 was continued on Special Orders for one day.

H. F. No. 1306 was reported to the House.

Prahl moved to amend H. F. No. 1306, the printed bill, as follows:

Page 2, line 5, after "state" and before "provide" strike "may" and insert in lieu thereof "shall".

Page 2, line 7, after "contract" and before "also" strike "may" and insert in lieu thereof "shall".

Graw moved that H. F. No. 1306 be re-referred to the Committee on Financial Institutions and Insurance.

A roll call was requested and properly seconded.

The question was taken on the motion by Graw and the roll being called, there were yeas 43, and nays 60, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Kahn	Miller, D.	Schreiber
Anderson, G.	Dirlam	Klaus	Myrah	Searle
Becklin	Erickson	Knickerbocker	Newcome	Skaar
Belisle	Esau	Kvam	Niehaus	Ulland
Bell	Fjoslien	Larson	Ohnstad	Wigley
Biersdorf	Graw	Lindstrom, E.	Pavlak, R. L.	Wohlwend
Carlson, A.	Heinitz	Lombardi	Pieper	Wolcott
Carlson, D.	Hook	Long	Quirin	
Clifford	Jopp	McFarlin	Savelkoul	

Those who voted in the negative were:

Adams, J.	Enebo	Johnson, J.	Nelson	Schulz
Anderson, I.	Faricy	Jude	Norton	Sherwood
Bennett	Flakne	Kempe	Parish	Sieben, H.
Berg	Forsythe	Laidig	Patton	Smith
Boland	Fudro	LaVoy	Pavlak, R.	Spanish
Braun	Fugina	Lemke	Pehler	Stanton
Carlson, L.	Graba	McArthur	Peterson	Swanson
Casserly	Grove	McCarron	Prahl	Tomlinson
Cummiskey	Hanson	McCauley	Resner	Vanasek
Dahl	Jacobs	Menke	Rice	Vento
Dieterich	Jaros	Moe	Ryan	Wenzel
Eckstein	Johnson, C.	Munger	Samuelson	Mr. Speaker

The motion by Graw did not prevail.

The question recurred on the adoption of the Prahl amendment. The vote was taken on the adoption of the Prahl amendment and the amendment was adopted.

McArthur moved to amend H. F. No. 1306, the printed bill, as follows:

Page 1, after line 13, insert the following:

"For the purposes of this section, the term "maternity benefits" shall not include elective, induced abortion whether per-

formed in a hospital, other abortion facility, or the office of a physician.”.

A roll call was requested and properly seconded.

POINTS OF ORDER

Kahn raised a point of order pursuant to Rule 45b that the McArthur amendment was out of order. The Speaker ruled the point of order not well taken.

Ulland raised a point of order pursuant to Rule 45c that the McArthur amendment was out of order. The Speaker ruled the point of order not well taken.

The question was taken on the adoption of the McArthur amendment and the roll being called, there were yeas 76, and nays 24, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Jopp	McFarlin	Ryan
Adams, S.	Erickson	Jude	Menke	Savelkoul
Anderson, D.	Esau	Kempe	Miller, M.	Schreiber
Anderson, G.	Faricy	Klaus	Myrah	Sherwood
Anderson, I.	Fjoslien	Kvam	Newcome	Sieben, H.
Becklin	Flakne	Laidig	Niehaus	Skaar
Belisle	Forsythe	Larson	Ohnstad	Smith
Bennett	Graba	LaVoy	Patton	Vanasek
Biersdorf	Graw	Lemke	Pavlak, R.	Wenzel
Boland	Growe	Lindstrom, E.	Pavlak, R. L.	Wigley
Braun	Hanson	Lombardi	Pehler	Wohlwend
Carlson, L.	Hook	Long	Peterson	Wolcott
Culhane	Jacobs	McArthur	Pieper	
Dahl	Johnson, C.	McCarron	Pleasant	
DeGroat	Johnson, J.	McCauley	Prahl	
Dirlam	Johnson, R.	McEachern	Quirin	

Those who voted in the negative were:

Bell	Clifford	Heinitz	Moe	Schulz
Berg	Dieterich	Jaros	Norton	Stanton
Berglin	Enebo	Johnson, D.	Ojala	Ulland
Carlson, A.	Fudro	Kahn	Parish	Mr. Speaker
Cassery	Fugina	Knickerbocker	Samuelson	

The motion prevailed and the amendment was adopted.

H. F. No. 1306, A bill for an act relating to insurance; regulating the terms of certain insurance contracts; amending Minnesota Statutes 1971, Sections 62A.041; and 62C.14, by adding subdivisions; repealing Minnesota Statutes 1971, Section 309.176; and Laws 1971, Chapter 680, Section 2.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 69, and nays 43, as follows:

Those who voted in the affirmative were:

Adams, J.	Boland	Dirlam	Fudro	Johnson, R.
Anderson, D.	Braun	Eckstein	Growe	Jopp
Anderson, I.	Carlson, L.	Eken	Hanson	Jude
Becklin	Culhane	Faricy	Jacobs	Kelly
Bennett	Cummiskey	Flakne	Johnson, C.	Kempe
Biersdorf	Dahl	Forsythe	Johnson, J.	Kvam

Laidig	Menke	Pavlak, R.	Rice	Swanson
LaVoy	Miller, D.	Pavlak, R. L.	Ryan	Tomlinson
Lemke	Miller, M.	Pehler	Samuelson	Vento
Lindstrom, E.	Myrah	Peterson	Schreiber	Voss
McArthur	Nelson	Pleasant	Sherwood	Wenzel
McCarron	Newcome	Prahl	Sieben, H.	Wigley
McCauley	Niehau	Quirin	Smith	Wolcott
McEachern	Patton	Resner	Spanish	

Those who voted in the negative were:

Adams, S.	DeGroat	Hook	McFarlin	Schulz
Anderson, G.	Dieterich	Jaros	Moe	Searle
Belisle	Enebo	Johnson, D.	Munger	Skaar
Bell	Erickson	Kahn	Norton	Stanton
Berg	Esau	Klaus	Ohnstad	Ulland
Berglin	Fugina	Knickerbocker	Ojala	Wohlwend
Carlson, A.	Graba	Larson	Parish	Mr. Speaker
Casserly	Graw	Lombardi	Pieper	
Clifford	Heinitz	Long	Savelkoul	

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

Anderson, I., moved that the remaining bills on Special Orders for today be continued on Special Orders for Monday, May 14, 1973. The motion prevailed.

MOTION FOR RECONSIDERATION

Kempe moved that the vote whereby H. F. No. 932 was passed on Special Orders for today be now reconsidered.

A roll call was requested and properly seconded.

The question was taken on the motion by Kempe and the roll being called, there were yeas 21, and nays 77, as follows:

Those who voted in the affirmative were:

Anderson, D.	Esau	Kempe	Ohnstad	Wenzel
Anderson, G.	Johnson, C.	Klaus	Pehler	
Becklin	Johnson, D.	Lindstrom, E.	Pieper	
Braun	Johnson, J.	Lombardi	Sherwood	
DeGroat	Jude	Miller, M.	Spanish	

Those who voted in the negative were:

Adams, J.	Dieterich	Johnson, R.	Menke	Ryan
Adams, S.	Dirlam	Jopp	Miller, D.	Samuelson
Anderson, I.	Eckstein	Kahn	Moe	Savelkoul
Belisle	Enebo	Kelly	Nelson	Schreiber
Bell	Faricy	Knickerbocker	Newcome	Searle
Bennett	Flakne	Kvam	Niehau	Sieben, H.
Berg	Forsythe	Laidig	Norton	Tomlinson
Berglin	Fudro	Larson	Ojala	Ulland
Biersdorf	Fugina	LaVoy	Patton	Vanasek
Boland	Graba	Lemke	Pavlak, R.	Wigley
Carlson, A.	Graw	Long	Pavlak, R. L.	Wohlwend
Carlson, L.	Growe	McArthur	Pleasant	Wolcott
Casserly	Hanson	McCarron	Prahl	Mr. Speaker
Culhane	Heinitz	McCauley	Quirin	
Cummiskey	Hook	McEachern	Resner	
Dahl	Jaros	McFarlin	Rice	

The motion to reconsider did not prevail.

There being no objection the order of business reverted to Reports of Standing Committees.

REPORTS OF STANDING COMMITTEES

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 1906, A bill for an act relating to the Minnesota highway patrolmen's retirement association; amending Minnesota Statutes 1971, Sections 352B.02; 352B.08, Subdivision 2; 352B.10; 352B.11, Subdivision 2; and Chapter 352B, by adding sections.

Reported the same back with the following amendments:

Page 3, lines 20 and 21, delete the new language.

Page 6, line 26, before the period insert "retirement".

Page 8, line 5, before the period insert "retirement".

Page 11, after line 13, insert a new section as follows:

"Sec. 7. Notwithstanding other provisions of chapters 352 and 352B as amended, effective July 1, 1973, all powers, duties, responsibilities, books, papers and records of the highway patrolmen's retirement association and of the officers of the highway patrolmen's retirement association are hereby transferred to the Minnesota state retirement system. The officers of the highway patrolmen's retirement association as constituted under chapter 352B as amended are hereby abolished. The members of the highway patrolmen's retirement association shall elect one of their membership to serve as a member of the board of directors of the Minnesota state retirement system. Such member shall be in addition to the board of directors as constituted under chapter 352 and shall serve for a term of four years. The election of such member shall be at a time and in a manner as prescribed by the board. The chief of the highway patrol shall serve as the board member until a member is duly elected."

Re-number the remaining section.

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 1409, A bill for an act relating to the policemen's relief association in the city of New Ulm, and membership in the public employees police and fire fund.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2226, A bill for an act relating to retirement; distribution of state aid to policemen's relief associations; amending Minnesota Statutes 1971, Sections 69.011, Subdivisions 1, 2, and 4; and 69.021, Subdivisions 5, 6, and 7.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 496, A bill for an act relating to the city of Gilbert; placing new police officers of the city of Gilbert under the public employees retirement association.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 1128, A bill for an act relating to the policemen's relief association in the city of Red Wing; membership in the public employees police and fire fund.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 1708, A bill for an act relating to the firemen's relief association in the city of Red Wing; membership in the public employees fire fund; repealing Laws 1953, Chapter 348, Sections 12, 17, and 20; Laws 1957, Chapter 10; Laws 1961, Chapter 300, Sections 2, 3, and 4; and Laws 1965, Chapter 604.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 925, A bill for an act relating to the city of Chisholm; placing new employees of the department of public safety under the public employees police and fire fund.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 1954, A bill for an act relating to the city of St. Cloud; providing for the continuance of a retirement program for police officers employed by the city.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 1986, A bill for an act relating to the city of Virginia; firemens service, disability, and survivors pensions; repealing Laws 1953, Chapter 399, Sections 18, 20, and 23, as amended.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 1836, A bill for an act relating to the policemen's relief association and the firemen's relief association in the city of Eveleth, and membership in the public employees police and fire fund.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2473, A bill for an act relating to retirement; interest assumptions for police and firemen's relief purposes; amending Minnesota Statutes 1971, Sections 69.73; 69.77, Subdivision 2; and 69.772, Subdivision 3.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2381, A bill for an act relating to retirement; bureau of health personnel in cities of the first class; repealing Laws 1971, Chapter 578, Section 2.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 1994, A bill for an act relating to Independent School District No. 306; exempting the district from certain building requirements.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 578, A bill for an act relating to group insurance for certain retired public officers and employees and their dependents; amending Minnesota Statutes 1971, Section 471.61, Subdivision 2a.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 2221, A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of Afton state park.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2447, A bill for an act relating to the city of Minneapolis; disability, retirement, and survivor benefits for city employees; amending Laws 1973, Chapter 133, Sections 6, Subdivision 5; 8, Subdivision 2; 9, Subdivision 2; 15, Subdivisions 1, 2, and 3; 16, Subdivisions 2, 4, 7, 9, and by adding a subdivision; 18, Subdivision 3; 21, Subdivision 1; 22, by adding a subdivision; and 23, Subdivision 5.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 1141, A bill for an act relating to Hennepin county municipal court; increasing the number of judges; amending Minnesota Statutes 1971, Section 488A.021, Subdivision 1.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 2317, A bill for an act relating to Independent School District No. 709, St. Louis county; the payment of the net salary or wages of the employees; authorizing the "direct deposit" of said sums in a bank account in the name of the individual employee of the school district.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2442, A bill for an act relating to the legislature; creating a joint coordinating committee and prescribing its duties; establishing the office of legislative research.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2296, A bill for an act relating to towns in the county of Anoka; conferring certain village powers; amending Laws 1963, Chapter 157, Section 1.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2438, A bill for an act relating to the fees of the abstract clerk in Ramsey County; amending Laws 1945, Chapter 561, Section 4 as amended by Laws 1957, Chapter 855, Section 1; Laws 1965, Chapter 628, Section 2 and Laws 1969, Chapter 667, Section 1.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2043, A bill for an act relating to the operation of state government; updating statutory references to printing; providing for more complete advance payments to state employees for travel expenses; clarifying the commissioner of administration's responsibility to supervise and control all state telecommunication facilities; enabling the commissioner of administration to dispose of lost or abandoned property in alternate ways; eliminating the requirement for contractor's bonds or security for negotiated state public work contracts; specifying certain services to be performed by the commissioner for other state departments or agencies; clarifying the state record disposition and record management functions; clarifying procedures for extending social security benefits to certain governmental entities; amending Minnesota Statutes 1971, Sections 3.21; 15.181; 16.02, by adding a subdivision; 16.022; 16.0231; 16.07, Subdivision 11; 94.10, Subdivision 1; 138.17, Subdivisions 1 and 7; 138.19; 138.20; 138.21; 331.09; and 355.17.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 2230, A bill for an act relating to the application of the state mobile homes building code; amending Minnesota Statutes 1971, Section 327.31, Subdivision 6.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 2232, A bill for an act relating to state employees; deferred compensation plan; amending Minnesota Statutes 1971, Section 16.027, Subdivision 8.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2319, A bill for an act relating to the operation of the state government; providing for the purchase of electronic data processing equipment where bids are unsatisfactory; amending Minnesota Statutes 1971, Section 16.07, Subdivision 14.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 795, A bill for an act relating to crimes and criminals; providing penalties for the receipt, purchase or concealment of stolen goods; and providing for civil redress; amending Minnesota Statutes 1971, Section 609.53.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2303, A bill for an act relating to certain industries regulated by the department of public services; fees for certain motor carriers and livestock buyers and agents; amending Minnesota Statutes 1971, Sections 221.131; 221.296, Subdivision 5; 221.64; and 239.18, Subdivision 3.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2065, A bill for an act relating to the promotion of tourism in the state; providing for the financing of tourist and related recreational facilities; amending Minnesota Statutes 1971, Section 474.02, by adding a subdivision.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 1630, A bill for an act relating to Hennepin county; retirement of county employees; amending Laws 1965, Chapter 855, Section 15, Subdivision 1.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 650, A bill for an act relating to the village of Bayport; authorizing the sale of certain state owned lands in Washington county which are no longer needed for state purposes.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2157, A bill for an act relating to the Anoka county police relief association; membership in the public employees police and fire fund.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 568, A bill for an act proposing an amendment to the Minnesota Constitution, repealing Article IV, Section 32(a); providing that changes from gross earnings taxation of railroads may be made without referendum.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2332, A bill for an act relating to adoption; amending Minnesota Statutes 1971, Sections 259.24, Subdivisions 1 and 2; 259.25, Subdivision 1; 259.26, Subdivisions 1 and 2; 260.221; 260.231, Subdivision 3; and Chapter 259, by adding a section.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 430, A bill for an act relating to education; school districts; permitting increased annual compensation and extended transportation reimbursement to local school board members; amending Minnesota Statutes 1971, Section 123.33, Subdivision 12.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2191, A bill for an act relating to state government; advisory councils; and information services facilities; amending Minnesota Statutes 1971, Sections 16.91; 16.911; and 16.93; repealing Minnesota Statutes 1971, Section 16.92.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 1643, A bill for an act relating to the city of St. Louis Park; authorizing the city council to establish special assessment districts.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 2328, A bill for an act relating to the state building code act; clarifying application of the act; providing for municipal vacancies regarding certified building officials; allowing the commissioner of administration to establish the surcharge amount and for municipal retention of a portion thereof; clarifying parties responsible for permit fees and surcharges; amending Minnesota Statutes 1971, Sections 16.851; 16.861, by adding a subdivision; and 16.866; and Chapter 16, by adding a section.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1906, 1409, 2226, 1986, 1836, 2473, 2381, 2447, 2442, 2296, 2438, 2043, 2319, 795, 2303, 2065, 1630, 2157, 568, 2332, 2191, and 2328 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 496, 1128, 1708, 925, 1954, 1994, 578, 2221, 1141, 2317, 2230, 2232, 650, 430, and 1643 were read for the second time.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 2353:

Tomlinson, Dieterich, and Andersen, R.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1854:

Vento, Ferderer, and Faricy.

ADJOURNMENT

Mr. Anderson, I., moved that when the House adjourns today it adjourn until 10:00 a.m., Monday, May 14, 1973. The motion prevailed.

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 10:00 a.m., Monday, May 14, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

FIFTY-NINTH DAY

SAINT PAUL, MINNESOTA, SATURDAY, MAY 12, 1973

The Senate met on Saturday, May 12, 1973, which was the Fifty-ninth Legislative Day of the Sixty-eighth Session of the Minnesota State Legislature. The House of Representatives did not meet on this date.

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

SIXTIETH DAY

SAINT PAUL, MINNESOTA, MONDAY, MAY 14, 1973

The House convened at 10:00 a.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J.	Dieterich	Johnson, J.	Miller, M.	Sarna
Adams, S.	Dirlam	Johnson, R.	Moe	Savelkoul
Anderson, D.	Eckstein	Jopp	Mueller	Schreiber
Anderson, G.	Eken	Jude	Munger	Schulz
Anderson, I.	Enebo	Kahn	Myrah	Searle
Becklin	Erdahl	Kelly	Nelson	Sherwood
Belisle	Erickson	Kempe	Newcome	Sieben, H.
Bell	Esau	Klaus	Niehaus	Sieben, M.
Bennett	Faricy	Knickerbocker	Norton	Skaar
Berg	Ferderer	Kvam	Ohnstad	Smith
Berglin	Fjoslien	Laidig	Ojala	Spanish
Biersdorf	Flakne	Larson	Parish	Stanton
Boland	Forsythe	LaVoy	Patton	Swanson
Braun	Fudro	Lemke	Paviak, R.	Tomlinson
Brinkman	Fugina	Lindstrom, E.	Paviak, R. L.	Ulland
Carlson, A.	Graba	Lindstrom, J.	Pehler	Vanasek
Carlson, B.	Graw	Lombardi	Peterson	Vento
Carlson, D.	Grove	Long	Pieper	Voss
Carlson, L.	Hagedorn	Mann	Pleasant	Weaver
Casserly	Hanson	McArthur	Prahl	Wenzel
Cleary	Haugerud	McCarron	Quirin	Wigley
Clifford	Heinitz	McCauley	Resner	Wohlwend
Connors	Hook	McEachern	Rice	Wolcott
Culhane	Jacobs	McFarlin	Ryan	Mr. Speaker
Cummiskey	Jaros	McMillan	St. Onge	
Dahl	Johnson, C.	Menke	Salchert	
DeGroat	Johnson, D.	Miller, D.	Samuelson	

A quorum was present.

Stangeland was excused. Andersen, R., was excused until 8:20 p.m.

The Chief Clerk proceeded to read the Journals of the preceding days, when on the motion of Mr. Kempe, the further reading was dispensed with and the Journals were approved as corrected.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 2484, 2485, 2491, 2360, 1197, 1755, 1253, 837, 986, 266, 1297,

1944, 2232, 2482, 2100, 701, 647, 1906, 568, 795, 1409, 1630, 1836, 1986, 2043, 2065, 2157, 2191, 2226, 2296, 2303, 2319, 2328, 2332, 2381, 2438, 2442, 2447, and 2473 and S. F. Nos. 1972, 526, 1314, 1633, 1949, 2170, 96, 1948, and 2058 have been placed in the members' files.

PETITIONS AND COMMUNICATIONS

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

May 11, 1973

The Honorable Martin O. Sabo
Speaker of the House

Sir:

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

H. F. No. 7, An act providing compensation to those members of the armed forces who served during the Vietnam conflict; providing for a bond issue to finance; appropriating money; and providing a penalty.

H. F. No. 267, An act relating to actions; litigation costs and fees; authorizing proceedings in forma pauperis; and providing a penalty.

H. F. No. 678, An act relating to wild animals; eliminating second tags on beaver and otter trapped by licensed trappers; amending Minnesota Statutes 1971, Section 98.46, Subdivision 21.

H. F. No. 694, An act relating to the state zoological board; regulating the powers and duties of the state zoological board; appropriating money from the Minnesota zoological garden account in the general fund for the acquisition and betterment of public land, buildings, and improvements of a capital nature needed for the Minnesota zoological garden; authorizing the issuance and sale of bonds for this purpose under the provisions of Article IX, Section 6 of the Constitution, and appropriating money in connection therewith; creating a state zoological garden bond account in the Minnesota state bond fund; amending Minnesota Statutes 1971, Sections 85A.02, Subdivisions 2 and 5; 85A.03, by adding a subdivision; and 85A.04; Chapter 85A, by adding a section; and repealing Minnesota Statutes 1971, Section 85A.02, Subdivision 8.

H. F. No. 723, An act relating to motor vehicles; registration and taxation; vehicles exempt from license fees; amending Minnesota Statutes 1971, Section 168.012, Subdivision 1.

H. F. No. 864, An act relating to transportation; appropriating money to the public service commission for the purpose of contracting for railroad passenger service.

H. F. No. 1162, An act relating to taxes on and measured by net income; income; education cost deduction; amending Minnesota Statutes 1971, Section 290.086, Subdivision 8.

H. F. No. 1201, An act relating to natural resources; authorizing the commissioner to charge fees for certain water permits and underground gas or liquid storage permits; amending Minnesota Statutes 1971, Sections 84.58, by adding a subdivision; 105.41, Subdivision 5; and 105.44, by adding a subdivision.

H. F. No. 1433, An act relating to plats and surveys in Dakota county; providing for approval by the county surveyor and providing a fee therefor.

H. F. No. 1434, An act relating to counties; authorizing the construction, improvement and maintenance of television translator towers by counties.

H. F. No. 1590, An act relating to courts; commission on judicial standards; amending Minnesota Statutes 1971, Section 490.15; repealing Minnesota Statutes 1971, Section 490.17.

H. F. No. 1624, An act relating to voting machines; substituting secretary of state for the attorney general on the Minnesota voting machine commission; amending Minnesota Statutes 1971, Section 206.08.

Sincerely,

WENDELL R. ANDERSON
Governor

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

May 12, 1973

The Honorable Martin O. Sabo
Speaker of the House

Sir:

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

H. F. No. 942, An act relating to natural resources; providing state recognition and implementation of the Lower St. Croix River Act of 1972; prescribing powers and duties of state and local governments in relation thereto; amending Minnesota Statutes 1971, Chapter 104, by adding a section.

Sincerely,

WENDELL R. ANDERSON
Governor

REPORTS OF STANDING COMMITTEES

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 114, A bill for an act relating to psychologists; providing for the licensure and regulation of the private practice of psychology; establishing a board of examiners and prescribing the powers and duties thereof; providing penalties; appropriating money; amending Minnesota Statutes 1971, Section 595.02; and repealing Minnesota Statutes 1971, Sections 148.79 to 148.86.

Reported the same back with the recommendation that the bill be indefinitely postponed.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 516, A bill for an act relating to the claim of Carlton county; arising from agreement of highway department to participate in costs of improvement of county road 6; appropriating money for the payment thereof.

Reported the same back with the recommendation that the bill be indefinitely postponed.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 960, A bill for an act relating to manpower services; authorizing the summer employment of young persons for state service; appropriating money.

Reported the same back with the recommendation that the bill be indefinitely postponed.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 1540, A bill for an act relating to veterans; the enforcement of veterans' preference rights by the commissioner of veterans affairs; authorizing the attorney general to represent veterans in certain cases; appropriating money; amending Minnesota Statutes 1971, Chapter 197, by adding a section.

Reported the same back with the following amendments:

Page 1, line 15, strike "*corporation,*".

Page 1, line 17, strike "*or any other law*".

Page 2, line 6, after "*to*" insert "*relevant*".

Page 3, line 26, after "*act*" strike the period and insert the following: "*for the biennium ending June, 1975.*".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 2441, A bill for an act relating to the credentialing of allied health manpower under the state board of health; appropriating money.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 47, A bill for an act relating to psychologists; providing for the licensure and regulation of the private practice of psychology; establishing a board of examiners and prescribing the powers and duties thereof; providing penalties; appropriating money; amending Minnesota Statutes 1971, Section 595.02; and repealing Minnesota Statutes 1971, Sections 148.79 to 148.86.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 325, A bill for an act relating to the claim of Carlton county; arising from agreement of highway department to participate in costs of improvement of county road 6; appropriating money for the payment thereof.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 1120, A bill for an act relating to manpower services; authorizing the summer employment of young persons for state service; appropriating money.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [DEVELOPMENT OF YOUTH EMPLOYMENT OPPORTUNITIES.] Subdivision 1. The legislature finds that

every summer thousands of Minnesota youths, 21 years of age and younger, are unable to find employment because of lack of jobs or because these youths are not qualified for employment due to age, lack of training, or readiness of skills. This is particularly true of youth, 21 years of age and younger, who come from low income families. The legislature further finds that without employment these youths have no way of satisfying their financial needs which creates a particular hardship for youths from low income families. The inability of youth to find employment creates boredom, frustration and resentment of the system which they see as the cause of their problems. The legislature, recognizing the problems created by lack of adequate summer employment of youths, declares it to be in the public interest to use every available resource to provide employment opportunities for these youths, and particularly disadvantaged youths.

Subd. 2. To the extent of funds provided herein, the commissioner of Minnesota manpower services, hereinafter referred to as "the commissioner" is authorized to hire young individuals up to 22 years of age for approximately ten weeks for work periods not to exceed 30 hours per week per individual, during each of the summers of the calendar years 1973 and 1974 for the purpose of placing such individuals in service with the Minnesota department of manpower services and with other departments, agencies, and instrumentalities of the state, county, local governments, and school districts, and nonprofit organizations whether incorporated or not.

Sec. 2. [RATE OF PAY.] Persons hired pursuant to this act shall be compensated at the prevailing rate for federal youth employment programs.

Sec. 3. [ELIGIBILITY FOR EMPLOYMENT AND PLACEMENT.] Subdivision 1. Eligibility for employment and placement pursuant to this act shall be governed by procedures established by the Minnesota department of manpower services. Any procedures or rules and regulations promulgated in connection therewith may be made by the Minnesota department of manpower services without compliance with any existing law or statutory provision except as provided in this act, relating to the hiring and to the promulgation of rules and regulations by departments, agencies or instrumentalities of the state.

Subd. 2. The commissioner shall give due regard to the entire employment needs of youth throughout the state by taking into account any other funds which are distributed by the state and which are available for youth employment opportunities other than those provided in this act, and shall establish the necessary procedures to provide for a credit of these funds against those provided in this act. Due regard shall also be given to the relative economic circumstance of competing job applicants.

Sec. 4. [EMPLOYMENT CONTRACTS WITH GOVERNMENTAL SUBDIVISIONS AND NONPROFIT ORGANIZATIONS.] Subdivision 1. The commissioner is authorized to administer the funds herein appropriated for the purpose of

placing youths in service with departments, agencies, and other instrumentalities of the state including county and local governments, and school districts, and nonprofit organizations whether incorporated or not.

Subd. 2. The commissioner is also authorized and encouraged to enter into arrangements with existing public and private nonprofit agencies with experience in administering summer youth employment programs to act on behalf of the department of manpower services in the recruiting, training, placement of youth for summer jobs, and the performance of other related administrative functions. The department of manpower services shall retain ultimate responsibility for the administration of the youth employment program, including but not limited to, approval of summer job opportunities, review of applicants therefore, the placement of youth in such jobs, subject to approval of the recipient agency, and the disbursements of funds. Any administrative costs incurred by any nonprofit agency, as outlined in this act, shall not be paid from this appropriation nor shall it be considered part of the matching funds outlined in section 5 if paid by any other unit of government.

Sec. 5. [DISBURSEMENT OF FUNDS.] Except for funds disbursed to pay compensation for state jobs, 50 percent of the funds disbursed by the department of manpower services to other recipient agencies shall be conditioned upon the recipient agency furnishing at least 25 percent in 1973 and at least 50 percent of the funds in 1974 required to compensate the youth from sources other than the state of Minnesota. Up to 50 percent of the matching fund requirement may be waived by the department of manpower services if the recipient agency demonstrates to the satisfaction of the department that the agency has exercised its best efforts to meet such requirements.

Sec. 6. [ESTABLISHMENT OF ADVISORY COMMITTEES.] All county boards of commissioners may establish county-wide or multi-county advisory committees, representative of affected public and private agencies and the public at large, composed of not less than five members and not more than 15 members, to review and evaluate job opportunities made available under this act within the county, to assist in raising funds to help meet matching fund requirements under the act, to assist and stimulate private industry in furnishing summer jobs for youth, and take such other voluntary actions as are deemed appropriate to provide meaningful summer employment opportunities for youth and to otherwise assist in carrying out the purposes of this act.

Sec. 7. [REPORT TO THE LEGISLATURE.] The commissioner of the department of manpower services shall initiate a research study program to evaluate the effectiveness of the youth employment program, taking into account the extent of other programs which are providing summer employment opportunities for youths 21 years of age and under, and shall report back to the legislature no later than January 15, 1974 with

an evaluation of the program and any recommendations for improvements.

Sec. 8. [APPROPRIATION.] There is hereby appropriated to the Minnesota Department of Manpower Services from the general fund, in the state treasury, the sum of \$3,000,000 to carry out the purposes of this act. This appropriation is effective upon enactment and shall be available until October 1, 1974."

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

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

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mrs. McMillan from the Committee on Crime Prevention and Corrections to which was referred:

S. F. No. 1125, A bill for an act relating to peace officer training courses; eligibility; amending Minnesota Statutes 1971, Section 626.851.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mrs. McMillan from the Committee on Crime Prevention and Corrections to which was referred:

S. F. No. 1623, A bill for an act relating to privacy of communications; amending Minnesota Statutes 1971, Section 626A.05, Subdivision 2.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

S. F. No. 1029, A bill for an act relating to local water and related land resources management; granting counties authority to undertake water and related land resource management programs; granting counties authority to establish subordinate service areas to finance water and related land resource management programs; granting authority to county boards to construct sewage systems in unincorporated areas; requiring municipalities and counties to recover the local share of the cost of constructing, operating and maintaining sewage disposal systems through an equitable system of user charges; amending Minnesota Statutes 1971, Sections 116A.01, by adding a subdivision;

361.25; 361.26, Subdivision 1, and by adding a subdivision; Chapter 378, by adding sections; 429.011, Subdivision 2a; 444.075; and Chapter 459, by adding a section; repealing Minnesota Statutes 1971, Sections 110.121 to 110.126; 115.15 to 115.17; 115.61 to 115.67; 440.33 to 440.36; 443.02; 444.09 to 444.14; 456.24 to 456.28; 457.03 to 457.08; 457.085; and Chapter 445.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 361.25, is amended to read:

361.25 [REGULATIONS.] The commissioner shall adopt, in the manner provided in sections 15.0411 to 15.0422, and shall publish in the manner prescribed in section 97.53, subdivision 2, regulations relating to the application for, and form and numbering of watercraft licenses and the size, form, reflectorize material and display of watercraft license numbers which shall comply with the requirements of the federal watercraft numbering system, placement and regulation of docks, piers, buoys, mooring or marking devices and other structures in the waters of this state, rules of the road for watercraft navigation and standards for equipment used in the towing of persons on water skis, aqua planes, surfboards, saucers, and other devices, standards for lights, signals, fire extinguishers, bilge ventilation, and lifesaving equipment, standards of safe load and power capacity, accounting, procedural and reporting requirements for county sheriff, designation of and swimming or bathing areas, standards of safety for watercraft offered for rent, lease, or hire; *and in accordance with section 361.26 the commissioner shall by no later than January 1, 1975, adopt rules and regulations relating to the use of surface waters of this state by watercraft including but not limited to (1) standards and criteria for resolving conflicts in the use of water surfaces by watercraft, (2) procedures for dealing with problems involving more than one local governmental unit, (3) procedures for local enforcement and (4) procedures for carrying out the provisions of section 361.26, subdivision 2; and such other regulations as he deems necessary to carry out the provisions of chapter 361.*

Sec. 2. Minnesota Statutes 1971, Section 361.26, Subdivision 1, is amended to read:

361.26 [APPLICATION OF STATE LAW; LOCAL REGULATIONS; SURFACE USE REGULATIONS OF THE COMMISSIONER.] Subdivision 1. The provisions of chapter 361, and of other applicable laws of this state shall govern the operation, equipment, numbering and all other matters relating thereto whenever any vessel shall be operated on the waters of this state, or when any activity regulated by chapter 361 shall take place thereon. Nothing in chapter 361 shall be construed as limiting the authority of any political subdivision of this state to adopt regulations, not inconsistent with chapter 361 and the regulations of the commissioner, relating to the use of waters

(NOT INCLUDED IN THE DEFINITION OF WATERS SET FORTH IN SECTION 361.02, SUBDIVISION 12,) of this state which are wholly or partly within the territorial boundaries of (THE POLITICAL SUBDIVISION, EXCEPT THAT) a county, or entirely within the boundaries of a city, village, or borough. A city of the first class of over 200,000 or the park board thereof, may forbid the use of motorboats or boats with motors attached thereto on its lakes.

Sec. 3. Minnesota Statutes 1971, Section 361.26, is amended by adding a subdivision to read:

Subd. 1a. On or before January 1, 1975, the commissioner shall develop and publish guidelines to assist counties when adopting water surface use ordinances for waters within their jurisdiction.

Sec. 4. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.31] [WATER AND RELATED LAND RESOURCES MANAGEMENT.] *Subdivision 1. In order to preserve and protect the lakes of the state of Minnesota and to increase and enhance the use and enjoyment of these lakes it is in the public interest that there is established a statewide lake improvement program to: preserve the natural character of lakes and their shoreland environment as feasible and practical; improve the quality of water in lakes; provide for reasonable assurance of water quantity in lakes, where feasible and practicable; and to assure protection of the lakes from the detrimental effects of man's activities and certain natural processes which are detrimental to protection of the lakes.*

Subd. 2. The county board of every county shall have the powers set forth in this section with respect to any bodies of water situated wholly or partly within the boundaries of the county and not situated entirely within the boundaries of a single city, village, or borough. All programs undertaken pursuant to such powers shall be consistent with the statewide water and related land resources plan prepared under the direction of the commissioner of natural resources, and with regional water and related resources plans. No body of water shall be improved under this section unless the public has access to some portion of the shoreline thereof. The county boards shall have power:

Subd. 3. To acquire, in the name of the county, by gift or purchase or by condemnation under chapter 117, any existing dam or control works that may affect the level of such waters, and all other land and property needful for the purpose of improving any body of water pursuant to this section;

Subd. 4. To construct and operate water control structures when approved by the commissioner of natural resources pursuant to section 105.42;

Subd. 5. To undertake projects to change the course current or cross section of public waters when approved by the commissioner of natural resources pursuant to section 105.42;

Subd. 6. To contract with a board of managers of any watershed district within the county or the board of supervisors of any soil and water conservation district within the county for improvements under Minnesota Statutes, Chapter 40 and 112;

Subd. 7. To undertake research to determine the condition and development of the body of water and the water entering it and to transmit these studies to the pollution control agency and other interested authorities; to develop a comprehensive plan to eliminate water pollution; to conduct a program of water improvement and conservation; and to implement the comprehensive plan to eliminate water pollution, provided that construction of any water, sewer, or water and sewer system shall be undertaken in the manner provided by section 444.075 or other applicable laws and not pursuant to this section;

Subd. 8. To receive financial assistance from and join in projects or enter into contracts with federal and state agencies for the study and treatment of pollution problems and demonstration programs related to them;

Subd. 9. To maintain public beaches, public docks and other public facilities for access to the body of water;

Subd. 10. To make cooperative agreements with the United States or state government or any other county or city, village or borough for the purpose of effecting the provisions of this section;

Subd. 11. To require that any projects to change the course, current or cross section of public waters within unincorporated areas be approved by the county before submitting an application for a permit to the commissioner as required by section 105.42.

Sec. 5. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.32] [WATER SURFACE USE REGULATION.] *Subdivision 1. The county board of every county may by ordinance regulate the surface use of any bodies of water situated wholly or partly within the boundaries of the county and not situated entirely within the boundaries of a single city, village, or borough, except that where a body of water lies in more than one county no such ordinance shall be effective until adopted by the county boards of all the counties in which the body of water lies pursuant to section 471.59 or placed into effect by order of the commissioner of natural resources pursuant to section 361.26. The regulation by the county of the surface use of any portion of a body of water situated within the boundaries of a city, village, or borough, shall be consistent with any regulation existing on the effective date of this act of the surface use of that portion of the body of water, by the city, village, or borough. After January 1, 1975, any such ordinance shall be consistent with the provisions of chapter 361 and rules and regulations of the commissioner promulgated pursuant to section 1 of this act. Within 30 days of the adoption of such an ordinance the county shall*

notify the commissioner of natural resources in writing that such an ordinance was adopted and shall furnish the commissioner with a copy of the ordinance. The county board shall have power:

Subd. 2. To regulate and police public beaches, public docks and other public facilities for access to the body of water, except that a county board may not regulate state accesses and a municipality may by ordinance forbid the exercise of this power within its jurisdiction;

Subd. 3. To regulate the construction, configuration, size, location and maintenance of commercial marinas and their related facilities including parking areas and sanitary facilities. The regulation shall be consistent with state law and the regulations of the department of natural resources, the pollution control agency, and the department of health, and with the applicable municipal building codes and zoning ordinances where the marinas are situated;

Subd. 4. To regulate the construction, installation and maintenance of permanent and temporary docks and moorings consistent with state and federal law and sections 105.42, 361.07 and 361.21;

Subd. 5. To regulate the construction and use of mechanical and chemical means of deicing the body of water and to regulate the mechanical and chemical means of removal of weeds and algae from the body of water consistent with the regulations of the department of natural resources;

Subd. 6. To regulate the type and size of watercraft, as defined in section 361.02, subdivision 7, permitted to use the body of water and set access fees;

Subd. 7. To limit the types and horsepower of motors used on the body of water;

Subd. 8. To limit the use of the body of water at various times and the use of various parts of the body of water;

Subd. 9. To regulate the speed of watercraft on the body of water and the conduct of other activities on the body of water to secure the safety of the public and the most general public use;

Subd. 10. To contract with other law enforcement agencies to police the body of water and its shore.

Sec. 6. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.33] [ADVISORY ASSISTANCE.] *The county board, in connection with water use regulation and improvement, may invite any municipal council or town board or the soil and water conservation district board of supervisors or watershed district board of managers to designate a representative to advise and consult with the county board.*

Sec. 7. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.34] [TAX LEVIES.] *The county board may levy taxes in order to implement the powers granted under this act upon all taxable property within the county, which shall not be subject to any statutory millage limitation and shall not affect the amount or rate of taxes which may be levied for other county purposes, and which may be in addition to any amounts levied within a lake improvement district.*

Sec. 8. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.35] [APPROPRIATIONS; GRANTS.] *Subdivision 1. The county board is authorized to appropriate money from the general revenue fund of the county for the purpose of carrying out the provisions of sections 4 to 21.*

Subd. 2. The county board may apply for, receive, and disburse federal funds made available to the county by federal law or rules promulgated thereunder for any purpose related to the powers and duties of the county board. The county board shall comply with any and all requirements of federal law or rules and regulations promulgated thereunder in order to apply for, receive, and disburse the funds. The county board is authorized to accept any donations or grants from any public or private concern. All such moneys received by the county board shall be deposited in the county treasury and shall be appropriated for the purposes for which they are received.

Sec. 9. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.41] [ESTABLISHMENT OF LAKE IMPROVEMENT DISTRICTS.] *Subdivision 1. In furtherance of the policy declared in section 4 of this act, the commissioner of natural resources shall coordinate and supervise a local-state program for the establishment of lake improvement districts by counties, cities and villages for lakes located within their boundaries based on state guidelines and regulations and compatible with all state, regional, and local plans where such plans exist.*

In administration of this program the commissioner of natural resources shall consult with and obtain advice from other state agencies on those aspects of the program for which the agencies have specific legislative authority including but not limited to the department of health and the pollution control agency.

Subd. 2. The commissioner of natural resources, on or before July 1, 1974, shall promulgate in the manner provided by chapter 15, rules and regulations which provide guidelines, criteria and standards for establishment of lake improvement districts by counties, cities and villages.

Subd. 3. In order to finance the development and implementation of programs for water and related land resources management pursuant to sections 4 and 5 of this act, the county board of any county may designate areas within the county, including

bodies of water and related land areas, as lake improvement districts.

Sec. 10. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.42] [CREATION BY COUNTY BOARD.] *Subdivision 1. The county board may establish a lake improvement district in a portion of the county by adoption of an appropriate resolution. The resolution shall specify the territorial boundaries of the area, which shall be consistent with natural hydrologic boundaries, the type or types of water and related land resource management programs to be undertaken in the area, a statement of the means by which the programs will be financed, and a designation of the county officer or agency who will be responsible for supervising the programs. Nothing in this act shall be construed to prohibit any county from establishing a lake improvement district after the effective date of this act, provided that after July 1, 1974, any established lake improvement district shall be consistent with the rules and regulations promulgated under Section 9.*

Subd. 2. Before the adoption of such a resolution, the county board shall hold a public hearing on the question of whether or not a lake improvement district shall be established.

Sec. 11. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.43] [PETITION FOR CREATION.] *Subdivision 1. A petition signed by five percent of the qualified voters within any portion of the proposed lake improvement district as specified in the petition may be submitted to the county board requesting the establishment of a lake improvement district to develop and provide a program of water and related land resources management. The petition shall specify the territorial boundaries of the area, which shall be consistent with natural hydrologic boundaries, the type or types of water and related land resource management programs to be undertaken in the area, a statement of the means by which the programs will be financed, and a designation of the county officer or agency who will be responsible for supervising the programs.*

Subd. 2. Upon receipt of the petition, and verification of the signatures thereon by the county auditor, the county board shall, within 30 days following verification, hold a public hearing on the question of whether or not the requested lake improvement district shall be established.

Subd. 3. Within 30 days following the holding of a public hearing the county board by resolution shall approve or disapprove the establishment of the requested lake improvement district. A resolution approving the creation of the lake improvement district may contain modifications of the area's boundaries, functions, financing, or organization from what was set forth in the petition.

Sec. 12. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.44] [JOINT ACTION.] *Where the natural hydrologic boundaries of an area extend into more than one county, the county boards of the counties affected may establish and maintain a lake improvement district jointly or cooperatively as provided in Minnesota Statutes, Section 471.59, either on their own motion or pursuant to petition.*

Sec. 13. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.45] [CREATION BY COMMISSIONER OF NATURAL RESOURCES.] *Subdivision 1. Where the county board of one or more of the counties affected has disapproved a petition for creation of a lake improvement district for the area, a petition for creation of a lake improvement district containing information of the kind required by section 11 may be submitted to the commissioner of natural resources.*

Subd. 2. Upon receipt of the petition by the commissioner and verification of the signatures thereon by the county, the commissioner may, within 30 days following verification, hold a public hearing at the expense of the county board on the question of whether or not the requested lake improvement district shall be established. The commissioner, in determining whether or not to hold a public hearing, shall examine all facts relating to the petition, including the reasons why the petition was disapproved by the county.

Subd. 3. Within 30 days following the receipt of verification by the county if no hearing is to be held or within 30 days following the holding of a public hearing the commissioner by order shall approve or disapprove the establishment of the requested lake improvement district. If the commissioner determines that the establishment of the lake improvement district as requested in the petition would be for the public welfare and public interest, and that the purposes of section 9 would be served by the establishment of a lake improvement district, the commissioner shall by order approve the creation of the lake improvement district; otherwise, he shall by order disapprove the creation. An order approving creation may contain modifications of the area's boundaries, functions, financing, or organization from what was set forth in the petition.

Sec. 14. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.46] [PUBLICATION AND EFFECTIVE DATE.] *Upon passage of a county board resolution or commissioner's order authorizing the creation of a lake improvement district, the county board or boards shall cause the resolution or order to be published once in the official newspapers. The lake improvement district shall be deemed established 30 days after publication or at such later date as may be specified in the resolution or order.*

Sec. 15. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.47] [REFERENDUM.] *Subdivision 1. Upon receipt of a petition signed by five percent of the qualified voters within the territory of the lake improvement district prior to the effective date of its creation as specified in section 14, the county board or boards shall hold the creation in abeyance pending referendum vote of all qualified electors residing within the boundaries of the proposed lake improvement district.*

Subd. 2. The county board or boards shall make arrangements for the holding of a special election not less than 30 nor more than 90 days after receipt of such petition within the boundaries of the proposed lake improvement district.

If a general election will be held within the time specified, the vote on creation may be held as part of the general election. The county auditor shall administer the election. The question to be submitted and voted upon by the qualified voters within the territory of the proposed lake improvement district shall be phrased substantially as follows:

"Shall a lake improvement district be established in order to provide (water and related land resources improvements) financed by (revenue sources)?"

Upon certification of the vote by the county auditor, if a majority of those voting on the question favor creation of the proposed lake improvement district the lake improvement district shall be deemed created.

Sec. 16. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.51] [BOARD OF DIRECTORS.] *Subdivision 1. After creation of a lake improvement district, the county board or boards may appoint persons to serve as a board of directors for the lake improvement district. The number, qualifications, terms of office, removal, and filling of vacancies of directors shall be as provided in the resolution creating the board of directors.*

Subd. 2. The directors shall serve without compensation but may be reimbursed for their actual expenses necessarily incurred in the performance of their duties in the manner provided for county employees.

Subd. 3. When directed by resolution of the county board or boards creating it, the board of directors shall have, exercise, and perform the powers and duties of the county board under section 4 of this act, except the power to acquire property by eminent domain.

Sec. 17. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.52] [FINANCING.] *Subdivision 1. The county board or boards in order to accomplish the purposes specified in the resolution or order creating a lake improvement district, may*

impose service charges on the users of such services within the area and may levy an ad valorem tax solely on property situated within the lake improvement district, to be appropriated and expended solely on projects of special benefit to the area, or any combination of service charges and taxes.

Subd. 2. The tax provided for by subdivision 1 shall not be subject to any statutory limitation as to amount and shall not affect the amount or rate of taxes that may be levied for other county purposes. Such a tax may be in addition to any amounts levied upon all taxable property in the county for the same or similar purposes.

Subd. 3. Upon adoption of its annual budget, the county board or boards shall include appropriate provisions for the operation of the lake improvement district.

Sec. 18. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.53] [VOTING.] *Where a lake improvement district has been established by order of the commissioner of natural resources under section 13, voting by county boards on joint actions of the lake improvement district shall be based on proportional representation for each county according to the proportion of the population of the lake improvement district residing within each county, and not on the basis of one vote per county or one vote per county board member unless each county or each board member represents substantially the same number of persons residing within the lake improvement district.*

Sec. 19. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.54] [ENFORCEMENT OF ORDINANCES.] *Where a lake improvement district has been established by order of the commissioner of natural resources under section 13, ordinances and regulations adopted by joint action of the affected county boards may be enforced in any part of the lake improvement district by personnel of any of the affected counties.*

Sec. 20. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.55] [EXPANSION OF THE BOUNDARIES OF A LAKE IMPROVEMENT DISTRICT.] *A county board, on its own motion or pursuant to petition, may enlarge any existing lake improvement district pursuant to the procedures specified in sections 9 to 15. In the event a referendum is required, only qualified voters residing in the area to be added shall be eligible to participate in the election; provided that if five percent of the qualified voters residing in the existing lake improvement district petition to participate therein, all qualified voters residing in the proposed lake improvement district shall be eligible.*

Sec. 21. Minnesota Statutes 1971, Chapter 378, is amended by adding a section to read:

[378.56] [TERMINATION.] *Subdivision 1. Upon receipt of a petition signed by ten percent of the qualified voters within the territory of the lake improvement district requesting the termination of the lake improvement district, or pursuant to its own resolution, the county board or boards shall make arrangements for the holding of a special election within the lake improvement district not less than 30 nor more than 90 days after receipt of such a petition. If a general election will be held within the time specified, the vote on termination may be held as part of the general election. The county auditor shall administer the election. The question to be submitted and voted upon by the qualified voters within the lake improvement district shall be phrased substantially as follows:*

"Shall the lake improvement district heretofore established be terminated and the undertaking of additional water and related land resource improvements of the county as provided for within such lake improvement district be discontinued?"

Subd. 2. Upon certification of the vote by the county auditor, if a majority of those voting on the question favor the termination the lake improvement district shall be terminated. No additional water and related land resource management programs shall be undertaken with money raised by a special tax within the district, and no additional special water and related land resource management taxes shall be levied within the district. When money raised by past special tax levies within the district has been exhausted, further operation and maintenance of existing programs may be financed by appropriations from the general revenue fund of the county.

Sec. 22. Minnesota Statutes 1971, Section 429.011, Subdivision 2a, is amended to read:

Subd. 2a. "Municipality" also includes a county in the case of construction, reconstruction or improvement of a county state-aid highway or county highway including curbs and gutters and storm sewers outside of the boundaries of any city, village or borough and includes a county exercising its powers and duties under section 444.075, subdivision 1.

Sec. 23. Minnesota Statutes 1971, Section 444.075, is amended to read:

444.075 [WATERWORKS SYSTEMS, MAIN SEWERS, SEWAGE DISPOSAL PLANTS.] *Subdivision 1. [AUTHORIZATION.] Any city, except cities of the first class operating under a home rule charter, or any village is hereby authorized and empowered to build, construct, reconstruct, repair, enlarge, improve, or in any other manner obtain waterworks systems, including mains, valves, hydrants, service connections, wells, pumps, reservoirs, tanks, treatment plants, and other appurtenances of a waterworks system, and sewer systems, sewage treatment works, disposal systems, and other facilities for disposing of sewage, industrial waste, or other wastes, all hereinafter called facilities, and to maintain and operate the same inside or*

outside its corporate limits, and to acquire by gift, purchase, lease, condemnation or otherwise any and all land and easements required for that purpose. The authority hereby granted shall be in addition to all other powers with reference to such facilities otherwise granted by the laws of this state or by the charter of any such city. *Counties, except counties in the seven-county metropolitan area, shall have the same authority granted to cities by this subdivision except for areas of the county organized into cities or villages and areas of the county incorporated within a sanitary district established by special act of the legislature.*

Subd. 2. [FINANCING.] For the purpose of paying the cost of building, constructing, reconstructing, repairing, enlarging, improving, or in other manner obtaining such facilities or any portion thereof, any such city (OR), village or county may issue and sell its general obligations, which may be made payable primarily from taxes or from special assessments to be levied to pay the cost of the facilities or from net revenues derived from water or sewer service charges or from any other nontax revenues pledged for their payment under charter or other statutory authority, or from any two or more of such sources; or it may issue special obligations, payable solely from such taxes or special assessments or from such revenues, or from any two or more of such sources. *Real estate tax revenues should be used only, and then on a temporary basis, to pay general or special obligations when the other revenues are insufficient to meet the obligations.* All such obligations shall be issued and sold in accordance with chapter 475. When special assessments are pledged for the payment of such obligations, they shall be authorized and issued in accordance with the further provisions of chapter 429, or of the municipality's charter if it authorizes such obligations and the governing body determines to proceed thereunder. When net revenues are pledged to the payment of the obligations, together with or apart from taxes and special assessments, such pledge shall be made in accordance with the further provisions of subdivision 3.

Subd. 3. [CHARGES; NET REVENUES.] For the purpose of paying for the construction, reconstruction, repair, enlargement, improvement, or other obtainment and the maintenance, operation and use of such facilities, the governing body of any such city (OR), village or county shall have authority to impose just and equitable charges for the use and for the availability of such facilities and for connections therewith and to make contracts for such charges as hereinafter provided. Such charges may be imposed with respect to facilities made available by agreement with other municipalities (OR), *counties or private corporations or individuals, as well as those owned and operated by the city (OR), village or county itself.* Charges made for service directly rendered shall be as nearly as possible proportionate to the cost of furnishing the same, and sewer charges may be fixed on the basis of water consumed, or by reference to a reasonable classification of the types of premises to which service is furnished, or by reference to the quantity, pollution qualities and

difficulty of disposal of sewage produced, or on any other equitable basis including, but without limitation, any combination of those referred to above. Minimum charges for the availability of water or sewer service may be imposed for all premises abutting on streets or other places where municipal *or county* water mains or sewers are located, whether or not connected thereto. Charges for connections to the facilities may in the discretion of the governing body be fixed by reference to the portion of the cost thereof which has been paid by assessment of the premises to be connected, in comparison with other premises, as well as the cost of making or supervising the connection. The governing body may make any such charges a charge against the owner, lessee, occupant or all of them and may provide and covenant for certifying unpaid charges to the county auditor with taxes against the property served for collection as other taxes are collected. The governing body may fix and levy taxes for the payment of reasonable charges to the municipality *or county* itself for the use and availability of the facilities for fire protection and for maintaining sanitary conditions in public buildings, parks, streets, and other public places. In determining the reasonableness of the charges to be imposed, the governing body may give consideration to all costs of the establishment, operation, maintenance, depreciation and necessary replacements of the system, and of improvements, enlargements and extensions necessary to serve adequately the territory of the city (OR), village (,) *or county* including the principal and interest to become due on obligations issued or to be issued therefor. When net revenues have been appropriated to the payment of the cost of the establishment, or of any specified replacement, improvement, enlargement or extension thereof, or to pay the principal and interest due on obligations to be issued for such purpose, no charges imposed to produce net revenues adequate for such purpose shall be deemed unreasonable by virtue of the fact that the project to be financed has not been commenced or completed, if proceedings therefor are taken with reasonable dispatch and the project, when completed, may be expected to make service available to the premises charged which will have a value reasonably commensurate with such charges. All such charges, when collected, and all moneys received from the sale of any facilities or equipment or any by-products thereof, shall be placed in a separate fund, and shall be used first to pay the normal, reasonable and current costs of operating and maintaining the facilities. The net revenues from time to time received in excess of such costs may be pledged by resolutions of the governing body, or may be used though not so pledged, for the payment of principal and interest on obligations issued as provided in subdivision 2, or to pay such portion of said principal and interest as may be directed in such resolutions, and net revenues derived from any facilities of the types listed in subdivision 1, whether or not financed by the issuance of such obligations, may be pledged or used to pay obligations issued for other facilities of any such types. In resolutions authorizing the issuance of either general or special obligations and pledging net revenues thereto, the governing body may make such covenants for the protection of hold-

ers of the obligations and taxpayers of the municipality *or county* as it deems necessary, including, but without limitation, a covenant that the municipality *or county* will impose and collect charges of the nature herein authorized at the times and in the amounts required to produce, together with any taxes or special assessments designated as a primary source of payment of the obligations, net revenues adequate to pay all principal and interest when due on the obligations and to create and maintain such reserves securing said payments as may be provided in said resolutions. When such a covenant is made it shall be enforceable by appropriate action on the part of any holder of the obligations or any taxpayer of the municipality *or county* in a court of competent jurisdiction, and the obligations shall be deemed to be payable wholly from the income of the system whose revenues are so pledged, within the meaning of Minnesota Statutes, Sections 475.51 and 475.58.

Subd. 4. [LEVY ASSESSMENTS.] The governing body of any such city (OR), village *or county* may also levy assessments against property within the city (OR), village *or county* limits benefited by such facilities under the procedure authorized by law or charter with reference to other assessments for benefits of local improvements, may transfer and use for the purposes hereof surplus funds of the city (OR), village *or county* not specifically dedicated to any other purpose, and may levy taxes on property within the city (OR), village *or county* limits for such purposes within the limitations of section 275.11; except that of the taxes so levied, including taxes initially levied under section 475.61 for the payment of the bonds issued therefor and interest thereon, an amount equal to 35 percent of the total cost of the construction, reconstruction, repair, enlargement, improvement, or other obtainment of any such facilities, plus an amount sufficient to pay the interest on the bonds issued in an amount equal to 35 percent of the total cost of the construction, reconstruction, repair, enlargement, improvement, or other obtainment of any such facilities, shall not be included in computing the levies subject to the limitations of such section 275.11. Any such city (OR), village *or county* may contract with any person, company or corporation for the purposes and under the restrictions set forth in subdivision 5. Any such contract shall be binding upon the parties thereto for the full term agreed upon but in no event more than 30 years, and shall not be changed by either party without the consent of the other party.

Subd. 5. [CONNECTION WITH FACILITIES; CHARGES.] Any such city (OR), village *or county* is hereby authorized to permit any person, company or corporation located and doing business inside or outside the city (OR), village *or county* limits to connect with such facilities and make use of the same upon such terms and upon the payment of such fees and charges therefor as may be prescribed or contracted for by the city (OR), village *or county*, and to contract with any such person, company or corporation for the payment by such person, company or corporation of a part of the cost of construction, maintenance or use

of such facilities and to receive from such person, company or corporation doing business inside or outside of the city (OR), village or county limits payment in cash or installments of such portion of the cost of the construction, maintenance or use thereof as may be agreed upon or contracted for with the city (OR), village or county and devote the money so received to the purpose of such construction, maintenance or use. The proportionate cost of construction, maintenance or use of such facilities to be paid by such person, company, or corporation may be made payable in installments due at not greater than annual intervals for a period not to exceed 30 years. Any such person, company or corporation which may pay any part of the cost of construction, maintenance or use of such facilities in the manner aforesaid, shall thereafter have the right to use such facilities for the disposal or treatment of his, their or its sewage, industrial waste, or other wastes, by the city (OR), village or county upon the payment of reasonable charges for the use of such facilities or the charges contracted for in case there is a contract as herein provided. Any such city (OR), village or county may contract with any other city (OR), village or county for the joint or co-operative obtainment or use of such facilities without limitation of time.

Sec. 24. Minnesota Statutes 1971, Chapter 459, is amended by adding a section to read:

[459.20] [AUTHORITY OVER PUBLIC WATERS.] *The governing body of any city, village or borough in the state within which the whole of any body of water is situated, shall have all the powers to improve and regulate the use of such body of water as are conferred on county boards by sections 4 and 5 of this act, and to establish and administer lake improvement districts under sections 9 to 21 of this act. References in sections 4 to 21 to the county board shall mean also the appropriate governing body of a city, village, or borough.*

Sec. 25. Minnesota Statutes 1971, Section 116A.01, is amended by adding a subdivision to read:

Subd. 1a. Any county board that has established a water or sewer system or combined water and sewer system under the provisions of this chapter may acquire the right to operate the system under and exercise all the rights and authority of section 23 of this act, instead of this chapter, upon the filing by the county board, in the office of the clerk of district court of the county, a petition to the court asking that the county board be granted such authority. The clerk of district court, as directed by the judge, shall thereupon fix a time and place for hearing upon the petition. Notice of the hearing shall be given by publication for two successive weeks in a newspaper published in the county. The clerk of district court shall give written notice of the hearing to the Minnesota pollution control agency. If at the hearing the court finds that it is for the best interests of the county board to be granted such authority, it may by order grant such petition. Thereafter the county board may operate and

maintain the water or sewer system or combined water and sewer system as provided in section 23 of this act.

Sec. 26. *Minnesota Statutes 1971, Sections 110.121; 110.122; 110.123; 110.124; 110.125; 110.126; 440.33 to 440.36; 443.02; 444.09 to 444.14; 456.24 to 456.28; 457.03 to 457.08; 457.085 and Chapter 445 are repealed.*

Sec. 27. [EFFECTIVE DATE.] *This act is effective the day following its final enactment."*

Further, amend the title as follows:

Page 1, line 7, strike "subordinate service areas" and insert in lieu thereof "lake improvement districts".

Line 25, strike "115.15 to 115.17;"

Line 26, strike "115.61 to 115.67;"

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Salchert from the Committee on Metropolitan and Urban Affairs to which was referred:

S. F. No. 557, A bill for an act relating to taxation; wheelage taxes in the seven county metropolitan area; exempting certain vehicles from the wheelage tax; amending Minnesota Statutes 1971, Section 163.051, Subdivision 1.

Reported the same back with the following amendments:

Page 1, line 16, delete "a".

Page 1, delete lines 17 through 21.

Page 1, line 22, delete "purposes," and insert in lieu thereof "motorcycles as defined in section 169.01, subdivision 4,".

Page 1, after line 29, insert a new section to read:

"Sec. 2. Minnesota Statutes 1971, Section 163.051, Subdivision 5, is amended to read:

Subd. 5. [EFFECT ON ROAD AND BRIDGE LEVY.] The county auditor of each metropolitan county shall reduce the amount of the property taxes levied pursuant to law in (1971) 1973 for collection in (1972) 1974, by the board of commissioners of such county for the county road and bridge fund, by the following amount: Anoka county, (\$307,020) \$341,750; Carver county, (\$79,230) \$86,725; Dakota county (\$348,935) \$386,165; Hennepin county (\$2,884,955) \$2,728,425; Ramsey county, (\$1,390,850) \$1,276,815; Scott county, (\$112,840) \$104,805; Washington county, (\$204,975) \$227,220, and shall spread only the balance thereof on the tax rolls for collection in 1974. The county auditor shall also reduce the amount of such taxes levied

pursuant to law in 1974 and any subsequent year, for collection in the respective ensuing years, by the amount of wheelage taxes received by the county in the 12 months immediately proceeding such levy.”.

Further amend the title by deleting lines 5 through 7 and inserting in lieu thereof: “Wheelage tax; providing that the levy of property taxes shall be reduced by a stated amount; amending Minnesota Statutes 1971, Section 163.051, Subdivisions 1 and 5.”.

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Salchert from the Committee on Metropolitan and Urban Affairs to which was referred:

S. F. No. 879, A bill for an act relating to Ramsey county; providing for the commissioner districts, membership, and the removal of the mayor of the city of Saint Paul as a member and chairman of the board of commissioners; amending Special Laws 1891, Chapter 438, Section 1, as amended; and Special Laws 1871, Chapter 73, Section 4.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. For the terms of office commencing in January, 1975 and thereafter the board of commissioners of Ramsey county shall consist of seven members. The present board shall determine the commissioner districts and the manner of selection of the commissioners according to law. The board shall re-apportion the commissioner districts according to law immediately following the 1980 federal decennial census and each such federal census thereafter.

Sec. 2. Special Laws 1891, Chapter 438, Section 1, as amended by Laws 1971, Chapter 386, Section 1, is repealed.

Sec. 3. This act shall take effect upon its approval by the board of county commissioners of Ramsey county, and upon compliance with Minnesota Statutes, Section 645.021.”.

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

“A bill for an act relating to Ramsey county; providing for the election of the board of commissioners; repealing Special Laws 1891, Chapter 438, Section 1, as amended.”.

With the recommendation that when so amended the bill do pass and be placed on the Consent Calendar.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

H. F. No. 1697, A bill for an act relating to taxation; private outdoor recreational, open space and park land tax; amending Minnesota Statutes 1971, Section 273.112, Subdivision 3.

Reported the same back with the following amendments:

Page 1, strike all of lines 7 through 21, and insert a new section to read as follows:

“Section 1. [WHEATON, CITY OF; SPECIAL TAXING PROVISIONS FOR REAL PROPERTY USED FOR RECREATIONAL SWIMMING.] Notwithstanding any law, regulation or ordinance to the contrary, the city of Wheaton is hereby authorized to provide special valuation, assessment and tax deferments for real estate within the corporate bounds of that city upon which is situated an establishment or facility that is actively and exclusively devoted to recreational swimming and other recreational uses. Except as otherwise provided in this act, the valuation, assessment and deferment of taxes for such real property shall be in accordance with the requirements and procedures set out in Minnesota Statutes 1971, Section 273.112.”

Page 1, line 22, strike “This act is” and insert in lieu thereof “Notwithstanding the provisions of Minnesota Statutes 1971, Section 273.112, Subdivision 6, the provisions of section 1 are”.

Page 1, after line 24, insert a new section to read as follows:

“Sec. 3. This act shall take effect only after its approval by a majority of the governing body of the city of Wheaton, and upon compliance with the provisions of Minnesota Statutes, Section 645.021.”

Further, amend the title on page 1 by striking all of lines 2 through 5 and inserting in lieu thereof “relating to the city of Wheaton; authorizing special tax treatment for real properties used for recreational swimming.”

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

H. F. No. 2056, A bill for an act relating to taxation; providing for use of cigarette tax stamping machines; amending Minnesota Statutes 1971, Section 297.03, Subdivision 6.

Reported the same back with the following amendments:

Page 2, lines 1 and 2, after the word “tax” delete “and the cost to him of the stamps.”

After line 3, add the following:

"Sec. 2. The sum of \$30,000 is appropriated annually from the general fund in the state treasury to the Tax Department for the purchase of said heat-applied stamps."

Renumber the remaining section in sequence.

Further, amend the title as follows: page 1, after line 3, add the following: "appropriating money;"

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

H. F. No. 2393, A bill for an act relating to St. Louis county; providing for its tax levy for health purposes; amending Laws 1967, Chapter 501, Section 1.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

H. F. No. 2434, A bill for an act relating to taxation; providing for a reduction in assessed value of apartment housing type I or II construction; amending Minnesota Statutes 1971, Section 273.13, by adding a subdivision.

Reported the same back with the following amendments:

Page 1, line 27, strike "30" and insert "33 1/3".

Page 1, line 29, strike "1974" and insert "1975".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 226, A bill for an act relating to the city of Brainerd; authorizing a tax levy for recreational purposes; repealing Minnesota Statutes 1971, Section 471.192.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 1872, A bill for an act relating to counties; removing numerous limitations on tax levies; amending Minnesota Statutes 1971, Sections 12.26, Subdivisions 2 and 4; 18.022, Subdivision 2; 38.27, Subdivision 1; 38.36; 40.07, Subdivision 15; 121.712, Subdivision 2; 134.12, Subdivision 3; 145.51, Subdivisions 1 and 2; 163.05, Subdivision 1; 163.06, Subdivision 1; 193.145, Subdivision 2; 245.62; 245.65, Subdivision 1; 252.22; 252.24, Subdivision 4; 275.09, Subdivision 2; 282.38, Subdivision 2; 373.25, Subdivision 1; 373.27, Subdivisions 1 and 2; 375.33, Subdivisions 1 and 2; 376.19; 376.20; 376.28; 381.12, Subdivision 2; 398.33, Subdivisions 1 and 6; 399.07, Subdivision 2; 400.11; 471.16, Subdivision 2; 471.63, Subdivision 2; and Laws 1951, Chapter 289, Section 3; repealing Minnesota Statutes 1971, Sections 38.27, Subdivision 2; 163.05, Subdivisions 2, 3, 4 and 5; 400.12; and Laws 1969, Chapter 905, Section 2.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 1941, A bill for an act relating to sales and use taxes imposed by the city of Duluth; restricting the applicability of certain laws in relation thereto.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1540, 2441, 1697, 2393, and 2434 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 47, 325, 1120, 1125, 1623, 1029, 557, 879, 226, 1872, and 1941 were read for the second time.

INTRODUCTION OF BILLS

Faricy, Ojala, Knickerbocker, Kelly, and McMillan introduced:

H. F. No. 2522, A bill for an act relating to utilities; requiring unit price disclosure on all utility bills.

The bill was read for the first time and referred to the Committee on Commerce and Economic Development.

Hagedorn introduced:

H. F. No. 2523, A bill for an act relating to the policemen's relief association in the city of Fairmont; membership in the public employees police and fire fund.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Dirlam, Newcome, Flakne, Weaver, and Myrah introduced:

H. F. No. 2524, A bill for an act relating to a joint convention of the senate and the house of representatives for the purpose of electing members of the board of regents of the University of Minnesota.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

Vento, Dieterich, Bell, Norton, and Newcome introduced:

H. F. No. 2525, A bill for an act relating to Ramsey county; codifying the special laws relating to the county; amending Minnesota Statutes 1971, Sections 15A.20, Subdivision 2; 273.052; 273.063; 274.16; 375.12; 375.13; 393.03; 393.05; 393.06; 393.08, Subdivision 1; Laws 1969, Chapter 1063, Section 1 and Laws 1971, Chapter 632; and repealing General Statutes 1866, Chapter 8, Section 54; General Statutes 1878, Chapter 8, Section 59; General Statutes 1894, Section 596; Minnesota Statutes 1971, Sections 15.50, Subdivision 6(c); 282.323, Subdivision 3; 376.51; Chapter 391; and Sections 393.01, Subdivision 4; 636.16; Special Laws 1867, Chapter 87; Special Laws 1871, Chapter 73; Special Laws 1873, Chapter 46; Laws 1874, Chapter 101, Section 1; Special Laws 1875, Chapter 90; Special Laws 1881, Chapter 410; Special Laws 1889, Chapters 398, 408, 420, 438 and 439; Special Laws 1891, Chapter 438; Laws 1903, Chapter 339; Laws 1907, Chapter 139, as amended by Laws 1945, Chapter 420, as amended by Laws 1949, Chapter 53; Laws 1909, Chapter 196; Laws 1909, Chapter 361, as amended by Laws 1949, Chapter 68; Laws 1911, Chapter 366, as amended by Laws 1915, Chapter 119, as amended by Laws 1935, Chapter 11, as amended by Laws 1949, Chapter 58; Laws 1913, Chapter 83; Laws 1915, Chapter 104; Laws 1919, Chapter 60; Laws 1921, Chapter 492, Sections 5, 6, 7 and 8, as amended by Laws 1923, Chapter 63, Section 1, as amended by Laws 1927, Chapter 420, Section 4, as amended by Laws 1929, Chapter 339, Section 1, as amended by Laws 1931, Chapter 310, Section 1, as amended by Laws 1939, Chapter 214, Sections 1 and 2, as amended by Laws 1945, Chapters 53 and 471, as amended by Laws 1949, Chapter 75; Laws 1925, Chapter 248; Laws 1927, Chapters 223 and 348; Laws 1929, Chapter 371, as amended by Laws 1939, Chapter 178, as amended by

Laws 1967, Chapter 521; Laws 1937, Chapter 164, as amended by Laws 1949, Chapter 59; Laws 1939, Chapter 79, as amended by Laws 1949, Chapter 71; Laws 1939, Chapter 129; Laws 1941, Chapter 241, as amended by Laws 1949, Chapters 67 and 622; Laws 1941, Chapter 513, as amended by Laws 1943, Chapter 259, as amended by Laws 1947, Chapter 301, as amended by Laws 1947, Chapter 525, as amended by Laws 1949, Chapter 179, as amended by Laws 1951, Chapter 358, as amended by Laws 1955, Chapter 355, as amended by Laws 1955, Chapter 629, as amended by Laws 1957, Chapter 853, as amended by Laws 1963, Chapter 777, as amended by Laws 1967, Chapter 454, as amended by Laws 1967, Chapter 537, as amended by Laws 1969, Chapter 728, as amended by Laws 1969, Chapter 875, as amended by Laws 1969, Chapter 1107, as amended by Laws 1971, Chapter 287; Laws 1943, Chapter 2, as amended by Laws 1949, Chapter 55, as amended by Laws 1957, Chapter 217; Laws 1945, Chapter 54, Sections 1 and 2, as amended by Laws 1949, Chapter 66; Laws 1945, Chapter 561, as amended by Laws 1949, Chapter 64, as amended by Laws 1957, Chapter 855, as amended by Laws 1965, Chapter 628, as amended by Laws 1969, Chapter 667; Laws 1947, Chapter 457, as amended by Laws 1949, Chapters 56 and 178, as amended by Laws 1951, Chapter 592, as amended by Laws 1953, Chapter 499, as amended by Laws 1955, Chapter 66, as amended by Laws 1957, Chapter 109; Laws 1949, Chapters 52, 65, 171, 311 and 384; Laws 1951, Chapter 105, Section 1, Chapter 266; Laws 1951, Chapter 666, as amended by Laws 1955, Chapter 703, as amended by Laws 1971, Chapter 291, Section 2; Laws 1953, Chapters 48, 132, 244, 509 and 620; Laws 1955, Chapters 68, 69, 154, 354, 572 and 824; Laws 1957, Chapters 108, 111 and 251; Laws 1957, Chapter 448, as amended by Laws 1972, Chapter 291, Section 1; Laws 1957, Chapters 682, 897 and 938; Laws 1959, Chapters 236, 237, 238, 373, 451, 497, 523 and Extra Session Chapter 52; Laws 1961, Chapter 583, as amended by Laws 1967, Chapter 750, as amended by Laws 1971, Chapter 701; Laws 1961, Chapter 589, Sections 1 and 2; Laws 1961, Chapter 676, Section 1, as amended by Laws 1965, Chapter 784, Section 1, as amended by Laws 1971, Chapter 472, Section 1; Laws 1961, Chapter 677, as amended by Laws 1965, Chapter 706, as amended by Laws 1969, Chapter 756; Laws 1963, Chapters 419, 724, 745, 774 and 776; Laws 1963, Chapter 852, as amended by Laws 1965, Chapter 492, as amended by Laws 1969, Chapter 1040, as amended by Laws 1971, Chapter 555; Laws 1965, Chapters 342, 372 and Laws 1965, Chapter 707, Section 1, as amended by Laws 1969, Chapter 1096, as amended by Laws 1971, Chapter 772; Laws 1967, Chapters 69, 211, 354, 473, 534 and 546 and Laws 1967, Chapter 682, as amended by Laws 1969, Chapter 992; Laws 1969, Chapters 626, 835, 905, Sections 2 and 920; Laws 1969, Chapter 1055, as amended by Extra Session Laws 1971, Chapter 35; Laws 1969, Chapter 1104, as amended by Laws 1971, Chapter 556; and Laws 1971, Chapters 300, 310, 385, 388, 525, 579, 606, 611, and 950.

The bill was read for the first time and referred to the Committee on Metropolitan and Urban Affairs.

Larson and Skaar introduced:

H. F. No. 2526, A bill for an act relating to cooperative associations; requiring the inclusion of certain information in annual statements to patrons; amending Minnesota Statutes 1971, Section 308.12, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Commerce and Economic Development.

Quirin, Newcome, Cummiskey, and Voss introduced:

H. F. No. 2527, A bill for an act relating to the operation of state government; changing the salary setting authority of certain unclassified positions in the executive branch of government; repealing Minnesota Statutes 1971, Sections 15A.021; 15A.031; 15A.041; and 15A.081.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Biersdorf; Kempe; Pavlak, R. L.; Spanish; and Prah! introduced:

H. F. No. 2528, A bill for an act relating to crimes and criminals; providing minimum sentences for certain felonies; amending Minnesota Statutes 1971, Section 609.11.

The bill was read for the first time and referred to the Committee on Judiciary.

Johnson, R.; Lindstrom, E.; Savelkoul; Weaver; and Adams, S., introduced:

H. F. No. 2529, A bill for an act proposing an amendment to the Minnesota Constitution; adding an article to limit state and local taxing and spending authority.

The bill was read for the first time and referred to the Committee on Taxes.

Norton, for the Committee on Appropriations, introduced:

H. F. No. 2530, A bill for an act relating to the organization and operation of state government; providing for public buildings of the state of Minnesota; authorizing the alteration, repair, rehabilitation of said buildings, the equipping and the replacement of equipment of certain of said buildings; appropriating money therefor.

The bill was read for the first time and laid over one day.

Norton, for the Committee on Appropriations, introduced:

H. F. No. 2531, A bill for an act relating to public buildings and public lands of the state of Minnesota; authorizing the acquisition and betterment of public land and buildings and other public improvements of a capital nature; the acquisition by gift, purchase, or condemnation of certain real property therefor; the equipping and replacement of equipment of certain said buildings; appropriating and reappropriating moneys therefor, including necessary expenses from the Minnesota state building fund; authorizing the issuance of the sale of bonds under the provisions of the constitution, article IX, section 6, to finance said fund appropriating moneys in connection therewith.

The bill was read for the first time and laid over for one day.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 627, A bill for an act relating to probate proceedings; inventory and appraisal of estates in probate court; amending Minnesota Statutes 1971, Sections 525.33 and 525.331.

H. F. No. 704, A bill for an act relating to probate proceedings; sales, leases, and mortgages in connection with probate matters; amending Minnesota Statutes 1971, Section 525.64.

H. F. No. 906, A bill for an act relating to probate proceedings; liability of a representative or his surety for mismanagement or other misconduct; amending Minnesota Statutes 1971, Section 525.501.

H. F. No. 1515, A bill for an act relating to decedents' estates; revising a spouse's power to elect against a will; amending Minnesota Statutes 1971, Section 525.215.

H. F. No. 1729, A bill for an act relating to the executive council; providing that the lieutenant governor be a member thereof; amending Minnesota Statutes 1971, Section 9.011, Subdivision 1.

H. F. No. 2072, A bill for an act relating to insurance; reinsurance by life insurance companies of aircraft risks; amending Minnesota Statutes 1971, Section 60A.09; Subdivision 5.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 833, A bill for an act relating to decedent's estates; requiring mailing of notice to a foreign consul in certain circumstances; amending Minnesota Statutes 1971, Section 525.83.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 443, A bill for an act relating to public welfare; appropriating money for The Rochester State Hospital Religious Activity Center, Inc.

H. F. No. 248, A bill for an act relating to agriculture; soybean promotion board; promotion and financing; amending Minnesota Statutes 1971, Sections 21A.03; 21A.06; 21A.10; 21A.16, Subdivision 2; and 21A.18.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 1581, A bill for an act relating to the Minnesota housing finance agency; prescribing its powers and duties; providing for the financing thereof; appropriating money; amending Minnesota Statutes 1971, Sections 462A.02, by adding a subdivision; 462A.03, Subdivisions 2, 4, 7, 9, and 10, and adding subdivisions; 462A.05, Subdivisions 2, 3, 4, 5, 9, 10, and adding subdivisions; 462A.06, Subdivisions 11 and 12; 462A.07, Subdivision 5; 462A.08, Subdivisions 1, 2 and 3; 462A.09; 462A.10, Subdivisions 2, 3, 4, 5, and 9; 462A.16; 462A.17, Subdivision 1; 462A.18, Subdivision 2; 462A.20, Subdivision 2; 462A.21, Subdivisions 2, 3, and 4; 462A.22; repealing Minnesota Statutes 1971, Sections 462A.06, Subdivisions 13, 14, 15 and 16; and 462A.23.

H. F. No. 2173, A bill for an act relating to taxation; levy limitations; amending Minnesota Statutes 1971, Sections 275.11, by adding a subdivision; and 412.251.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 1642, A bill for an act relating to Otter Tail county; authorizing a levy for county extension work.

The Senate has appointed as such committee Messrs. Olhoff; Hanson, R.; and Wegener.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 1772, A bill for an act relating to the Minnesota historical society; commissioning a painting concerning Indian life; appropriating money.

The Senate has appointed as such committee Messrs. Keefe, J.; Hanson, R.; and Arnold.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 835, A bill for an act relating to divorce; abolishing the action and substituting proceedings for dissolution; amending Minnesota Statutes 1971, Sections 518.001; 518.01; 518.03; 518.06; 518.07; 518.09; 518.10; 518.11; 518.12; 518.13; 518.14; 518.15; 518.16; 518.17; 518.175, Subdivision 1; 518.25; 518.27; 518.54; 518.55; 518.551; 518.57; 518.58; 518.59; 518.62; 518.63; 518.64 and 518.66; repealing Minnesota Statutes 1971, Sections 518.08; 518.26 and 518.28.

The Senate has appointed as such committee Messrs. Spear, Tennessen, and Keefe, J.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 1053, A bill for an act relating to workmen's compensation; raising minimum weekly benefits; coordinating the payment of workmen's compensation death benefits with governmental death benefits; extending coverage to occupational

diseases; amending Minnesota Statutes 1971, Sections 176.101, Subdivisions 1, 2, and 3; 176.111, Subdivisions 19, 20, and by adding a subdivision; 176.131, Subdivision 7; 176.132, Subdivision 2; 176.151; 176.66, Subdivision 1; and repealing Minnesota Statutes 1971, Sections 176.66, Subdivisions 2, 3, 4, 5, 6, 7, 8 and 9; 176.661 to 176.668.

The Senate has appointed as such committee Messrs. Thorup, Kowalczyk, and Spear.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 793, A bill for an act relating to corrections; voluntary uncompensated services to the department of corrections; amending Minnesota Statutes 1971, Section 241.01, Subdivision 6.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Pehler moved that the House concur in the Senate amendments to H. F. No. 793 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 793, A bill for an act relating to corrections; voluntary uncompensated services to the department of corrections; amending Minnesota Statutes 1971, Section 241.01, Subdivision 6.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 86, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Cleary	Jacobs	Mann	Ojala
Anderson, D.	Clifford	Jaros	McArthur	Parish
Anderson, G.	Connors	Johnson, C.	McEachern	Patton
Anderson, I.	Cummiskey	Johnson, D.	McFarlin	Pavlak, R.
Becklin	Dieterich	Johnson, J.	McMillan	Pavlak, R. L.
Belisle	Dirlam	Johnson, R.	Menke	Pehler
Bell	Enebo	Jopp	Miller, D.	Pieper
Bennett	Esau	Kempe	Miller, M.	Prahl
Berg	Ferderer	Knickerbocker	Moe	Rice
Biersdorf	Fjoslien	Kvam	Munger	Ryan
Boland	Fudro	Laidig	Myrah	Samuelson
Braun	Growe	Larson	Nelson	Sarna
Brinkman	Haugerud	LaVoy	Newcome	Savelkoul
Carlson, B.	Heinitz	Lemke	Niehaus	Schreiber
Carlson, L.	Hook	Lindstrom, E.	Ohnstad	Schulz

Sieben, H.	Spanish	Vento	Wohlwend	Mr. Speaker
Sieben, M.	Tomlinson	Wenzel		
Smith	Vanasek	Wigley		

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 217, A bill for an act relating to the village of Roseville; firemen's relief association service pensions; amending Laws 1965, Chapter 598, Section 1, Subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Bell moved that the House concur in the Senate amendments to H. F. No. 217 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 217, A bill for an act relating to the village of Roseville; firemen's relief association service pensions; amending Laws 1965, Chapter 598, Section 1, Subdivision 1.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 93, and nays 0, as follows:

Those who voted in the affirmative were:

Anderson, D.	Cummiskey	Johnson, R.	Moe	Rice
Anderson, G.	DeGroat	Jopp	Mueller	Sarna
Anderson, I.	Dieterich	Kempe	Munger	Savelkoul
Becklin	Dirlam	Knickerbocker	Myrah	Schreiber
Belisle	Eckstein	Kvam	Nelson	Schulz
Bell	Enebo	Laidig	Newcome	Sherwood
Bennett	Esau	Larson	Niehaus	Sieben, H.
Berg	Ferderer	LaVoy	Norton	Sieben, M.
Berglin	Fjoslien	Lemke	Ohnstad	Smith
Boland	Fudro	Lindstrom, E.	Ojala	Spanish
Braun	Growe	Lombardi	Parish	Tomlinson
Brinkman	Haugerud	Mann	Patton	Vanasek
Carlson, A.	Heinitz	McArthur	Pavlak, R.	Vento
Carlson, B.	Hook	McEachern	Pavlak, R. L.	Wenzel
Carlson, L.	Jacobs	McFarlin	Pehler	Wigley
Casserly	Jaros	McMillan	Peterson	Wohlwend
Cleary	Johnson, C.	Menke	Pieper	Mr. Speaker
Clifford	Johnson, D.	Miller, D.	Pleasant	
Connors	Johnson, J.	Miller, M.	Prahl	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1547, A bill for an act relating to Hennepin county; permitting county to lease real property for periods up to 15 years; amending Laws 1969, Chapter 476, Section 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Enebo moved that the House concur in the Senate amendments to H. F. No. 1547 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1547, A bill for an act relating to Hennepin county; permitting county to lease real property for periods up to 15 years; amending Laws 1969, Chapter 476, Section 1.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 99, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, J.	McMillan	Ryan
Anderson, D.	DeGroat	Johnson, R.	Menke	Samuelson
Anderson, G.	Dieterich	Jopp	Miller, D.	Sarna
Anderson, I.	Dirlam	Kelly	Miller, M.	Savelkoul
Becklin	Eckstein	Kempe	Moe	Schreiber
Belisle	Enebo	Klaus	Mueller	Schulz
Bell	Esau	Knickerbocker	Munger	Sherwood
Bennett	Faricy	Kvam	Myrah	Sieben, H.
Berg	Ferderer	Laidig	Nelson	Sieben, M.
Berglin	Fjoslien	Larson	Newcome	Skaar
Biersdorf	Forsythe	LaVoy	Niehaus	Smith
Boland	Graw	Lemke	Ohnstad	Spanish
Brinkman	Growe	Lindstrom, E.	Ojala	Tomlinson
Carlson, A.	Hanson	Lombardi	Parish	Vanasek
Carlson, B.	Haugerud	Long	Patton	Vento
Carlson, L.	Heintz	Mann	Pavlak, R.	Wenzel
Cassery	Hook	McArthur	Pavlak, R. L.	Wigley
Cleary	Jacobs	McCarron	Peterson	Wohlwend
Clifford	Jaros	McEachern	Pieper	Mr. Speaker
Connors	Johnson, D.	McFarlin	Prahl	

Those who voted in the negative were:

Pehler

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to:

S. F. No. 452, A bill for an act relating to city of St. Paul; providing for a change in the election of members of the council.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. North, Chenoweth and McCutcheon have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Vento moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 452. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 1091, 1566, 1699, and 1742.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted.

S. F. Nos. 1455 and 1653.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 1246 and 2115.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 2047.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 734 and 951.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 985.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 1893.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1091, A bill for an act relating to health; authorizing the commissioner of public welfare to make grants to aid in the purchase, construction or remodeling of community residential facilities for the mentally retarded and cerebral palsied; directing the commissioner of public welfare to establish an advisory board on community residential facilities for the mentally retarded and cerebral palsied; appropriating money.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1566, A bill for an act appropriating money to the state department of education for deficiencies in state aid for education programs for adults.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1699, A bill for an act relating to education; veteran farmer cooperative training program; appropriating money.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1742, A bill for an act relating to the credentialing of allied health manpower under the state board of health; appropriating money.

The bill was read for the first time and referred to the Committee on Governmental Operations.

S. F. No. 1455, A bill for an act relating to health; regulating alcohol and other drug abuse; establishing a state authority; providing for treatment of persons dependent on alcohol or other drugs; amending Minnesota Statutes 1971, Sections 197.603; 197.64, Subdivision 3; 198.01; 253A.03; 253A.04, Subdivisions 2 and 3; 253A.07, Subdivision 2; repealing Minnesota Statutes 1971, Sections 126.04; 144.81; 144.82; 144.831; 144.832; 144.833; 144.834; 145.696; 145.697; 145.699; 245.692; 245.693; 245.694; and 245.695.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1653, A bill for an act relating to education; the establishment of a pilot educational service area in southwest and west central Minnesota to provide educational services and programs on a regional basis; appropriating money therefor.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1246, A bill for an act relating to elections; providing for the registration of voters; providing penalties; appropriating money; amending Minnesota Statutes 1971, Sections 200.02, Subdivisions 22 and 25; 201.11; 201.12; 201.13; 201.14; 201.15; 201.18; 201.26; 201.27; 201.33; 203.27, Subdivision 2; 204.076; 204.08, Subdivision 1; 204.17, Subdivision 3; 207.02; 207.03; 207.08; and 207.19, Subdivision 1; Chapter 201, by adding sections; and Chapter 204, by adding a section; repealing Minnesota Statutes 1971, Sections 201.02 to 201.10; 201.16; 201.17; 201.19; 201.20; 201.21; 201.22; 201.23; 201.24; 201.25; 201.261; 201.28; 201.29; 201.30; 201.31; 201.32; 204.07; 204.075; 204.077; and 204.08, Subdivision 3.

The bill was read for the first time.

Tomlinson moved that S. F. No. 1246 and H. F. No. 1395, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2115, A bill for an act relating to the establishment of a power plant site and transmission line route selection authority in the environmental quality council; appropriating money; providing penalties.

The bill was read for the first time.

Sieben, H. moved that S. F. No. 2115 and H. F. No. 2069, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2047, A bill for an act relating to state government; establishing salaries for certain unclassified employees in the executive and judicial branch of government; amending Minnesota Statutes 1971, Sections 15A.081; 15A.083; 15A.084; 15A.085; and 15A.101.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 734, A bill for an act relating to water resources; imposing certain duties in relation thereto on the commissioner of natural resources, counties, and municipalities; providing standards for permits for appropriation and use of public waters, and for changing the course, current, or cross-section of public waters; amending Minnesota Statutes 1971, Sections 105.41, Subdivision 1; 105.42; 105.44, by adding a subdivision; and 105.49; repealing Minnesota Statutes 1971, Sections 113.01 to 113.06.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

S. F. No. 951, A bill for an act relating to food; providing for the regulation and control of its manufacture, distribution and sale; prescribing penalties; amending Minnesota Statutes 1971, Chapter 31, by adding sections; Sections 31.01, Subdivisions 2, 3, and 4, and by adding subdivisions; 31.02; 31.04; 31.05; 31.14; and 32.021, Subdivision 2; and repealing Minnesota Statutes 1971, Section 31.01, Subdivisions 5 and 19.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 985, A bill for an act relating to health; authorizing the establishment of health maintenance organizations and prescribing powers and duties; providing for financial assistance to certain health maintenance organizations; providing for open enrollment in certain health plans; appropriating money; and providing penalties.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1893, A bill for an act relating to public welfare; authorizing the commissioner of public welfare, and certain counties and municipalities to make grants for child care service and for certain programs for child care; amending Minnesota Statutes 1971, Sections 245.83, Subdivisions 2 and 3, and by adding a subdivision; 245.84; 245.85; 245.86; and 245.87.

The bill was read for the first time and referred to the Committee on Appropriations.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule No. 13, Moe reported the progress of S. F. No. 34 now in Conference Committee.

Pursuant to Joint Rule No. 13, Boland reported the progress of S. F. No. 82 now in Conference Committee.

CONSENT CALENDAR

H. F. No. 2087 was reported to the House.

Jaros moved to amend H. F. No. 2087, the printed bill, as follows:

Page 2, line 10, after "number." insert: "No less than 60 percent of the area of any such district shall consist of land which has been platted and developed. The area of such district shall not be enlarged after three years following the date of designation of such district. At the time of the adoption of the first development district in the municipality, the governing body shall by formal action adopt one of the three following alternative restrictive options. Once the choice is made, the municipality must use the same option for all succeeding development districts.

(a) The total acreage included in any one development district shall not exceed one percent of the total acreage of the municipality. At no time shall the total current acreage within development districts for which unrecovered cost of bonds remain exceed three percent of the total acreage of the municipality.

(b) The total market value of taxable real property of any one development district when adopted shall not exceed five percent of the total market value of taxable real property in the municipality as then most recently certified by the county auditor. At no time shall the current total market value of taxable real property within development districts for which unrecovered cost of bonds remain exceed ten percent of the total market value of taxable real property in the municipality as most recently certified by the county auditor.

(c) The governing body may adopt one development district which shall not exceed six acres in area. At no time shall another development district be adopted by the governing body until all cost of bonds for the previously adopted district has been paid."

Page 2, line 19, after "plazas," insert "malls,"

Page 2, line 23, after the period insert "The use of a public street or public right of way for pedestrian travel only constitutes a public use and shall not require a vacation of the street or right of way."

Page 2, line 32, strike "advice from" and insert in lieu thereof "consultation with".

Page 2, line 33, after "published" insert "in the official newspaper of the municipality, or if the municipality has no official newspaper,".

Page 3, line 2, after "domain." insert "In all such acquisitions the acquiring authority shall provide as a cost of acquisition the relocation assistance, services, payments and benefits required by the Uniform Relocation Assistance and Real Property Acquisition Policies Act of 1970, 84 Stat. 1894 (1971), 42 United States Code, Section 4601, et seq.

Page 3, line 24, after "and" strike "public" and insert "publicly owned".

Page 3, line 33, after "may" strike the remaining language in Sec. 6 and insert in lieu thereof the following: "authorize, issue, and sell bonds which shall mature within 30 years from date of issue to finance the acquisition and betterment of real and personal property needed to carry out the development program within the development district together with all relocation costs incidental hereto in accordance with Minnesota Statutes, Sections 475.51, 475.53, 475.54, 475.55, 475.56, 475.60, 475.61, 475.62, 475.63, 475.65, 475.66, 475.69, 475.70, and 475.71. All tax increments received by the municipality pursuant to section 7 shall be pledged for the payment of such bonds and used to reduce or cancel the taxes otherwise required to be extended for that purpose, and the bonds shall not be included when computing the municipality's net debt."

Page 4, line 13, strike "according to the original" and insert "in the proportion that the original taxable value bears to the current".

Page 4, line 14, after the word "collected," insert "referred to herein as the tax increment,".

Page 4, line 31, after "department" insert "or designate an existing department or office".

The motion prevailed and the amendment was adopted.

H. F. No. 2087, A bill for an act relating to the city of Duluth, authorizing the city of Duluth to create development districts within the city boundaries; to acquire, construct, reconstruct, improve, alter, extend, operate, maintain, and promote development programs to be carried out in each of the districts created; to authorize the city to issue bonds to carry out such development programs; to authorize the city and the county auditor to use the tax increment created in the development districts to pay off the principal and interest in such bonds; to authorize the city to operate pedestrian systems and special lighting and similar systems; to authorize the city to assess the cost of operations against the development districts; to authorize the city to lease space in structures and to lease or sell air rights over structures and to lease or sell property for private development.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 110, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, D.	McFarlin	Ryan
Anderson, D.	Dirlam	Johnson, J.	McMillan	Samuelson
Anderson, G.	Eckstein	Johnson, R.	Menke	Sarna
Anderson, I.	Enebo	Jopp	Miller, M.	Savelkoul
Becklin	Erdahl	Jude	Moe	Schreiber
Belisle	Erickson	Kelly	Mueller	Sherwood
Bell	Esau	Kempe	Munger	Sieben, H.
Bennett	Faricy	Klaus	Myrah	Sieben, M.
Berg	Ferderer	Knickerbocker	Newcome	Skaar
Boland	Fjoslien	Kvam	Niehaus	Smith
Braun	Forsythe	Laidig	Ohnstad	Spanish
Brinkman	Fudro	Larson	Ojala	Stanton
Carlson, A.	Fugina	LaVoy	Parish	Swanson
Carlson, B.	Graw	Lemke	Patton	Tomlinson
Carlson, L.	Grove	Lindstrom, E.	Pavlak, R.	Ulland
Casserly	Hanson	Lindstrom, J.	Pavlak, R. L.	Vanasek
Cleary	Haugerud	Lombardi	Pehler	Vento
Clifford	Heinitz	Long	Peterson	Wenzel
Connors	Hook	Mann	Pieper	Wigley
Cummiskey	Jacobs	McArthur	Prahl	Wohlwend
Dahl	Jaros	McCarron	Quirin	Wolcott
DeGroat	Johnson, C.	McEachern	Rice	Mr. Speaker

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

S. F. No. 906, A bill for an act relating to disabled persons; enacting the uniform duties to disabled persons act; providing a penalty.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 112, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Jacobs	Long	Parish
Anderson, D.	DeGroat	Jaros	Mann	Patton
Anderson, G.	Dieterich	Johnson, D.	McArthur	Pavlak, R.
Anderson, I.	Dirlam	Johnson, J.	McCarron	Pavlak, R. L.
Becklin	Eckstein	Johnson, R.	McCauley	Pehler
Belisle	Eken	Jopp	McEachern	Peterson
Bell	Enebo	Jude	McFarlin	Pieper
Bennett	Erdahl	Kahn	McMillan	Pleasant
Berg	Erickson	Kelly	Menke	Prahl
Biersdorf	Esau	Kempe	Miller, D.	Quirin
Boland	Faricy	Klaus	Miller, M.	Rice
Braun	Ferderer	Knickerbocker	Moe	Ryan
Brinkman	Fjoslien	Kvam	Mueller	Samuelson
Carlson, A.	Forsythe	Laidig	Munger	Sarna
Carlson, B.	Fudro	Larson	Myrah	Savelkoul
Carlson, L.	Graw	LaVoy	Nelson	Sherwood
Casserly	Grove	Lemke	Newcome	Sieben, H.
Cleary	Hanson	Lindstrom, E.	Niehaus	Sieben, M.
Clifford	Heinitz	Lindstrom, J.	Ohnstad	Skaar
Connors	Hook	Lombardi	Ojala	Smith

Spanish	Tomlinson	Vento	Wohlwend	Mr. Speaker
Stanton	Ulland	Wenzel	Wolcott	
Swanson	Vanasek	Wigley		

The bill was passed and its title agreed to.

S. F. No. 1526 was reported to the House.

There being no objection, S. F. No. 1526 was laid over for one day.

S. F. No. 1972 was reported to the House.

Tomlinson moved to amend S. F. No. 1972, the printed bill, as follows:

Page 3, after line 8, add a new section to read:

"Sec. 2. *This act is effective on the date following its enactment.*"

The motion prevailed and the amendment was adopted.

S. F. No. 1972, A bill for an act relating to public welfare; submission of budget estimates; amending Minnesota Statutes 1971, Section 393.08, Subdivision 1.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 117, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, R.	Menke	Samuelson
Anderson, D.	Eckstein	Jopp	Miller, D.	Sarna
Anderson, G.	Enebo	Jude	Miller, M.	Savelkoul
Anderson, I.	Erdahl	Kahn	Moe	Schulz
Becklin	Erickson	Kelly	Mueller	Sherwood
Belisle	Esau	Kempe	Munger	Sieben, H.
Bell	Faricy	Klaus	Myrah	Sieben, M.
Bennett	Ferderer	Knickerbocker	Nelson	Skaar
Berg	Fjoslien	Kvam	Niehaus	Smith
Biersdorf	Fudro	Laidig	Norton	Spanish
Boland	Fugina	Larson	Ohnstad	Stanton
Brinkman	Graba	LaVoy	Ojala	Swanson
Carlson, A.	Graw	Lemke	Parish	Tomlinson
Carlson, B.	Growe	Lindstrom, E.	Patton	Ulland
Carlson, D.	Hagedorn	Lindstrom, J.	Pavliak, R.	Vanasek
Carlson, L.	Hanson	Lombardi	Pavliak, R. L.	Vento
Cassery	Haugerud	Long	Pehler	Wenzel
Cleary	Heinitz	Mann	Peterson	Wigley
Clifford	Hook	McArthur	Pieper	Wohlwend
Connors	Jacobs	McCarron	Pleasant	Wolcott
Culhane	Jaros	McCauley	Prahl	Mr. Speaker
Cummiskey	Johnson, C.	McEachern	Quirin	
DeGroat	Johnson, D.	McFarlin	Rice	
Dieterich	Johnson, J.	McMillan	Ryan	

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

S. F. No. 979 was reported to the House.

There being no objection, S. F. No. 979 was laid over for one day.

S. F. No. 1809, A bill for an act relating to commerce; requiring the provision of certain information to consumers; providing remedies; amending Minnesota Statutes 1971, Chapter 325, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	McMillan	Samuelson
Adams, S.	Dieterich	Johnson, J.	Menke	Sarna
Anderson, D.	Dirlam	Johnson, R.	Miller, D.	Savelkoul
Anderson, G.	Eckstein	Jopp	Miller, M.	Schreiber
Anderson, I.	Eken	Jude	Mueller	Schulz
Becklin	Enebo	Kahn	Munger	Sherwood
Belisle	Erdahl	Kelly	Myrah	Sieben, M.
Bell	Erickson	Kempe	Nelson	Skaar
Bennett	Esau	Klaus	Newcome	Smith
Berg	Faricy	Knickerbocker	Niehaus	Spanish
Berglin	Ferderer	Kvam	Norton	Stanton
Biersdorf	Fjoslien	Laidig	Ohnstad	Swanson
Boland	Fudro	Larson	Ojala	Tomlinson
Braun	Fugina	LaVoy	Parish	Ulland
Brinkman	Graba	Lemke	Patton	Vanasek
Carlson, A.	Graw	Lindstrom, E.	Pavlak, R.	Vento
Carlson, B.	Growe	Lindstrom, J.	Pavlak, R. L.	Wenzel
Carlson, D.	Hagedorn	Lombardi	Pehler	Wigley
Carlson, L.	Hanson	Long	Peterson	Wohlwend
Casserly	Haugerud	Mann	Pieper	Wolcott
Cleary	Heinitz	McArthur	Pleasant	Mr. Speaker
Clifford	Hook	McCarron	Prahl	
Connors	Jacobs	McCauley	Quirin	
Culhane	Jaros	McEachern	Rice	
Cummiskey	Johnson, C.	McFarlin	Ryan	

The bill was passed and its title agreed to.

S. F. No. 471 was reported to the House.

Kempe moved that S. F. No. 471 be laid over until Thursday, May 17, 1973. The motion prevailed.

S. F. No. 1302 was reported to the House.

There being no objection, S. F. No. 1302 was laid over for one day.

S. F. No. 899 was reported to the House.

There being no objection, S. F. No. 899 was laid over for one day.

S. F. No. 903 was reported to the House.

There being no objection, S. F. No. 903 was laid over for one day.

S. F. No. 1781, A bill for an act relating to the Hennepin county municipal court and the city of Saint Paul municipal court;

amending Minnesota Statutes 1971, Section 488A.01, Subdivision 6; and 488A.18, Subdivision 7.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, D.	McMillan	Ryan
Adams, S.	Dirlam	Johnson, J.	Menke	Samuelson
Anderson, D.	Eckstein	Johnson, R.	Miller, D.	Sarna
Anderson, G.	Eken	Jopp	Miller, M.	Savelkoul
Anderson, I.	Enebo	Jude	Mueller	Schreiber
Becklin	Erdahl	Kahn	Munger	Schulz
Belisle	Erickson	Kelly	Myrah	Searle
Bell	Esau	Kempe	Nelson	Sherwood
Bennett	Faricy	Klaus	Newcome	Sieben, H.
Berg	Ferderer	Knickerbocker	Niehaus	Skaar
Berglin	Fjoslien	Kvam	Norton	Smith
Biersdorf	Forsythe	Laidig	Ohnstad	Spanish
Boland	Fudro	Larson	Ojala	Stanton
Brinkman	Fugina	LaVoy	Parish	Swanson
Carlson, A.	Graba	Lemke	Patton	Tomlinson
Carlson, B.	Graw	Lindstrom, E.	Pavlak, R.	Ulland
Carlson, D.	Growe	Lindstrom, J.	Pavlak, R. L.	Vanasek
Carlson, L.	Hagedorn	Lombardi	Pehler	Vento
Casserly	Hanson	Long	Peterson	Voss
Cleary	Haugerud	Mann	Pieper	Wenzel
Clifford	Heinitz	McArthur	Pleasant	Wigley
Connors	Hook	McCarron	Prahl	Wohlwend
Cummiskey	Jacobs	McCauley	Quirin	Wolcott
Dahl	Jaros	McEachern	Resner	Mr. Speaker
DeGroat	Johnson, C.	McFarlin	Rice	

The bill was passed and its title agreed to.

S. F. No. 2320, A bill for an act relating to Ramsey county; providing for a park and open space system and recreational program; conferring power on the Ramsey county board to acquire land and personal property under certain conditions; authorizing the expenditure of county road and bridge funds for the construction and maintenance of bicycle paths on roads under county jurisdiction; amending Laws 1971, Chapter 950, Sections 2, by adding a subdivision; and 7.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Berg	Casserly	Dirlam	Ferderer
Adams, S.	Berglin	Cleary	Eckstein	Fjoslien
Anderson, G.	Boland	Clifford	Eken	Forsythe
Anderson, I.	Brinkman	Connors	Enebo	Fudro
Becklin	Carlson, A.	Cummiskey	Erdahl	Fugina
Belisle	Carlson, B.	Dahl	Erickson	Graba
Bell	Carlson, D.	DeGroat	Esau	Graw
Bennett	Carlson, L.	Dieterich	Faricy	Growe

Hagedorn	Kvam	Miller, D.	Pieper	Smith
Hanson	Laidig	Miller, M.	Pleasant	Stanton
Hangerud	Larson	Moe	Prahl	Swanson
Heinitz	LaVoy	Mueller	Quirin	Tomlinson
Hook	Lemke	Munger	Resner	Ulland
Jacobs	Lindstrom, E.	Myrah	Rice	Vanasek
Jaros	Lindstrom, J.	Nelson	Ryan	Vento
Johnson, C.	Lombardi	Newcome	Samuelson	Voss
Johnson, D.	Long	Niehaus	Sarna	Wenzel
Johnson, J.	Mann	Norton	Savelkoul	Wigley
Johnson, R.	McArthur	Ohnstad	Schreiber	Wohlwend
Jude	McCarron	Ojala	Schulz	Wolcott
Kahn	McCauley	Parish	Searle	Mr. Speaker
Kelly	McEachern	Patton	Sherwood	
Kempe	McFarlin	Pavlak, R.	Sieben, H.	
Klaus	McMillan	Pavlak, R. L.	Sieben, M.	
Knickerbocker	Menke	Pehler	Skaar	

The bill was passed and its title agreed to.

H. F. No. 1906 was reported to the House.

Patton moved to amend H. F. No. 1906, the printed bill, as follows:

Page 2, at the end of line 1, strike "eight" and insert in lieu thereof "ten".

The motion prevailed and the amendment was adopted.

H. F. No. 1906, A bill for an act relating to the Minnesota highway patrolmen's retirement association; amending Minnesota Statutes 1971, Sections 352B.02; 352B.08, Subdivision 2; 352B.10; 352B.11, Subdivision 2; and Chapter 352B, by adding sections.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Clifford	Graw	LaVoy	Niehaus
Adams, S.	Connors	Growe	Lemke	Norton
Anderson, D.	Cummsiskey	Hagedorn	Lindstrom, E.	Ohnstad
Anderson, G.	Dahl	Hanson	Lindstrom, J.	Ojala
Anderson, I.	DeGroat	Hangerud	Lombardi	Parish
Becklin	Dieterich	Heinitz	Long	Patton
Belisle	Dirlam	Hook	Mann	Pavlak, R.
Bell	Eckstein	Jacobs	McArthur	Pavlak, R. L.
Bennett	Eken	Jaros	McCarron	Pehler
Berg	Enebo	Johnson, C.	McCauley	Peterson
Berglin	Erdahl	Johnson, D.	McEachern	Pieper
Biersdorf	Erickson	Johnson, J.	McFarlin	Pleasant
Boland	Esau	Johnson, R.	McMillan	Prahl
Braun	Faricy	Jopp	Menke	Quirin
Brinkman	Ferderer	Jude	Miller, D.	Resner
Carlson, A.	Fjoslien	Kelly	Miller, M.	Rice
Carlson, B.	Flakne	Klaus	Moe	Ryan
Carlson, D.	Forsythe	Knickerbocker	Mueller	Samuelson
Carlson, L.	Fudro	Kvam	Munger	Sarna
Casserly	Fugina	Laidig	Nelson	Savelkoul
Cleary	Graba	Larson	Newcome	Schreiber

Schulz	Sieben, M.	Stanton	Vanasek	Wigley
Searle	Skaar	Swanson	Vento	Wohlwend
Sherwood	Smith	Tomlinson	Voss	Wolcott
Sieben, H.	Spanish	Ulland	Wenzel	Mr. Speaker

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

H. F. No. 1409 was reported to the House.

Connors moved to amend H. F. No. 1409, the printed bill, as follows:

Page 2, line 5, after "Subdivision 1." delete the language remaining in the line.

Page 2, line 6, after "July 1, 1973" and before the word "be" strike the word "shall" and insert in lieu thereof the word "may".

The motion prevailed and the amendment was adopted.

H. F. No. 1409, A bill for an act relating to the policemen's relief association in the city of New Ulm, and membership in the public employees police and fire fund.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 94, and nays 12, as follows:

Those who voted in the affirmative were:

Anderson, G.	Erdahl	Jopp	Moe	Sarna
Anderson, I.	Erickson	Jude	Mueller	Savelkoul
Belisle	Faricy	Kelly	Munger	Schreiber
Bell	Ferderer	Kempe	Myrah	Schulz
Berg	Flakne	Knickerbocker	Nelson	Sherwood
Boland	Fudro	Laidig	Norton	Sieben, H.
Braun	Fugina	Larson	Ohnstad	Sieben, M.
Brinkman	Graba	Lemke	Ojala	Smith
Carlson, A.	Growe	Lindstrom, E.	Parish	Spanish
Carlson, B.	Hagedorn	Lindstrom, J.	Patton	Stanton
Carlson, D.	Hanson	Lombardi	Pavliak, R.	Swanson
Carlson, L.	Haugerud	Mann	Pehler	Tomlinson
Casserly	Heinitz	McArthur	Peterson	Ulland
Connors	Hook	McCarron	Pieper	Vanasek
Cummiskey	Jacobs	McEachern	Prahl	Vento
Dahl	Johnson, C.	McMillan	Quirin	Voss
Dieterich	Johnson, D.	Menke	Resner	Wenzel
Eckstein	Johnson, J.	Miller, D.	Ryan	Mr. Speaker
Eken	Johnson, R.	Miller, M.	Samuelson	

Those who voted in the negative were:

Adams, J.	Clifford	Fjoslien	Long	Pavliak, R. L.
Becklin	Enebo	Jaros	Niehaus	
Berglin	Esau	LaVoy		

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

H. F. No. 2226, A bill for an act relating to retirement; distribution of state aid to policemen's relief associations; amending

Minnesota Statutes 1971, Sections 69.011, Subdivisions 1, 2, and 4; and 69.021, Subdivisions 5, 6, and 7.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, D.	Miller, M.	Savelkoul
Adams, S.	Dirlam	Johnson, J.	Moe	Schreiber
Anderson, D.	Eckstein	Johnson, R.	Mueller	Schulz
Anderson, G.	Eken	Jopp	Munger	Searle
Anderson, I.	Enebo	Jude	Myrah	Sherwood
Becklin	Erdahl	Kelly	Nelson	Sieben, H.
Belisle	Erickson	Kempe	Newcome	Sieben, M.
Bell	Esau	Klaus	Niehaus	Skaar
Bennett	Faricy	Knickerbocker	Norton	Smith
Berg	Ferderer	Kvam	Ohnstad	Spanish
Berglin	Fjoslien	Laidig	Ojala	Stanton
Biersdorf	Flakne	Larson	Parish	Swanson
Boland	Forsythe	LaVoy	Patton	Tomlinson
Braun	Fudro	Lemke	Pavlak, R.	Ulland
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Vanasek
Carlson, A.	Graba	Lindstrom, J.	Pehler	Vento
Carlson, B.	Graw	Lombardi	Peterson	Voss
Carlson, D.	Growe	Long	Pieper	Wenzel
Carlson, L.	Hagedorn	Mann	Pleasant	Wigley
Casserly	Hanson	McArthur	Prahl	Wohlwend
Cleary	Haugerud	McCarron	Quirin	Wolcott
Clifford	Heinitz	McCauley	Resner	Mr. Speaker
Connors	Hook	McEachern	Rice	
Cummiskey	Jacobs	McFarlin	Ryan	
Dahl	Jaros	McMillan	Samuelson	
DeGroat	Johnson, C.	Menke	Sarna	

The bill was passed and its title agreed to.

S. F. No. 496, A bill for an act relating to the city of Gilbert; placing new police officers of the city of Gilbert under the public employees retirement association.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 6, as follows:

Those who voted in the affirmative were:

Adams, S.	Carlson, A.	Eken	Graw	Jude
Anderson, D.	Carlson, B.	Enebo	Growe	Kelly
Anderson, G.	Carlson, D.	Erdahl	Hagedorn	Kempe
Anderson, I.	Carlson, L.	Erickson	Hanson	Klaus
Becklin	Casserly	Esau	Haugerud	Knickerbocker
Belisle	Clifford	Faricy	Heinitz	Kvam
Bell	Connors	Ferderer	Hook	Laidig
Berg	Cummiskey	Fjoslien	Jacobs	Larson
Berglin	Dahl	Flakne	Johnson, C.	Lemke
Biersdorf	DeGroat	Forsythe	Johnson, D.	Lindstrom, E.
Boland	Dieterich	Fudro	Johnson, J.	Lindstrom, J.
Braun	Dirlam	Fugina	Johnson, R.	Lombardi
Brinkman	Eckstein	Graba	Jopp	Long

Mann	Munger	Pehler	Savelkoul	Ulland
McArthur	Myrah	Peterson	Schreiber	Vanasek
McCarron	Nelson	Pieper	Schulz	Vento
McEachern	Newcome	Pleasant	Sherwood	Voss
McFarlin	Niehaus	Prahl	Sieben, H.	Wenzel
McMillan	Norton	Quirin	Skaar	Wigley
Menke	Ohnstad	Resner	Smith	Wohlwend
Miller, D.	Ojala	Rice	Spanish	Wolcott
Miller, M.	Parish	Ryan	Stanton	Mr. Speaker
Moe	Patton	Samuelson	Swanson	
Mueller	Pavlak, R.	Sarna	Tomlinson	

Those who voted in the negative were:

Adams, J.	Jaros	LaVoy	McCauley	Pavlak, R. L.
Bennett				

The bill was passed and its title agreed to.

S. F. No. 1128, A bill for an act relating to the policemen's relief association in the city of Red Wing; membership in the public employees police and fire fund.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 119, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Johnson, J.	Menke	Samuelson
Anderson, D.	Eken	Johnson, R.	Miller, D.	Sarna
Anderson, G.	Enebo	Jopp	Miller, M.	Savelkoul
Anderson, I.	Erdahl	Jude	Moe	Schreiber
Becklin	Erickson	Kelly	Mueller	Searle
Belisle	Esau	Kempe	Munger	Sherwood
Bell	Faricy	Klaus	Nelson	Sieben, H.
Berg	Ferderer	Knickerbocker	Newcome	Sieben, M.
Berglin	Fjoslien	Kvam	Niehaus	Skaar
Biersdorf	Flakne	Laidig	Norton	Smith
Boland	Forsythe	Larson	Ohnstad	Spanish
Braun	Fudro	LaVoy	Ojala	Stanton
Brinkman	Fugina	Lemke	Parish	Swanson
Carlson, A.	Graba	Lindstrom, E.	Patton	Tomlinson
Carlson, B.	Grove	Lindstrom, J.	Pavlak, R.	Ulland
Carlson, D.	Hagedorn	Lombardi	Pehler	Vanasek
Carlson, L.	Hanson	Long	Peterson	Vento
Cassery	Haugerud	Mann	Pieper	Voss
Connors	Heinitz	McArthur	Pleasant	Wenzel
Cummiskey	Hook	McCarron	Prahl	Wigley
Dahl	Jacobs	McCauley	Quirin	Wohlwend
DeGroat	Jaros	McEachern	Resner	Wolcott
Dieterich	Johnson, C.	McFarlin	Rice	Mr. Speaker
Dirlam	Johnson, D.	McMillan	Ryan	

Those who voted in the negative were:

Clifford	Pavlak, R. L.
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The bill was passed and its title agreed to.

S. F. No. 1708, A bill for an act relating to the firemen's relief association in the city of Red Wing; membership in the public employees fire fund; repealing Laws 1953, Chapter 348, Sec-

tions 12, 17, and 20; Laws 1957, Chapter 10; Laws 1961, Chapter 300, Sections 2, 3, and 4; and Laws 1965, Chapter 604.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 117, and nays 3, as follows:

Those who voted in the affirmative were:

Anderson, D.	Eken	Johnson, J.	Moe	Schreiber
Anderson, G.	Enebo	Johnson, R.	Mueller	Schulz
Anderson, I.	Erdahl	Jopp	Munger	Searle
Becklin	Erickson	Jude	Nelson	Sherwood
Belisle	Esau	Kelly	Newcome	Sieben, H.
Bell	Faricy	Kempe	Niehaus	Sieben, M.
Berg	Ferderer	Knickerbocker	Norton	Skaar
Berglin	Fjoslien	Kvam	Ohnstad	Smith
Biersdorf	Flakne	Laidig	Ojala	Spanish
Boland	Forsythe	Larson	Parish	Stanton
Braun	Fudro	LaVoy	Patton	Swanson
Brinkman	Fugina	Lemke	Pavlak, R.	Tomlinson
Carlson, A.	Graba	Lindstrom, E.	Pehler	Ulland
Carlson, B.	Graw	Lindstrom, J.	Peterson	Vanasek
Carlson, D.	Growe	Lombardi	Pieper	Vento
Carlson, L.	Hagedorn	Long	Pleasant	Voss
Casserly	Hanson	Mann	Prahl	Wenzel
Connors	Haugerud	McArthur	Quirin	Wigley
Cummiskey	Heinitz	McCarron	Resner	Wohlwend
Dahl	Hook	McFarlin	Rice	Wolcott
DeGroat	Jacobs	McMillan	Ryan	Mr. Speaker
Dieterich	Jaros	Menke	Samuelson	
Dirlam	Johnson, C.	Miller, D.	Sarna	
Eckstein	Johnson, D.	Miller, M.	Savelkoul	

Those who voted in the negative were:

Bennett Clifford Pavlak, R. L.

The bill was passed and its title agreed to.

S. F. No. 925, A bill for an act relating to the city of Chisholm; placing new employees of the department of public safety under the public employees police and fire fund.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 116, and nays 7, as follows:

Those who voted in the affirmative were:

Adams, S.	Brinkman	Eckstein	Graba	Johnson, R.
Anderson, D.	Carlson, A.	Eken	Graw	Jopp
Anderson, G.	Carlson, B.	Enebo	Growe	Jude
Anderson, I.	Carlson, D.	Erdahl	Hagedorn	Kelly
Becklin	Carlson, L.	Erickson	Hanson	Kempe
Belisle	Casserly	Esau	Haugerud	Klaus
Bell	Connors	Faricy	Heinitz	Knickerbocker
Berg	Cummiskey	Ferderer	Hook	Kvam
Berglin	Dahl	Flakne	Jacobs	Laidig
Biersdorf	DeGroat	Forsythe	Johnson, C.	Larson
Boland	Dieterich	Fudro	Johnson, D.	Lemke
Braun	Dirlam	Fugina	Johnson, J.	Lindstrom, E.

Lindstrom, J.	Moe	Pavlak, R.	Schulz	Vanasek
Lombardi	Mueller	Pehler	Searle	Vento
Long	Munger	Peterson	Sherwood	Voss
Mann	Myrah	Pieper	Sieben, H.	Wenzel
McArthur	Nelson	Prahl	Sieben, M.	Wigley
McCarron	Newcome	Quirin	Skaar	Wohlwend
McEachern	Niehaus	Resner	Smith	Wolcott
McFarlin	Norton	Ryan	Spanish	Mr. Speaker
McMillan	Ohnstad	Samuelson	Stanton	
Menke	Ojala	Sarna	Swanson	
Miller, D.	Parish	Savelkoul	Tomlinson	
Miller, M.	Patton	Schreiber	Ulland	

Those who voted in the negative were:

Adams, J.	Clifford	LaVoy	Pavlak, R. L.	Rice
Bennett	Fjoslien			

The bill was passed and its title agreed to.

S. F. No. 1954, A bill for an act relating to the city of St. Cloud; providing for the continuance of a retirement program for police officers employed by the city.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 8, as follows:

Those who voted in the affirmative were:

Adams, S.	Eckstein	Johnson, J.	Miller, M.	Schreiber
Anderson, D.	Eken	Johnson, R.	Moe	Schulz
Anderson, G.	Enebo	Jopp	Mueller	Searle
Anderson, I.	Erdahl	Jude	Munger	Sherwood
Becklin	Erickson	Kelly	Myrah	Sieben, H.
Belisle	Esau	Kempe	Nelson	Sieben, M.
Bell	Faricy	Klaus	Newcome	Skaar
Berg	Ferderer	Knickerbocker	Niehaus	Smith
Berglin	Fjoslien	Kvam	Norton	Spanish
Biersdorf	Flakne	Laidig	Ohnstad	Stanton
Boland	Forsythe	Larson	Ojala	Swanson
Braun	Fudro	Lemke	Parish	Tomlinson
Brinkman	Fugina	Lindstrom, E.	Patton	Ulland
Carlson, A.	Graba	Lindstrom, J.	Pavlak, R.	Vanasek
Carlson, B.	Graw	Lombardi	Pehler	Vento
Carlson, D.	Grove	Long	Peterson	Voss
Carlson, L.	Hagedorn	Mann	Pieper	Weaver
Casserly	Hanson	McArthur	Pleasant	Wenzel
Connors	Haugerud	McCarron	Prahl	Wigley
Cummiskey	Heinitz	McCauley	Quirin	Wohlwend
Dahl	Hook	McEachern	Resner	Wolcott
DeGroat	Jacobs	McFarlin	Ryan	Mr. Speaker
Dieterich	Johnson, C.	Menke	Sarna	
Dirlam	Johnson, D.	Miller, D.	Savelkoul	

Those who voted in the negative were:

Adams, J.	Clifford	LaVoy	Rice	Samuelson
Bennett	Jaros	Pavlak, R. L.		

The bill was passed and its title agreed to.

CALL OF THE HOUSE

On the motion of Mr. Lindstrom, E., and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

Adams, J.	Dirlam	Johnson, R.	Munger	Schulz
Adams, S.	Eken	Jopp	Myrah	Searle
Anderson, G.	Enebo	Jude	Nelson	Sherwood
Anderson, I.	Erdahl	Kelly	Newcome	Sieben, H.
Becklin	Erickson	Kempe	Niehhaus	Sieben, M.
Belisle	Esau	Knickerbocker	Norton	Skaar
Bell	Faricy	Laidig	Ohnstad	Smith
Bennett	Ferderer	Larson	Ojala	Spanish
Berg	Fjoslien	LaVoy	Parish	Stanton
Biersdorf	Flakne	Lemke	Patton	Swanson
Boland	Forsythe	Lindstrom, E.	Pavlak, R.	Tomlinson
Braun	Fudro	Lindstrom, J.	Pavliak, R. L.	Ulland
Brinkman	Fugina	Lombardi	Pehler	Vanasek
Carlson, A.	Graba	Long	Peterson	Vento
Carlson, B.	Graw	Mann	Pieper	Voss
Carlson, D.	Growe	McArthur	Pleasant	Weaver
Carlson, L.	Hagedorn	McCarron	Prahl	Wenzel
Casserly	Hanson	McCauley	Quirin	Wigley
Cleary	Haugerud	McEachern	Resner	Wohlwend
Clifford	Heinitz	McFarlin	Rice	Wolcott
Connors	Hook	McMillan	Ryan	Mr. Speaker
Cummiskey	Jacobs	Menke	Samuelson	
Dahl	Jaros	Miller, D.	Sarna	
DeGroat	Johnson, D.	Miller, M.	Savelkoul	
Dieterich	Johnson, J.	Moe	Schreiber	

Mr. Lindstrom, E., moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

MOTION FOR SPECIAL ORDER

Pursuant to notice given on Thursday, May 10, 1973, Lindstrom, E., moved that H.F. No. 469 be made a Special Order for today, Monday, May 14, 1973, at 3:00 p. m., or one hour after convening if the House is in recess at 3:00 p. m. today.

A roll call was requested and properly seconded.

The question was taken on the Lindstrom, E., motion.

Hagedorn moved that Stangeland be excused from voting. The motion prevailed.

The roll being called, there were yeas 92, and nays 40, as follows:

Those who voted in the affirmative were:

Adams, S.	Bennett	Casserly	Dieterich	Faricy
Anderson, D.	Biersdorf	Cleary	Dirlam	Ferderer
Anderson, G.	Boland	Clifford	Eken	Fjoslien
Becklin	Carlson, A.	Culhane	Erdahl	Flakne
Belisle	Carlson, D.	Dahl	Erickson	Forsythe
Bell	Carlson, L.	DeGroat	Esau	Graw

Grove	Klaus	McMillan	Pieper	Swanson
Hagedorn	Knickerbocker	Menke	Pleasant	Tomlinson
Hanson	Kvam	Miller, M.	Prahl	Ulland
Haugerud	Laidig	Munger	Quirin	Vanasek
Heinitz	Larson	Myrah	Resner	Vento
Hook	LaVoy	Nelson	Savelkoul	Voss
Jacobs	Lindstrom, E.	Newcome	Schreiber	Weaver
Jaros	Lindstrom, J.	Niehaus	Schulz	Wigley
Johnson, D.	Lombardi	Ohnstad	Searle	Wohlwend
Johnson, J.	Long	Ojala	Sherwood	Wolcott
Johnson, R.	McArthur	Patton	Skaar	
Jopp	McCauley	Pavlak, R. L.	Spanish	
Kempe	McFarlin	Pehler	Stanton	

Those who voted in the negative were:

Adams, J.	Cummiskey	Kahn	Mueller	Salchert
Anderson, I.	Eckstein	Kelly	Norton	Samuelson
Berg	Enebo	Lemke	Parish	Sarna
Berglin	Fudro	Mann	Pavlak, R.	Sieben, H.
Braun	Fugina	McCarron	Peterson	Sieben, M.
Brinkman	Graba	McEachern	Rice	Smith
Carlson, B.	Johnson, C.	Miller, D.	Ryan	Wenzel
Connors	Jude	Moe	St. Onge	Mr. Speaker

The motion prevailed.

CONSENT CALENDAR, Continued

H. F. No. 1986, A bill for an act relating to the city of Virginia; firemens service, disability, and survivors pensions; repealing Laws 1953, Chapter 399, Sections 18, 20, and 23, as amended.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 115, and nays 6, as follows:

Those who voted in the affirmative were:

Anderson, D.	Dirlam	Johnson, D.	Miller, D.	Sarna
Anderson, G.	Eckstein	Johnson, J.	Miller, M.	Savelkoul
Anderson, I.	Eken	Jopp	Moe	Schulz
Becklin	Enebo	Jude	Mueller	Searle
Belisle	Erdahl	Kahn	Munger	Sherwood
Bell	Erickson	Kelly	Myrah	Sieben, H.
Berg	Esau	Kempe	Nelson	Sieben, M.
Berglin	Faricy	Klaus	Newcome	Skaar
Biersdorf	Ferderer	Knickerbocker	Norton	Smith
Boland	Fjoslien	Laidig	Ohnstad	Spanish
Brinkman	Flakne	Larson	Ojala	Stanton
Carlson, A.	Porsythe	Lemke	Parish	Swanson
Carlson, B.	Fudro	Lindstrom, E.	Patton	Tomlinson
Carlson, D.	Fugina	Lindstrom, J.	Pavlak, R.	Ulland
Carlson, L.	Graba	Lombardi	Pehler	Vanasek
Casserly	Grove	Long	Peterson	Vento
Clifford	Hagedorn	Mann	Pieper	Voss
Connors	Hanson	McArthur	Prahl	Weaver
Culhane	Haugerud	McCarron	Quirin	Wenzel
Cummiskey	Heinitz	McEachern	Resner	Wigley
Dahl	Hook	McFarlin	Ryan	Wohlwend
DeGroat	Jacobs	McMillan	St. Onge	Wolcott
Dieterich	Johnson, C.	Menke	Salchert	Mr. Speaker

Those who voted in the negative were:

Adams, J. Kvam	Niehaus	Pavlak, R. L.	Pleasant	Schreiber
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The bill was passed and its title agreed to.

MOTION FOR RECONSIDERATION

Connors moved that the vote whereby H. F. No. 1409 was passed on the Consent Calendar today be now reconsidered.

A roll call was requested and properly seconded.

The question was taken on the Connors motion and the roll being called, there were yeas 30, and nays 82, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Kempe	Pavlak, R. L.	Sherwood
Belisle	Enebo	McCauley	Pieper	Sieben, M.
Bennett	Fjoslien	McFarlin	Rice	Skaar
Berglin	Fudro	McMillan	Ryan	Swanson
Carlson, L.	Fugina	Miller, D.	Salchert	Vento
Connors	Jaros	Newcome	Sarna	Wolcott

Those who voted in the negative were:

Adams, S.	Eken	Kelly	Myrah	Searle
Anderson, D.	Erdahl	Knickerbocker	Niehaus	Sieben, H.
Anderson, G.	Erickson	Kvam	Norton	Smith
Anderson, I.	Faricy	Laidig	Ohnstad	Spanish
Bell	Flakne	Larson	Ojala	Stanton
Berg	Forsythe	Lemke	Parish	Tomlinson
Biersdorf	Graba	Lindstrom, E.	Patton	Ulland
Boland	Growe	Lindstrom, J.	Pavlak, R.	Vanasek
Brinkman	Hagedorn	Lombardi	Pehler	Voss
Carlson, A.	Hanson	Long	Peterson	Weaver
Carlson, B.	Hook	Mann	Pleasant	Wenzel
Carlson, D.	Jacobs	McArthur	Prahl	Wigley
Casserly	Johnson, C.	Menke	Resner	Wohlwend
Culhane	Johnson, D.	Miller, M.	Sf. Onge	Mr. Speaker
Cummiskey	Johnson, J.	Moe	Savelkoul	
Dieterich	Johnson, R.	Mueller	Schreiber	
Eckstein	Jude	Munger	Schulz	

The motion to reconsider did not prevail.

MOTION FOR RECONSIDERATION

Parish moved that the vote whereby H. F. No. 1547, as amended by the Senate, was passed today be now reconsidered.

A roll call was requested and properly seconded.

The question was taken on the Parish motion and the roll being called, there were yeas 87, and nays 28, as follows:

Those who voted in the affirmative were:

Adams, S.	Bell	Boland	Casserly	Dirlam
Anderson, D.	Bennett	Braun	Cleary	Eckstein
Anderson, G.	Berg	Carlson, B.	Clifford	Eken
Becklin	Berglin	Carlson, D.	Connors	Erdahl
Belisle	Biersdorf	Carlson, L.	DeGroat	Erickson

Esau	Johnson, C.	Long	Parish	Sieben, H.
Faricy	Johnson, D.	Mann	Patton	Sieben, M.
Ferderer	Jopp	McCarron	Pavлак, R.	Skaar
Fjoslien	Jude	McCauley	Pavлак, R. L.	Smith
Forsythe	Kelly	McFarlin	Pehler	Swanson
Fugina	Klaus	McMillan	Peterson	Ulland
Graw	Knickerbocker	Menke	Pieper	Voss
Growe	Kvam	Miller, M.	Pleasant	Weaver
Hagedorn	Laidig	Moe	Prahl	Wenzel
Hanson	Larson	Newcome	Resner	Wohlwend
Heinitz	Lindstrom, E.	Niehaus	Savelkoul	
Hook	Lindstrom, J.	Ohnstad	Schreiber	
Jacobs	Lombardi	Ojala	Searle	

Those who voted in the negative were :

Adams, J.	Enebo	McEachern	St. Onge	Vento
Anderson, I.	Flakne	Miller, D.	Salchert	Wigley
Carlson, A.	Fudro	Mueller	Sarna	Wolcott
Cummiskey	Haugerud	Nelson	Schulz	Mr. Speaker
Dahl	Johnson, J.	Rice	Stanton	
Dieterich	Kahn	Ryan	Vanasek	

The motion to reconsider prevailed.

Parish moved that the vote whereby the House concurred in the Senate amendments to H. F. No. 1547 be now reconsidered. The motion prevailed.

Parish moved that the House refuse to concur in the Senate amendments to H. F. No. 1547, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

MOTION TO LIFT CALL OF THE HOUSE

Mr. Savelkoul moved that the call of the House be dispensed with. The motion did not prevail.

H. F. No. 1836, A bill for an act relating to the policemen's relief association and the firemen's relief association in the city of Eveleth, and membership in the public employees police and fire fund.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 110, and nays 10, as follows :

Those who voted in the affirmative were :

Adams, S.	Brinkman	Dirlam	Fudro	Johnson, D.
Anderson, D.	Carlson, A.	Eckstein	Fugina	Johnson, J.
Anderson, G.	Carlson, B.	Eken	Graw	Johnson, R.
Anderson, I.	Carlson, L.	Enebo	Growe	Jopp
Becklin	Casserly	Erdahl	Hagedorn	Jude
Belisle	Culhane	Erickson	Hanson	Kahn
Bell	Cummiskey	Esau	Haugerud	Kelly
Berg	Dahl	Fjoslien	Heinitz	Kempe
Berglin	DeGroat	Flakne	Jacobs	Klaus
Boland	Dieterich	Forsythe	Johnson, C.	Knickerbocker

Kvam	McMillan	Ojala	St. Onge	Stanton
Laidig	Menke	Parish	Salchert	Swanson
Larson	Miller, D.	Patton	Sarna	Tomlinson
Lemke	Miller, M.	Pavlak, R.	Savelkoul	Ulland
Lindstrom, E.	Moe	Pehler	Schreiber	Vanasek
Lombardi	Mueller	Peterson	Searle	Vento
Long	Myrah	Pieper	Sherwood	Voss
Mann	Nelson	Pleasant	Sieben, H.	Weaver
McArthur	Newcome	Prahl	Sieben, M.	Wenzel
McCarron	Niehaus	Quirin	Skaar	Wigley
McEachern	Norton	Resner	Smith	Wohlwend
McFarlin	Ohnstad	Ryan	Spanish	Mr. Speaker

Those who voted in the negative were:

Adams, J.	Clifford	Jaros	Pavlak, R. L.	Samuelson
Bennett	Connors	LaVoy	Rice	Wolcott

The bill was passed and its title agreed to.

H. F. No. 2473, A bill for an act relating to retirement; interest assumptions for firemen's relief purposes; amending Minnesota Statutes 1971, Sections 69.73; 69.77, Subdivision 2; and 69.772, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, C.	Menke	St. Onge
Adams, S.	Dirlam	Johnson, D.	Miller, D.	Salchert
Anderson, D.	Eckstein	Johnson, J.	Miller, M.	Samuelson
Anderson, G.	Elken	Johnson, R.	Moe	Sarna
Anderson, I.	Enebo	Jopp	Munger	Savelkoul
Becklin	Erdahl	Jude	Myrah	Searle
Belisle	Erickson	Kahn	Nelson	Sherwood
Bell	Esau	Kelly	Newcome	Sieben, H.
Bennett	Faricy	Kempe	Niehaus	Sieben, M.
Berg	Ferderer	Klaus	Norton	Skaar
Berglin	Fjoslien	Knickerbocker	Ohnstad	Smith
Biersdorf	Flakne	Laidig	Ojala	Spanish
Boland	Forsythe	Larson	Parish	Stanton
Braun	Fudro	LaVoy	Patton	Swanson
Brinkman	Fugina	Lemke	Pavlak, R.	Tomlinson
Carlson, A.	Graba	Lindstrom, E.	Pavlak, R. L.	Ulland
Carlson, B.	Graw	Lombardi	Pehler	Vanasek
Carlson, D.	Growe	Long	Peterson	Vento
Carlson, L.	Hagedorn	Mann	Pieper	Voss
Casserly	Hanson	McArthur	Pleasant	Weaver
Connors	Haugerud	McCarron	Prahl	Wenzel
Culhane	Heinitz	McCauley	Quirin	Wigley
Cummiskey	Hook	McEachern	Resner	Wohlwend
Dahl	Jacobs	McFarlin	Rice	Wolcott
DeGroat	Jaros	McMillan	Ryan	Mf. Speaker

Those who voted in the negative were:

Clifford

The bill was passed and its title agreed to.

H. F. No. 2381, A bill for an act relating to retirement; bureau of health personnel in cities of the first class; repealing Laws 1971, Chapter 578, Section 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Miller, D.	Samuelson
Adams, S.	Dieterich	Johnson, D.	Miller, M.	Sarna
Anderson, D.	Dirlam	Johnson, J.	Moe	Savelkoul
Anderson, G.	Eckstein	Johnson, R.	Munger	Schreiber
Anderson, I.	Eken	Jopp	Myrah	Searle
Becklin	Enebo	Jude	Nelson	Sherwood
Belisle	Erdahl	Kahn	Newcome	Sieben, H.
Bell	Erickson	Kelly	Niehaus	Sieben, M.
Bennett	Esau	Kempe	Norton	Skaar
Berg	Faricy	Klaus	Ohnstad	Smith
Berglin	Ferderer	Knickerbocker	Ojala	Spanish
Biersdorf	Fjoslien	Kvam	Parish	Stanton
Boland	Flakne	Laidig	Patton	Swanson
Braun	Forsythe	Larson	Pavlak, R.	Tomlinson
Brinkman	Fudro	LaVoy	Pavlak, R. L.	Ulland
Carlson, A.	Fugina	Lemke	Pehler	Vanasek
Carlson, B.	Graba	Lindstrom, E.	Peterson	Vento
Carlson, D.	Graw	Lombardi	Pieper	Voss
Carlson, L.	Grove	Long	Pleasant	Weaver
Casserly	Hagedorn	Mann	Prahl	Wenzel
Cleary	Hanson	McArthur	Quirin	Wigley
Clifford	Haugerud	McCarron	Resner	Wohlwend
Connors	Heinitz	McEachern	Rice	Wolcott
Culhane	Hook	McFarlin	Ryan	Mr. Speaker
Cummiskey	Jacobs	McMillan	St. Onge	
Dahl	Jaros	Menke	Salchert	

The bill was passed and its title agreed to.

S. F. No. 1994, A bill for an act relating to Independent School District No. 306; exempting the district from certain building requirements.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Biersdorf	Culhane	Faricy	Hanson
Adams, S.	Boland	Cummiskey	Ferderer	Haugerud
Anderson, D.	Brinkman	Dahl	Fjoslien	Hook
Anderson, G.	Carlson, A.	Dieterich	Flakne	Jacobs
Anderson, I.	Carlson, B.	Dirlam	Forsythe	Jaros
Becklin	Carlson, D.	Eckstein	Fudro	Johnson, C.
Belisle	Carlson, L.	Eken	Fugina	Johnson, D.
Bell	Casserly	Enebo	Graw	Johnson, J.
Bennett	Cleary	Erdahl	Graba	Johnson, R.
Berg	Clifford	Erickson	Grove	Jopp
Berglin	Connors	Esau	Hagedorn	Jude

Kahn	McArthur	Norton	Rice	Tomlinson
Kelly	McCarron	Ohnstad	Ryan	Ulland
Kempe	McCauley	Ojala	St. Onge	Vanasek
Knickerbocker	McEachern	Parish	Salchert	Voss
Kvam	McMillan	Patton	Samuelson	Weaver
Laidig	Menke	Pavlak, R.	Savelkoul	Wenzel
Larson	Miller, D.	Pavlak, R. L.	Schreiber	Wigley
LaVoy	Miller, M.	Pehler	Searle	Wohlwend
Lemke	Moe	Peterson	Sieben, H.	Wolcott
Lindstrom, E.	Munger	Pieper	Sieben, M.	Mr. Speaker
Lindstrom, J.	Myrah	Pleasant	Skaar	
Lombardi	Nelson	Prahl	Smith	
Long	Newcome	Quirin	Stanton	
Mann	Niehaus	Resner	Swanson	

Those who voted in the negative were:

Heinitz Klaus

The bill was passed and its title agreed to.

S. F. No. 578, A bill for an act relating to group insurance for certain retired public officers and employees and their dependents; amending Minnesota Statutes 1971, Section 471.61, Subdivision 2a.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	McMillan	St. Onge
Adams, S.	Dieterich	Johnson, D.	Menke	Salchert
Anderson, D.	Dirlam	Johnson, J.	Miller, D.	Samuelson
Anderson, G.	Eckstein	Johnson, R.	Miller, M.	Savelkoul
Anderson, I.	Eken	Jopp	Moe	Schreiber
Becklin	Enebo	Jude	Munger	Searle
Belisle	Erdahl	Kahn	Myrah	Sherwood
Bell	Erickson	Kelly	Nelson	Sieben, H.
Bennett	Esau	Kempe	Newcome	Sieben, M.
Berg	Farcy	Klaus	Niehaus	Skaar
Berglin	Ferderer	Knickerbocker	Norton	Smith
Biersdorf	Fjoslien	Kvam	Ohnstad	Spanish
Boland	Flakne	Laidig	Ojala	Stanton
Braun	Forsythe	Larson	Parish	Swanson
Brinkman	Fudro	LaVoy	Patton	Ulland
Carlson, A.	Fugina	Lemke	Pavlak, R.	Vanasek
Carlson, B.	Graba	Lindstrom, E.	Pavlak, R. L.	Vento
Carlson, D.	Graw	Lindstrom, J.	Pehler	Voss
Carlson, L.	Grove	Lombardi	Peterson	Weaver
Casserly	Hagedorn	Long	Pieper	Wenzel
Cleary	Hanson	Mann	Pleasant	Wigley
Clifford	Haugerud	McArthur	Prahl	Wohlwend
Connors	Heinitz	McCarron	Quirin	Wolcott
Culhane	Hook	McCauley	Resner	Mr. Speaker
Cummiskey	Jacobs	McEachern	Rice	
Dahl	Jaros	McFarlin	Ryan	

The bill was passed and its title agreed to.

S. F. No. 2221, A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of Afton state park.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, C.	Menke	Ryan
Adams, S.	Dirlam	Johnson, D.	Miller, D.	St. Onge
Anderson, D.	Eckstein	Johnson, J.	Miller, M.	Salchert
Anderson, I.	Eken	Jopp	Moe	Samuelson
Becklin	Enebo	Jude	Mueller	Sarna
Belisle	Erdahl	Kahn	Munger	Savelkoul
Bell	Erickson	Kelly	Myrah	Schreiber
Bennett	Esau	Kempe	Nelson	Searle
Berg	Faricy	Klaus	Newcome	Sherwood
Berglin	Ferderer	Knickerbocker	Niehaus	Sieben, H.
Biersdorf	Fjoslien	Kvam	Norton	Sieben, M.
Boland	Flakne	Laidig	Ohnstad	Skaar
Braun	Forsythe	Larson	Ojala	Smith
Brinkman	Fudro	LaVoy	Parish	Stanton
Carlson, A.	Fugina	Lemke	Patton	Swanson
Carlson, B.	Graba	Lindstrom, E.	Pavlak, R.	Tomlinson
Carlson, D.	Graw	Lindstrom, J.	Pavlak, R. L.	Ulland
Carlson, L.	Growe	Lombardi	Pehler	Vanasek
Casserly	Hagedorn	Long	Peterson	Vento
Cleary	Hanson	Mann	Pieper	Voss
Clifford	Haugerud	McArthur	Pleasant	Weaver
Connors	Heinitz	McCarron	Prahl	Wenzel
Culhane	Hook	McCauley	Quirin	Wohlwend
Cummiskey	Jacobs	McEachern	Resner	Wolcott
Dahl	Jaros	McFarlin	Rice	Mr. Speaker

Those who voted in the negative were:

Johnson, R. Wigley

The bill was passed and its title agreed to.

H. F. No. 2447, A bill for an act relating to the city of Minneapolis; disability, retirement, and survivor benefits for city employees; amending Laws 1973, Chapter 133, Sections 6, Subdivision 5; 8, Subdivision 2; 9, Subdivision 2; 15, Subdivisions 1, 2, and 3; 16, Subdivisions 2, 4, 7, 9, and by adding a subdivision; 18, Subdivision 3; 21, Subdivision 1; 22, by adding a subdivision; and 23, Subdivision 5.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Becklin	Berglin	Carlson, A.	Cleary
Adams, S.	Belisle	Biersdorf	Carlson, B.	Clifford
Anderson, D.	Bell	Boland	Carlson, D.	Connors
Anderson, G.	Bennett	Braun	Carlson, L.	Culhane
Anderson, I.	Berg	Brinkman	Casserly	Cummiskey

Dahl	Haugerud	Lindstrom, J.	Ojala	Sieben, H.
DeGroat	Heinitz	Lombardi	Parish	Sieben, M.
Dieterich	Hook	Long	Patton	Skaar
Dirlam	Jacobs	Mann	Pavlak, R.	Smith
Eckstein	Jaros	McArthur	Pavlak, R. L.	Spanish
Eken	Johnson, C.	McCarron	Pehler	Stanton
Enebo	Johnson, D.	McCauley	Peterson	Swanson
Erdahl	Johnson, J.	McEachern	Pieper	Tomlinson
Erickson	Johnson, R.	McFarlin	Prahl	Ulland
Esau	Jopp	McMillan	Quirin	Vanasek
Faricy	Jude	Menke	Resner	Vento
Ferderer	Kahn	Miller, D.	Rice	Voss
Fjoslien	Kelly	Miller, M.	Ryan	Weaver
Flakne	Kempe	Moe	St. Onge	Wenzel
Forsythe	Klaus	Mueller	Salchert	Wigley
Fudro	Knickerbocker	Munger	Samuelson	Wohlwend
Fugina	Kvam	Myrah	Sarna	Wolcott
Graba	Laidig	Nelson	Savelkoul	Mr. Speaker
Graw	Larson	Newcome	Schreiber	
Growe	LaVoy	Niehaus	Schulz	
Hagedorn	Lemke	Norton	Searle	
Hanson	Lindstrom, E.	Ohnstad	Sherwood	

The bill was passed and its title agreed to.

S. F. No. 1141, A bill for an act relating to Hennepin county municipal court; increasing the number of judges; amending Minnesota Statutes 1971, Section 488A.021, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, R.	Moe	Savelkoul
Adams, S.	Dirlam	Jopp	Mueller	Schreiber
Anderson, D.	Eckstein	Jude	Munger	Schulz
Anderson, G.	Eken	Kahn	Myrah	Searle
Anderson, I.	Enebo	Kelly	Nelson	Sherwood
Becklin	Erdahl	Kempe	Newcome	Sieben, H.
Belisle	Erickson	Klaus	Niehaus	Sieben, M.
Bell	Esau	Knickerbocker	Norton	Skaar
Bennett	Faricy	Kvam	Ohnstad	Smith
Berg	Ferderer	Laidig	Ojala	Spanish
Berglin	Fjoslien	Larson	Parish	Stanton
Biersdorf	Flakne	LaVoy	Patton	Swanson
Boland	Forsythe	Lemke	Pavlak, R.	Tomlinson
Braun	Fudro	Lindstrom, E.	Pavlak, R. L.	Ulland
Brinkman	Fugina	Lindstrom, J.	Pehler	Vanasek
Carlson, A.	Graba	Lombardi	Peterson	Vento
Carlson, B.	Graw	Long	Pieper	Voss
Carlson, D.	Growe	Mann	Pleasant	Weaver
Carlson, L.	Hagedorn	McArthur	Prahl	Wenzel
Casserly	Hanson	McCarron	Quirin	Wigley
Cleary	Heinitz	McCauley	Resner	Wohlwend
Clifford	Hook	McEachern	Rice	Wolcott
Connors	Jacobs	McFarlin	Ryan	Mr. Speaker
Culhane	Jaros	McMillan	St. Onge	
Cummiskey	Johnson, C.	Menke	Salchert	
Dahl	Johnson, D.	Miller, D.	Samuelson	
DeGroat	Johnson, J.	Miller, M.	Sarna	

The bill was passed and its title agreed to.

S. F. No. 2317, A bill for an act relating to Independent School District No. 709, St. Louis county; the payment of the net salary or wages of the employees; authorizing the "direct deposit" of said sums in a bank account in the name of the individual employee of the school district.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 2, as follows:

Those who voted in affirmative were:

Adams, J.	Dieterich	Johnson, R.	Mueller	Savelkoul
Adams, S.	Dirlam	Jopp	Munger	Schreiber
Anderson, D.	Eckstein	Jude	Myrah	Schulz
Anderson, G.	Eken	Kahn	Nelson	Searle
Anderson, I.	Erdahl	Kelly	Newcome	Sherwood
Becklin	Erickson	Knickerbocker	Niehaus	Sieben, H.
Belisle	Faricy	Kvam	Norton	Sieben, M.
Bell	Ferderer	Laidig	Ohnstad	Skaar
Bennett	Fjoslien	Larson	Ojala	Smith
Berg	Flakne	LaVoy	Parish	Spanish
Berglin	Forsythe	Lemke	Patton	Stanton
Biersdorf	Fudro	Lindstrom, E.	Pavlak, R.	Swanson
Boland	Fugina	Lindstrom, J.	Pavlak, R. L.	Tomlinson
Brinkman	Graba	Lombardi	Pehler	Ulland
Carlson, A.	Graw	Long	Peterson	Vanasek
Carlson, B.	Growe	Mann	Pieper	Vento
Carlson, D.	Hagedorn	McArthur	Pleasant	Voss
Carlson, L.	Hanson	McCarron	Prahl	Weaver
Casserly	Haugerud	McCauley	Quirin	Wenzel
Cleary	Heinitz	McEachern	Resner	Wigley
Clifford	Hook	McFarlin	Rice	Wohlwend
Connors	Jacobs	McMillan	Ryan	Wolcott
Culhane	Jaros	Menke	St. Onge	Mr. Speaker
Cummiskey	Johnson, C.	Miller, D.	Salchert	
Dahl	Johnson, D.	Miller, M.	Samuelson	
DeGroat	Johnson, J.	Moe	Sarna	

Those who voted in the negative were:

Kempe Klaus

The bill was passed and its title agreed to.

H. F. No. 2442, A bill for an act relating to the legislature; creating a joint coordinating committee and prescribing its duties; establishing the office of legislative research.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 132, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Becklin	Berglin	Carlson, A.	Cleary
Adams, S.	Belisle	Biersdorf	Carlson, B.	Clifford
Anderson, D.	Bell	Boland	Carlson, D.	Connors
Anderson, G.	Bennett	Braun	Carlson, L.	Culhane
Anderson, I.	Berg	Brinkman	Casserly	Cummiskey

Dahl	Haugerud	Lindstrom, J.	Ojala	Sherwood
DeGroat	Heinitz	Lombardi	Parish	Sieben, H.
Dieterich	Hook	Long	Patton	Sieben, M.
Dirlam	Jacobs	Mann	Paviak, R.	Skaar
Eckstein	Jaros	McArthur	Paviak, R. L.	Smith
Eken	Johnson, C.	McCarron	Pehler	Spanish
Enebo	Johnson, D.	McCauley	Peterson	Stanton
Erdahl	Johnson, J.	McEachern	Pieper	Swanson
Erickson	Johnson, R.	McFarlin	Pleasant	Tomlinson
Esau	Jopp	McMillan	Prahl	Ulland
Faricy	Jude	Menke	Quirin	Vanasek
Ferderer	Kahn	Miller, D.	Resner	Vento
Fjoslien	Kelly	Miller, M.	Rice	Voss
Flakne	Kempe	Moe	Ryan	Weaver
Forsythe	Klaus	Mueller	St. Onge	Wenzel
Fudro	Knickerbocker	Munger	Salchert	Wigley
Fugina	Kvam	Myrah	Samuelson	Wohlwend
Graba	Laidig	Nelson	Sarna	Wolcott
Graw	Larson	Newcome	Savelkoul	Mr. Speaker
Growe	LaVoy	Niehaus	Schreiber	
Hagedorn	Lemke	Norton	Schulz	
Hanson	Lindstrom, E.	Ohnstad	Searle	

The bill was passed and its title agreed to.

H. F. No. 2296 was reported to the House.

Weaver moved that S. F. No. 1948 be recalled from the Committee on Rules and Legislative Administration and together with H. F. No. 2296, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

H. F. No. 2438, A bill for an act relating to the fees of the abstract clerk in Ramsey county; amending Laws 1945, Chapter 561, Section 4 as amended by Laws 1957, Chapter 855, Section 1; Laws 1965, Chapter 628, Section 2 and Laws 1969, Chapter 667, Section 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Connors	Graw	Laidig	Nelson
Adams, S.	Culhane	Growe	Larson	Newcome
Anderson, D.	Cummiskey	Hagedorn	Lemke	Niehaus
Anderson, G.	Dahl	Hanson	Lindstrom, E.	Norton
Anderson, I.	DeGroat	Haugerud	Lindstrom, J.	Ohnstad
Becklin	Dieterich	Heinitz	Lombardi	Ojala
Belisle	Dirlam	Hook	Long	Parish
Bell	Eckstein	Jacobs	Mann	Patton
Berg	Eken	Jaros	McArthur	Paviak, R.
Berglin	Enebo	Johnson, C.	McCarron	Paviak, R. L.
Biersdorf	Erdahl	Johnson, D.	McCauley	Pehler
Boland	Erickson	Johnson, J.	McEachern	Peterson
Braun	Esau	Johnson, R.	McFarlin	Pieper
Brinkman	Faricy	Jopp	McMillan	Pleasant
Carlson, A.	Ferderer	Jude	Menke	Prahl
Carlson, B.	Fjoslien	Kahn	Miller, D.	Quirin
Carlson, D.	Flakne	Kelly	Miller, M.	Resner
Carlson, L.	Forsythe	Kempe	Moe	Rice
Casserly	Fudro	Klaus	Mueller	Ryan
Cleary	Fugina	Knickerbocker	Munger	St. Onge
Clifford	Graba	Kvam	Myrah	Salchert

Samuelson	Searle	Smith	Ulland	Wenzel
Sarna	Sherwood	Spanish	Vanasek	Wigley
Savelkoul	Sieben, H.	Stanton	Vento	Wohlwend
Schreiber	Sieben, M.	Swanson	Voss	Wolcott
Schulz	Skaar	Tomlinson	Weaver	Mr. Speaker

The bill was passed and its title agreed to.

H. F. No. 2043, A bill for an act relating to the operation of state government; updating statutory references to printing; providing for more complete advance payments to state employees for travel expenses; clarifying the commissioner of administration's responsibility to supervise and control all state telecommunication facilities; enabling the commissioner of administration to dispose of lost or abandoned property in alternate ways; eliminating the requirement for contractor's bonds or security for negotiated state public work contracts; specifying certain services to be performed by the commissioner for other state departments or agencies; clarifying the state record disposition and record management functions; clarifying procedures for extending social security benefits to certain governmental entities; amending Minnesota Statutes 1971, Sections 3.21; 15.181; 16.02, by adding a subdivision; 16.022; 16.0231; 16.07, Subdivision 11; 94.10, Subdivision 1; 138.17, Subdivisions 1 and 7; 138.19; 138.20; 138.21; 331.09; and 355.17.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, D.	Miller, M.	Samuelson
Adams, S.	Dirlam	Johnson, J.	Moe	Sarna
Anderson, D.	Eckstein	Johnson, R.	Mueller	Savelkoul
Anderson, G.	Eken	Jopp	Munger	Schreiber
Anderson, I.	Enebo	Jude	Myrah	Schulz
Becklin	Erdahl	Kahn	Nelson	Searle
Belisle	Erickson	Kelly	Newcome	Sherwood
Bell	Easu	Kempe	Niehaus	Sieben, H.
Bennett	Faricy	Klaus	Norton	Sieben, M.
Berg	Ferderer	Knickerbocker	Ohnstad	Skaar
Berglin	Fjoslien	Laidig	Ojala	Smith
Biersdorf	Flakne	Larson	Parish	Spanish
Boland	Forsythe	LaVoy	Patton	Stanton
Braun	Fudro	Lemke	Pavliak, R.	Swanson
Brinkman	Fugina	Lindstrom, E.	Pavliak, R. L.	Tomlinson
Carlson, A.	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, B.	Graw	Lombardi	Peterson	Vanasek
Carlson, D.	Grove	Mann	Pieper	Vento
Carlson, L.	Hagedorn	McArthur	Pleasant	Voss
Cassery	Hanson	McCarron	Prahl	Weaver
Cleary	Haugerud	McCauley	Quirin	Wenzel
Clifford	Heinitz	McEachern	Resner	Wigley
Connors	Hook	McFarlin	Rice	Wohlwend
Culhane	Jacobs	McMillan	Ryan	Wolcott
Cummiskey	Jaros	Menke	St. Onge	Mr. Speaker
Dahl	Johnson, C.	Miller, D.	Salchert	

The bill was passed and its title agreed to.

S. F. No. 2230, A bill for an act relating to the application of the state mobile homes building code; amending Minnesota Statutes 1971, Section 327.31, Subdivision 6.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Miller, M.	Samuelson
Adams, S.	Dieterich	Johnson, D.	Moe	Sarna
Anderson, D.	Dirlam	Johnson, J.	Mueller	Savelkoui
Anderson, G.	Eckstein	Johnson, R.	Munger	Schreiber
Anderson, I.	Eken	Jopp	Myrah	Schulz
Becklin	Enebo	Jude	Nelson	Searle
Belisle	Erdahl	Kahn	Newcome	Sherwood
Bell	Erickson	Kelly	Niehaus	Sieben, H.
Bennett	Esau	Klaus	Norton	Sieben, M.
Berg	Faricy	Knickerbocker	Ohnstad	Skaar
Berglin	Ferderer	Kvam	Ojala	Smith
Biersdorf	Fjoslien	Laidig	Parish	Spanish
Boland	Flakne	Larson	Patton	Stanton
Braun	Forsythe	LaVoy	Pavlak, R.	Swanson
Brinkman	Fudro	Lemke	Pavlak, R. L.	Ulland
Carlson, A.	Fugina	Lindstrom, E.	Pehler	Vanasek
Carlson, B.	Graba	Lindstrom, J.	Peterson	Vento
Carlson, D.	Graw	Lombardi	Pieper	Voss
Carlson, L.	Grove	Long	Pleasant	Weaver
Cassery	Hagedorn	Mann	Prahl	Wenzel
Cleary	Hanson	McArthur	Quirin	Wigley
Clifford	Haugerud	McCarron	Resner	Wohlwend
Connors	Heinitz	McFarlin	Rice	Wolcott
Culhane	Hook	McMillan	Ryan	Mr. Speaker*
Cummiskey	Jacobs	Menke	St. Onge	
Dahl	Jaros	Miller, D.	Salchert	

The bill was passed and its title agreed to.

S. F. No. 2232, A bill for an act relating to state employees; deferred compensation plan; amending Minnesota Statutes 1971, Section 16.027, Subdivision 8.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Boland	Cummiskey	Fjoslien	Hook
Adams, S.	Braun	Dahl	Flakne	Jacobs
Anderson, D.	Brinkman	DeGroat	Forsythe	Jaros
Anderson, G.	Carlson, A.	Dirlam	Fudro	Johnson, C.
Anderson, I.	Carlson, B.	Eckstein	Fugina	Johnson, D.
Becklin	Carlson, D.	Eken	Graba	Johnson, J.
Belisle	Carlson, L.	Enebo	Graw	Johnson, R.
Bell	Cassery	Erdahl	Grove	Jopp
Bennett	Cleary	Erickson	Hagedorn	Jude
Berg	Clifford	Esau	Hanson	Kahn
Berglin	Connors	Faricy	Haugerud	Kelly
Biersdorf	Culhane	Ferderer.	Heinitz	Kempe

Klaus	McCauley	Ojala	St. Onge	Stanton
Knickerbocker	McEachern	Parish	Salchert	Swanson
Kvam	McFarlin	Patton	Samuelson	Tomlinson
Laidig	McMillan	Pavlak, R.	Sarna	Ulland
Larson	Menke	Pavlak, R. L.	Savelkoul	Vanasek
LaVoy	Miller, D.	Pehler	Schreiber	Vento
Lemke	Moe	Peterson	Schulz	Voss
Lindstrom, E.	Mueller	Pieper	Searle	Weaver
Lindstrom, J.	Myrah	Pleasant	Sherwood	Wenzel
Lombardi	Nelson	Prahl	Sieben, H.	Wigley
Long	Newcome	Quirin	Sieben, M.	Wohlwend
Mann	Niehaus	Resner	Skaar	Wolcott
McArthur	Norton	Rice	Smith	Mr. Speaker
McCarron	Ohnstad	Ryan	Spanish	

Those who voted in the negative were:

Dieterich

The bill was passed and its title agreed to.

H. F. No. 2319, A bill for an act relating to the operation of the state government; providing for the purchase of electronic data processing equipment where bids are unsatisfactory; amending Minnesota Statutes 1971, Section 16.07, Subdivision 14.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 69, and nays 54, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, R.	Ojala	Sieben, H.
Adams, S.	Eckstein	Jude	Parish	Sieben, M.
Anderson, D.	Eken	Kahn	Pavlak, R.	Smith
Anderson, I.	Enebo	LaVoy	Pavlak, R. L.	Spanish
Bell	Fudro	Lemke	Peterson	Stanton
Bennett	Fugina	Lindstrom, J.	Prahl	Swanson
Biersdorf	Graba	Mann	Quirin	Tomlinson
Boland	Graw	McMillan	Resner	Ulland
Brinkman	Growe	Menke	Rice	Vanasek
Carlson, B.	Hanson	Miller, D.	Ryan	Vento
Carlson, L.	Jacobs	Miller, M.	St. Onge	Voss
Casserly	Jaros	Mueller	Salchert	Wenzel
Connors	Johnson, C.	Nelson	Samuelson	Mr. Speaker
Cummiskey	Johnson, D.	Norton	Sarna	

Those who voted in the negative were:

Anderson, G.	Esau	Kelly	McCarron	Pleasant
Becklin	Faricy	Kempe	McCauley	Savelkoul
Belisle	Ferderer	Klaus	McFarlin	Schreiber
Berg	Fjoslien	Knickerbocker	Moe	Schulz
Carlson, A.	Flakne	Kvam	Myrah	Searle
Clifford	Forsythe	Laidig	Newcome	Skaar
Culhane	Hagedorn	Larson	Niehaus	Weaver
DeGroat	Heinitz	Lindstrom, E.	Ohnstad	Wigley
Dirlam	Hook	Lombardi	Patton	Wohlwend
Erdahl	Johnson, J.	Long	Pehler	Wolcott
Erickson	Jopp	McArthur	Pieper	

The bill was passed and its title agreed to.

H. F. No. 795 was reported to the House.

Smith moved to amend H. F. No. 795, the printed bill, as follows:

Page 1, line 12, strike "*having cause to believe*" and insert in lieu thereof "*believing*".

The motion prevailed and the amendment was adopted.

Objection having been made by ten members, H. F. No. 795, as amended, was returned to General Orders.

H. F. No. 2303 was reported to the House.

There being no objection, H. F. No. 2303 was laid over for one day.

H. F. No. 2065 was reported to the House.

There being no objection, H. F. No. 2065 was laid over for one day.

H. F. No. 1630, A bill for an act relating to Hennepin county; retirement of county employees; amending Laws 1965, Chapter 855, Section 15, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, D.	Moe	Sarna
Adams, S.	Dirlam	Johnson, J.	Mueller	Savelkoul
Anderson, D.	Eckstein	Johnson, R.	Munger	Schreiber
Anderson, G.	Eken	Jopp	Myrah	Schulz
Anderson, I.	Enebo	Jude	Nelson	Searle
Becklin	Erdahl	Kelly	Newcome	Sherwood
Belisle	Erickson	Klaus	Niehaus	Sieben, H.
Bell	Esau	Knickerbocker	Norton	Sieben, M.
Bennett	Faricy	Kvam	Ohnstad	Skaar
Berg	Ferderer	Laidig	Ojala	Smith
Berglin	Fjoslien	Larson	Parish	Spanish
Biersdorf	Flakne	LaVoy	Patton	Stanton
Boland	Forsythe	Lemke	Pavlak, R.	Swanson
Brinkman	Fudro	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, A.	Fugina	Lombardi	Pehler	Ulland
Carlson, B.	Graba	Long	Peterson	Vanasek
Carlson, D.	Graw	Mann	Pieper	Vento
Carlson, L.	Grove	McArthur	Pleasant	Voss
Casserly	Hagedorn	McCarron	Prahl	Weaver
Cleary	Hanson	McCauley	Quirin	Wenzel
Clifford	Haugerud	McEachern	Resner	Wigley
Connors	Heinitz	McFarlin	Rice	Wohlwend
Culhane	Hook	McMillan	Ryan	Wolcott
Cummiskey	Jacobs	Menke	St. Onge	Mr. Speaker
Dahl	Jaros	Miller, D.	Salchert	
DeGroat	Johnson, C.	Miller, M.	Samuelson	

The bill was passed and its title agreed to.

S. F. No. 650, A bill for an act relating to the village of Bayport; authorizing the sale of certain state owned lands in Washington county which are no longer needed for state purposes.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Miller, D.	Salchert
Adams, S.	DeGroat	Johnson, D.	Miller, M.	Samuelson
Anderson, D.	Dieterich	Johnson, J.	Mueller	Sarna
Anderson, G.	Dirlam	Johnson, R.	Munger	Savelkoul
Anderson, I.	Eckstein	Jopp	Myrah	Schreiber
Becklin	Eken	Jude	Nelson	Schulz
Belisle	Enebo	Kelly	Newcome	Searle
Bell	Erdahl	Klaus	Niehaus	Sherwood
Bennett	Erickson	Knickerbocker	Norton	Sieben, H.
Berg	Esau	Kvam	Ohnstad	Sieben, M.
Berglin	Faricy	Laidig	Ojala	Skaar
Biersdorf	Ferderer	Larson	Parish	Spanish
Boland	Fjoslien	LaVoy	Patton	Stanton
Braun	Forsythe	Lemke	Pavlak, R.	Tomlinson
Brinkman	Fudro	Lindstrom, E.	Pavlak, R. L.	Ulland
Carlson, A.	Fugina	Lombardi	Pehler	Vanasek
Carlson, B.	Graba	Long	Peterson	Vento
Carlson, D.	Graw	Mann	Pieper	Voss
Carlson, L.	Grove	McArthur	Pleasant	Weaver
Cassery	Hagedorn	McCarron	Prahl	Wenzel
Cleary -	Hanson	McCauley	Quirin	Wigley
Clifford	Haugerud	McEachern	Resner	Wohlwend
Connors	Heinits	McFarlin	Rice	Wolcott
Culhane	Jacobs	McMillan	Ryan	Mr. Speaker
Cummiskey	Jaros	Menke	St. Onge	

The bill was passed and its title agreed to.

H. F. No. 2157 was reported to the House.

Weaver moved that S. F. No. 1949 be recalled from the Committee on Governmental Operations and together with H.F. No. 2157, now on the Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of S. F. Nos. 1037 and 929 and H. F. Nos. 2449 and 1372.

S. F. No. 1037, A bill for an act relating to water resources; revising certain provisions concerning dams, reservoirs, control structures, and waterway obstructions; providing for the orderly maintenance, repair or reconstruction of dams serving the public interest; prescribing powers and duties of the commissioner of natural resources; authorizing the commissioner to make grants to local governmental units; amending Minnesota Statutes 1971, Sections 105.37, by adding a subdivision; 105.38; 105.42; 105.52; and Chapter 105, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	McMillan	Samuelson
Adams, S.	Dieterich	Johnson, D.	Menke	Savelkoul
Anderson, D.	Dirlam	Johnson, J.	Miller, D.	Schreiber
Anderson, G.	Eckstein	Johnson, R.	Miller, M.	Schulz
Anderson, I.	Eken	Jopp	Mueller	Searle
Becklin	Enebo	Jude	Munger	Sherwood
Belisle	Erdahl	Kelly	Myrah	Sieben, H.
Bell	Erickson	Kempe	Newcome	Sieben, M.
Bennett	Esau	Klaus	Niehaus	Skaar
Berg	Faricy	Knickerbocker	Norton	Smith
Berglin	Ferderer	Kvam	Ohnstad	Spanish
Biersdorf	Fjoslien	Laidig	Ojala	Stanton
Boland	Flakne	Larson	Parish	Swanson
Braun	Forsythe	LaVoy	Pavlak, R.	Tomlinson
Brinkman	Fudro	Lemke	Pavlak, R. L.	Ulland
Carlson, A.	Fugina	Lindstrom, E.	Pehler	Vanasek
Carlson, B.	Graba	Lindstrom, J.	Peterson	Vento
Carlson, L.	Graw	Lombardi	Pieper	Voss
Casserly	Growe	Long	Prahl	Weaver
Cleary	Hagedorn	Mann	Quirin	Wenzel
Clifford	Hanson	McArthur	Resner	Wigley
Connors	Heinitz	McCarron	Rice	Wohlwend
Culhane	Hook	McCauley	Ryan	Wolcott
Cummiskey	Jacobs	McEachern	St. Onge	Mr. Speaker
Dahl	Jaros	McFarlin	Salchert	

Those who voted in the negative were:

Carlson, D.

The bill was passed and its title agreed to.

S. F. No. 929, A bill for an act relating to natural resources; prescribing a stream maintenance program; setting forth powers and duties of the commissioner of natural resources; amending Minnesota Statutes 1971, Chapter 105, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Bell	Brinkman	Clifford	Dirlam
Adams, S.	Bennett	Carlson, A.	Connors	Eckstein
Anderson, D.	Berg	Carlson, B.	Culhane	Eken
Anderson, G.	Berglin	Carlson, D.	Cummiskey	Erdahl
Anderson, I.	Biersdorf	Carlson, L.	Dahl	Erickson
Becklin	Boland	Casserly	DeGroat	Esau
Belisle	Braun	Cleary	Dieterich	Faricy

Ferderer	Johnson, R.	McEachern	Pehler	Skaar
Fjoslien	Jopp	McFarlin	Peterson	Smith
Flakne	Jude	McMillan	Pieper	Spanish
Forsythe	Kelly	Menke	Prahl	Stanton
Fudro	Kempe	Miller, D.	Quirin	Swanson
Fugina	Klaus	Miller, M.	Resner	Tomlinson
Graba	Knickerbocker	Moe	Rice	Ulland
Graw	Kvam	Munger	Ryan	Vanasek
Growe	Laidig	Myrah	St. Onge	Vento
Hagedorn	Larson	Nelson	Salchert	Voss
Hanson	LaVoy	Newcome	Samuelson	Weaver
Haugerud	Lemke	Niehaus	Sarna	Wenzel
Heinitz	Lindstrom, E.	Norton	Savelkoul	Wigley
Hook	Lombardi	Ohnstad	Schreiber	Wohlwend
Jacobs	Long	Ojala	Schulz	Wolcott
Jaros	Mann	Parish	Searle	Mr. Speaker
Johnson, C.	McArthur	Patton	Sherwood	
Johnson, D.	McCarron	Pavlak, R.	Sieben, H.	
Johnson, J.	McCauley	Pavlak, R. L.	Sieben, M.	

The bill was passed and its title agreed to.

Kvam was excused for the remainder of today's session.

H. F. No. 2449, A bill for an act relating to the pollution control agency; authorizing the issuance of bonds; appropriating money; amending Minnesota Statutes 1971, Section 116.18, Subdivisions 1 and 4.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, D.	Miller, M.	Savelkoul
Anderson, D.	Dirlam	Johnson, J.	Moe	Schreiber
Anderson, G.	Eckstein	Johnson, R.	Munger	Searle
Anderson, I.	Eken	Jopp	Myrah	Sherwood
Becklin	Enebo	Jude	Nelson	Sieben, H.
Belisle	Erdahl	Kelly	Newcome	Sieben, M.
Bell	Erickson	Kempe	Niehaus	Skaar
Bennett	Esau	Klaus	Norton	Smith
Berg	Faricy	Knickerbocker	Ohnstad	Spanish
Berglin	Ferderer	Laidig	Ojala	Stanton
Biersdorf	Fjoslien	Larson	Parish	Swanson
Boland	Flakne	LaVoy	Patton	Tomlinson
Braun	Forsythe	Lemke	Pavlak, R.	Ulland
Brinkman	Fudro	Lindstrom, E.	Pavlak, R. L.	Vanasek
Carlson, A.	Fugina	Lindstrom, J.	Pehler	Vento
Carlson, B.	Graba	Lombardi	Peterson	Voss
Carlson, D.	Graw	Long	Pieper	Weaver
Carlson, L.	Growe	Mann	Prahl	Wenzel
Casserly	Hagedorn	McArthur	Quirin	Wigley
Cleary	Hanson	McCarron	Resner	Wohlwend
Clifford	Haugerud	McCauley	Rice	Wolcott
Connors	Heinitz	McEachern	Ryan	Mr. Speaker
Culhane	Hook	McFarlin	St. Onge	
Cummiskey	Jacobs	McMillan	Salchert	
Dahl	Jaros	Menke	Samuelson	
DeGroat	Johnson, C.	Miller, D.	Sarna	

The bill was passed and its title agreed to.

H. F. No. 1372 was reported to the House.

Dirlam moved to amend H. F. No. 1372, the printed bill, as follows:

Page 2, line 16, strike "\$24,000" and insert in lieu thereof "\$20,000".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Dirlam amendment and the roll being called, there were yeas 67, and nays 46, as follows:

Those who voted in the affirmative were:

Adams, S.	Eckstein	Johnson, J.	Munger	Sherwood
Anderson, D.	Erdahl	Johnson, R.	Myrah	Skaar
Anderson, G.	Erickson	Jopp	Newcome	Smith
Becklin	Esau	Klaus	Niehaus	Spanish
Belisle	Ferderer	Knickerbocker	Ohnstad	Swanson
Bell	Fjoslien	Laidig	Ojala	Voss
Biersdorf	Forsythe	Larson	Patton	Weaver
Braun	Fugina	Lindstrom, E.	Peterson	Wenzel
Carlson, D.	Graw	Lombardi	Pieper	Wigley
Cleary	Hagedorn	Long	Pleasant	Wohlwend
Clifford	Heinitz	McCauley	Savelkoul	Wolcott
Connors	Hook	McFarlin	Schreiber	
Culhane	Jacobs	Miller, M.	Schulz	
Dirlam	Johnson, C.	Mueller	Searle	

Those who voted in the negative were:

Adams, J.	Dahl	Kelly	Parish	Sarna
Bennett	Dieterich	Kempe	Pavlak, R.	Sieben, H.
Berg	Eken	McArthur	Pavlak, R. L.	Tomlinson
Boland	Faricy	McCarron	Pehler	Ulland
Brinkman	Flakne	McMillan	Prahl	Vanasek
Carlson, A.	Fudro	Menke	Quirin	Mr. Speaker
Carlson, B.	Graba	Miller, D.	Resner	
Carlson, L.	Growe	Moe	Rice	
Casserly	Johnson, D.	Nelson	Salchert	
Cummiskey	Kahn	Norton	Samuelson	

The motion prevailed and the amendment was adopted.

H. F. No. 1372, A bill for an act relating to parole and probation; creating a single authority; transferring the powers and duties of the adult corrections commission and youth conservation commission to the Minnesota corrections authority established hereby; abolishing the adult corrections commission and the youth conservation commission as now constituted; amending Minnesota Statutes 1971, Sections 242.03; 242.09; 242.10; 242.18; 242.19; 242.20; 242.21; 242.25; 242.27; 242.29; 242.32; 243.09; repealing Minnesota Statutes 1971, Sections 241.03; 241.04; 242.04; 242.05; 242.06; 242.07; 242.08; 242.11; 242.265; 242.54; 243.02; 243.03; and 243.04.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 101, and nays 26, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Jaros	Miller, M.	Samuelson
Adams, S.	Dahl	Johnson, C.	Moe	Sarna
Anderson, D.	DeGroat	Johnson, D.	Mueller	Schulz
Anderson, G.	Dieterich	Johnson, R.	Munger	Sherwood
Anderson, I.	Eckstein	Jude	Myrah	Sieben, H.
Belisle	Eken	Kahn	Nelson	Sieben, M.
Bell	Enebo	Kelly	Newcome	Smith
Bennett	Faricy	Kempe	Norton	Stanton
Berg	Ferderer	Knickerbocker	Ojala	Swanson
Berglin	Flakne	Laidig	Parish	Tomlinson
Biersdorf	Forsythe	LaVoy	Pavlak, R.	Ulland
Boland	Fudro	Lemke	Pavlak, R. L.	Vanasek
Braun	Fugina	Mann	Pehler	Vento
Brinkman	Graba	McArthur	Peterson	Voss
Carlson, A.	Graw	McCarron	Prahl	Wenzel
Carlson, B.	Grove	McCauley	Quirin	Wolcott
Carlson, L.	Hanson	McEachern	Resner	Mr. Speaker
Casserly	Haugerud	McFarlin	Rice	
Cleary	Heinitz	McMillan	Ryan	
Connors	Hook	Menke	St. Onge	
Culhane	Jacobs	Miller, D.	Salchert	

Those who voted in the negative were:

Becklin	Esau	Larson	Pieper	Wigley
Carlson, D.	Fjoslien	Lindstrom, E.	Savelkoul	Wohlwend
Clifford	Hagedorn	Lombardi	Schreiber	
Dirlam	Johnson, J.	Long	Skaar	
Erdahl	Jopp	Niehaus	Spanish	
Erickson	Klaus	Ohnstad	Weaver	

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

Pursuant to Rule 72, Pavlak, R., requested immediate consideration of H. F. Nos. 1168 and 2484.

H. F. No. 1168, A bill for an act relating to taxation; providing for a definition of cigarettes subject to tax; amending Minnesota Statutes 1971, Section 297.01, Subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 89, and nays 41, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Heinitz	McArthur	Peterson
Anderson, G.	Dahl	Hook	McCarron	Quirin
Anderson, I.	Dieterich	Jacobs	McEachern	Resner
Becklin	Eken	Jaros	McFarlin	Ryan
Belisle	Enebo	Johnson, C.	McMillan	St. Onge
Bell	Erdahl	Johnson, D.	Menke	Samuelson
Berg	Erickson	Johnson, R.	Miller, D.	Sarna
Berglin	Faricy	Kahn	Miller, M.	Schreiber
Biersdorf	Flakne	Kelly	Moe	Schulz
Boland	Forsythe	Kempe	Munger	Sherwood
Brinkman	Fudro	Klaus	Nelson	Sieben, H.
Carlson, B.	Fugina	Knickerbocker	Norton	Sieben, M.
Carlson, D.	Graba	LaVoy	Ojala	Smith
Carlson, L.	Grove	Lindstrom, J.	Parish	Spanish
Casserly	Hanson	Lombardi	Pavlak, R.	Stanton
Connors	Haugerud	Mann	Pehler	Swanson

Tomlinson	Vanasek	Voss	Wohlwend	Mr. Speaker
Ulland	Vento	Wenzel	Wolcott	

Those who voted in the negative were:

Adams, S.	Dirlam	Jude	Newcome	Salchert
Anderson, D.	Eckstein	Laidig	Niehaus	Savelkoul
Bennett	Esau	Larson	Ohnstad	Skaar
Braun	Ferderer	Lenke	Patton	Weaver
Carlson, A.	Fjoslien	Lindstrom, E.	Paviak, R. L.	Wigley
Cleary	Graw	Long	Pieper	
Clifford	Hagedorn	McCauley	Pleasant	
Culhane	Johnson, J.	Mueller	Prahl	
DeGroat	Jopp	Myrah	Rice	

The bill was passed and its title agreed to.

H. F. No. 2484 was reported to the House.

Ulland moved to amend H. F. No. 2484, the printed bill, as follows:

Page 1, line 10, strike "200" and insert in lieu thereof "250".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Ulland amendment and the roll being called, there were yeas 59, and nays 61, as follows:

Those who voted in the affirmative were:

Adams, S.	Clifford	Hagedorn	Long	Pleasant
Anderson, D.	DeGroat	Heinitz	McArthur	St. Onge
Anderson, G.	Dirlam	Hook	McCauley	Savelkoul
Becklin	Eken	Johnson, J.	McFarlin	Schreiber
Belisle	Erdahl	Johnson, R.	Moe	Searle
Bell	Erickson	Jopp	Mueller	Skaar
Bennett	Esau	Klaus	Myrah	Ulland
Biersdorf	Ferderer	Knickerbocker	Newcome	Weaver
Braun	Fjoslien	Laidig	Niehaus	Wigley
Carlson, A.	Flakne	Larson	Ohnstad	Wohlwend
Carlson, D.	Forsythe	Lindstrom, E.	Paviak, R. L.	Wolcott
Cleary	Graw	Lombardi	Pieper	

Those who voted in the negative were:

Anderson, I.	Enebo	LaVoy	Paviak, R.	Smith
Berg	Farcy	Lemke	Pehler	Stanton
Berglin	Fudro	Lindstrom, J.	Peterson	Swanson
Boland	Fugina	Mann	Prahl	Tomlinson
Brinkman	Graba	McCarron	Quirin	Vanasek
Carlson, B.	Grove	McMillan	Resner	Vento
Carlson, L.	Hanson	Menke	Rice	Voss
Casserly	Jacobs	Miller, D.	Ryan	Wenzel
Connors	Jaros	Miller, M.	Salchert	Mr. Speaker
Culhane	Johnson, C.	Nelson	Sarna	
Cummiskey	Johnson, D.	Norton	Schulz	
Dahl	Jude	Ojala	Sieben, H.	
Dieterich	Kelly	Parish	Sieben, M.	

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

H. F. No. 2484, A bill for an act relating to taxation of property devoted to temporary and seasonal residential occupancy;

amending Minnesota Statutes 1971, Section 273.13, Subdivision 4.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 72, and nays 59, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Kahn	Norton	Sieben, H.
Anderson, G.	Enebo	Kelly	Ojala	Sieben, M.
Anderson, I.	Faricy	Kempe	Parish	Smith
Bell	Fudro	LaVoy	Pavlak, R.	Spanish
Berg	Fugina	Lemke	Pehler	Stanton
Berglin	Graba	Lindstrom, J.	Peterson	Swanson
Boland	Growe	Mann	Prahl	Tomlinson
Brinkman	Hanson	McCarron	Quirin	Vanasek
Carlson, B.	Haugerud	McMillan	Resner	Vento
Carlson, L.	Jacobs	Menke	Rice	Voss
Casserly	Jaros	Miller, D.	Ryan	Wenzel
Connors	Johnson, C.	Moe	Salchert	Mr. Speaker
Cummiskey	Johnson, D.	Mueller	Sarna	
Dahl	Jopp	Munger	Schulz	
Dieterich	Jude	Nelson	Sherwood	

Those who voted in the negative were:

Adams, S.	DeGroat	Heinitz	McCauley	St. Onge
Anderson, D.	Dirlam	Hook	McEachern	Samuelson
Becklin	Eken	Johnson, J.	McFarlin	Savelkoul
Belisle	Erdahl	Johnson, R.	Miller, M.	Schreiber
Bennett	Erickson	Klaus	Myrah	Searle
Biersdorf	Esau	Knickerbocker	Newcome	Skaar
Braun	Ferderer	Laidig	Niehaus	Ulland
Carlson, A.	Fjoslien	Larson	Ohnstad	Weaver
Carlson, D.	Flakne	Lindstrom, E.	Patton	Wigley
Cleary	Forsythe	Lombardi	Pavlak, R. L.	Wohlwend
Clifford	Gray	Long	Pieper	Wolcott
Culhane	Hagedorn	McArthur	Pleasant	

The bill was passed and its title agreed to.

Anderson, I., moved that the House recess until 7:00 p.m. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 70, A bill for an act relating to education; general powers of independent school districts; amending Minnesota Statutes 1971, Section 123.35, Subdivision 9.

H. F. No. 223, A bill for an act relating to courts; increasing the number of associate justices on the supreme court; appropriating moneys; amending Minnesota Statutes 1971, Section 480.01.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 715, A bill for an act relating to metropolitan transit; exempting property not served by transit system from tax levies; amending Minnesota Statutes 1971, Section 473A.111, Subdivisions 1 and 2.

H. F. No. 988, A bill for an act relating to Hennepin county; tax levies for the purposes of the county park reserve district; amending Laws 1967, Chapter 721, Section 2, as amended; and Laws 1971, Chapter 954, Section 2.

H. F. No. 1639, A bill for an act authorizing the village of Plymouth to refund temporary improvement bonds issued in the years 1969 to 1973; amending Laws 1971, Chapter 557, Section 1.

H. F. No. 2052, A bill for an act relating to St. Louis county; providing funds for the maintenance and support of county extension work in St. Louis county; amending Laws 1971, Chapter 370, Section 1.

H. F. No. 2127, A bill for an act relating to courts; setting the salary of the judge of municipal court in North St. Paul; amending Minnesota Statutes 1971, Section 488.21, Subdivision 2.

H. F. No. 2234, A bill for an act relating to education; clarifying responsibilities of the higher education advisory council; amending Minnesota Statutes 1971, Section 136A.02, Subdivision 6.

H. F. No. 2294, A bill for an act relating to the issuance of bonds by the village of Emmons.

H. F. No. 2397, A bill for an act relating to zoning; authorizing board of appeals to permit variances for use of one family dwellings; amending Minnesota Statutes 1971, Section 462.357, Subdivision 6.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 66, A bill for an act relating to the village of Roseville; procedure upon levy of certain special assessments.

H. F. No. 231, A bill for an act relating to the metropolitan sewer board; payment of annual credit to municipalities; amending Minnesota Statutes 1971, Section 473C.05, Subdivision 4.

H. F. No. 895, A bill for an act relating to the city of Wayzata; volunteer firemen's service pensions.

H. F. No. 1058, A bill for an act relating to education; extending the program of instruction review authority of the Minnesota higher education coordinating commission to include private collegiate and non-collegiate institutions offering post-secondary education; amending Minnesota Statutes 1971, Section 136A.04.

H. F. No. 1776, A bill for an act relating to hazardous buildings; amending Minnesota Statutes 1971, Chapter 463, by adding a section.

H. F. No. 2097, A bill for an act relating to Ramsey county; tax equalization procedure; repealing Special Laws 1876, Chapter 212, as amended.

H. F. No. 2270, A bill for an act relating to the village of North St. Paul; authorizing the construction and financing of certain awnings in the village pursuant to Minnesota Statutes, Chapter 429.

H. F. No. 2154, A bill for an act authorizing the city of Shakopee to appoint nonresidents of the city to its water, light, power and building commission under certain conditions.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 588, A bill for an act relating to trade regulations; hazardous toys and other articles; restricting the manufacture, sale, and other traffic of such articles in this state; granting regulatory, investigatory, and enforcement powers to the director of the consumer services section of the department of commerce; providing for the testing of such articles; providing penalties.

H. F. No. 1575, A bill for an act relating to insurance; variable contracts; amending Minnesota Statutes 1971, Sections 61A.13, Subdivision 1; 61A.14, Subdivision 5; 61A.15; 61A.17; 61A.19; 61A.21; and 61A.22.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 1578, A bill for an act relating to retirement; firemen's service pensions in the village of Sauk Rapids.

H. F. No. 1844, A bill for an act relating to the city of Redwood Falls; authorizing payment of lump sum retirement benefits to firemen.

H. F. No. 1965, A bill for an act relating to the suspension of employees in the classified service of the city of Minneapolis.

H. F. No. 2164, A bill for an act relating to the town of White, St. Louis county; authorizing an increase in the salaries of clerk, assessor and treasurer.

H. F. No. 2179, A bill for an act relating to the city of Hopkins; authorizing the levy, cancellation, and relevy of special assessments for automobile parking facilities.

H. F. No. 2308, A bill for an act relating to the city of Saint Paul; providing for the contracting out to a private party of the operation and management of the parking ramps and other parking facilities owned by the city which are located within or adjacent to the city's civic center and auditorium; amending Laws 1967, Chapter 459, Section 4, as amended.

H. F. No. 2239, A bill for an act relating to Dakota county; housing and redevelopment authority; jurisdiction; amending Laws 1971, Chapter 333, Section 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 659, A bill for an act relating to the city of Willmar; authorizing land acquisition and development to promote industry and alleviate unemployment.

H. F. No. 666, A bill for an act relating to Independent School District No. 332; education; state aids and teacher contracts.

H. F. No. 1567, A bill for an act relating to education; state aids for summer school or year-round classes; amending Minnesota Statutes 1971, Section 124.20.

H. F. No. 1714, A bill for an act authorizing the issuance of bonds by Independent School District No. 877.

H. F. No. 1749, A bill for an act relating to Carver county; soil and water conservation; expenditures from general revenue fund.

H. F. No. 2002, A bill for an act relating to bonds; public officers; requiring that bonds of public officers be filed in the office of the register of deeds; amending Minnesota Statutes 1971, Sections 375.03; 382.10; 382.12; 386.01; 386.18; 388.01; 389.011, Subdivision 3; 390.01; 485.01; 488.10, Subdivision 2; 508.31;

525.04; 525.09; 525.10; 574.20; and repealing Minnesota Statutes 1971, Sections 382.09 and 382.11.

H. F. No. 2096, A bill for an act relating to county extension service; removing limitations on the levy and appropriation for extension activities; amending Minnesota Statutes 1971, Section 38.36.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 5 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 2121, A bill for an act relating to taxation; providing for imposition of certain excise and ad valorem taxes; distribution of revenue derived; appropriating money; amending Minnesota Statutes 1971, Chapters 272, by adding a section; 273; 275; and 290, by adding sections; and Sections 93.52, Subdivision 2; 93.55; 93.58; 124.03, Subdivision 3; 124.212, Subdivision 3; 272.04, Subdivision 1; 273.13, Subdivisions 6 and 7, and by adding a subdivision; 273.17, Subdivision 1; 273.41; 275.50, Subdivisions 2, 4 and 5; 275.51, Subdivisions 1, 2, 3 and 4, and by adding a subdivision; 275.52, Subdivisions 2 and 3; 275.53, Subdivisions 1 and 3; 275.55; 287.12; 290.06, Subdivision 1; 290.0601, Subdivisions 6 and 9; 290.0604; 290.061; 290.081; 290.17; 290.19, Subdivision 1, and by adding a subdivision; 290.361, Subdivision 2; 290.982; 290.983, Subdivision 1; 290.99; 291.33, Subdivision 2; 297A.25, Subdivision 1; 297.13, Subdivision 1; 340.60, Subdivision 1; 414.01, by adding a subdivision; 477A.01, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, 16 and 17; repealing Minnesota Statutes 1971, Sections 93.53; 93.54; 93.56; 93.57; 124.28; 124.281; 124.29; 276.15; 276.16; 276.17; 276.18; 290.0607; 290.0617; 290.361, Subdivision 4; 295.38; 297.13, Subdivisions 2, 3, 4, 5, 6, 7 and 8; 297.15; 297.16; 297A.252; 340.60, Subdivisions 2, 3, 4, 5, 6 and 7; 368.39; 368.40; 368.41; 368.42; 373.20; 373.21; 373.22; 373.23; 373.24; and 477A.01, Subdivisions 12 and 15.

The Senate has appointed as such committee Messrs. Perpich, A. J.; Coleman; Olson, A. G.; Conzemius; and McCutcheon.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consist-

ing of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 2353, A bill for an act relating to Ramsey county; appropriations by the county for the preliminary plans of a detention center or centers.

The Senate has appointed as such committee Messrs. McCutcheon, Milton, and Schaaf.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 5 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 295, A bill for an act relating to public employees; giving public employees and employers certain rights and obligations; defining unfair practices; amending the public employment labor relations act of 1971; amending Minnesota Statutes 1971, Sections 179.63, Subdivisions 6, 8, 9, 13, and 18, and by adding a subdivision; 179.64, Subdivisions 1 and 7; 179.65, Subdivisions 2, 3, 5, 6 and 7; 179.66, Subdivisions 4 and 5; 179.66, by adding a subdivision; 179.67, Subdivisions 7, 11, and 12; 179.68; 179.69, Subdivisions 3, 5 and 6; 179.70, Subdivision 1; 179.71, Subdivision 3; 179.72, Subdivisions 1, 7, 9, and 10; 179.73, Subdivision 2; 179.74, Subdivisions 2, 4 and 5; 179.75, Subdivision 8; repealing Minnesota Statutes 1971, Sections 179.69, Subdivision 7; 179.72, Subdivisions 11 and 13; 179.73, Subdivisions 3, 4, and 5; 179.75, Subdivisions 1, 2, 3, 4, 5, 6, 7, and 9; and 179.77.

The Senate has appointed as such committee Messrs. Thorup; Hansen, Baldy; Doty; McCutcheon; and Ogdahl.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2160, A bill for an act relating to state colleges; authorizing student governing associations to expend money assigned to them from the college student activity fund for funding a legal counseling and service program for students.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Cummiskey moved that the House concur in the Senate amendments to H. F. No. 2160 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2160, A bill for an act relating to Mankato state college; authorizing Mankato state student association to expend money assigned to it from the college activity fund of Mankato state college for funding a legal counseling and service program for students.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 84, and nays 17, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, R.	Munger	Schreiber
Andersen, R.	Dahl	Jude	Myrah	Schulz
Anderson, I.	DeGroat	Kahn	Norton	Sherwood
Becklin	Eckstein	Kelly	Ojala	Sieben, H.
Belisle	Faricy	Knickerbocker	Parish	Sieben, M.
Bell	Ferderer	LaVoy	Patton	Smith
Bennett	Forsythe	Lemke	Pavlak, R.	Spanish
Berg	Fudro	Lindstrom, J.	Pavlak, R. L.	Swanson
Boland	Fugina	Mann	Pehler	Tomlinson
Brinkman	Graba	McArthur	Peterson	Ulland
Carlson, A.	Graw	McCarron	Pleasant	Vanasek
Carlson, B.	Growe	McFarlin	Prahl	Vento
Cassery	Hanson	McMillan	Quirin	Voss
Cleary	Heinitz	Menke	Resner	Weaver
Clifford	Jaros	Miller, D.	Rice	Wenzel
Connors	Johnson, C.	Moe	Ryan	Mr. Speaker
Culhane	Johnson, D.	Mueller	Sarna	

Those who voted in the negative were:

Anderson, D.	Kempe	Long	Ohnstad	Wohlwend
Erdahl	Klaus	Miller, M.	Pieper	
Fjoslien	Laidig	Newcome	St. Onge	
Johnson, J.	Lindstrom, E.	Niehaus	Skaar	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 314, A bill for an act relating to the village of Grand Marais; authorizing the issuance of on-sale liquor licenses.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Johnson, D., moved that the House concur in the Senate amendments to H. F. No. 314 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 314, A bill for an act relating to the village of Grand Marais; authorizing the issuance of on-sale liquor licenses.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 94, and nays 13, as follows:

Those who voted in the affirmative were:

Anderson, G.	Dirlam	Johnson, R.	Myrah	Sarna
Anderson, I.	Eckstein	Jude	Nelson	Schreiber
Belisle	Eken	Kahn	Newcome	Schulz
Bell	Enebo	Kelly	Norton	Sieben, H.
Bennett	Faricy	Kempe	Ojala	Sieben, M.
Berg	Ferderer	Knickerbocker	Parish	Smith
Biersdorf	Fjoslien	LaVoy	Patton	Stanton
Boland	Fudro	Lemke	Pavliak, R.	Swanson
Brinkman	Fugina	Lindstrom, E.	Pavliak, R. L.	Tomlinson
Carlson, A.	Graba	Mann	Pehler	Ulland
Carlson, B.	Graw	McCarron	Peterson	Vanasek
Carlson, L.	Grove	McEachern	Pieper	Vento
Casserly	Hagedorn	McFarlin	Pleasant	Voss
Cleary	Hanson	McMillan	Prahl	Weaver
Clifford	Heinitz	Menke	Quirin	Wenzel
Connors	Jacobs	Miller, D.	Resner	Wohlwend
Culhane	Jaros	Miller, M.	Rice	Wolcott
Cummiskey	Johnson, C.	Mueller	Ryan	Mr. Speaker
Dahl	Johnson, D.	Munger	St. Onge	

Those who voted in the negative were:

Anderson, D.	Erdahl	Johnson, J.	Long	Skaar
Becklin	Erickson	Klaus	Niehaus	
Carlson, D.	Esau	Laidig	Sherwood	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1104, A bill for an act relating to the cities of St. Louis Park and Winona; permitting city council to direct or serve on housing and redevelopment authority or to contract with other governmental units for services provided by such authority.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

McFarlin moved that the House concur in the Senate amendments to H. F. No. 1104 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1104, A bill for an act relating to the cities of St. Louis Park and Winona; permitting city council to direct or

serve on housing and redevelopment authority or to contract with other governmental units for services provided by such authority.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 113, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Mueller	Sarna
Anderson, D.	DeGroat	Johnson, J.	Munger	Schreiber
Anderson, G.	Dieterich	Jude	Myrah	Schulz
Anderson, I.	Dirlam	Kahn	Nelson	Sherwood
Becklin	Eckstein	Kelly	Newcome	Sieben, H.
Belisle	Enebo	Kempe	Niehaus	Sieben, M.
Bell	Erdahl	Klaus	Norton	Skaar
Bennett	Erickson	Knickerbocker	Ohnstad	Smith
Berg	Esau	Laidig	Ojala	Stanton
Biersdorf	Faricy	LaVoy	Parish	Swanson
Boland	Ferderer	Lemke	Patton	Tomlinson
Braun	Fjoslien	Lindstrom, E.	Pavlak, R.	Ulland
Brinkman	Forsythe	Long	Pavlak, R. L.	Vanasek
Carlson, A.	Fudro	Mann	Pehler	Vento
Carlson, B.	Fugina	McArthur	Peterson	Voss
Carlson, D.	Graba	McCarron	Pieper	Weaver
Carlson, L.	Graw	McEachern	Pleasant	Wenzel
Casserly	Hagedorn	McFarlin	Prahl	Wigley
Cleary	Hanson	McMillan	Quirin	Wohlwend
Clifford	Heinitz	Menke	Resner	Wolcott
Connors	Jacobs	Miller, D.	Rice	Mr. Speaker
Culhane	Jaros	Miller, M.	Ryan	
Cummiskey	Johnson, C.	Moe	St. Onge	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 178, A bill for an act relating to peace officers; providing benefits to survivors of peace officers killed in the line of duty; establishing a peace officers' benefit account in the state treasury; providing an appropriation.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Smith moved that the House concur in the Senate amendments to H. F. No. 178 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 178, A bill for an act relating to peace officers; providing benefits to survivors of peace officers killed in the line of duty; establishing a peace officers' benefit fund in the state treasury; providing an appropriation.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 114, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, D.	Miller, M.	Sarna
Anderson, D.	Eckstein	Johnson, J.	Moe	Savelkoul
Anderson, G.	Eken	Jude	Mueller	Schreiber
Anderson, I.	Enebo	Kahn	Munger	Sherwood
Becklin	Erdahl	Kelly	Myrah	Sieben, H.
Belisle	Erickson	Kempe	Nelson	Sieben, M.
Berg	Esau	Klaus	Newcome	Skaar
Berglin	Faricy	Knickerbocker	Niehaus	Smith
Biersdorf	Ferderer	Laidig	Norton	Spanish
Boland	Fjoslien	Larson	Ohnstad	Stanton
Braun	Forsythe	LaVoy	Parish	Swanson
Brinkman	Fudro	Lemke	Patton	Tomlinson
Carlson, A.	Fugina	Lindstrom, E.	Paviak, R.	Ulland
Carlson, B.	Graba	Lombardi	Pehler	Vanasek
Carlson, D.	Graw	Long	Peterson	Vento
Carlson, L.	Growe	Mann	Pieper	Voss
Casserly	Hagedorn	McArthur	Pleasant	Weaver
Cleary	Hanson	McCarron	Prahl	Wenzel
Connors	Heinitz	McEachern	Quirin	Wigley
Culhane	Hook	McFarlin	Resner	Wohlwend
Cummiskey	Jacobs	McMillan	Rice	Wolcott
Dahl	Jaros	Menke	Ryan	Mr. Speaker
Dieterich	Johnson, C.	Miller, D.	St. Onge	

Those who voted in the negative were:

Bennett Clifford

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1664, A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of William O'Brien state park.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Laidig moved that the House concur in the Senate amendments to H. F. No. 1664 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1664, A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of William O'Brien state park.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 121, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, J.	Moe	Schreiber
Anderson, D.	Dieterich	Johnson, R.	Mueller	Schulz
Anderson, G.	Dirlam	Jude	Munger	Sherwood
Anderson, I.	Eckstein	Kahn	Myrah	Sieben, H.
Becklin	Enebo	Kelly	Nelson	Sieben, M.
Belisle	Erdahl	Kempe	Newcome	Skaar
Bell	Erickson	Klaus	Niehaus	Smith
Bennett	Esau	Knickerbocker	Norton	Spanish
Berg	Faricy	Laidig	Ohnstad	Stanton
Berglin	Ferderer	Larson	Ojala	Swanson
Biersdorf	Fjoslien	LaVoy	Parish	Tomlinson
Boland	Forsythe	Lemke	Patton	Ulland
Braun	Fudro	Lindstrom, E.	Pavlak, R.	Vanasek
Brinkman	Fugina	Lindstrom, J.	Pavlak, R. L.	Vento
Carlson, A.	Graba	Lombardi	Pehler	Voss
Carlson, B.	Graw	Long	Peterson	Weaver
Carlson, D.	Grove	Mann	Pieper	Wenzel
Carlson, L.	Hagedorn	McArthur	Pleasant	Wigley
Casserly	Hanson	McCarron	Prahl	Wohlwend
Cleary	Heinitz	McCauley	Quirin	Wolcott
Clifford	Hook	McEachern	Resner	Mr. Speaker
Connors	Jacobs	McFarlin	Rice	
Culhane	Jaros	McMillan	Ryan	
Cummiskey	Johnson, C.	Menke	St. Onge	
Dahl	Johnson, D.	Miller, M.	Savelkoul	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 959, A bill for an act relating to the town of Canosia; authorizing a tax levy for firemen's relief purposes.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

LaVoy moved that the House concur in the Senate amendments to H. F. No. 959 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 959, A bill for an act relating to the town of Canosia; authorizing a tax levy for firemen's relief purposes.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 120, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	McMillan	Ryan
Anderson, D.	DeGroat	Johnson, D.	Menke	St. Onge
Anderson, G.	Dieterich	Johnson, J.	Miller, D.	Sarna
Anderson, I.	Dirlam	Johnson, R.	Miller, M.	Savelkoul
Becklin	Eckstein	Jude	Mueller	Schreiber
Belisle	Eken	Kahn	Munger	Schulz
Bell	Enebo	Kelly	Myrah	Sherwood
Bennett	Erdahl	Kempe	Nelson	Sieben, H.
Berg	Erickson	Klaus	Newcome	Sieben, M.
Berglin	Esau	Knickerbocker	Niehaus	Skaar
Biersdorf	Faricy	Laidig	Norton	Smith
Boland	Ferderer	Larson	Ohnstad	Stanton
Braun	Fjoslien	LaVoy	Ojala	Swanson
Brinkman	Forsythe	Lemke	Parish	Tomlinson
Carlson, A.	Fugina	Lindstrom, E.	Patton	Ulland
Carlson, B.	Graba	Lindstrom, J.	Pavlak, R.	Vanasek
Carlson, D.	Graw	Lombardi	Pavlak, R. L.	Vento
Carlson, L.	Growe	Long	Pehler	Voss
Cassery	Hagedorn	Mann	Peterson	Weaver
Cleary	Hanson	McArthur	Pieper	Wenzel
Clifford	Heinitz	McCarron	Pleasant	Wigley
Connors	Hook	McCauley	Quirin	Wohlwend
Culhane	Jacobs	McEachern	Resner	Wolcott
Cummiskey	Jaros	McFarlin	Rice	Mr. Speaker

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 611, A bill for an act relating to public safety; division of highway patrol; providing salary adjustments for members of the highway patrol assigned to air patrol duty; amending Minnesota Statutes 1971, Section 299D.03, Subdivision 3.

PATRICK E. FLAHAVEN, Secretary of the Senate

Sieben, H., moved that the House refuse to concur in the Senate amendments to H. F. No. 611, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 342, A bill for an act relating to motor vehicles; definition and length of trailers and vehicle combinations; amending Minnesota Statutes 1971, Sections 168.011, Subdivisions 13, 14, and 16; and 169.81, by adding a subdivision.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 342

May 2, 1973

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 342, report that we have agreed upon the items in dispute and recommend as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. Minnesota Statutes 1971, Section 168.011, Subdivision 13, is amended to read:

Subd. 13. [TRAILER.] “Trailer” means any vehicle designed for carrying property or passenger on its own structure and for being drawn by a motor vehicle *but shall not include a trailer drawn by a truck-tractor semitrailer combination.*

Sec. 2. Minnesota Statutes 1971, Section 168.011, Subdivision 14, is amended to read:

Subd. 14. [SEMI-TRAILER.] “Semi-trailer” means a vehicle of the trailer type so designed and used in conjunction with a truck-tractor that a considerable part of its own weight or that of its load rests upon and is carried by the truck-tractor *and shall include a trailer drawn by a truck-tractor semitrailer combination.*

Sec. 3. Minnesota Statutes 1971, Section 168.011, Subdivision 16, is amended to read:

Subd. 16. [GROSS WEIGHT.] “Gross weight” means the actual unloaded weight of the vehicle, either a truck or tractor, or the actual unloaded combined weight of a truck-tractor and semitrailer, *or of the truck-tractor, semitrailer and one additional semitrailer*, fully equipped for service, plus the weight of the maximum load which the applicant has elected to carry on such vehicle or combined vehicles. The term gross weight applied to a truck occasionally used for towing a trailer means the unloaded weight of the truck, fully equipped for service, plus the weight of the maximum load which the applicant has elected to carry on such truck, but not including the weight of such part of the trailer and its load as may rest upon the truck. The term gross weight applied to school buses means the weight of the

vehicle fully equipped with all fuel tanks full of fuel, plus the weight of the passengers and their baggage computed at the rate of 100 pounds per passenger seating capacity, including that for the driver. The term gross weight applied to other buses means the weight of the vehicle fully equipped with all fuel tanks full of fuel, plus the weight of passengers and their baggage computed at the rate of 150 pounds per passenger seating capacity, including that for the driver. For bus seats designed for more than one passenger, but which are not divided so as to allot individual seats for the passengers that occupy them, allow two feet of its length per passenger to determine seating capacity. The term gross weight applied to a truck-tractor used exclusively by the owner thereof for towing an equipment dolly shall be the actual weight of the truck-tractor alone, and the equipment dolly shall be separately licensed and taxed as a trailer, as provided in section 168.013, subdivision 1, paragraph 7. The term "equipment dolly" as used in this subdivision means a heavy semitrailer used solely by the owner thereof to transport his construction machinery, equipment, implements and other objects used on a construction project, but not to be incorporated in or to become a part of a completed project. The term gross weight applied to a truck-tractor or a truck used as a truck-tractor transporting unfinished forest products or used by the owner thereof to transport agricultural, horticultural, dairy, and other farm products, including livestock, produced or finished by the owner of the truck, and any other personal property owned by the farmer to whom the license for such truck is issued, from the farm to market, and to transport property and supplies to the farm of the owner, as described in section 168.011, subdivision 17, shall be the unloaded weight of the truck-tractor or converted truck plus the weight of the maximum load which the applicant has elected to carry on the truck, but in no case shall this be less than 21,000 pounds, whether hauling a semitrailer or not, and the semitrailer used for such hauling in conjunction with such truck-tractor or converted truck shall be registered and taxed separately as provided by section 168.013, subdivision 1, paragraph 7.

Sec. 4. Minnesota Statutes 1971, Section 169.81, Subdivision 3, is amended to read:

Subd. 3. [LENGTH OF COMBINATIONS AND SEMI-TRAILERS AND TRAILERS.] (a) No combination of vehicles coupled together unladen or with load, including truck trailers and semitrailers, shall (CONSIST OF MORE THAN TWO UNITS AND NO SUCH COMBINATION OF VEHICLES SHALL) exceed a total length of 55 feet, provided that this limitation shall not apply to the transportation of telegraph poles, telephone poles, electric light and power poles, piling, or pole length pulpwood, and subject to the following further exceptions: Said length limitations shall not apply to ((1)) vehicles when transporting pipe, or other objects by a public utility when required for emergency or repair of public service facilities or when operated under special permits as provided in this subdivision, but in respect to night transportation every such

vehicle and the load thereon shall be equipped with a sufficient number of clearance lamps and marker lamps on both sides and upon the extreme ends of any projecting load to clearly mark the dimensions of such load; ((2) HOUSE TRAILERS OR MOBILE HOMES WHEN COUPLED WITH A MOTOR VEHICLE BUT SUCH COMBINATION SHALL NOT EXCEED 55 FEET IN LENGTH. PROVIDED FURTHER THAT TWO VEHICLES IN TRANSIT BY THE DRIVE-AWAY METHOD IN SADDLE). Mount combinations may be drawn but such combinations may not exceed 55 feet in length. The state, as to state trunk highways, and any city, village, borough or town, as to roads or streets located therein, may issue permits authorizing the transportation of combinations of vehicles exceeding the limitations herein contained over highways, roads or streets within their boundaries.

(b) No single semitrailer or trailer shall have an overall length, inclusive of rear bumper, in excess of 40 feet, provided any semitrailer or trailer especially constructed and used to transport livestock or any unenclosed semitrailer or trailer especially constructed and used to transport boats or motor vehicles may exceed the length limitation set forth in this paragraph by not more than five feet. Any single semitrailer or trailer registered in this state which exceeded the length limitations set forth in this paragraph as of April 1, 1967, shall be entitled to a permit authorizing its operation within this state provided application therefor is made within 120 days from April 22, 1967. The state, as to state trunk highways, and any city, village, borough, or town, as to roads or streets located therein may issue such permits for highways, roads or streets within their jurisdictions.

Sec. 5. Minnesota Statutes 1971, Chapter 169, is amended by adding a section to read:

[169.861] [PERMITS FOR CERTAIN COMBINATIONS.]
Subdivision 1. [APPLICATION.] *The commissioner shall issue an annual permit to enable a combination of vehicles between 55 and 65 feet in length to operate on the public highways. The permit shall entitle the combination of vehicles to operate only on divided highways having four or more lanes of travel, and on such other highways as may be designated by the commissioner of highways subject to Minnesota Statutes, Section 169.87, Subdivision 1, and subject to the approval of the authority having jurisdiction over such highway, for the purpose of providing access between such divided highways of four or more lanes of travel and truck terminals and marshalling yards or for the purpose of providing continuity of route. All vehicles operated under the provisions of this section shall conform to the standards for such vehicles as prescribed by the United States Department of Transportation, Federal Highway Administration, Bureau of Motor Carrier Safety, and as may be amended.*

Subd. 2. [DISPLAY.] *The permit issued under this section shall be displayed on the left side of the truck-tractor of the combination of vehicles, in the immediate vicinity of the painted,*

printed, stenciled, or decalcomanic, numbering showing the gross registered weight of the combination of vehicles.

Subd. 3. [FEES.] The commissioner is authorized to charge a fee of \$75 for an annual permit for each combination exceeding 55 but not more than 60 feet in length; and \$200 for each combination exceeding 60 but not more than 65 feet in length. All such fees for permits issued by the commissioner shall be deposited in the state treasury and credited to the highway user tax distribution fund. This fee may be prorated in the same manner as registration fees are prorated pursuant to section 168.187 and for those vehicles not covered by section 168.187, a trip fee of \$10 for combinations exceeding 55 but not more than 60 feet in length and \$20 for combinations exceeding 60 but not more than 65 feet in length.

Sec. 6. *This act is effective July 1, 1973."*

Further amend by striking the title in its entirety and inserting in lieu thereof the following:

"A bill for an act relating to motor vehicles; definition and length of trailers and vehicle combinations; amending Minnesota Statutes 1971, Sections 168.011, Subdivisions 13, 14, and 16; and 169.81, Subdivision 3; and Chapter 169, by adding a section."

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

Senate Conferees: HAROLD G. KRIEGER, CLARENCE M. PURFEERST, and SAM G. SOLON.

House Conferees: JACK H. LAVOY, BERNARD O. CARLSON, and VERNE E. LONG.

LaVoy moved that the report of the Conference Committee on S. F. No. 342 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 342, A bill for an act relating to motor vehicles; definition and length of trailers and vehicle combinations; amending Minnesota Statutes 1971, Sections 168.011, Subdivisions 13, 14, and 16; and 169.81, by adding a subdivision.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 92, and nays 29, as follows:

Those who voted in the affirmative were:

Adams, J.	Brinkman	Culhane	Ferderer	Johnson, R.
Anderson, G.	Carlson, A.	Dahl	Fjoslien	Jopp
Becklin	Carlson, B.	DeGroat	Forsythe	Jude
Belisle	Carlson, D.	Diriam	Graba	Kelly
Bell	Carlson, L.	Eckstein	Grove	Kempe
Bennett	Casserly	Eken	Hagedorn	Klaus
Berg	Cleary	Enebo	Heinitz	Knickerbocker
Biersdorf	Clifford	Erickson	Jacobs	Laidig
Braun	Connors	Esau	Jaros	Larson

LaVoy	McMillan	Patton	Salchert	Ulland
Lemke	Menke	Pavlak, R.	Sarna	Voss
Lombardi	Miller, D.	Pavlak, R. L.	Savelkoul	Weaver
Long	Miller, M.	Peterson	Schreiber	Wenzel
Mann	Mueller	Pieper	Schulz	Wigley
McArthur	Munger	Pleasant	Sieben, H.	Wohlwend
McCarron	Nelson	Prahl	Smith	Wolcott
McCauley	Niehaus	Quirin	Spanish	
McEachern	Ohnstad	Rice	Stanton	
McFarlin	Parish	Ryan	Swanson	

Those who voted in the negative were:

Adams, S.	Faricy	Johnson, D.	Myrah	Sieben, M.
Anderson, D.	Fudro	Johnson, J.	Newcome	Skaar
Boland	Fugina	Kahn	Norton	Tomlinson
Cummiskey	Graw	Lindstrom, E.	Pehler	Vanasek
Dieterich	Hanson	Lindstrom, J.	St. Onge	Vento
Erdahl	Hook	Moe	Sherwood	

The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 1213, 1979, and 2426.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 534, 1409, and 1845.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 944, 1404, and 1806.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 926, 968, and 2113.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 944, A bill for an act relating to education; permitting certain teachers to apply for and receive life or permanent certificates.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 1404, A bill for an act relating to veterans; the enforcement of veterans' preference rights by the commissioner of veterans affairs; authorizing the attorney general to represent veterans in certain cases; appropriating money; amending Minnesota Statutes 1971, Chapter 197, by adding a section.

The bill was read for the first time.

Laidig moved that S. F. No. 1404 and H. F. No. 1540, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1806, A bill for an act relating to the operation of the state government; providing for the purchase of electronic data processing equipment where bids are unsatisfactory; amending Minnesota Statutes 1971, Section 16.07, Subdivision 14.

The bill was read for the first time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 20, of the Constitution of the state of Minnesota, Parish moved that the Rule therein be suspended and an urgency be declared so that S. F. No. 1806 be given its second and third readings and be placed upon its final passage. The motion prevailed.

Parish moved that the rules of the House be so far suspended that S. F. No. 1806 be given its second and third readings and be placed upon its final passage. The motion prevailed.

The bill was read for the second time.

S. F. No. 1806, A bill for an act relating to the operation of the state government; providing for the purchase of electronic data processing equipment where bids are unsatisfactory; amending Minnesota Statutes 1971, Section 16.07, Subdivision 14.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill.

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

The roll being called, there were yeas 44, and nays 61, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	LaVoy	Ojala	Sieben, M.
Anderson, D.	Dieterich	Lemke	Parish	Stanton
Braun	Eckstein	Lindstrom, J.	Pavlak, R.	Swanson
Brinkman	Fudro	Mann	Quirin	Tomlinson
Carlson, A.	Fugina	McMillan	Resner	Ulland
Carlson, B.	Haugerud	Menke	Rice	Vanasek
Casserly	Jacobs	Miller, D.	Ryan	Voss
Connors	Jaros	Nelson	Salchert	Mr. Speaker
Cummiskey	Johnson, D.	Norton	Sieben, H.	

Those who voted in the negative were:

Anderson, G.	Faricy	Kelly	Moe	Schulz
Becklin	Ferderer	Kempe	Mueller	Sherwood
Belisle	Fjoslien	Klaus	Myrah	Skaar
Bell	Forsythe	Knickerbocker	Niehaus	Spanish
Bennett	Graba	Laidig	Ohnstad	Weaver
Berg	Hagedorn	Larson	Pavlak, R. L.	Wenzel
Boland	Hanson	Lindstrom, E.	Pehler	Wigley
Carlson, D.	Heinitz	Lombardi	Peterson	Wohlwend
Clifford	Hook	Long	Pieper	Wolcott
Dirlam	Johnson, J.	McArthur	Pleasant	
Erdahl	Johnson, R.	McCarron	Prahl	
Erickson	Jopp	McCauley	Savelkoul	
Esau	Jude	McFarlin	Schreiber	

The bill was not passed.

FIRST READING OF SENATE BILLS, Continued

S. F. No. 926, A bill for an act establishing the Minnesota environmental education council; and describing the powers and duties thereof.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 968, A bill for an act relating to crimes and criminals; providing penalties for the receipt, purchase or concealment of stolen goods; and providing for civil redress; amending Minnesota Statutes 1971, Section 609.53.

The bill was read for the first time.

Smith moved that S. F. No. 968 and H. F. No. 795, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 2113, A bill for an act relating to taxation; providing for a reduction in assessed value of apartment housing of type I or II construction; amending Minnesota Statutes 1971, Section 273.13, by adding a subdivision.

The bill was read for the first time.

Adams, J., moved that S. F. No. 2113 and H. F. No. 2434, now on General Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 534, A bill for an act relating to education; providing compensation for expenses for members of Minnesota education council; amending Minnesota Statutes 1971, Section 121.83.

The bill was read for the first time and referred to the Committee on Education.

S. F. No. 1409, A bill for an act relating to education; providing that members of the Minnesota higher education coordinating commission shall be reimbursed for expenses incurred in the performance of their duties; amending Minnesota Statutes 1971, Section 136A.02, Subdivision 4.

The bill was read for the first time and referred to the Committee on Higher Education.

S. F. No. 1845, A bill for an act relating to claims, adjusted compensation for military service.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1213, A bill for an act relating to public museums, galleries, and schools of arts or crafts in cities of the first class; tax levy; amending Minnesota Statutes 1971, Section 450.25.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 1979, A bill for an act relating to the Minnesota state college board; appropriating money and authorizing a loan to the board for the refunding of outstanding revenue bonds; authorizing the issuance and sale of bonds under the provisions of Article IX, Section 6 of the Constitution to provide money for such loan, and appropriating money in connection with such bonds; amending Minnesota Statutes 1971, Section 136.40, by adding a subdivision.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 2426, A bill for an act authorizing conveyance of certain state lands in Lyon county to the Southwest Minnesota College Foundation.

The bill was read for the first time and referred to the Committee on Higher Education.

The following Conference Committee Report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 308

May 10, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 308, report that we have agreed upon the items in dispute and recommend as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [DEPARTMENT OF FINANCE; CREATION.]
Subdivision 1. The department of finance is hereby created under the control and supervision of the commissioner of finance, which office is hereby established. The commissioner is the chief accounting officer, the principal financial officer and the state controller.

Subd. 2. The commissioner of finance is appointed by the governor by and with the advice and consent of the senate. The commissioner so appointed shall have broad experience as an executive financial manager. The commissioner shall serve at the pleasure of the governor. A vacancy in the office of the commissioner shall be filled by the governor, with the advice and consent of the senate.

Subd. 3. The commissioner may appoint two deputy commissioners, and a confidential secretary, each of whom shall serve at the pleasure of the commissioner in the unclassified service. Except as may be otherwise provided for by law, the commissioner shall fix the compensation of each deputy. A deputy may perform and exercise a power, duty, or responsibility imposed by law on the commissioner when authorized so to do by the commissioner.

Subd. 4. Subject to the provisions of this act and to other applicable laws governing a state department or agency, the commissioner shall organize the department and employ such other officers, employees, and agents as he may deem necessary to discharge the functions of his department, define the duties of such officers, employees, and agents and to delegate to them any of his powers, duties, and responsibilities subject to his control and under such conditions as he may prescribe. Personnel employed pursuant to this subdivision are in the classified service of the state civil service.

Sec. 2. [TRANSFER OF DUTIES FROM STATE AUDITOR.] *Subdivision 1. Except as otherwise provided for in this section, all the powers, duties, and responsibilities now vested in and imposed upon the state auditor are hereby transferred to, vested in, and imposed upon the department of finance.*

Subd. 2. The state auditor shall continue to exercise the powers, duties, and responsibilities which heretofore have been or which may hereafter be by law vested in, and imposed upon him relating to certifying the state tax to the several county auditors, certifying the tax necessary to be levied in connection with the repayment of moneys borrowed by the state or its department and agencies or moneys loaned by the state as authorized by law; he shall also continue to exercise such powers, duties and responsibilities prescribed by the constitution and as a member of a governmental council, board or association.

Sec. 3. Minnesota Statutes 1971, Section 6.21, is amended to read:

6.21 [DUTIES.] The (STATE AUDITOR) *commissioner of finance* shall (CONTINUE TO) exercise the rights, powers, and duties vested in and imposed upon his office. He shall have charge of the administration of the financial affairs of the state. He shall keep the general books of account of the state. The general books of account shall be on a double entry control basis, with such revenue, expenditure, asset and liability accounts as will give complete control over all financial and expenditure operations of the state and over all officials, departments, and agencies of the state government. Accounts shall be set both as to expenditures and revenue according to generally accepted practice in governmental accounting. The (AUDITOR, WITH THE ADVICE AND ASSISTANCE OF THE COMMISSIONER OF ADMINISTRATION AND THE PUBLIC EXAMINER,) *commissioner of finance* shall formulate and prescribe for all departments and other state agencies a system of uniform records, accounts, statements, estimates, revenue receipt forms, vouchers, bills, and demands with suitable instructions governing the installation and use thereof. The accounting system and form so prescribed shall be adopted and employed by all officials, departments, and agencies of the state government. The (AUDITOR, WITH THE ASSISTANCE OF THE PUBLIC EXAMINER,) *commissioner of finance* shall exercise constant supervision and control thereof. All accounting and financial records shall be kept on the fiscal year basis of 12 months ending at midnight between June 30 and July 1. The (AUDITOR) *commissioner of finance* and his designated agents shall at all times have free access to the books, records, accounts, and papers of the several departments and agencies. (THE COMMISSIONER OF ADMINISTRATION AND HIS DESIGNATED EMPLOYEES SHALL HAVE FREE ACCESS AT ALL TIMES TO THE BOOKS, RECORDS, ACCOUNTS, AND PAPERS OF THE STATE AUDITOR AND THE AUDITOR SHALL ALLOW THE COMMISSIONER AND HIS AGENTS SUFFICIENT DESK SPACE FOR USING AND INSPECTING THE SAME.)

Sec. 4. [TRANSFER OF POWERS FROM DEPARTMENT OF ADMINISTRATION.] *Subdivision 1. The department of finance shall prepare a biennial budget and a ten year cash receipts and disbursement projection in consultation with the com-*

missioner of administration under the supervision of the governor. In even numbered years immediately before the inauguration of a new governor, such budget and a ten year cash receipts and disbursement projection shall be prepared under the supervision of the governor-elect.

Subd. 2. All the powers, duties, and responsibilities now vested in and imposed upon the commissioner of administration by Minnesota Statutes, Sections 3.30, relating to the contingent fund; 16.027, relating to payrolls; 16.138, relating to reimbursements; 16.14, 16.15, and 16.155 relating to budgets and the budget, are transferred to, vested in and imposed upon the department of finance.

Subd. 3. All the powers, duties, and responsibilities now vested in and imposed upon the commissioner of administration by Minnesota Statutes, Sections 16.20, 16.245, 16.25, 16.62, 16.63, 16.64 and any other law relating to the supervision and control of accounts and expenditures of the state government, its departments and agencies including but not limited to fees, payroll deductions, tax withholding, and compensation schedules, are hereby transferred to, vested in, and imposed upon the department of finance.

Subd. 4. The department of finance may make rules and regulations governing the powers, duties, and responsibilities transferred to it under the terms of this act.

Sec. 5. [TRANSFER OF CERTAIN APPROPRIATIONS.]
The moneys heretofore appropriated to the commissioner of administration in the payroll clearance revolving fund in the state treasury is hereby reappropriated to the department of finance for the same purposes and uses as set forth in Minnesota Statutes, Section 16.80, Subdivision 1, Clause (g). Any accumulation in said fund from profits or otherwise is also reappropriated to the department of finance for such purposes.

Sec. 6. [DEPARTMENT OF FINANCE OTHER POWERS.] *The commissioner of finance:*

(1) Shall require each department in the executive branch to prepare financial reports in such form, and to be made at such intervals, as he may prescribe which will permit administrative and legislative comparisons of spending plans in relation to appropriations for programs and activities;

(2) Shall formulate and prescribe a system of measuring the effect of fund expenditures which will permit the evaluation and comparisons of the cost of functions or programs;

(3) Shall require each department to state in writing objectives of each activity or function authorized against which performance may be measured. The objectives shall be specific as to amount and time and for a period including the current and the following biennium and reported at such times and in such form as the commissioner shall direct;

(4) Shall require the department of taxation and other departments in the executive branch to report at his designated intervals concerning estimates of income and receipts whether from taxes or otherwise, and use such information in evaluating the financial condition and affairs of the state;

(5) Shall make such reports concerning the financial affairs of the state as the governor or the commissioner of administration may direct in addition to such reporting as may be otherwise prescribed by law.

(6) Shall require such reports and other information of the state treasurer and other departments and agencies in the executive branch as will permit formulation of policy on all fiscal and financial matters of state government.

Sec. 7. [TRANSFER OF POWERS TO STATE AUDITOR.] Except as otherwise provided for in this act relating to the legislative auditor, all the powers, duties and responsibilities of the public examiner relating to audits of cities of all classes, villages, counties, towns, school districts, and other governmental subdivisions or bodies corporate and politic as contained in Minnesota Statutes, Sections 215.10, 215.11, 215.12, 215.13, 215.14, 215.16, 215.17, 215.19, 215.20, 215.21, 215.22, 215.225, 215.23, 215.24, 215.25, 215.26, 215.261, 215.31, 215.32, 215.33, 215.34, 215.35, 215.36, 215.37, 215.38, or any other law are hereby transferred to, vested in, and imposed upon the state auditor.

Sec. 8. Minnesota Statutes 1971, Section 9.031, is amended by adding a subdivision to read:

Subd. 13. [DEPOSIT OF FUNDS.] (a) Deposit of state funds in depositories by the treasurer under section 9.031 is subject to regulation by the commissioner of finance. He may determine the amount of funds to deposit in a depository and any other matter which he deems in the public interest. The treasurer shall comply with such regulations.

(b) All depositories with various noninterest bearing deposits which, as a group, total over \$100,000 shall report such balances as of the close of the previous business day by 9:00 a.m. daily to the treasurer and the commissioner of finance. The commissioner of finance shall record these daily balances, which shall be a matter of public record at the legislative reference library and reported monthly to the legislative audit commission.

(c) All state accounts shall be established by competitive bid among the designated depositories. The commissioner of finance shall send written notice of his intent to accept bids for the handling of the state account, or accounts, to all designated depositories. The notice shall specify such considerations, fiscal activities, and conditions as the commissioner may require. All such deposits shall be awarded by competitive bid to the lowest bidding depository which, in the opinion of the commissioner, has the capacity to discharge the required considerations, fiscal activities, and conditions.

(d) *In exceptional cases, the commissioner may dispense with the bid procedure. In such event, he shall report the circumstances and reasons therefor to the legislative audit commission within five days after establishing the account.*

(e) *All presently existing state accounts shall be closed, and new accounts shall be established in compliance with the bid procedure established in clause (c) no later than one year after the effective date of this act.*

(f) *Notwithstanding any provision in section 9.031 to the contrary, the commissioner of finance may agree to pay a depository a reasonable charge or keep appropriate compensating balances for handling state funds, for cashing state warrants, vouchers and the like. Such moneys as may be necessary for such purpose are hereby appropriated annually to the commissioner of finance.*

Sec. 9. Minnesota Statutes 1971, Section 11.10, Subdivision 1, is amended to read:

11.10 [INVESTMENT OF MONEY IN STATE TREASURY NOT CURRENTLY NEEDED.] Subdivision 1. **[INVESTMENT OF TREASURY FUND.]** *The state treasurer shall make a report to the commissioner of finance daily or at such other times as the commissioner of finance shall determine of the moneys in the state treasury together with such other information which the commissioner may prescribe. When there (SHALL BE ANY) is money in the state treasury (THAT) over and above the amount that the commissioner of finance has advised the treasurer is (NOT) currently needed, the state treasurer shall certify to the state board of investment the amount thereof. The board of investment may then invest said amount, or any part thereof, in the following:*

(a) Treasury bonds, certificates of indebtedness, bonds or notes of the United States of America or bonds, notes or certificates of indebtedness of the state of Minnesota, all of which must mature not later than three years from date of purchase.

(b) Bonds, notes, debentures or other obligations issued by any agency or instrumentality of the United States or any securities guaranteed by the United States government, or for which the credit of the United States is pledged for the payment of the principal and interest thereof, all of which must mature not later than three years from date of purchase.

(c) Commercial paper of prime quality, or rated among the top third of the quality categories, not applicable to defaulted paper, as defined by a nationally recognized organization which rates such securities as eligible for investment in the state employees retirement fund except that any non-banking issuing corporation, or parent company in the case of paper issued by operating utility or finance subsidiaries, must have total assets exceeding \$500,000,000. Such commercial paper may constitute no more than 30 percent of the book value of the fund at the time of purchase, and the commercial paper of any one corpora-

tion shall not constitute more than four percent of the book value of the fund at the time of such investment.

(d) Any securities eligible under the preceding provisions, purchased with simultaneous repurchase agreement under which the securities will be sold to the particular dealer on a specified date at a predetermined price. In such instances, all maturities of United States government securities, or securities issued or guaranteed by the United States government or an agency thereof, may be purchased so long as any such securities which mature later than three years from the date of purchase have a current market value exceeding the purchase price by at least five percent on the date of purchase, and so long as such repurchase agreement involving securities extending beyond three years in maturity be limited to a period not exceeding 45 days.

(e) *Shares of an investment company registered under the investment company act of 1940, whose shares are registered under the securities act of 1933, provided that the only investments of that company are in obligations of the United States government, in obligations fully guaranteed by the United States government or in obligations of instrumentalities of the United States government such as treasury bonds, certificates of indebtedness, bonds or notes of the United States of America, all of which must mature not later than three years from date of purchase; bonds, notes, debentures or other obligations issued by any agency or instrumentality of the United States or any securities guaranteed by the United States government, or for which the credit of the United States is pledged for the payment of the principal and interest thereof, all of which must mature not later than three years from date of purchase.*

Sec. 10. Minnesota Statutes 1971, Section 11.10, Subdivision 2, is amended to read:

Subd. 2. [COMMISSIONER OF FINANCE TO CERTIFY.] When it shall appear to the (STATE AUDITOR) *commissioner of finance* that any invested funds are needed for current purposes before the maturity dates of the securities held, he shall so certify and it shall then be the duty of the board of investment to order the sale of conversion into cash of securities of the amount so certified.

Sec. 11. [COMMISSIONER OF ADMINISTRATION; ADDITIONAL POWERS.] *Subdivision 1. In addition to the other powers, duties and responsibilities of the commissioner of administration, he may appoint two deputy commissioners, and a confidential secretary, each of whom shall serve at the pleasure of the commissioner in the unclassified service.*

Subd. 2. The governor, unless otherwise provided by law, may delegate to the commissioner of administration the administration of such programs and projects of the office of the governor directed by either state or federal law, or which may be made available to the state under a grant of funds either public or private. Unless specifically prohibited by law, the governor

may delegate to the commissioner of administration general supervision of any program or activity of any state department or agency the head of which is either appointed by the governor or by a gubernatorially appointed board. The provisions of this subdivision shall not be construed as authority to transfer programs or activities, or part of them, from one department to another.

Sec. 12. [AUDIT POLICY.] Subdivision 1. Continuous legislative review of the effect of grant-in-aid programs, the spending of public funds and their financing at all levels of government is required in the public interest to enable the enactment of appropriate legislation.

Subd. 2. [LEGISLATIVE AUDIT COMMISSION CREATION.] A legislative commission to be known as the legislative audit commission, designated herein as "the commission" is hereby created. The commission shall consist of the majority leader of the senate and the president pro-tempore of the senate, or their respective designees; the chairman of the senate committee on taxes or his designee, who shall be a member of the senate tax committee; the chairman of the senate committee on governmental operations or his designee, who shall be a member of the governmental operations committee; the chairman of the senate committee on finance or his designee, who shall be a member of the senate finance committee; and three members of the senate appointed by the senate minority leader; the speaker of the house and the chairman of the house committee on rules, or their respective designees; the chairman of the house committee on taxes or his designee, who shall be a member of the house tax committee; the chairman of the house committee on governmental operations or his designee, who shall be a member of the house governmental operations committee; the chairman of the house appropriations committee or his designee, who shall be a member of the house appropriations committee; and three members of the house appointed by the house minority leader. The appointed members of the commission shall serve for a term commencing upon appointment and expiring at the opening of the next regular session of the legislature in the odd numbered year and until a successor is appointed. A vacancy in the membership of the commission shall be filled for the unexpired term in such a manner as to preserve the representation established by this subdivision.

The commission shall elect its chairman and such other officers as it may determine necessary. It shall meet at the call of the chairman or at the call of its executive secretary. The members of the commission shall serve without compensation but shall be reimbursed for their reasonable expenses as members of the legislature. The commission may exercise the powers prescribed by Minnesota Statutes, Section 3.153.

Subd. 3. The department of public examiner is transferred from the executive to the legislature branch.

Subd. 4. Until the expiration of his term the incumbent public examiner upon the effective date of this section shall continue in the legislative branch but as the legislative auditor. Thereafter, the commission shall appoint a legislative auditor. The legislative auditor is the executive secretary of the commission. After the expiration of the term of the incumbent public examiner the legislative auditor shall serve at the pleasure of the commission until May 1, 1977. Thereafter, the legislative auditor shall be appointed by the commission for a six year term. He shall serve in the unclassified service. He shall not at any time while in office hold any other public office. The legislative auditor appointed on May 2, 1977, shall not be removed from his office before the expiration of his term of service except for cause after public hearing.

Subd. 5. The legislative auditor may appoint a deputy legislative auditor and a confidential secretary each of whom shall serve at his pleasure in the unclassified service. Except as may be otherwise provided for by law the legislative auditor shall fix their salaries. The deputy may perform and exercise the powers, duties and responsibilities imposed by law on the legislative auditor and is authorized so to do by the legislative auditor. All other officers and employees of the legislative auditor shall continue to be in the classified civil service.

Subd. 6. All the powers, duties and responsibilities of the department of public examiner relating to the state of Minnesota, its departments and agencies as described in Minnesota Statutes 1971, Section 215.03, and any other law concerning powers, duties and responsibilities of the public examiner not otherwise dealt with by this act are hereby transferred to the legislative auditor. Nothing in this subdivision shall be deemed to supersede the powers conferred upon the commissioner of finance under Minnesota Statutes, Section 6.21.

Subd. 7. In addition to the legislative auditing duties concerning state financial matters, the legislative auditor shall also exercise and perform such duties as may be prescribed by rule or regulation of the legislature or either body thereof or by the commission. The legislative auditor shall review department policies and evaluate projects or programs requested by the commission. Any standing legislative committee having legislative jurisdiction may request the commission to review projects or programs.

Subd. 8. The legislature may provide by rule or regulation such testimonial powers as are conferred by law on legislative standing commissions or committees on the legislative auditor.

Sec. 13. [EFFECT OF TRANSFER OF FUNCTIONS.]
Subdivision 1. With reference to the powers, duties, and responsibilities which by this act have been transferred to the department of finance, the department of finance is deemed to be the successor of the state auditor, and the commissioner of ad-

ministration and the matters within the jurisdiction of such former offices shall not be deemed to be a new authority.

Subd. 2. Any proceeding, court action, prosecution, or other business or matter undertaken or commenced prior to the passage of this act with reference to powers, duties, and responsibilities of the state auditor, or the commissioner of administration which by this act are transferred to the commissioner of finance are hereby assigned to the department of finance, and such pending matters may be continued and completed by the department of finance in the same manner and under the same terms and conditions and with the same effect as if such matters were undertaken, commenced and completed prior to the time of such transfer.

Subd. 3. With reference to the powers, duties, and responsibilities transferred by this act from the state auditor, and the department of administration to the department of finance, the state auditor, the state treasurer and the commissioner of administration shall transfer and deliver to the department of finance all contracts, books, maps, papers, notes, bonds, cash, securities, money, records, and other property of every description within their jurisdiction or control relating thereto. The commissioner of finance is directed to take possession of such matters which have been transferred to his department. The commissioner of finance may require the public examiner to make such audits as he may deem necessary in addition to those required by law in connection with this section.

Subd. 4. Whenever in any other general law, heretofore or hereafter adopted, or any document, record, or proceeding authorized by the same, any word or phrase is used in reference to or descriptive of any power, duty, or responsibility which by this act is transferred from the state auditor, or the commissioner of administration to the department of finance, such word, phrase, or reference shall hereafter, unless the context or provision of this act otherwise requires, be deemed to refer to, include or describe the department of finance.

Subd. 5. All unexpended funds appropriated to the state auditor, or the commissioner of administration for the purposes of any of the powers, duties, and responsibilities which by this act are transferred to the department of finance are hereby transferred and reappropriated to such department. Where unexpended funds appropriated to the state auditor or the department of administration include funds for powers, duties, and responsibilities which are not transferred, the governor shall allocate the appropriation between the state auditor, and the department of finance and the commissioner of administration and the department of finance, and the money so allocated is hereby reappropriated to the department of finance.

Subd. 6. Except as otherwise provided in this act, all persons in the classified service of the state and employed by the state auditor or the department of administration for the purposes

of any of the powers, duties or responsibilities which are transferred by this act to the department of finance are hereby transferred to the department of finance.

Subd. 7. The state auditor is the successor of the public examiner as to such powers, duties, and responsibilities as have been transferred to him from the public examiner and not a new authority. The legislative auditor is the public examiner as to such powers, duties, and responsibilities which the public examiner will continue to perform but as the legislative auditor.

Subd. 8. All persons in the classified service of the state and employed by the public examiner in performing the duties transferred to the state auditor are transferred to the state auditor without loss of any right or privilege. All persons in the classified service of the state and employed by the public examiner in performing duties which will be performed by the public examiner as legislative auditor will continue in the classified service without loss of right or privilege.

Subd. 9. All unexpended funds appropriated to the public examiner shall be allocated by the governor between the state auditor and the legislative auditor to carry out the divisions of authority prescribed by this act governing such officers and such reallocated funds are appropriated accordingly.

Sec. 14. [INSTRUCTIONS TO REVISOR.] *In the next and subsequent editions of Minnesota Statutes, the revisor of statutes shall make such changes in terminology so as to record the powers, duties, and responsibilities which are transferred by this act.*

Sec. 15. [APPROPRIATION.] *The sum of \$50,000 is appropriated to the department of finance from the general fund of the state treasury for the purpose of organizing the department of finance, to be available for expenditure as soon as a commissioner of finance is appointed. Notwithstanding the provisions of any other law, such appropriation is for salaries, supplies and expenses, shall not cancel and shall be available until expended.*

Sec. 16. [OFFICE FACILITIES.] *The commissioner of administration if necessary shall rearrange the offices and space allotted therefor to the state auditor, the state treasurer and the commissioner of administration in order to provide the department of finance with adequate and proper offices, and to that end may move the office facilities.*

Sec. 17. *Minnesota Statutes 1971, Section 16.141, Subdivision 2, is amended to read:*

Subd. 2. [ESTABLISHMENT OF PROGRAM.] *The commissioner of administration in consultation with the commissioner of finance shall develop (AND IMPLEMENT A SYSTEM OF PROGRAM BUDGETING) the budget process to accomplish the policy as stated in subdivision 1 for state departments and agencies (;), provided, that such (PROGRAM BUDGETS) process*

need not comply with other provisions of law relating to the setting forth of expenditures by (FUNDS,) organizational units, character and objects of expenditure. The commissioner of *finance* shall promulgate regulations and instructions applicable to (PROGRAM) budget *preparation* governing the classification of expenditures and the content, (PREPARATION,) and submission of budget requests and appropriation measures. In order to assure an orderly development of sound budgeting methods, the commissioner of *administration* may continue to select agencies and departments to implement the (PROGRAM) budget system. The commissioner of (ADMINISTRATION) *finance* shall make recommendations to the legislature on the subject of any legislation or special appropriations which may be required for implementation of the (PROGRAM) budgeting system for all state departments and agencies. Such (PROGRAM) budget system shall, to the greatest extent practicable, emphasize alternative approaches in the program development and criteria for performance evaluation and measurement. All state departments and agencies shall cooperate with the (COMMISSIONER) *commissioners of administration and finance* to assure implementation of (PROGRAM) budgets which meet the requirements of the commissioner of *administration* and which give due regard to the requirements of the various departments and agencies involved. No state agency shall begin or install any system of program or programmatic budgeting until they have first secured the explicit permission of the commissioner of *administration*.

Sec. 18. Minnesota Statutes 1971, Section 16.141, Subdivision 3, is amended to read:

Subd. 3. Notwithstanding any other law to the contrary, the commissioner of (ADMINISTRATION) *finance* may waive the requirement for submitting a budget by object of expenditure for (NOT MORE THAN THREE) agencies and departments which are requesting programmatic appropriation.

Sec. 19. Minnesota Statutes 1971, Section 16.16, Subdivision 1, is amended to read:

16.16 [ALLOTMENT AND ENCUMBRANCE.] Subdivision 1. [ALLOTMENT PERIOD.] For the purposes of *operation* of the (QUARTERLY) allotment system, each fiscal year shall be (DIVIDED INTO FOUR QUARTERLY ALLOTMENT PERIODS, BEGINNING, RESPECTIVELY, ON THE FIRST DAYS OF JULY, OCTOBER, JANUARY, AND APRIL;) *one fiscal year of 12 months which shall end at midnight between each June 30 and July 1; provided, that (IN ANY CASE WHERE THE QUARTERLY ALLOTMENT PERIOD IS IMPRACTICABLE,)* the commissioner of *finance* may prescribe a different period suited to the circumstances, not exceeding 12 months nor extending beyond the end of the fiscal year. *This provision does not apply to allotments made with respect to appropriations made for constructions or permanent improvement.*

Sec. 20. Minnesota Statutes 1971, Section 16.16, Subdivision 3, is amended to read:

Subd. 3. [APPROPRIATIONS AVAILABLE FOR ALLOTMENT; SPENDING PLANS.] No appropriation to any agency shall become available for expenditure thereby during any allotment period until such agency shall have submitted to the commissioner of administration (AN ESTIMATE) a *spending plan* in advance, in such form as the commissioner of finance shall prescribe, for such allotment period next ensuing, of the amount required for each activity to be carried on and each purpose for which money is to be expended during that period, and until such (ESTIMATE) *spending plan* shall have been approved, increased, or decreased by the commissioner of administration and funds allotted therefor (, AS PROVIDED IN LAWS 1939, CHAPTER 431).

Sec. 21. Minnesota Statutes 1971, Section 16.16, Subdivision 4, is amended to read:

Subd. 4. [SPENDING PLANS WITHIN APPROPRIATION; APPROVAL; PROCEDURE.] If the (ESTIMATE) *spending plan* is within the terms of the appropriation as to amount and purposes, having due regard for the probable further needs of the agency for the remainder of the fiscal year or other term for which the appropriation was made, and if there is a need for such appropriation for the next ensuing allotment period, the commissioner of administration shall approve *after consultation with the commissioner of finance* (THE SAME AND ALLOT) the estimated amount for expenditure. Otherwise the commissioner of administration shall modify the (ESTIMATE) *spending plan* so as to conform with the terms of the appropriation and the prospective needs of the agency, and shall reduce the amount allotted accordingly. The commissioner of administration shall act promptly upon all (ESTIMATES) *spending plans*, and shall notify every agency of its allotments at least five days before the beginning of each allotment period, and shall notify the (STATE AUDITOR) *commissioner of finance*. The total amount allotted to any agency for the fiscal year or other terms for which the appropriation was made shall not exceed the amount appropriated for such year or term.

Sec. 22. Minnesota Statutes 1971, Section 16.16, Subdivision 5, is amended to read:

Subd. 5. [MODIFICATION.] The commissioner of administration shall also have authority at any time to modify or amend any (ALLOTMENT) *spending plan* previously (MADE) *approved* by him, upon application of or upon notice to the agency concerned, and upon a showing of emergency or other cause; provided, no deficit or undue reduction of funds to meet future needs of such agency will result therefrom.

Sec. 23. Minnesota Statutes 1971, Section 16.16, Subdivision 6, is amended to read:

Subd. 6. [REDUCTION.] In case the commissioner of finance shall discover at any time that the probable receipts from taxes or other sources for any appropriation, fund, or item will

be less than was anticipated, and that consequently the amount available for the remainder of the term of the appropriation or for any allotment period will be less than the amount estimated or allotted therefor, he shall (,) *notify the commissioner of administration who shall, with the approval of the governor, and after notice to the agency concerned, request the commissioner of finance to reduce the amount allotted or to be allotted so as to prevent a deficit. In like manner he shall (REDUCE) request reduction of the amount allotted or to be allotted to any agency by the amount of any saving which can be effected upon previous (ESTIMATES) spending plans through a reduction in prices or other cause.*

Sec. 24. Minnesota Statutes 1971, Section 16.16, Subdivision 7, is amended to read:

Subd. 7. [COMMISSIONER OF FINANCE; ACCOUNTING SYSTEM.] There shall be kept in the office of the (STATE AUDITOR) *commissioner of finance* an accounting system showing at all times, by funds and items, the amounts appropriated for and the estimated revenues of such agency, the amounts allotted and available for expenditure, the amounts of expenditures or obligations authorized to be incurred, actual receipts and disbursements, actual balances on hand, and the unencumbered balances after deduction of all actual and authorized expenditures.

Sec. 25. Minnesota Statutes 1971, Section 16.16, Subdivision 8, is amended to read:

Subd. 8. [PAYMENT WITHIN ALLOTMENT AND ENCUMBRANCE; EXCEPTIONS.] No payment shall be made and no obligation shall be incurred against any fund, allotment, or appropriation unless the (STATE AUDITOR) *commissioner of finance* shall first certify that there is a sufficient unencumbered balance in such fund, allotment, or appropriation to meet the same. Every expenditure or obligation authorized or incurred in violation of the provisions of Laws 1939, Chapter 431, shall be presumed invalid and shall be ineligible for payment until its validity is established as hereinafter provided. Every payment made in violation of the provisions of Laws 1939, Chapter 431, shall be deemed illegal, and every official authorizing or making such payment or taking part therein, and every person receiving such payment, or any part thereof, shall be jointly and severally liable to the state for the full amount so paid or received. If any appointive officer or employee of the state shall knowingly incur any obligation or shall authorize or make any expenditure in violation of the provisions of Laws 1939, Chapter 431, or take part therein, it shall be grounds for his removal by the officer appointing him, and, if the appointing officer be other than the governor and shall fail to remove such officer or employee, the governor may exercise such power of removal, after giving notice of the charges and opportunity for hearing thereon to the accused officer or employee and to the officer appointing him. Claims presented against existing appropriations without prior

allotment or encumbrance may, upon investigation, review, and approval by the commissioner of (ADMINISTRATION) *finance* be determined valid where the services, materials, and supplies for which payment is claimed have been actually rendered or furnished to the state in good faith without collusion and without intent to defraud. Thereafter the (STATE AUDITOR) *commissioner of finance* may draw his warrant in payment of such claims in the same manner in which other claims, properly allotted and encumbered prior to inception thereof, are paid.

Sec. 26. Minnesota Statutes 1971, Section 16.16, Subdivision 8a, is amended to read:

Subd. 8a. [PERIODIC ALLOTMENT.] In the case of appropriations made for construction or other permanent improvement, including acquisition of real estate, equipment, repair, rehabilitation, appurtenances or utility systems, which appropriations do not lapse until the purposes for which the appropriations were made shall have been accomplished or abandoned, the commissioner of (ADMINISTRATION) *finance* may dispense with periodic allotment and shall prescribe such regulations as will insure proper application and encumbrance of funds.

Sec. 27. Minnesota Statutes 1971, Section 215.04, is amended to read:

215.04 [POWERS AND DUTIES OF LEGISLATIVE AUDITOR.] (THE PUBLIC EXAMINER SHALL KEEP SUCH BOOKS OF ACCOUNT AS SHALL BE NECESSARY TO PROPERLY CARRY OUT THE PROVISIONS OF THIS CHAPTER AND FORMULATE AND PRESCRIBE FOR ALL DEPARTMENTS A SYSTEM OF UNIFORM RECORDS, ACCOUNTS, STATEMENTS, ESTIMATES, VOUCHERS, BILLS, AND DEMANDS, WITH SUITABLE BOOKS OF INSTRUMENTATION COVERING THE INSTALLATION AND USE THEREOF. THE ACCOUNTING SYSTEM AND FORMS SO PRESCRIBED SHALL BE ADOPTED AND EMPLOYED IN ALL SUCH DEPARTMENTS.) The (PUBLIC EXAMINER) *legislative auditor* shall post-audit and make a complete examination and verification of all accounts, records, inventories, vouchers, receipts, funds, securities, and other assets of all state departments, boards, commissions, and other state agencies at least once a year, if funds and personnel permit, and oftener if deemed necessary or as directed (BY THE GOVERNOR OR) by the legislature or the *legislative audit commission*. Audits may include detailed checking of every transaction or test checking as the (PUBLIC EXAMINER) *legislative auditor* deems best. The books of the state treasurer and (STATE AUDITOR) *commissioner of finance* may be examined monthly. The (PUBLIC EXAMINER) *legislative auditor* shall see that all provisions of law respecting the (INSTALLATION AND USE OF ACCOUNTING SYSTEMS, BOOKS, RECORDS, AND FORMS) *appropriate and economic use of public funds* are complied with by all departments and agencies of the state government.

(THE POWERS AND DUTIES OF THE BOARD OF AUDIT AND OF THE FORMER PUBLIC EXAMINER HERETOFORE TRANSFERRED TO, VESTED IN, AND IMPOSED UPON THE COMPTROLLER, ARE HEREBY TRANSFERRED TO, VESTED IN, AND IMPOSED UPON THE PUBLIC EXAMINER.) *A copy of all post-audits, reports and results of examinations made by the legislative auditor shall be deposited with the legislative reference library.*

Sec. 28. Minnesota Statutes 1971, Section 215.05, is amended to read:

215.05 [DUTIES AS TO STATE AGENCIES AND SEMI-STATE AGENCIES.] The (PUBLIC EXAMINER) *legislative auditor* shall (EXERCISE) *make a constant audit* (SUPERVISION OVER THE BOOKS AND ACCOUNTS OF THE SEVERAL PUBLIC OFFICES, INSTITUTIONS, PROPERTIES, INDUSTRIES, AND IMPROVEMENTS) *of all financial affairs of all departments and agencies of the state, and* (OVER) *of the financial records and transactions of public boards, associations, and societies supported, wholly or in part, by state funds. (IN ALL OFFICES WHERE THE RECORDS OF SUCH PUBLIC AFFAIRS ARE KEPT AND THE FINANCES THEREOF HANDLED, HE SHALL ENFORCE CORRECT METHODS OF ACCOUNTANCY AND, IN HIS DISCRETION, PRESCRIBE AND INSTALL SYSTEMS OF ACCOUNTS AND FINANCIAL REPORTS.)* Once in each year, if funds and personnel permit, without previous notice, he shall visit each of such (OFFICES, INSTITUTIONS, AND INDUSTRIES) *state departments and agencies, associations or societies* and, so far as practicable, inspect such (PROPERTIES AND IMPROVEMENTS) *agencies, thoroughly examine the books and accounts thereof, verifying the funds, securities and other assets, check the items of receipts and disbursements with the voucher records thereof, ascertain the character of the official bonds for the officers thereof and the financial ability of the bondsmen, inspect the sources of revenue thereof, the use and disposition of state appropriations and property, investigate the methods of purchase and sale, the character of contracts on public account, (ENFORCE A) ascertain proper custody and depository for the funds and securities thereof, verify the inventory of public property and other assets held in trust, and ascertain that all financial transactions and operations involving the public funds and property of the state comply with the spirit and purpose of the law, (AND) are sound by modern standards of financial management and are* for the best protection of the public interest.

Sec. 29. Minnesota Statutes 1971, Section 215.06, is amended to read:

215.06 [TO FILE WRITTEN REPORTS.] The (PUBLIC EXAMINER) *legislative auditor* shall file a written report covering his audits with the department, *agency, society, or association* concerned, (THE GOVERNOR, AND THE LEGISLATURE; AND, IF HE DEEMS NECESSARY, PRESENT SPE-

CIAL REPORTS TO THE LEGISLATIVE ADVISORY COMMITTEE) and the legislative audit commission for its consideration and action.

Such audit reports shall set forth:

(1) Whether all funds have been expended for the purposes authorized in the appropriations therefor;

(2) Whether all receipts have been accounted for and paid into the state treasury as required by law;

(3) All illegal and unbusinesslike practices, if any;

(4) (RECOMMENDATIONS FOR GREATER SIMPLICITY, ACCURACY, EFFICIENCY, AND ECONOMY, AND) Assessment of the financial control practices used in the agency measurement of performance and recommendations for improved effectiveness; and

(5) Such other data, information, and recommendations as the (PUBLIC EXAMINER) legislative auditor may deem advisable and necessary.

Sec. 30. Minnesota Statutes 1971, Section 215.07, is amended to read:

215.07 [DUTIES WHEN VIOLATIONS ARE DISCOVERED.] If any such (PUBLIC EXAMINER'S) legislative auditor's examinations shall disclose malfeasance, misfeasance, or non-feasance in office on the part of any officer or employee, a copy of such report shall be signed and verified, and it shall be the duty of the (PUBLIC EXAMINER) legislative auditor to file such report with the (SECRETARY OF THE) legislative (ADVISORY COMMITTEE) audit commission and the attorney general. It shall be the duty of the attorney general to institute and prosecute such civil proceedings against such delinquent officer or employee, or upon his official bond, or both, as may be appropriate to secure to the state the recovery of any funds or other assets misappropriated, and he shall cause such criminal proceedings to be instituted by the proper authorities as the evidence may warrant.

Sec. 31. Minnesota Statutes 1971, Section 215.08, is amended to read:

215.08 [INFORMATION COLLECTED FROM LOCAL GOVERNMENTS.] The (PUBLIC EXAMINER) state auditor, or his designated agent, shall collect annually from all city, village, county, and other local units of government, (EXCEPT TOWNS,) information as to the assessment of property, collection of taxes, receipts from licenses and other sources, the expenditure of public funds for all purposes, borrowing, debts, principal and interest payments on debts, and such other information as may be needful. The data shall be supplied upon blanks prescribed by the (PUBLIC EXAMINER) state auditor, and all public officials so called upon shall fill out properly and return promptly all blanks so transmitted. The (PUBLIC EX-

AMINER,) *state auditor* or his assistants, may examine local records in order to complete or verify the information. *Copies of all reports so received shall be forwarded by the state auditor to the legislative auditor.*

Sec. 32. Minnesota Statutes 1971, Section 215.09, is amended to read:

215.09 [ANNUAL REPORT.] The (PUBLIC EXAMINER) *state auditor* shall make and file, annually, in his office a summary report of the information collected, with such compilations and analyses and interpretations as may be deemed helpful. Copies of such report may be made and distributed to interested persons and governmental units. *A copy of the report shall be forwarded to the legislative auditor.*

Sec. 33. [REPEALER.] *Minnesota Statutes 1971, Sections 16.02, Subdivisions 11 and 12; 215.02 and 215.18 are hereby repealed.*

Sec. 34. [EFFECTIVE DATE.] *Except as otherwise provided herein, this act is in effect upon the appointment by the governor of a commissioner of finance. The transfer of powers, duties, and responsibilities from the state auditor, the state treasurer or the commissioner of administration, shall be accomplished as soon as the commissioner of finance advises the secretary of state in writing that his department is organized and ready to begin functioning. Until then the state auditor, the state treasurer and the commissioner of administration shall continue to exercise the powers, duties, and responsibilities which by this act are transferred to the department of finance. The sections creating a legislative audit commission, a legislative auditor and transferring powers of the public examiner to the state auditor are in effect September 1, 1973."*

Further, amend the title in line 4, after the semicolon, by striking "a", and by striking all of lines 5 through 12 and inserting in lieu thereof: "transferring the powers of the public examiner to the state auditor; creating a legislative audit commission and legislative auditor; appropriating money; amending Minnesota Statutes 1971, Sections 6.21; 9.031, by adding a subdivision; 11.10, Subdivisions 1 and 2; 16.141, Subdivisions 2 and 3; 16.16, Subdivisions 1, 3, 4, 5, 6, 7, 8, and 8a; 215.04; 215.05; 215.06; 215.07; 215.08; and 215.09; repealing Minnesota Statutes 1971, Sections 16.02, Subdivisions 11 and 12; 215.02; and 215.18."

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

House Conferees: E. W. QUIRIN, IRVIN N. ANDERSON, WILLIAM N. KELLY, FRED C. NORTON, and THOMAS W. NEWCOME.

Senate Conferees: EDWARD J. GEARTY, GEORGE S. PILLSBURY, DAVID D. SCHAFF, JOHN MILTON, and WILLIAM MCCUTCHEON.

Quirin moved that the report of the Conference Committee on H. F. No. 308 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 308, A bill for an act relating to the organization and operation of the state government; creating a department of finance; transferring the powers of the public examiner to the state auditor; creating a legislative audit commission and legislative auditor; appropriating money; amending Minnesota Statutes 1971, Sections 6.21; 9.031, by adding a subdivision; 11.10, Subdivisions 1 and 2; 16.141, Subdivisions 2 and 3; 16.16, Subdivisions 1, 3, 4, 5, 6, 7, 8, and 8a; 215.04; 215.05; 215.06; 215.07; 215.08; and 215.09; repealing Minnesota Statutes 1971, Sections 16.02, Subdivisions 11 and 12; 215.02; and 215.18.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 100, and nays 22, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, J.	Miller, D.	Salchert
Adams, S.	Dahl	Johnson, R.	Miller, M.	Sarna
Anderson, G.	DeGroat	Jude	Moe	Savelkoul
Anderson, I.	Dieterich	Kahn	Mueller	Schreiber
Becklin	Dirlam	Kelly	Munger	Schulz
Belisle	Eckstein	Kempe	Nelson	Sieben, H.
Berg	Eken	Knickerbocker	Newcome	Sieben, M.
Berglin	Enebo	Laidig	Norton	Smith
Boland	Faricy	LaVoy	Parish	Stanton
Braun	Fudro	Lemke	Patton	Swanson
Brinkman	Graba	Lindstrom, E.	Pavlak, R.	Tomlinson
Carlson, A.	Graw	Lindstrom, J.	Pehler	Ulland
Carlson, B.	Growe	Mann	Peterson	Vanasek
Carlson, D.	Hagedorn	McArthur	Pleasant	Vento
Carlson, L.	Hanson	McCarron	Prahl	Voss
Casserly	Heinitz	McCauley	Quirin	Weaver
Cleary	Jacobs	McEachern	Resner	Wenzel
Clifford	Jaros	McFarlin	Rice	Wohlwend
Connors	Johnson, C.	McMillan	Ryan	Wolcott
Culhane	Johnson, D.	Menke	St. Onge	Mr. Speaker

Those who voted in the negative were:

Anderson, D.	Ferderer	Jopp	Myrah	Skaar
Biersdorf	Fjoslien	Klaus	Niehaus	Wigley
Erdahl	Forsythe	Larson	Ohnstad	
Erickson	Fugina	Lombardi	Pavlak, R. L.	
Esau	Hook	Long	Pieper	

The bill was repassed, as amended by Conference, and its title agreed to.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Pavlak, R., requested immediate consideration of H. F. Nos. 2482, 2485, and 2491; S. F. Nos. 992, 1101, 1194, 1847, and 1961; and H. F. No. 2100.

H. F. No. 2482, A bill for an act relating to taxation; providing for the correction of mill rates stated in Minnesota Statutes.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, J.	Miller, M.	Sarna
Adams, S.	Eckstein	Johnson, R.	Moe	Saveikoul
Anderson, D.	Eken	Jopp	Mueller	Schreiber
Anderson, I.	Enebo	Jude	Munger	Schulz
Becklin	Erdahl	Kahn	Myrah	Sherwood
Belisle	Erickson	Kelly	Nelson	Sieben, H.
Berg	Esau	Kempe	Newcome	Sieben, M.
Berglin	Farcy	Klaus	Niehaus	Skaar
Biersdorf	Ferderer	Knickerbocker	Norton	Smith
Boland	Fjoslien	Laidig	Ohnstad	Spanish
Braun	Forsythe	Larson	Parish	Stanton
Brinkman	Fudro	LaVoy	Patton	Swanson
Carlson, A.	Fugina	Lemke	Pavlak, R.	Tomlinson
Carlson, B.	Graba	Lindstrom, E.	Pavlak, R. L.	Ulland
Carlson, D.	Graw	Lindstrom, J.	Pehler	Vanasek
Carlson, L.	Growe	Lombardi	Peterson	Vento
Casserly	Hagedorn	Long	Pieper	Voss
Cleary	Hanson	Mann	Pleasant	Weaver
Clifford	Haugerud	McArthur	Prahl	Wenzel
Connors	Heinitz	McCarron	Quirin	Wigley
Culhane	Hook	McEachern	Resner	Wohlwend
Cummiskey	Jacobs	McFarlin	Rice	Wolcott
Dahl	Jaros	McMillan	Ryan	Mr. Speaker
DeGroat	Johnson, C.	Menke	St. Onge	
Dietrich	Johnson, D.	Miller, D.	Salchert	

The bill was passed and its title agreed to.

H. F. No. 2485, A bill for an act relating to taxation; transferring administration of homestead property tax relief in taconite and iron ore areas to commissioner of taxation; amending Minnesota Statutes 1971, Sections 273.135, Subdivisions 3 and 4; and 273.136, Subdivisions 2 and 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, J.	Moe	Saveikoul
Adams, S.	Dietrich	Johnson, R.	Mueller	Schreiber
Anderson, D.	Eckstein	Jopp	Munger	Schulz
Anderson, G.	Eken	Jude	Myrah	Sherwood
Anderson, I.	Enebo	Kahn	Nelson	Sieben, H.
Becklin	Erdahl	Kelly	Newcome	Sieben, M.
Belisle	Erickson	Kempe	Niehaus	Skaar
Bell	Esau	Klaus	Norton	Smith
Bennett	Farcy	Knickerbocker	Ohnstad	Spanish
Berg	Ferderer	Laidig	Ojala	Stanton
Berglin	Fjoslien	Larson	Parish	Swanson
Biersdorf	Forsythe	LaVoy	Patton	Tomlinson
Boland	Fudro	Lemke	Pavlak, R.	Ulland
Braun	Fugina	Lindstrom, E.	Pavlak, R. L.	Vanasek
Brinkman	Graba	Lindstrom, J.	Pehler	Vento
Carlson, A.	Graw	Lombardi	Peterson	Voss
Carlson, B.	Growe	Long	Pieper	Weaver
Carlson, D.	Hagedorn	Mann	Pleasant	Wenzel
Carlson, L.	Hanson	McArthur	Prahl	Wigley
Casserly	Haugerud	McCarron	Quirin	Wohlwend
Cleary	Heinitz	McEachern	Resner	Wolcott
Clifford	Hook	McFarlin	Rice	Mr. Speaker
Connors	Jacobs	McMillan	Ryan	
Culhane	Jaros	Menke	St. Onge	
Cummiskey	Johnson, C.	Miller, D.	Salchert	
Dahl	Johnson, D.	Miller, M.	Sarna	

Those who voted in the negative were:

Dirlam

The bill was passed and its title agreed to.

H. F. No. 2491, A bill for an act relating to reassessment of improperly valued property; removing residency as a qualification for assessors; amending Minnesota Statutes 1971, Section 270.17.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, M.	Sarna
Adams, S.	Dieterich	Johnson, J.	Moe	Savelkoul
Anderson, D.	Dirlam	Johnson, R.	Mueller	Schreiber
Anderson, G.	Eckstein	Jopp	Munger	Schulz
Anderson, I.	Eken	Jude	Myrah	Sherwood
Becklin	Enebo	Kahn	Nelson	Sieben, H.
Belisle	Erdahl	Kelly	Newcome	Sieben, M.
Bell	Erickson	Kempe	Niehaus	Skaar
Bennett	Esau	Klaus	Norton	Spanish
Berg	Faricy	Knickerbocker	Ohnstad	Stanton
Berglin	Ferderer	Laidig	Ojala	Swanson
Biersdorf	Fjoslien	Larson	Parish	Tomlinson
Boland	Forsythe	LaVoy	Patton	Ulland
Braun	Fudro	Lemke	Pavlak, R.	Vanasek
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Vento
Carlson, A.	Graba	Lindstrom, J.	Pehler	Voss
Carlson, B.	Graw	Lombardi	Peterson	Weaver
Carlson, D.	Growe	Long	Pieper	Wenzel
Carlson, L.	Hagedorn	Mann	Pleasant	Wigley
Casserly	Hanson	McArthur	Prahl	Wohlwend
Cleary	Haugerud	McCarron	Quirin	Wolcott
Clifford	Heinritz	McEachern	Resner	Mr. Speaker
Connors	Hook	McFarlin	Rice	
Culhane	Jacobs	McMillan	Ryan	
Cummiskey	Jaros	Menke	St. Onge	
Dahl	Johnson, C.	Miller, D.	Salchert	

The bill was passed and its title agreed to.

S. F. No. 992, A bill for an act relating to taxation; providing for an exception to the application of tax in certain cases of cigarettes stored or used in Minnesota; amending Minnesota Statutes 1971, Section 297.22, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Anderson, I.	Bennett	Boland	Carlson, D.
Adams, S.	Becklin	Berg	Braun	Carlson, L.
Anderson, D.	Belisle	Berglin	Brinkman	Casserly
Anderson, G.	Bell	Biersdorf	Carlson, A.	Cleary

Clifford	Grove	LaVoy	Niehaus	Schulz
Connors	Hagedorn	Lemke	Norton	Sherwood
Culhane	Hanson	Lindstrom, E.	Ohnstad	Sieben, H.
Cummiskey	Haugerud	Lindstrom, J.	Ojala	Sieben, M.
Dahl	Heinitz	Lombardi	Parish	Skaar
Dieterich	Hook	Long	Patton	Smith
Dirlam	Jacobs	Mann	Pavlak, R.	Spanish
Eckstein	Jaros	McArthur	Pavlak, R. L.	Stanton
Eken	Johnson, C.	McCarron	Pehler	Swanson
Enebo	Johnson, D.	McEachern	Peterson	Tomlinson
Erdahl	Johnson, J.	McFarlin	Pieper	Ulland
Erickson	Johnson, R.	McMillan	Pleasant	Vanasek
Esau	Jopp	Menke	Prahl	Vento
Faricy	Jude	Miller, D.	Quirin	Voss
Ferderer	Kahn	Miller, M.	Resner	Weaver
Fjoslien	Kelly	Moe	Rice	Wenzel
Forsythe	Kempe	Mueller	Ryan	Wigley
Fudro	Klaus	Munger	St. Onge	Wohlwend
Fugina	Knickerbocker	Myrah	Salchert	Wolcott
Graba	Laidig	Nelson	Sarna	Mr. Speaker
Graw	Larson	Newcome	Schreiber	

Those who voted in the negative were:

DeGroat

The bill was passed and its title agreed to.

S. F. No. 1101, A bill for an act relating to taxation; refunds or credits of taxes; amending Minnesota Statutes 1971, Section 270.07, by adding a subdivision.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 122, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, R.	Moe	Savelkoul
Anderson, D.	Dirlam	Jopp	Mueller	Schreiber
Anderson, G.	Eckstein	Jude	Munger	Schulz
Anderson, I.	Eken	Kahn	Myrah	Sherwood
Becklin	Enebo	Kelly	Nelson	Sieben, H.
Belisle	Erdahl	Kempe	Newcome	Sieben, M.
Bell	Erickson	Klaus	Niehaus	Skaar
Bennett	Esau	Knickerbocker	Norton	Smith
Berg	Faricy	Laidig	Ohnstad	Spanish
Berglin	Ferderer	Larson	Parish	Stanton
Biersdorf	Forsythe	LaVoy	Patton	Swanson
Boland	Fudro	Lemke	Pavlak, R.	Tomlinson
Braun	Graba	Lindstrom, E.	Pavlak, R. L.	Ulland
Brinkman	Graw	Lindstrom, J.	Pehler	Vanasek
Carlson, A.	Grove	Lombardi	Peterson	Vento
Carlson, B.	Hagedorn	Long	Pieper	Voss
Carlson, D.	Hanson	Mann	Pleasant	Weaver
Carlson, L.	Haugerud	McArthur	Prahl	Wenzel
Cassery	Heinitz	McCarron	Quirin	Wigley
Cleary	Hook	McEachern	Resner	Wohlwend
Clifford	Jacobs	McFarlin	Rice	Wolcott
Connors	Jaros	McMillan	Ryan	Mr. Speaker
Cummiskey	Johnson, C.	Menke	St. Onge	
Dahl	Johnson, D.	Miller, D.	Salchert	
DeGroat	Johnson, J.	Miller, M.	Sarna	

Those who voted in the negative were:

Adams, S. Fugina Ojala

The bill was passed and its title agreed to.

S. F. No. 1194, A bill for an act relating to taxation; tax lists; extension of taxes; amending Minnesota Statutes 1971, Section 275.28, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Miller, D.	St. Onge
Adams, S.	Dieterich	Johnson, D.	Miller, M.	Salchert
Anderson, D.	Dirlam	Johnson, J.	Moe	Sarna
Anderson, G.	Eckstein	Johnson, R.	Mueller	Savelkoul
Anderson, I.	Eken	Jopp	Munger	Schreiber
Becklin	Enebo	Jude	Myrah	Schulz
Belisle	Erdahl	Kahn	Nelson	Sherwood
Bell	Erickson	Kelly	Newcome	Sieben, H.
Bennett	Esau	Kempe	Niehaus	Sieben, M.
Berg	Faricy	Klaus	Norton	Skaar
Berglin	Ferderer	Knickerbocker	Ohnstad	Smith
Biersdorf	Fjoslien	Laidig	Ojala	Spanish
Boland	Forsythe	Larson	Parish	Stanton
Braun	Fudro	LaVoy	Patton	Swanson
Brinkman	Fugina	Lemke	Pavlak, R.	Tomlinson
Carlson, A.	Graba	Lindstrom, E.	Pavlak, R. L.	Ulland
Carlson, B.	Graw	Lindstrom, J.	Pehler	Vanasek
Carlson, D.	Growe	Lombardi	Peterson	Vento
Carlson, L.	Hagedorn	Long	Pieper	Voss
Casserly	Hanson	Mann	Pleasant	Weaver
Cleary	Haugerud	McCarron	Prahl	Wenzel
Clifford	Heinitz	McEachern	Quirin	Wigley
Connors	Hook	McFarlin	Resner	Wohlwend
Cummiskey	Jacobs	McMillan	Rice	Wolcott
Dahl	Jaros	Menke	Ryan	Mr. Speaker

The bill was passed and its title agreed to.

S. F. No. 1847, A bill for an act changing the name of the department of taxation to the department of revenue; amending Minnesota Statutes 1971, Section 270.02.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 8, as follows:

Those who voted in the affirmative were:

Adams, J.	Bell	Brinkman	Clifford	Dirlam
Adams, S.	Bennett	Carlson, A.	Connors	Eckstein
Anderson, D.	Berg	Carlson, B.	Culhane	Eken
Anderson, G.	Berglin	Carlson, D.	Cummiskey	Enebo
Anderson, I.	Biersdorf	Carlson, L.	Dahl	Erdahl
Becklin	Boland	Casserly	DeGroat	Erickson
Belisle	Braun	Cleary	Dieterich	Esau

Faricy	Jopp	McEachern	Patton	Skaar
Forsythe	Jude	McFarlin	Pavlak, R.	Smith
Fugina	Kahn	McMillan	Pavlak, R. L.	Spanish
Graba	Kelly	Menke	Pehler	Stanton
Graw	Kempe	Miller, D.	Peterson	Swanson
Growe	Knickerbocker	Miller, M.	Prahl	Tomlinson
Hagedorn	Laidig	Moe	Quirin	Ulland
Hanson	Larson	Mueller	Resner	Vento
Haugerud	LaVoy	Munger	Rice	Voss
Heinitz	Lemke	Myrah	Ryan	Weaver
Hook	Lindstrom, E.	Nelson	St. Onge	Wenzel
Jacobs	Lindstrom, J.	Newcome	Salchert	Wigley
Jaros	Lombardi	Niehaus	Schreiber	Wohlwend
Johnson, C.	Long	Norton	Schulz	Wolcott
Johnson, D.	Mann	Ohnstad	Sherwood	Mr. Speaker
Johnson, J.	McArthur	Ojala	Sieben, H.	
Johnson, R.	McCarron	Parish	Sieben, M.	

Those who voted in the negative were:

Ferderer	Fudro	Pieper	Sarna	Vanasek
Fjoslien	Klaus	Pleasant		

The bill was passed and its title agreed to.

S. F. No. 1961, A bill for an act relating to taxes on and measured by net income; definition of gross income; amending Minnesota Statutes 1971, Section 290.01, Subdivision 20.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Miller, D.	St. Onge
Adams, S.	Dieterich	Johnson, D.	Miller, M.	Salchert
Anderson, D.	Dirlam	Johnson, J.	Moe	Sarna
Anderson, G.	Eckstein	Johnson, R.	Mueller	Schreiber
Anderson, I.	Eken	Jopp	Munger	Schulz
Becklin	Enebo	Jude	Myrah	Sherwood
Belisle	Erdahl	Kahn	Nelson	Sieben, H.
Bell	Erickson	Kelly	Newcome	Sieben, M.
Bennett	Esau	Klaus	Niehaus	Skaar
Berg	Faricy	Knickerbocker	Norton	Smith
Berglin	Ferderer	Laidig	Ohnstad	Spanish
Biersdorf	Fjoslien	Larson	Ojala	Stanton
Boland	Forsythe	LaVoy	Parish	Swanson
Braun	Fudro	Lemke	Patton	Tomlinson
Brinkman	Fugina	Lindstrom, E.	Pavlak, R.	Vanasek
Carlson, A.	Graba	Lindstrom, J.	Pavlak, R. L.	Vento
Carlson, D.	Graw	Lombardi	Pehler	Voss
Carlson, L.	Growe	Long	Peterson	Weaver
Casserly	Hagedorn	Mann	Pieper	Wenzel
Cleary	Hanson	McArthur	Pleasant	Wigley
Clifford	Haugerud	McCarron	Prahl	Wohlwend
Connors	Heinitz	McEachern	Quirin	Wolcott
Culhane	Hook	McFarlin	Resner	Mr. Speaker
Cummiskey	Jacobs	McMillan	Rice	
Dahl	Jaros	Menke	Ryan	

Those who voted in the negative were:

Ulland

The bill was passed and its title agreed to.

H. F. No. 2100, A bill for an act relating to taxation; occupation and royalty taxes on ores; providing for change of dates for assessment, payment and collection; transferring certain administrative duties to commissioner of taxation; amending Minnesota Statutes 1971, Sections 298.01, Subdivisions 1 and 2; 298.10; 298.12; 298.13; 298.28, Subdivision 1; 298.282, Subdivisions 2, 3, and 4; 298.283; 299.012, Subdivision 3; 299.05; 299.06; 299.07; 299.08; 299.09; and 299.10.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Sarna
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Savelkoul
Anderson, D.	Dirlam	Johnson, R.	Moe	Schreiber
Anderson, G.	Eckstein	Jopp	Mueller	Schulz
Anderson, I.	Eken	Jude	Munger	Sherwood
Becklin	Enebo	Kahn	Myrah	Sieben, H.
Belisle	Erdahl	Kelly	Nelson	Sieben, M.
Bell	Erickson	Kempe	Newcome	Skaar
Bennett	Esau	Klaus	Niehaus	Smith
Berg	Faricy	Knickerbocker	Norton	Spanish
Berglin	Ferderer	Laidig	Ohnstad	Stanton
Biersdorf	Fjoslien	Larson	Ojala	Swanson
Boland	Forsythe	LaVoy	Parish	Tomlinson
Braun	Fudro	Lemke	Patton	Vanasek
Brinkman	Fugina	Lindstrom, E.	Pavlak, R.	Vento
Carlson, A.	Graba	Lindstrom, J.	Pavlak, R. L.	Voss
Carlson, B.	Graw	Lombardi	Pehler	Weaver
Carlson, D.	Growe	Long	Peterson	Wenzel
Carlson, L.	Hagedorn	Mann	Pieper	Wigley
Casserly	Hanson	McArthur	Prahl	Wohlwend
Cleary	Haugerud	McCarron	Quirin	Wolcott
Clifford	Heimitz	McCauley	Resner	Mr. Speaker
Connors	Hook	McEachern	Rice	
Culhane	Jacobs	McFarlin	Ryan	
Cummiskey	Jaros	McMillan	St. Onge	
Dahl	Johnson, C.	Menke	Salchert	

The bill was passed and its title agreed to.

SPECIAL ORDERS

H. F. No. 1589, which had previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 1589 was continued on Special Orders for tomorrow.

S. F. No. 1964 was reported to the House.

Kelly moved to amend S. F. No. 1964, the printed bill, as follows:

Page 8, line 24, after the word "managers" and before the period, insert ", provided, the engineer's preliminary estimated cost is not over \$200,000 for any project".

The motion prevailed and the amendment was adopted.

The hour designated having arrived, H. F. No. 469 was reported to the House.

Quirin moved to amend H. F. No. 469, the printed bill, as follows:

Page 2, line 31, at the beginning of the line, and before the words "The business", strike "A manufacturer's or wholesaler's license shall include the right to import."

The motion prevailed and the amendment was adopted.

Carlson, A., and Ojala moved to amend H. F. No. 469, the printed bill, as follows:

Page 4, line 8, after "sale" strike ", providing"; and in line 9, strike "such price advertisements are confined to the licensed premises, including windows therein".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Carlson, A., and Ojala amendment and the roll being called, there were yeas 49, and nays 79, as follows:

Those who voted in the affirmative were:

Andersen, R.	Cummiskey	Heinitz	Nelson	Sieben, M.
Anderson, I.	Dieterich	Hook	Norton	Spanish
Bell	Eckstein	Jacobs	Ojala	Stanton
Berg	Enebo	Jaros	Pavlak, R.	Tomlinson
Berglin	Faricy	Johnson, C.	Pieper	Ulland
Boland	Flakne	Johnson, D.	Pleasant	Vanasek
Carlson, A.	Fugina	Kahn	Prahl	Vento
Casserly	Growe	Knickerbocker	Samuelson	Voss
Cleary	Hagedorn	LaVoy	Schreiber	Mr. Speaker
Clifford	Hanson	Moe	Sieben, H.	

Those who voted in the negative were:

Adams, J.	DeGroat	Kelly	Miller, D.	St. Onge
Adams, S.	Dirlam	Klaus	Miller, M.	Salchert
Anderson, D.	Eken	Laidig	Mueller	Sarna
Anderson, G.	Erdahl	Larson	Munger	Savelkoul
Becklin	Erickson	Lemke	Myrah	Schulz
Belisle	Esau	Lindstrom, E.	Newcome	Searle
Bennett	Ferderer	Lindstrom, J.	Niehaus	Sherwood
Biersdorf	Fjoslien	Lombardi	Ohnstad	Skaar
Braun	Forsythe	Long	Parish	Smith
Brinkman	Fudro	Mann	Patton	Swanson
Carlson, B.	Graba	McArthur	Pehler	Weaver
Carlson, D.	Graw	McCarron	Peterson	Wenzel
Carlson, L.	Johnson, J.	McEachern	Quirin	Wigley
Connors	Johnson, R.	McFarlin	Resner	Wohlwend
Culhane	Jopp	McMillan	Rice	Wolcott
Dahl	Jude	Menke	Ryan	

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

Knickerbocker moved to amend House File 469, the printed bill, as follows:

Page 3, line 27, after "In" insert "all" and in the same line strike "of the first class".

Page 3, strike lines 31 through 34.

Page 3, line 35, strike "(3)" and insert in lieu thereof "(2)" and in the same line strike "clauses (1) and (2)" and insert "the above clause".

The motion prevailed and the amendment was adopted.

Faricy moved to amend H. F. No. 469, the printed bill, as follows:

Page 1, after line 1, insert

"[340.114] [UNLAWFUL DISCRIMINATIONS PROHIBITED.] *Subdivision 1. All licensed importers shall offer for sale on an equal basis to all licensed wholesalers and manufacturers all intoxicating liquor brought into the State of Minnesota.*

Subd. 2. Without limiting subdivision 1, the following shall be deemed failures to offer intoxicating liquor for sale on an equal basis and are unlawful:

(1) *A refusal to sell any intoxicating liquor to a wholesaler or manufacturer, which is offered for sale to any other wholesaler or manufacturer, except when a wholesaler or manufacturer is in arrears on payments for past purchases from the importer who refuses to sell.*

(2) *A sale of any intoxicating liquor to any wholesaler or manufacturer at a price different from that offered to any other wholesaler or manufacturer, exclusive of shipping costs, except that quantity discounts based upon actual cost savings may be uniformly offered to all wholesalers and manufacturers.*

(3) *A sale of any intoxicating liquor to any wholesaler or manufacturer on terms of purchase different from those offered any other wholesaler or manufacturer, except that when the importer reasonably believes that a wholesaler or manufacturer will be unable to comply with the existing terms of credit, then other terms may be employed, including denial of credit.*

(4) *Any discrimination among wholesalers and manufacturers in satisfying their respective demands for any intoxicating liquor.*

(5) *A sale conditioned upon an agreement which restricts the wholesaler or manufacturer with respect to customers, area for distribution, or resale price, or which otherwise restrains the wholesaler or manufacturer from competing in trade and commerce."*

Page 1, strike lines 2 through 10.

Page 2, strike lines 1 through 7.

Page 3, line 28, strike "the number of "off-sale" licenses to be issued shall be".

Page 5, line 7, strike "340.983".

Page 5, following line 7, insert new sections as follows:

"Sec. 8. Minnesota Statutes 1971, Chapter 340, is amended by adding a section to read:

[340.408] [JOINT PURCHASES.] *The joint purchase for resale to the general public of 300 or fewer bottles of intoxicating liquor by more than one person lawfully permitted to sell intoxicating liquor to the general public shall be lawful. No rule or regulation pursuant to chapter 340 shall prohibit a lawful purchase pursuant to this section.*

Sec. 9. Minnesota Statutes 1971, Section 340.983, is amended to read:

340.983 [FILING OF WHOLESALE PRICE SCHEDULE.] No brand owner or wholesaler of distilled liquor or wine shall sell, offer for sale, or solicit any order for distilled liquor or wine unless a schedule of wholesale prices, which (MAY) shall include varying volume prices, is filed with the commissioner on a form prescribed by him, and no sales shall be made except in accordance with such prices. The commissioner shall maintain such filings in such a manner as to make their contents easily accessible to the public. The filings required under this section shall be made not later than the tenth day of each month, and the schedule of filed prices shall be effective from that day until the tenth day of the next month, provided that any filing may be amended within 5 days after its filing. The commissioner shall provide copies of such filings to any person requesting them, and may charge a reasonable fee therefor. Any person may examine such filings in the office of the commissioner, and no charge shall be made for such examination.

No volume price filed pursuant to this section shall be for a quantity in excess of 300 quarts."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Faricy amendment and the roll being called, there were yeas 114, and nays 10, as follows:

Those who voted in the affirmative were:

Adams, S.	Clifford	Graba	Knickerbocker	Niehaus
Andersen, R.	Connors	Graw	Laidig	Norton
Anderson, D.	Culhane	Grove	Larson	Ohnstad
Anderson, G.	Cummiskey	Hagedorn	LaVoy	Ojala
Anderson, I.	DeGroat	Hanson	Lemke	Patton
Becklin	Dieterich	Haugerud	Lindstrom, E.	Pavlak, R.
Belisle	Dirlam	Heinitz	Lombardi	Pavlak, R. L.
Bell	Eckstein	Hook	Long	Pehler
Bennett	Eken	Jacobs	Mann	Peterson
Berg	Enebo	Jaros	McArthur	Pieper
Berglin	Erdahl	Johnson, C.	McCarron	Pleasant
Biersdorf	Erickson	Johnson, D.	McCauley	Prahl
Boland	Esau	Johnson, J.	McFarlin	Resner
Carlson, A.	Faricy	Johnson, R.	McMillan	Rice
Carlson, B.	Ferderer	Jude	Moe	Ryan
Carlson, D.	Fjoslien	Kahn	Munger	Salchert
Carlson, L.	Flakne	Kelly	Myrah	Samuelson
Casserly	Forsythe	Kempe	Nelson	Savekoul
Cleary	Fugina	Klaus	Newcome	Schreiber

Schulz	Smith	Tomlinson	Voss	Wohlwend
Searle	Spanish	Ulland	Weaver	Wolcott
Sieben, H.	Stanton	Vanasek	Wenzel	Mr. Speaker
Sieben, M.	Swanson	Vento	Wigley	

Those who voted in the negative were:

Braun	Fudro	Miller, D.	Quirin	Sarna
Brinkman	Menke	Miller, M.	St. Onge	Skaar

The motion prevailed and the amendment was adopted.

Faricy moved to amend H. F. No. 469, the printed bill, as follows:

Add a new section to read as follows:

"Sec. 10. Minnesota Statutes 1971, Section 340.47, is amended to read:

[340.47] [EXCISE TAX.] Subdivision 1. On intoxicating liquors. There shall be levied and collected on all intoxicating liquors manufactured, imported, sold or in possession of any person in this state, except as herein provided by sections 340.50 and 340.601, and except the natural fermentation of fruit juices in the home for family use the following excise tax:

(1) On all unfortified wines, the sum of (27) 26 cents per gallon;

(2) On all fortified wines from 14 to 21 percent of alcohol by volume, the sum of (79) 75 cents per gallon;

(3) On all fortified wines from 21 to 24 percent of alcohol by volume, the sum of (\$1.58) \$1.50 per gallon;

(4) On all fortified wines containing more than 24 percent of alcohol by volume, the sum of (\$3.08) \$2.93 per gallon;

(5) On all natural and artificial sparkling wines containing alcohol, the sum of (\$3.08) \$2.93 per gallon;

(6) On all other distilled spirituous liquors, liqueurs, cordials, and liquors designated as specialties regardless of alcoholic content, the sum of (\$4.53) \$4.30 per gallon, but not including ethyl alcohol; provided, that in computing the tax on any package of spirits a proportional tax at a like rate on all fractional parts of a gallon shall be paid except that all fractional parts of a gallon less than one-sixteenth shall be taxed at the same rate as shall be taxed for one-sixteenth of a gallon; provided, however, that the contents of miniatures containing two fluid ounces or less shall be taxed (12) 11 cents."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Faricy amendment.

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

The roll being called, there were yeas 58, and nays 74, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Hook	LaVoy	Savelkoul
Andersen, R.	Dieterich	Jaros	Lindstrom, E.	Schreiber
Belisle	Faricy	Johnson, C.	Lombardi	Schulz
Bell	Ferderer	Johnson, J.	McCauley	Ulland
Bennett	Fjoslien	Johnson, R.	McFarlin	Vanasek
Biersdorf	Flakne	Jopp	Myrah	Voss
Brinkman	Forsythe	Kelly	Niehaus	Weaver
Carlson, A.	Graw	Kempe	Pavlak, R. L.	Wigley
Carlson, B.	Hagedorn	Klaus	Pieper	Wohlwend
Cleary	Hanson	Knickerbocker	Pleasant	Wolcott
Clifford	Haugerud	Laidig	Prahl	
Culhane	Heinitz	Larson	Samuelson	

Those who voted in the negative were:

Adams, J.	Dirlam	Lemke	Newcome	Sarna
Anderson, D.	Eckstein	Lindstrom, J.	Norton	Searle
Anderson, G.	Eken	Long	Ohnstad	Sherwood
Anderson, I.	Enebo	Mann	Ojala	Sieben, H.
Becklin	Erdahl	McArthur	Parish	Sieben, M.
Berg	Erickson	McCarron	Patton	Skaar
Berglin	Esau	McEachern	Pavlak, R.	Smith
Boland	Fudro	McMillan	Pehler	Spanish
Braun	Fugina	Menke	Peterson	Stanton
Carlson, D.	Graba	Miller, D.	Quirin	Swanson
Carlson, L.	Grove	Miller, M.	Resner	Tomlinson
Casserly	Jacobs	Moe	Rice	Vento
Connors	Johnson, D.	Mueller	Ryan	Wenzel
Cummiskey	Jude	Munger	St. Onge	Mr. Speaker
Dahl	Kahn	Nelson	Salchert	

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

Casserly moved to amend H. F. No. 469, the printed bill, as follows:

Page 3, lines 35 and 36, delete all the language in the lines.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Casserly amendment and the roll being called, there were yeas 43, and nays 89, as follows:

Those who voted in the affirmative were:

Adams, J.	Clifford	Jacobs	Myrah	Skaar
Anderson, I.	Culhane	Johnson, C.	Ojala	Spanish
Belisle	Cummiskey	Johnson, J.	Parish	Stanton
Bell	Enebo	Kahn	Pavlak, R.	Vanasek
Bennett	Flakne	Laidig	Prahl	Vento
Berglin	Fugina	Lindstrom, J.	Salchert	Voss
Boland	Grove	Lombardi	Samuelson	Mr. Speaker
Casserly	Haugerud	Moe	Sieben, H.	
Cleary	Hook	Munger	Sieben, M.	

Those who voted in the negative were:

Adams, S.	Anderson, G.	Biersdorf	Carlson, A.	Carlson, L.
Andersen, R.	Becklin	Braun	Carlson, B.	Connors
Anderson, D.	Berg	Brinkman	Carlson, D.	Dahl

DeGroat	Hagedorn	Lindstrom, E.	Niehaus	Savelkoul
Dieterich	Hanson	Long	Norton	Schreiber
Dirlam	Heinitz	Mann	Ohnstad	Schulz
Eckstein	Jaros	McArthur	Patton	Searle
Eken	Johnson, D.	McCarron	Pavlak, R. L.	Sherwood
Erdahl	Johnson, R.	McCauley	Pehler	Smith
Erickson	Jopp	McEachern	Peterson	Swanson
Esau	Jude	McFarlin	Pieper	Tomlinson
Farcy	Kelly	McMillan	Pleasant	Ulland
Ferderer	Kempe	Menke	Quirin	Weaver
Fjoslien	Klaus	Miller, D.	Resner	Wenzel
Forsythe	Knickerbocker	Miller, M.	Rice	Wigley
Fudro	Larson	Mueller	Ryan	Wohlwend
Graba	LaVoy	Nelson	St. Onge	Wolcott
Graw	Lemke	Newcome	Sarna	

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

Johnson, J., moved to amend H. F. No. 469, the printed bill, as amended, as follows:

Page 3, line 27, after the word "in" strike the word "all". Further in line 27, after the word "cities" insert "of the first class". Also restore the stricken language in line 27.

Page 3, line 28, restore the stricken language and strike the new language.

Page 3, line 29, strike the new language.

Page 3, lines 31 through 34, reinsert the language as stricken by the Knickerbocker amendment.

Page 3, lines 35, strike "(2)" and insert in lieu thereof "(3)". Further in line 35, after "notwithstanding" strike "the above clause", and insert in lieu thereof "clauses (1) and (2)".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Johnson, J., amendment and the roll being called, there were yeas 54, and nays 74, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Hanson	Lindstrom, E.	Salchert
Adams, S.	Dirlam	Heinitz	Long	Savelkoul
Anderson, D.	Erdahl	Johnson, C.	McCauley	Skaar
Becklin	Erickson	Johnson, J.	Munger	Smith
Belisle	Esau	Johnson, R.	Myrah	Tomlinson
Bell	Farcy	Jopp	Newcome	Ulland
Bennett	Fjoslien	Kelly	Niehaus	Vento
Berglin	Flakne	Kempe	Ohnstad	Weaver
Carlson, D.	Forsythe	Klaus	Parish	Wigley
Clifford	Fudro	Laidig	Pavlak, R. L.	Wolcott
Connors	Graw	Larson	Pieper	

Those who voted in the negative were:

Andersen, R.	Boland	Carlson, L.	DeGroat	Ferderer
Anderson, G.	Braun	Casserly	Dieterich	Fugina
Anderson, I.	Brinkman	Cleary	Eckstein	Graba
Berg	Carlson, A.	Cummiskey	Eken	Grove
Biersdorf	Carlson, B.	Dahl	Enebo	Hagedorn

Haugerud	Lindstrom, J.	Miller, M.	Prahl	Searle
Hook	Lombardi	Moe	Quirin	Sieben, H.
Jacobs	Mann	Mueller	Resner	Sieben, M.
Jaros	McArthur	Norton	Rice	Spanish
Johnson, D.	McCarron	Ojala	Ryan	Stanton
Jude	McEachern	Patton	St. Onge	Vanasek
Kahn	McFarlin	Pavlak, R.	Samuelson	Wenzel
Knickerbocker	McMillan	Pehler	Sarna	Wohlwend
LaVoy	Menke	Peterson	Schreiber	Mr. Speaker
Lemke	Miller, D.	Pleasant	Schulz	

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

H. F. No. 469, A bill for an act relating to intoxicating liquor; prohibiting discrimination by importers; granting the liquor control commission subpoena powers; removing the residency requirement for obtaining a wholesaler's or manufacturer's license; changing the method of determining the number of "off-sale" licenses which can be issued in cities of the first class; regulating the advertising of intoxicating liquor; annually appropriating liquor excise taxes for detoxification centers; providing a penalty; amending Minnesota Statutes 1971, Chapter 340, by adding a section; Sections 340.09; 340.11, Subdivisions 2 and 13; 340.15; and 340.19; and repealing Minnesota Statutes 1971, Sections 340.97; 340.971; 340.972; 340.973; 340.974; 340.975; 340.976; 340.977; 340.978; 340.98; 340.981; 340.9815; 340.982; 340.983; and 340.985.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Salchert
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Samuelson
Andersen, R.	Dirlam	Johnson, R.	Moe	Sarna
Anderson, D.	Eckstein	Jopp	Mueller	Savelkoul
Anderson, G.	Eken	Jude	Munger	Schreiber
Anderson, I.	Enebo	Kahn	Myrah	Schulz
Becklin	Erdahl	Kelly	Nelson	Searle
Belisle	Erickson	Kempe	Newcome	Sherwood
Bell	Faricy	Klaus	Niehaus	Sieben, H.
Bennett	Ferderer	Knickerbocker	Norton	Sieben, M.
Berg	Fjoslien	Laidig	Ohnstad	Skaar
Berglin	Flakne	Larson	Ojala	Smith
Biersdorf	Forsythe	LaVoy	Parish	Spanish
Boland	Fudro	Lemke	Patton	Stanton
Braun	Fugina	Lindstrom, E.	Pavlak, R.	Swanson
Carlson, A.	Graba	Lindstrom, J.	Pavlak, R. L.	Tomlinson
Carlson, B.	Graw	Lombardi	Pehler	Ulland
Carlson, D.	Growe	Long	Peterson	Vanasek
Carlson, L.	Hagedorn	Mann	Pieper	Vento
Cassery	Hanson	McArthur	Pleasant	Voss
Cleary	Haugerud	McCarron	Prahl	Weaver
Clifford	Heinitz	McCauley	Quirin	Wenzel
Connors	Hook	McEachern	Resner	Wigley
Culhane	Jacobs	McFarlin	Rice	Wohlwend
Cummiskey	Jaros	McMillan	Ryan	Wolcott
Dahl	Johnson, C.	Menke	St. Onge	Mr. Speaker

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

S. F. No. 1964, as amended, was reported to the House.

Sherwood moved to amend S. F. No. 1964, the printed bill, as amended, as follows:

Page 5, lines 18-21, strike the new language and restore the stricken language.

Page 8, delete all of subdivision 4.

Page 10, line 13, strike the new language.

Page 10, line 20, strike the new language.

Page 11, line 15, strike the new language.

Page 11, line 16, strike the new language.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Sherwood amendment and the roll being called, there were yeas 53, and nays 48, as follows:

Those who voted in the affirmative were:

Anderson, G.	Casserly	Heinitz	Menke	Schulz
Becklin	Clifford	Jaros	Munger	Sherwood
Bell	Connors	Johnson, D.	Nelson	Stanton
Bennett	Culhane	Johnson, R.	Niehaus	Swanson
Berglin	Dieterich	Jude	Ohnstad	Tomlinson
Biersdorf	Erickson	Kahn	Ojala	Ulland
Boland	Fjoslien	Kempe	Parish	Vanasek
Brinkman	Fugina	Knickerbocker	Paviak, R. L.	Vento
Carlson, A.	Graba	LaVoy	Pehler	Wohlwend
Carlson, D.	Growe	McCauley	Resner	
Carlson, L.	Hanson	McEachern	Ryan	

Those who voted in the negative were:

Adams, J.	DeGroat	Jacobs	Mann	Skaar
Adams, S.	Dirlam	Johnson, C.	McCarron	Smith
Andersen, R.	Eckstein	Johnson, J.	McFarlin	Voss
Anderson, D.	Eken	Jopp	McMillan	Weaver
Anderson, I.	Enebo	Kelly	Moe	Wenzel
Belisle	Esau	Klaus	Newcome	Wigley
Berg	Faricy	Laidig	Peterson	Wolcott
Braun	Flakne	Lemke	Pieper	Mr. Speaker
Carlson, B.	Fudro	Lombardi	Prahl	
Cummiskey	Hook	Long	Searle	

The motion prevailed and the amendment was adopted.

There being no objection, S. F. No. 1964, as amended, was continued on Special Orders for tomorrow.

H. F. No. 2034 was reported to the House.

There being no objection, H. F. No. 2034 was continued on Special Orders for tomorrow.

H. F. No. 1991 was reported to the House.

Salchert moved to amend H. F. No. 1991, the printed bill, as follows:

Line 1, after the word "contrary," delete all the language remaining in the line.

Line 2, delete all the language in the line.

Line 3, at the beginning of the line and before the words "The report", delete "ine the books of said hospital." and insert in lieu thereof the following: "any county or municipal hospital board may employ a certified public accountant to annually audit and examine the books of said hospital."

The motion prevailed and the amendment was adopted.

Dirlam moved to amend H. F. No. 1991, the printed bill, as amended, as follows:

Line 2, after "county" and before "hospital" insert "or municipal".

Further, amend the title after "county" and before "hospitals" by inserting "or municipal".

The motion prevailed and the amendment was adopted.

H. F. No. 1991, A bill for an act relating to county or municipal hospitals; permitting the use of certified public accountants to audit and examine their books in lieu of the public examiner.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Menke	Sarna
Adams, S.	Dieterich	Johnson, D.	Miller, D.	Savelkoul
Andersen, R.	Dirlam	Johnson, J.	Miller, M.	Schreiber
Anderson, D.	Eckstein	Johnson, R.	Munger	Schulz
Anderson, G.	Eken	Jopp	Nelson	Searle
Anderson, I.	Enebo	Jude	Newcome	Sherwood
Becklin	Erdahl	Kahn	Niehaus	Sieben, H.
Belisle	Erickson	Kelly	Norton	Sieben, M.
Bell	Esau	Klaus	Ohnstad	Skaar
Bennett	Faricy	Knickerbocker	Ojala	Smith
Berg	Ferderer	Laidig	Parish	Spanish
Berglin	Fjoslien	Larson	Patton	Stanton
Biersdorf	Flakne	LaVoy	Pavlak, R.	Swanson
Boland	Forsythe	Lemke	Pavlak, R. L.	Tomlinson
Brinkman	Fudro	Lindstrom, E.	Pehler	Ulland
Carlson, A.	Fugina	Lindstrom, J.	Peterson	Vanasek
Carlson, B.	Graba	Lombardi	Pieper	Vento
Carlson, D.	Graw	Long	Pleasant	Weaver
Carlson, L.	Growe	Mann	Quirin	Wenzel
Casserly	Hagedorn	McArthur	Resner	Wigley
Clifford	Hanson	McCarron	Rice	Wohlwend
Connors	Heinitz	McCauley	Ryan	Wolcott
Culhane	Hook	McEachern	St. Onge	Mr. Speaker
Cummiskey	Jacobs	McFarlin	Salchert	
Dahl	Jaros	McMillan	Samuelson	

Those who voted in the negative were:

Prahl Voss

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

S. F. No. 384 was reported to the House.

Flakne moved to amend S. F. No. 384, the printed bill, as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [PUBLIC POLICY.] It is the intent of the legislature and the purpose of this act to promote the interests and well-being of the patients and residents of health care facilities. It is declared to be the public policy of this state that the interests of the patient be protected by a declaration of a patients bill of rights which shall include but not be limited to the following:

(1) Every patient and resident shall have the right to considerate and respectful care;

(2) Every patient can reasonably expect to obtain from his physician or the resident physician of the facility complete and current information concerning his diagnosis, treatment and prognosis in terms and language the patient can reasonably be expected to understand. In such cases that it is not medically advisable to give such information to the patient the information may be made available to the appropriate person in his behalf;

(3) Every patient and resident shall have the right to know by name and speciality, if any, the physician responsible for coordination of his care;

(4) Every patient and resident shall have the right to every consideration of his privacy and individuality as it relates to his social, religious, and psychological well being;

(5) Every patient and resident shall have the right to respectfulness and privacy as it relates to his medical care program. Case discussion, consultation, examination, and treatment are confidential and should be conducted discreetly.

(6) Every patient and resident shall have the right to expect the facility to make a reasonable response to the requests of the patient;

(7) Every patient and resident shall have the right to obtain information as to any relationship of the facility to other health care and related institutions insofar as his care is concerned; and:

(8) The patient and resident have the right to expect reasonable continuity of care which shall include but not be limited to what appointment times and physicians are available.

Sec. 2. [NOTICE TO PATIENT.] The policy statement contained in section 1 of this act shall be posted conspicuously

in a public place in all facilities licensed under the provisions of Minnesota Statutes, Sections 144.50 to 144.58. Copies of the policy statement shall be furnished the patient and resident upon admittance to the facility.

Sec. 3. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.541] [HEALTH CARE FACILITIES; REGULATIONS; INSPECTIONS.] *Subdivision 1. [RULES AND REGULATIONS.] The state board of health is the exclusive state agency charged with the responsibility and duty of inspecting all facilities required to be licensed under the provisions of Minnesota Statutes 1971, Sections 144.50 to 144.58. The state board of health shall enforce such rules, regulations and standards subject only to the authority of the department of public safety respecting the enforcement of fire and safety standards in nursing homes and other licensed health care facilities and the responsibility of the commissioner of public welfare pursuant to Minnesota Statutes 1971, Sections 245.78; 252.28; and 257.081 to 257.123.*

Subd. 2. [PERIODIC INSPECTION.] All facilities required to be licensed under the provisions of sections 144.50 to 144.58 shall be periodically inspected by the state board of health to insure compliance with its rules, regulations and standards. The state board of health may enter into agreements with political subdivisions providing for the inspection of such facilities by locally employed inspectors.

Subd. 3. [ENFORCEMENT.] With the exception of the department of public safety which has the exclusive jurisdiction to enforce state fire and safety standards, the state board of health is the exclusive state agency charged with the responsibility and duty of inspecting facilities required to be licensed under the provisions of sections 144.50 to 144.58 and enforcing the rules, regulations and standards prescribed by it.

Subd. 4. [WITHOUT NOTICE.] One or more unannounced inspections of each facility required to be licensed under the provisions of sections 144.50 to 144.58 shall be made annually.

Subd. 5. [CORRECTION ORDERS.] Whenever a duly authorized representative of the state board of health finds upon inspection of a facility required to be licensed under the provisions of sections 144.50 to 144.58 that the licensee of such facility is not in compliance with an applicable regulation promulgated under the administrative procedures act by the state board of health pursuant to section 144.56, a correction order shall be issued to the licensee. The correction order shall state the deficiency, cite the specific regulation violated, and specify the time allowed for correction.

Subd. 6. [REINSPECTIONS; FINES.] If upon reinspection it is found that the licensee of a facility required to be licensed under the provisions of sections 144.50 to 144.58 has not

corrected the deficiency or deficiencies specified in the correction order, the licensee shall forfeit to the state within 15 days a sum of up to \$250 for each such deficiency not corrected. For each subsequent reinspection, the licensee may be fined an additional amount for each deficiency which has not been corrected. All forfeitures shall be paid into the state treasury and credited to the general fund.

Subd. 7. [RECOVERY.] *Any unpaid forfeitures may be recovered by the attorney general.*

Subd. 8. [HEARINGS.] *A licensee of a facility required to be licensed under the provisions of sections 144.50 to 144.58 is entitled to a hearing on any correction order issued to him, provided that he makes a written request therefor within 15 days of receipt by him of the correction order. Such request shall operate as a stay during the hearing and review process of the payment of any forfeiture provided for in this section. Upon receipt of the request for a hearing, a hearing officer, who shall not be an employee of the state board of health shall be appointed by the state board of health, and the hearing officer shall promptly schedule a hearing on the matter, giving at least ten days notice of the date, time, and place of such hearing to the licensee. The hearing and review thereof shall be in accordance with the relevant provisions of the administrative procedures act.*

Subd. 9. [NONLIMITING.] *Nothing in this section shall be construed to limit the powers granted to the state board of health in section 144.55.*

Sec. 4. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.542] [EXPERTS MAY BE EMPLOYED.] *The state board of health may employ experts in the field of health care to assist the staffs of facilities required to be licensed under the provisions of sections 144.50 to 144.58 in programming and providing adequate care of the patients and residents of the facility. Alternate methods of care for patients and residents of such facilities shall be researched by the state board of health using the knowledge and experience of experts employed therefor.*

Sec. 5. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.543] [PROGRAM FOR VOLUNTARY MEDICAL AID.] *Licensed physicians may visit a facility required to be licensed under the provisions of sections 144.50 to 144.58 and examine patients and residents thereof under a program which shall be established by the state board of health and regulated and governed by rules and regulations promulgated by the state board of health pursuant to the administrative procedures act. Such rules and regulations shall protect the privacy of patients and residents of facilities. No patient or resident of any facility shall be required to submit to an examination under such pro-*

gram. The state board of health shall consult with medical schools and other experts for the purpose of establishing the program. The state board of health shall encourage the active participation of all licensed physicians on a voluntary basis in such program.

Sec. 6. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.555] [EMPLOYEES TO BE COMPENSATED.] *All employees of facilities required to be licensed under the provisions of sections 144.50 to 144.58 participating in orientation programs or in inservice training provided by the facility shall be compensated therefor at their regular rate of pay, provided, however, that this section will be effective only to the extent that facilities are reimbursed for such compensation by the commissioner of public welfare in the proportion of welfare to total residents and patients in the facility.*

Sec. 7. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.556] [VOLUNTEER EFFORTS ENCOURAGED.] *The state board of health, through the dissemination of information to appropriate organizations, shall encourage citizens to promote improved care in facilities required to be licensed under the provisions of sections 144.50 to 144.58 throughout the state.*

Sec. 8. Minnesota Statutes 1971, Chapter 256B, is amended by adding a section to read:

[256B.30] [HEALTH CARE FACILITY REPORT.] *Every facility required to be licensed under the provisions of sections 144.50 to 144.58 shall provide annually to the commissioner of public welfare such reports as may be required under law and under regulations adopted by the commissioner of public welfare under the administrative procedures act. Such regulations shall provide for the submission of a full and complete financial report of a facility's operations including:*

- (1) *An annual statement of income and expenditures;*
- (2) *A complete statement of fees and charges;*
- (3) *The names of all persons other than mortgage companies owning any interest in the facility including stockholders with an ownership interest of ten percent or more of the facility.*

The financial reports and supporting data of the facility shall be available for inspection and audit by the commissioner of public welfare.

Sec. 9. Minnesota Statutes 1971, Chapter 256B, is amended by adding a section to read:

[256B.31] [HEALTH CARE FACILITIES; REIMBURSEMENT FOR WELFARE PATIENTS AND RESIDENTS; INCENTIVE PROGRAM.]

Subdivision 1. [REIMBURSEMENT PRINCIPLES.] In the event the commissioner of public welfare makes payments based on costs, the following principles shall be applied in determining costs of facilities:

(1) Except as provided in clause 2, as to facilities purchased prior to December 31, 1972, allowance for depreciation and earnings allowance shall be calculated on the basis of allocation of the full purchase price for land, building and equipment; and

(2) As to facilities purchased after December 31, 1972, or, at the owner's option, as to facilities purchased before December 31, 1972, the value for determining costs of a facility shall be the actual market value as determined by appraisal or by comparable sales. Any amounts in excess of said market value shall be deemed goodwill and not reimbursable to the provider; and

(3) For reimbursement purposes depreciation shall be calculated as beginning on January 1, 1973; and

(4) Rents and other charges and costs of leases entered in an arms-length transaction shall be allowed.

Subd. 2. [ALTERNATE REIMBURSEMENT PRINCIPLES.] The commissioner of public welfare is encouraged to investigate alternative methods of reimbursement consistent with providing reimbursement in an amount at least as much as in subdivision 1. Alternative methods should be directed toward reducing administrative expense and paying for quality care. Such alternative method should include a negotiated rate system, unit of service purchases, and similar methods.

Subd. 3. [INCENTIVE PROGRAM.] The commissioner of public welfare in consultation with the state board of health shall promulgate regulations under the administrative procedures act providing for financial incentives for quality care offered by facilities required to be licensed under the provisions of sections 144.50 to 144.58 to welfare residents and patients in excess of minimal care requirements required by law.

Sec. 10. Minnesota Statutes 1971, Chapter 609, is amended by adding a section to read:

[609.23] [MISTREATMENT OF RESIDENTS OR PATIENTS.] *Whoever, being in charge of or employed in any facility required to be licensed under the provisions of Minnesota Statutes, Sections 144.50 to 144.58 intentionally abuses, ill-treats, or culpably neglects any patient or resident therein to his physical detriment may be sentenced to imprisonment for not more than one year or to payment of a fine of not more than \$1,000, or both.*

Sec. 11. Minnesota Statutes 1971, Chapter 626, is amended by adding a section to read:

[626.555] [REPORTING OF MALTREATMENT OF PATIENTS AND RESIDENTS.] *Subdivision 1. [DECLARATION OF PURPOSE.] The purpose of this section is to pro-*

vide for the protection of persons being cared for in facilities licensed pursuant to Minnesota Statutes, Sections 144.50 to 144.58, who have had physical injury inflicted upon them, by other than accidental means, when the injury appears to have been caused as a result of physical abuse or culpable neglect.

Subd. 2. [WHO MAKES REPORT AND TO WHOM MADE.] *Any physician, surgeon, person authorized to engage in the practice of healing, superintendent or administrator of a facility required to be licensed under the provisions of sections 144.50 to 144.58, nurse or pharmacist, shall immediately report all cases of physical injury to persons being cared for in a facility, when the injury appears to have been caused as a result of physical abuse or culpable neglect. The cases shall be reported to the appropriate police authority as defined in section 626.53, the county welfare agency and the state department of health. The appropriate police authority upon receiving a report, shall immediately notify the county welfare agency and the state department of health.*

Subd. 3. [NATURE AND CONTENT OF REPORT.] *An oral report shall be made immediately by telephone or otherwise and followed as soon thereafter as possible by a report in writing, to the appropriate police authority, the county welfare agency and the state department of health. The report shall contain the names and addresses of the person and a person responsible for his care, if known, the person's age, the nature and extent of the injuries, including any evidence of previous injuries, and any other information helpful in establishing the cause of the injuries and the identity of the perpetrator.*

Subd. 4. [RESPONSIBILITY OF COUNTY WELFARE AGENCY.] *The county welfare agency and the state department of health shall investigate complaints of neglect and abuse.*

Subd. 5. [IMMUNITY FROM LIABILITY.] *Anyone participating in good faith in the making of a report pursuant to this section shall have immunity from any liability, civil or criminal, that might otherwise be incurred or imposed. A participant shall have the same immunity with respect to participation in any judicial proceeding resulting from the report.*

Subd. 6. [RETALIATION PROHIBITED.] *No person who directs or exercises any authority in a facility required to be licensed under the provisions of sections 144.50 to 144.58 shall evict, harass, dismiss or retaliate against a patient, resident or employee because he or any member of his family has reported in good faith any violation or suspected violation of laws, ordinances or regulations applying to the facility.*

Subd. 7. [PENALTY.] *Any person knowingly and willingly violating this section is guilty of a misdemeanor.*

Sec. 12. [REPEAL.] *Minnesota Statutes 1971, Section 144.583, is repealed."*

Further amend the title: Strike the title in its entirety and insert in lieu thereof the following:

"A bill for an act relating to nursing homes; providing for the regulation thereof; imposing certain duties on the state board of

health and the commissioner of public welfare; establishing rights of patients and residents of nursing homes; establishing certain boards and prescribing their powers and duties; requiring reports of maltreatment of nursing home patients; prescribing penalties; amending Minnesota Statutes 1971, Sections 144.53; Chapters 144, by adding sections; 154, by adding a section; 256B, by adding sections; 609, by adding a section; and 626, by adding a section; repealing Minnesota Statutes 1971, Section 144.583."

The motion prevailed and the amendment was adopted.

McCauley moved to amend S. F. No. 384, the printed bill, as amended, as follows:

Page 4 of the amendment, line 27, after the word "*within*" and before the word "*days*" strike "*15*" and add in lieu thereof "*45*".

Further in line 27, after the word "*to*" and before the word "*for*" strike "\$250" and insert in lieu thereof "\$75".

A roll call was requested and properly seconded.

The question was taken on the adoption of the McCauley amendment and the roll being called, there were yeas 25, and nays 96, as follows:

Those who voted in the affirmative were:

Anderson, D.	DeGroat	Erickson	Klaus	Niehaus
Biersdorf	Dirlam	Esau	* Lemke	Pavlak, R. L.
Carlson, D.	Eckstein	Johnson, C.	Long	Pieper
Connors	Eken	Johnson, R.	McCauley	Prahl
Culhane *	Erdahl	Kelly	Miller, M.	Skaar

Those who voted in the negative were:

Adams, J.	Dahl	Jopp	Norton	Sieben, M.
Adams, S.	Dieterich	Jude	Ohnstad	Smith
Andersen, R.	Enebo	Kahn	Ojala	Spanish
Anderson, G.	Faricy	Knickerbocker	Parish	Stanton
Anderson, I.	Ferderer	Laidig	Patton	Swanson
Becklin	Fjoslien	Larson	Pavlak, R.	Tomlinson
Belisle	Flakne	LaVoy	Pehler	Ulland
Bell	Forsythe	Lindstrom, E.	Peterson	Vanasek
Bennett	Fudro	Lindstrom, J.	Quirin	Vento
Berg	Fugina	Lombardi	Resner	Voss
Berglin	Graba	Mann	Rice	Weaver
Boland	Graw	McCarron	Ryan	Wenzel
Braun	Hanson	McEachern	St. Onge	Wigley
Brinkman	Haugerud	McFarlin	Salchert	Wohlwend
Carlson, A.	Heinitz	McMillan	Sarna	Wolcott
Carlson, B.	Hook	Menke	Savelkoul	Mr. Speaker
Carlson, L.	Jacobs	Miller, D.	Schulz	
Casserly	Jaros	Moe	Searle	
Clifford	Johnson, D.	Munger	Sherwood	
Cummiskey	Johnson, J.	Nelson	Sieben, H.	

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

Ojala moved to amend S. F. No. 384, the printed bill, as amended, as follows:

Page 10, line 4, strike "*culpably*".

Page 10, line 17, strike "*culpable*".

Page 10, line 25, strike "*culpable*".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Ojala amendment and the roll being called, there were yeas 22, and nays 88, as follows:

Those who voted in the affirmative were:

Berglin	Fudro	LaVoy	Prahl	Ulland
Carlson, A.	Fugina	Moe	Sarna	Vento
Carlson, L.	Hanson	Nelson	Skaar	
Cummiskey	Jaros	Norton	Swanson	
Dieterich	Kahn	Ojala	Tomlinson	

Those who voted in the negative were:

Adams, J.	DeGroat	Jacobs	McEachern	Ryan
Adams, S.	Dirlam	Johnson, C.	McFarlin	St. Ouge
Andersen, R.	Eckstein	Johnson, J.	McMillan	Salchert
Anderson, G.	Eken	Johnson, R.	Menke	Savelkoul
Anderson, I.	Enebo	Jopp	Miller, D.	Schreiber
Becklin	Erdahl	Jude	Miller, M.	Schulz
Belisle	Erickson	Kelly	Newcome	Sieben, H.
Bennett	Esau	Laidig	Niehaus	Smith
Berg	Faricy	Larson	Ohnstad	Spanish
Biersdorf	Ferderer	Lemke	Patton	Voss
Boland	Fjoslien	Lindstrom, E.	Pavlak, R.	Weaver
Brinkman	Flakne	Lindstrom, J.	Pavlak, R. L.	Wenzel
Carlson, B.	Forsythe	Lombardi	Pehler	Wigley
Carlson, D.	Graba	Long	Peterson	Wohlwend
Casserly	Graw	Mann	Pieper	Wolcott
Clifford	Growe	McArthur	Pleasant	Mr. Speaker
Connors	Heinitz	McCarron	Resner	
Culhane	Hook	McCauley	Rice	

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

Vento moved to amend S. F. No. 384, the printed bill, as amended by the Flakne amendment, as follows:

Page 7, of the amendment, line 7, strike the comma and insert a period.

Strike lines 8, 9, 10, 11, and 12.

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

Vento moved to amend S. F. No. 384, the printed bill, as amended by the Flakne amendment, as follows:

Page 8, of the amendment, line 24, strike "land,".

Page 8, of the amendment, strike lines 26, 27, and 28.

Page 9, of the amendment, strike lines 1, 2, 3, and 4.

Renumber subsequent paragraphs accordingly.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Vento amendment and the roll being called, there were yeas 53, and nays 67, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Jude	Nelson	Stanton
Anderson, D.	Enebo	Kahn	Norton	Swanson
Anderson, I.	Farcy	Kelly	Ojala	Tomlinson
Berg	Fudro	Klaus	Parish	Ulland
Berglin	Fugina	Knickerbocker	Patton	Vanasek
Boland	Grove	LaVoy	Pehler	Vento
Carlson, A.	Hanson	McCarron	Prahl	Voss
Carlson, B.	Jacobs	McCauley	Ryan	Wenzel
Culhane	Jaros	McEachern	Sarna	Mr. Speaker
Cummiskey	Johnson, C.	Moe	Sherwood	
Dieterich	Johnson, D.	Munger	Smith	

Those who voted in the negative were:

Adams, S.	DeGroat	Johnson, J.	Miller, D.	Salchert
Andersen, R.	Dirlam	Johnson, R.	Miller, M.	Savelkoul
Anderson, G.	Eken	Jopp	Myrah	Schreiber
Becklin	Erdahl	Kempe	Newcome	Searle
Belisle	Erickson	Laidig	Niehaus	Sieben, H.
Bennett	Esau	Lindstrom, E.	Ohnstad	Skaar
Biersdorf	Ferderer	Lindstrom, J.	Pavlak, R.	Spanish
Braun	Fjoslien	Lombardi	Pavlak, R. L.	Weaver
Carlson, D.	Flakne	Long	Peterson	Wigley
Carlson, L.	Forsythe	Mann	Pieper	Wohlwend
Casserly	Graw	McArthur	Pleasant	Wolcott
Cleary	Hagedorn	McFarlin	Quirin	
Clifford	Heinitz	McMillan	Resner	
Connors	Hook	Menke	Rice	

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

S. F. No. 384, A bill for an act relating to hospital, boarding care homes, and nursing homes; providing for the regulation thereof; imposing certain duties on the state board of health and the commissioner of public welfare; establishing rights of patients and residents of nursing homes; requiring reports of maltreatment of nursing home patients; prescribing penalties; amending Minnesota Statutes 1971, Chapters 144, by adding sections; 154, by adding a section; 256B, by adding a section; 609, by adding a section; and 626, by adding a section; repealing Minnesota Statutes 1971, Section 144.583.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 120, and nays 8, as follows:

Those who voted in the affirmative were:

Adams, J.	Belisle	Boland	Carlson, L.	Cummiskey
Adams, S.	Bell	Braun	Casserly	Dahl
Andersen, R.	Bennett	Brinkman	Cleary	DeGroat
Anderson, G.	Berg	Carlson, A.	Clifford	Dieterich
Anderson, I.	Berglin	Carlson, B.	Connors	Eckstein
Becklin	Biersdorf	Carlson, D.	Culhane	Enebo

Faricy	Johnson, J.	McCauley	Pavlak, R.	Sherwood
Ferderer	Johnson, R.	McEachern	Pavlak, R. L.	Sieben, H.
Fjoslien	Jopp	McFarlin	Pehler	Sieben, M.
Flakne	Jude	McMillan	Peterson	Smith
Forsythe	Kahn	Menke	Pieper	Spanish
Fudro	Kelly	Miller, D.	Pleasant	Stanton
Fugina	Kempe	Miller, M.	Prahl	Swanson
Graba	Knickerbocker	Moe	Quirin	Tomlinson
Graw	Laidig	Munger	Resner	Ulland
Growe	Larson	Myrah	Rice	Vanasek
Hagedorn	LaVoy	Nelson	Ryan	Vento
Hanson	Lemke	Newcome	St. Onge	Voss
Heinitz	Lindstrom, E.	Niehaus	Salchert	Weaver
Hook	Lindstrom, J.	Norton	Sarna	Wenzel
Jacobs	Lombardi	Ohnstad	Savelkoul	Wigley
Jaros	Mann	Ojala	Schreiber	Wohlwend
Johnson, C.	McArthur	Parish	Schulz	Wolcott
Johnson, D.	McCarron	Patton	Searle	Mr. Speaker

Those who voted in the negative were:

Anderson, D.	Erdahl	Esau	Long	Skaar
Eken	Erickson	Klaus		

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

H. F. No. 970 was reported to the House.

Boland moved that S. F. No. 1004 be recalled from the Committee on Health and Welfare and together with H. F. No. 970, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

Anderson, I., moved that the remaining bills on Special Orders for today be continued on Special Orders for Tuesday, May 15, 1973. The motion prevailed.

There being no objection the order of business reverted to Reports of Standing Committees.

REPORTS OF STANDING COMMITTEES

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 2444, A bill for an act relating to transportation; providing principal arterial highway funds for the appropriation of money to counties and municipalities of the state for the purposes of constructing and reconstructing the state's principal arterial highways, authorizing the issuance of state bonds for the purposes thereof and appropriating money in connection therewith; establishing the Minnesota state transportation fund for the appropriation of money to subdivisions of the state for public lands, buildings, and capital improvements needed for public transportation, authorizing the issuance of state bonds for the purposes of the transportation fund and appropriating money in connection therewith.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [PURPOSE.] It is determined that there is a critical need to preserve and improve transportation facilities throughout the state which cannot be met by local effort without state financial assistance. The rate of completion of the interstate portion and upgrading of the remainder of the state's highway system has fallen behind the rate of traffic growth, resulting in serious traffic hazards and delays that affect the personal safety, quality of life, and economic welfare of citizens. The highway traffic problem is accentuated by the deficiency in the quality and quantity of public transportation available in urban areas, large and small. This deficiency is itself largely caused by the inability of public transportation to compete economically with private automobiles, without financial support comparable to that given highway construction. Its most serious effect is to limit severely the life and liberty of many persons who because of age, physical or mental characteristics, or economic circumstances are unable to use automobiles. For many more it compels the use of automobiles, often more than one per family, for daily attendance at work and school and for transportation in emergencies, notwithstanding cost that may reduce remaining living resources below poverty levels, and notwithstanding unacceptable safety hazards often resulting from physical handicaps or inexperience. And for many high cost makes it impossible to acquire and maintain vehicles that can operate at acceptable safety and pollution control levels, thus aggravating the traffic and pollution hazards created by sheer numbers of vehicles. Capital cost of the principal arterial highways of this state cannot be adequately met from existing sources of funds. Similar costs of adequate public transportation in urban areas cannot be met by user fees without subsidy, or even with subsidy to the extent this is possible from property taxes or other resources available to local units of government. It is determined that state financial assistance in meeting the capital cost of public transportation in urban areas and constructing and reconstructing the state's principal arterial highways is a proper function of state government and is necessary to protect the safety and the personal and economic welfare of the citizens of the state at large.

Sec. 2. [PRINCIPAL ARTERIAL HIGHWAY BOND AUTHORIZATION AND APPROPRIATIONS.] Subdivision 1. The state auditor is authorized and directed, upon request of the commissioner of highways, to issue and sell Minnesota state principal arterial bonds in accordance with the provisions of section 3 of this act, and Article IX, Section 6, of the Constitution in an aggregate principal amount not to exceed \$120,000,000, which sum, or so much thereof as shall be required, is appropriated from the proceeds of such bonds to the commissioner of highways for grants to counties and municipalities for the acquisition and betterment of public land and other improvements of a capital nature needed to provide adequate principal arterial highways of this state. This appropriation shall not lapse or cancel until the purpose for which it is made has been accomplished or abandoned. The amount of each grant approved for

disbursement shall be and remain appropriated for that purpose until the grant is fully disbursed or part or all thereof is revoked by the department of highways.

Subd. 2. The department of highways shall promulgate regulations, standards, and priorities for the administration of grants authorized in accordance with subdivision 1, and these regulations, standards, and priorities are to be developed in consultation with the regional development commissions and the metropolitan council established under the provisions of Minnesota Statutes, Sections 462.381 to 462.396 and Chapter 473B.

Subd. 3. Applications by counties and municipalities for grants for the funds provided for by subdivision 1 shall be made through regional development commissions and the metropolitan council established under the provisions of Minnesota Statutes, Section 462.381 to 462.396 and Chapter 473B referred to in this section as regional planning agencies to the department of highways on forms requiring information prescribed by the regulations of the department of highways. The regional planning agency shall certify to the department of highways those applications which appear to meet the standards and criteria set forth by the department of highways and the regulations promulgated hereunder, and the department of highways shall direct grants to be disbursed on the basis of the standards, criteria and priorities established in its regulations and in this section; provided that no disbursement shall be made until and unless the regional planning agency has by resolution determined the total estimated cost of the project, and ascertained that its financing is assured by the appropriation of the proceeds of bonds or other funds of the counties and municipalities sufficient to pay the estimated cost in excess of the grant, including funds to be granted to it by the federal government if the department ascertains that such funds are then appropriated and allocated by the federal government to projects within the state and that the projects have complied with all conditions under federal law and regulations for a grant of the nature and in the amount involved.

Sec. 3. [PRINCIPAL ARTERIAL BONDS.] Subdivision 1. For the purpose of providing money appropriated to the counties and municipalities of the state from the principal arterial highway funds authorized by section 2 for the acquisition and betterment of public land and other improvement of a capital nature needed to provide adequate principal arterial highways, in accordance with section 2, when authorized by law and requested by the commissioner of highways, the state auditor shall sell and issue bonds of the state of Minnesota for the prompt and full payment of which, with interest thereon, the full faith, credit, and taxing powers of the state are irrevocably pledged. Bonds shall be issued pursuant to this section only as authorized by a law specifying the purpose thereof and the maximum amount of the proceeds authorized to be expended for this purpose. Any act authorizing the issuance of bonds for this purpose, together with this section, constitutes complete authority

for such issue, and such bonds shall not be subject to restrictions or limitations contained in any other law.

Subd. 2. Upon request and authorization as provided in subdivision 1 the state auditor shall sell and issue Minnesota state principal arterial bonds in the aggregate amount requested, upon sealed bids and upon such notice, at such price, in such form and denominations, bearing interest at such rate or rates, maturing in such amounts and on such dates, without option of prepayment or subject to prepayment upon such notice and at such times and prices, payable at such bank or banks within or outside the state, with such provisions for registration, conversion, and exchange and for the issuance of notes in anticipation of the sale or delivery of definitive bonds, and in accordance with such further regulations as the auditor shall determine, subject to the approval of the attorney general, but not subject to the provisions of sections 15.0411 to 15.0422. The bonds shall be executed by the state auditor and attested by the state treasurer under their official seals. The signatures of the officers on the bonds and any appurtenant interest coupons and their seals may be printed, lithographed, engraved, or stamped thereon, except that each bond shall be authenticated by the manual signature on its face of one of the officers or of an officer of a bank designated by them as authenticating agent. The state auditor shall ascertain and certify to the purchasers of the bonds the performance and existence of all acts, conditions, and things necessary to make them valid and binding general obligations of the state of Minnesota, subject to the approval of the attorney general.

Subd. 3. All expenses incidental to the sale, printing, execution, and delivery of bonds pursuant to this section, including but not limited to actual and necessary travel and subsistence expenses of state officers and employees for such purposes, shall be paid from the state principal arterial funds, and the amounts necessary therefor are appropriated from those funds; provided that if any amount is specifically appropriated for this purpose in an act authorizing the issuance of bonds pursuant to this section, such expenses shall be limited to the amount so appropriated.

Subd. 4. The state auditor shall maintain in the state bond fund a separate bookkeeping account which shall be designated as the state principal arterial bond account, to record receipts and disbursements of money transferred to the fund to pay Minnesota state principal arterial bonds and income from the investment of such money, which income shall be credited to the account in each fiscal year in an amount equal to the approximate average return that year on all funds invested by the state treasurer, as determined by the treasurer, times the average balance in the account that year.

Subd. 5. The premium and accrued interest received on each issue of Minnesota state principal arterial bonds shall be credited to the bond account. In order to reduce the amount of taxes otherwise required to be levied, there shall also be credited to the bond

account from the general fund in the state treasury, on November 1 in each year, a sum of money sufficient in amount, when added to the balance then on hand therein, to pay all Minnesota state principal arterial bonds and interest thereon due and to become due to and including July 1 in the second ensuing year. All money so credited and all income from the investment thereof is annually appropriated to the bond account for the payment of such bonds and interest thereon, and shall be available in the bond account prior to the levy of the tax in any year required by the Constitution, Article IX, Section 6, Subdivision 4. The state auditor and treasurer are directed to make the appropriate entries in the accounts of the respective funds.

Subd. 6. On or before December 1 in each year the state auditor shall levy on all taxable property within the state whatever tax may be necessary to produce an amount sufficient, with all money then and theretofore credited to the bond account, to pay the entire amount of principal and interest then and theretofore due and principal and interest to become due on or before July 1 in the second year thereafter on Minnesota state principal arterial bonds. This tax shall be levied upon all real property used for the purposes of a homestead, as well as other taxable property, notwithstanding the provisions of section 273.13, subdivisions 6 and 7, and shall be subject to no limitation of rate or amount until all such bonds and interest thereon are fully paid. The proceeds of this tax are appropriated and shall be credited to the state bond fund, and the principal of and interest on the bonds are payable from such proceeds, and the whole thereof, or so much as may be necessary, is appropriated for such payments. If at any time there is insufficient money from the proceeds of such taxes to pay the principal and interest when due on Minnesota state principal arterial bonds, such principal and interest shall be paid out of the general fund in the state treasury, and the amount necessary therefor is hereby appropriated.

Sec. 4. [TRANSPORTATION BOND AUTHORIZATION AND APPROPRIATION.] The state auditor is authorized and directed, upon request of the director of the state planning agency, to issue and sell Minnesota state transportation bonds in accordance with the provisions of section 6 of this act, and Article IX, Section 6 of the Constitution, in an aggregate principal amount not to exceed \$80,000,000 which sum, or so much thereof as shall be required, is appropriated from the proceeds of the bonds to the Minnesota state transportation fund created in section 5; and shall be used, with any other money in that fund, solely for the purpose of providing money which is hereby appropriated from that fund to the director of the state planning agency for grants to subdivisions of the state, according to the definition of "subdivision" in section 5, subdivision 1, for the acquisition and betterment of public land and buildings and other public improvements of a capital nature needed to provide adequate public transportation in urban areas, in accordance with the provisions of section 5. This appropriation shall not lapse until the purpose for which it is made has been accomplished or abandoned. The amount of each grant approved for

disbursement from the Minnesota state transportation fund shall be and remain appropriated for that purpose until the grant is fully disbursed or part or all thereof is revoked by the state planning agency.

Sec. 5. [MINNESOTA STATE TRANSPORTATION FUND.] Subdivision 1. A Minnesota state transportation fund is created as a separate bookkeeping account in the general books of account of the state, to record receipts of the proceeds of state bonds and any other money appropriated to the fund and grants disbursed from the fund to subdivisions of the state for the acquisition of betterment of public land and buildings and other public improvements of a capital nature needed to provide adequate public transportation in urban areas, in accordance with the long range state policies and purposes defined in subdivision 2, and in accordance with standards established in regulations to be adopted by the state planning agency pursuant to law, and to be prepared in consultation with the regional development commissions and the metropolitan council established under the provisions of Minnesota Statutes, Sections 462.381 to 462.396 and Chapter 473B, referred to in this section as "regional planning agencies", and in consultation with the "subdivisions" defined and referred to in this section. "Subdivisions" referred to in this section include the metropolitan transit commission created by Minnesota Statutes, Chapter 473A, and any other public body now or hereafter given power by law or a city charter to operate public transportation facilities in any defined area, and any city, village, or borough outside the area of operation of such a public body.

Subd. 2. It is the policy of the state to assist its subdivisions in providing, so far as possible, public transportation facilities in all urban areas within the state by providing state funding for public transportation capital improvements. The state planning agency and regional planning agencies are directed to prepare and revise annually a program of capital grants to subdivisions for specific projects which will implement this policy. Capital costs eligible to be paid from such grants shall include all expenses of the kinds enumerated in Minnesota Statutes, Section 475.65.

Subd. 3. The state planning agency shall promulgate regulations for the administration of grants authorized to be made from the fund.

Subd. 4. The regulations of the state planning agency shall provide that a high priority shall be given to applications from subdivisions which, because of limited tax base, excessive bonded indebtedness, or critical conditions of public transportation service, would face extreme financial hardship without assistance from the state transportation fund, and to applications for systems to serve more than one municipality.

Subd. 5. Applications by subdivisions for grants from the fund shall be made through regional planning agencies to the state planning agency, on forms requiring information pre-

scribed by the regulations of the state planning agency. The regional agency shall certify to the state planning agency those applications which appear to meet the program of capital grants and the standards and criteria set forth by the state planning agency and the regulations promulgated hereunder, and the state planning agency shall direct grants to be disbursed from the fund on the basis of the standards, criteria and priorities established in its regulations and in this section; provided that no disbursement shall be made until and unless the regional planning agency has by resolution determined the total estimated cost of the project, and ascertained that its financing is assured by the appropriation of the proceeds of bonds or other funds of the subdivision sufficient to pay the estimated cost in excess of the grant, including funds to be granted to it by the federal government if the state planning agency ascertains that such funds are then appropriated and allocated by the federal government to projects within the state and that the subdivision has complied with all conditions under federal law and regulations for a grant of the nature and in the amount involved.

Sec. 6. [MINNESOTA STATE TRANSPORTATION BONDS.] Subdivision 1. For the purpose of providing money appropriated to subdivisions of the state from the Minnesota state transportation fund for the acquisition and betterment of public land, buildings, and improvements of a capital nature needed to provide adequate public transportation in urban areas in accordance with the provisions of section 5, when authorized by law and requested by the director of the state planning agency, the state auditor shall sell and issue bonds of the state of Minnesota for the prompt and full payment of which, with interest thereon, the full faith, credit, and taxing powers of the state are irrevocably pledged. Bonds shall be issued pursuant to this section only as authorized by a law specifying the purpose thereof and the maximum amount of the proceeds authorized to be expended for this purpose. Any act authorizing the issuance of bonds for this purpose, together with this section, constitutes complete authority for such issue, and such bonds shall not be subject to restrictions of limitations contained in any other law.

Subd. 2. Upon request and authorization as provided in subdivision 1 the state auditor shall sell and issue Minnesota state transportation bonds in the aggregate amount requested, upon sealed bids and upon such notice, at such price, in such form and denominations, bearing interest at such rate or rates, maturing in such amounts and on such dates, without option of prepayment or subject to prepayment upon such notice and at such times and prices, payable at such bank or banks within or outside this state, with such provisions for registration, conversion, and exchange and for the issuance of notes in anticipation of the sale or delivery of definitive bonds, and in accordance with such further regulations, as the auditor shall determine, subject to the approval of the attorney general, but not subject to the provisions of sections 15.0411 to 15.0422. The bonds shall be executed by the state auditor and attested by the state treasurer under their

official seals. The signatures of the officers on the bonds and any appurtenant interest coupons and their seals may be printed, lithographed, engraved, or stamped thereon, except that each bond shall be authenticated by the manual signature on its face of one of the officers or of an officer of a bank designated by them as authenticating agent. The state auditor shall ascertain and certify to the purchasers of the bonds the performance and existence of all acts, conditions, and things necessary to make them valid and binding general obligations of the state of Minnesota, subject to the approval of the attorney general.

Subd. 3. All expenses incidental to the sale, printing, execution, and delivery of bonds pursuant to this section, including but not limited to actual and necessary travel and subsistence expenses of state officers and employees for such purposes, shall be paid from the state transportation fund, and the amounts necessary therefor are appropriated from that fund; provided that if any amount is specifically appropriated for this purpose in an act authorizing the issuance of bonds pursuant to this section, such expenses shall be limited to the amount so appropriated.

Subd. 4. The state auditor shall maintain in the state bond fund a separate bookkeeping account which shall be designated as the state transportation bond account, to record receipts and disbursements of money transferred to the fund to pay Minnesota state transportation bonds and income from the investment of such money, which income shall be credited to the account in each fiscal year in an amount equal to the approximate average return that year on all funds invested by the state treasurer, as determined by the treasurer, times the average balance in the account that year.

Subd. 5. The premium and accrued interest received on each issue of Minnesota state transportation bonds shall be credited to the bond account. In order to reduce the amount of taxes otherwise required to be levied, there shall also be credited to the bond account from the general fund in the state treasury, on November 1 in each year, a sum of money sufficient in amount, when added to the balance then on hand therein, to pay all Minnesota state transportation bonds and interest thereon due and to become due to and including July 1 in the second ensuing year. All money so credited and all income from the investment thereof is annually appropriated to the bond account for the payment of such bonds and interest thereon, and shall be available in the bond account prior to the levy of the tax in any year required by the Constitution, Article IX, Section 6, Subdivision 4. The state auditor and treasurer are directed to make the appropriate entries in the accounts of the respective funds.

Subd. 6. On or before December 1 in each year the state auditor shall levy on all taxable property within the state whatever tax may be necessary to produce an amount sufficient, with all money then and theretofore credited to the bond account, to pay the entire amount of principal and interest then and theretofore

due and principal and interest to become due on or before July 1 in the second year thereafter on Minnesota state transportation bonds. This tax shall be levied upon all real property used for the purposes of a homestead, as well as other taxable property, notwithstanding the provisions of section 273.13, subdivisions 6 and 7, and shall be subject to no limitation of rate or amount until all such bonds and interest thereon are fully paid. The proceeds of this tax are appropriated and shall be credited to the state bond fund, and the principal of and interest on the bonds are payable from such proceeds, and the whole thereof, or so much as may be necessary, is appropriated for such payments. If at any time there is insufficient money from the proceeds of such taxes to pay the principal and interest when due on Minnesota state transportation bonds, such principal and interest shall be paid out of the general fund in the state treasury, and the amount necessary therefor is hereby appropriated.

Sec. 7. [SEVERABILITY.] The invalidity of any provision of this act shall not affect the validity of the remainder of the act.

Sec. 8. [EFFECTIVE DATE.] This act is effective on the day following final enactment.”.

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 672, A bill for an act relating to corrections; establishing an office of ombudsman; definitions; granting the ombudsman certain enforcement powers of investigation, action on complaints, publication of opinions and recommendations; amending Minnesota Statutes 1971, Chapter 241, by adding sections.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 1252, A bill for an act relating to state parks; establishing the St. Croix Wild River state park in Chisago county; appropriating money; amending Minnesota Statutes 1971, Sections 85.012, Subdivision 1; and 85.012, by adding a subdivision.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 2119, A bill for an act relating to welfare; implementing provisions of the social security amendments of 1972; repealing certain obsolete statutory provisions; providing for the centralized disbursement of medical assistance payments; appropriating money; amending Minnesota Statutes 1971, Chapter 144, by adding a section; Sections 6.20; 98.47, Subdivision 8; 245.0313; 253A.15, Subdivision 11; 256.01, Subdivision 2; 256.12, Subdivision 10; 256.462, Subdivision 3; 256.935; 256.98; 256B.02, Subdivision 3; 256B.06; 256B.09; 256B.22; 260.38; 261.03; 261.063; 261.07, Subdivision 2; 275.50, Subdivision 5; 393.06; 393.07, Subdivisions 2 and 6; 462.485; 573.02, Subdivision 1; and Chapter 256B, by adding sections; repealing Minnesota Statutes 1971, Sections 245.033; 256.11; 256.12, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 11, 12, 13, 16, and 17; 256.13 to 256.23; 256.26; 256.27 to 256.461; 256.462, Subdivisions 1, 4, 5, 6, and 7; 256.463 to 256.64; 256.66 to 256.71; and 256.73, Subdivision 3.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 257, A bill for an act relating to highways; authorizing the commissioner of highways to lease certain real estate acquired for trunk highway purposes, and providing for the distribution of rents therefor; amending Minnesota Statutes 1971, Section 161.23, Subdivision 3.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 261, A bill for an act relating to taxation; income tax deductions for adoption expenses; amending Minnesota Statutes 1971, Section 290.09, Subdivision 27.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 752, A bill for an act relating to taxation; qualification of homesteads under the agricultural property tax law; amending Minnesota Statutes 1971, Section 273.111, Subdivision 3.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 962, A bill for an act relating to taxation; real estate taxes upon state owned residential property.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 1025, A bill for an act relating to taxation; real property; providing for taxation of townhouse property; amending Minnesota Statutes 1971, Section 273.13, by adding a subdivision.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 1296, A bill for an act relating to taxes on and measured by net income; exempting public pensions, benefits and allowances from gross income; amending Minnesota Statutes 1971, Section 290.08, Subdivision 6.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. No. 2444 was read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 672, 1252, 2119, 257, 261, 752, 962, 1025, and 1296 were read for the second time.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 611:

Sieben, H.; Growe; and Bennett.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 452:

Vento, Faricy, and Pavlak, R. L.

ADJOURNMENT

Mr. Anderson, I., moved that when the House adjourns today it adjourn until 10:00 a.m., Tuesday, May 15, 1973. The motion prevailed.

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 10:00 a.m., Tuesday, May 15, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

SIXTY-FIRST DAY

SAINT PAUL, MINNESOTA, TUESDAY, MAY 15, 1973

The House convened at 10:00 a.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J.	Dahl	Jaros	McMillan	St. Onge
Adams, S.	DeGroat	Johnson, C.	Menke	Salchert
Andersen, R.	Dieterich	Johnson, D.	Miller, D.	Samuelson
Anderson, D.	Dirlam	Johnson, J.	Miller, M.	Sarna
Anderson, G.	Eckstein	Johnson, R.	Moe	Savelkoul
Anderson, I.	Eken	Jopp	Munger	Schreiber
Becklin	Enebo	Jude	Myrah	Schulz
Belisle	Erdahl	Kahn	Nelson	Searle
Bell	Erickson	Kelly	Newcome	Sherwood
Bennett	Esau	Kempe	Niehaus	Sieben, H.
Berg	Faricy	Klaus	Norton	Sieben, M.
Berglin	Ferderer	Knickerbocker	Ohnstad	Skaar
Biersdorf	Fjoslien	Laidig	Ojala	Smith
Boland	Flakne	Larson	Parish	Spanish
Braun	Forsythe	LaVoy	Patton	Stanton
Brinkman	Fudro	Lemke	Pavlak, R.	Swanson
Carlson, A.	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, B.	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, D.	Graw	Lombardi	Peterson	Vanasek
Carlson, L.	Growe	Long	Pieper	Vento
Casserly	Hagedorn	Mann	Pleasant	Voss
Cleary	Hanson	McArthur	Prahl	Wenzel
Clifford	Haugerud	McCarron	Quirin	Wigley
Connors	Heinitz	McCauley	Resner	Wohlwend
Culhane	Hook	McEachern	Rice	Wolcott
Cummiskey	Jacobs	McFarlin	Ryan	Mr. Speaker

A quorum was present.

Kvam and Weaver were excused. Mueller and Stangeland were excused until 2:30 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. DeGroat, the further reading was dispensed with and the Journal was approved as corrected.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 786, 1306, 1738, 1989, 2393, 2441, 1409, 1540, 1697, 2434, 795,

1372, 1906, 2087, 2444, and 469 and S. F. Nos. 1091, 1566, 1699, 1742, 734, 951, 985, 2047, 1246, 2115, 1455, 1653, 1893, 926, 968, 2113, 944, 1404, 1806, 534, 1409, 1845, 1213, 1979, and 2426, have been placed in the members' files.

S. F. No. 1445 and H. F. No. 1589, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 1445, page 1, line 37 through page 8, line 13, reads:

"Section 1. Minnesota Statutes 1971, Section 487.01, 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 (AND ST. LOUIS) 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.

Subd. 2. The county board of a county 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.

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 Mahnomen; Cass and Hubbard; Wadena and Todd; Mille Lacs 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 (AND ST. LOUIS), 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.

Subd. 4. The provisions of sections 487.01 to 487.39 do not apply to the counties of Hennepin(,) and Ramsey (AND ST. LOUIS).

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.*

((1)) (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;

((2)) (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;

((3)) (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.

((4)) (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.

Subd. 6. For the more effective administration of justice, two or more county court districts may combine their respective

county court districts into a single county court district by concurrence of the county boards of the respective counties affected. If districts are combined, the office of a judge may be terminated at the expiration of his term and he shall be eligible for retirement compensation under the provisions of section 487.06.

Subd. 7. When the judicial business of a county court permits, the chief justice of the supreme court, upon the recommendation of all of the county boards of a county court district may, by order filed in the office of the secretary of state, reduce the number of county court judges. The office of any judge shall not be terminated until the expiration of his term and the judge shall be eligible for retirement compensations under the provisions of section 487.06.

Subd. 8. All municipal courts and magistrate courts existing pursuant to a municipal ordinance, charter, or legislative act located in counties covered by sections 487.01 to 487.39 are hereby abolished as of July 1, 1972, *except the courts located in St. Louis county are hereby abolished as of January 1, 1974*, unless an earlier date is designated by a county board or county boards pursuant to Laws 1971, Chapter 951, Section 45, and no additional municipal courts shall be formed therein pursuant to the provisions of Minnesota Statutes, Chapter 488.

Subd. 9. (1) All probate judges in office on July 1, 1972 shall be the county court judges of their respective counties and shall continue in office as such for the balance of the terms for which they were last elected and shall be eligible for reelection to office. In counties hereby combined into county court districts and for which only one judge is provided, the probate judge of the county having the largest population determined by the last United States census shall be the judge of the county court if he consents, and files his consent prior to July 1, 1972 in the office of the secretary of state. If he does not consent, the probate judge of the smaller county shall be the judge of the county court. In counties combined into county court districts for which only one judge is provided, a probate judge in any of the affected counties who at the effective date of this act, is, or before or at the expiration of his then current term of office will become, eligible for retirement pursuant to section 487.06 shall not become county court judge upon the effective date of this act, but he shall serve as a judicial officer until his retirement which shall occur not later than the expiration of his then current term of office. If all probate judges in such a county court district will qualify for retirement pursuant to section 487.06 at or before the expiration of their current term of office as of the effective date of this act, the county court judge shall be selected according to the population of the respective counties in the county court district as hereinbefore provided in subparagraph 1. The probate judge who is not hereby designated as judge of the county court shall continue in office until the expiration of his term and become a part time judicial officer of the county court, hearing and trying matters assigned to him by the judge of the county court but,

if he is not learned in the law, then he shall hear and try only matters assigned to him by the judge of the county court he was heretofore authorized by law to hear and try.

(1a) *The probate judges of St. Louis county probate court in office on January 1, 1974 shall be county court judges of the county court of St. Louis county and shall continue in office as such for the balance of the terms for which they were last elected and shall be eligible for reelection to office.*

(2) Except as provided in subparagraph 1, the judges required by the application of this section shall be appointed by the governor from among the municipal court judges or magistrates serving pursuant to a municipal ordinance, charter, or legislative act other than special municipal court judges serving within the county who are learned in the law and consent thereto. A judge so appointed shall serve (FOR THE BALANCE OF THE TERM FOR WHICH HE WAS LAST ELECTED) *until his successor is elected and qualifies*. If there are no serving municipal court judges, such county court judges shall be elected at the next general election following July 1, 1972.

(2a) *Except as provided in subparagraph (1a), the judges required by the application of this section in the south district of the county court of St. Louis county shall be appointed by the governor from among the full time judges of the municipal court of the city of Duluth in office on January 1, 1974, and a judge so appointed shall serve until his successor is elected and qualifies; and the judges required in the northwest and northeast districts of the county court of St. Louis county shall be appointed by the governor from among persons learned in the law residing in each district, and a judge so appointed shall serve until his successor is elected and qualifies."*

whereas, H. F. No. 1589, page 1, line 24 through page 4, line 15, reads as follows:

"Section 1. Minnesota Statutes 1971, 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 Mahnomen; Cass and Hubbard; Wadena and Todd; Mille Lacs 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 section 487.01, subdivision 5, clause (4), 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, Ramsey and St. Louis, 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.

Sec. 2. Minnesota Statutes 1971, Section 487.01, Subdivision 9, is amended to read:

Subd. 9. (1) All probate judges in office on July 1, 1972 shall be the county court judges of their respective counties and shall continue in office as such for the balance of the terms for which they were last elected and shall be eligible for reelection to office. In counties hereby combined into county court districts and for which only one judge is provided, the probate judge of the county having the largest population determined by the last United States census shall be the judge of the county court if he consents, and files his consent prior to July 1, 1972 in the office of the secretary of state. If he does not consent, the probate judge of the smaller county shall be the judge of the county court. In counties combined into county court districts for which only one judge is provided, a probate judge in any of the affected counties who at the effective date of this act, is, or before or at the expiration of his then current term of office will become, eligible for retirement pursuant to section 487.06 shall not become county court judge upon the effective date of this act, but he shall serve as a judicial officer until his retirement which shall occur not later than the expiration of his then current term of office. If all probate judges in such a county court district will qualify for retirement pursuant to section 487.06 at or before the expiration of their current term of office as of the effective date of this act, the county court judge shall be selected according to the population of the respective counties in the county court district as hereinbefore provided in subparagraph 1. The probate judge who is not hereby designated as judge of the county court shall continue in office until the expiration of his term and become a part time judicial officer of the county court, hearing and trying matters assigned to him by the judge of the county court but, if he is not learned in the law, then he shall hear and try only matters assigned to him by the judge of the county court he was heretofore authorized by law to hear and try.

(2) Except as provided in subparagraph 1, the judges required by the application of this section shall be appointed by the governor from among the municipal court judges or magistrates serving pursuant to a municipal ordinance, charter, or legislative act other than special municipal court judges serving within the county who are learned in the law and consent thereto. A judge so appointed shall serve (FOR THE BALANCE OF THE TERM FOR WHICH HE WAS LAST ELECTED) *until his successor is elected and qualifies*. If there are no serving municipal court judges, such county court judges shall be elected at the next general election following July 1, 1972.”.

S. F. No. 1445, page 11, lines 11 through 23, contains the following language. This language is not contained in H. F. No. 1589.

“All municipal court judges of St. Louis county, other than special municipal court judges, serving as of January 1, 1974 shall become part time judicial officers of the county court. They shall try and hear matters assigned to them by the chief county court judge but, if they are not learned in the law, they may try and hear only actions of forcible entry and unlawful detainer and shall perform such other duties as are assigned to them by the chief judge of the county court. They shall continue to serve as judicial officers and be paid by the county the salaries theretofore provided until the expiration of their terms of office, or as otherwise increased by the county court with the approval of the county board.”.

H. F. No. 1589, page 7, lines 22 through 25, read as follows: “prescribed by law. *In the performance of all his duties as clerk of county court the clerk shall be subject to the control and supervision of the chief judge of the county court.* In the performance of those duties the clerk of the”; whereas, S. F. No. 1445, page 12, line 5, reads as follows: “prescribed by law *or rule of court.* In the performance of”.

S. F. No. 1445, page 12, line 8 through page 13, line 13, contains the following language. H. F. No. 1589, does not contain this language.

“Sec. 8. Minnesota Statutes 1971, Section 487.10, Subdivision 2, is amended to read:

Subd. 2. (IF THE CLERK OF DISTRICT COURT IS APPROVED AS THE CLERK OF COUNTY COURT AS PROVIDED IN SUBDIVISION 1,) The clerks and deputy clerks of the present probate courts and the clerical employees thereof shall become deputy clerks and clerical employees respectively of the clerks of court of the respective counties in which they served.

Sec. 9. Minnesota Statutes 1971, Section 487.10, is amended by adding a subdivision:

Subd. 6. In a county court district having three or more county court judges, the chief judge with the concurrence of a majority of the judges may appoint a court administrator whose salary shall be set by and who shall serve at the pleasure of the majority of the county court judges and whose duties shall be prescribed by the chief judge.

Sec. 10. Minnesota Statutes 1971, Section 487.10, is amended by adding a subdivision to read:

Subd. 7. Notwithstanding the provisions of any other law to the contrary, excepting the clerk, the chief deputy clerks of each division and those classifications specifically exempted by Laws of 1941, Chapter 423, Section 6, as amended, every permanent employee of those courts being abolished under this act shall, with the approval of the St. Louis county civil service commission, be transferred as of the effective date of this act to a position of comparable classification in the classified service of St. Louis county with the equivalent status that he had in the office of his employment immediately prior thereto, and every such employee shall be subject to, and have the benefit of, the classified service as though he had served thereunder from the date of his entry into the service of his office of employment."

S. F. No. 1445, page 18, line 18 through page 19, line 11, contains the following language. H. F. No. 1589, does not contain this language.

"Sec. 20. Minnesota Statutes 1971, Section 487.23, is amended by adding a subdivision to read:

Subd. 7b. Any person who holds a judgment for an amount exceeding \$10, exclusive of interest and costs, may obtain from the clerk a certified transcript of the judgment and may file the transcript in the office of the clerk of the district court. If a transcript is given, the clerk of the county court shall note that part on the record of the judgment and shall not thereafter issue a writ of execution of the same judgment.

Sec. 21. Minnesota Statutes 1971, Section 487.23, is amended by adding a subdivision to read:

Subd. 7c. Upon the filing and docketing of the certified transcript the judgment thereafter is exclusively under the control of the district court and may be enforced by its process as though originally rendered by the district court.

Sec. 22. Minnesota Statutes 1971, Section 487.23, is amended by adding a subdivision to read:

Subd. 7d. The clerk of court shall not issue a certified transcript while a writ of execution is outstanding on the judgment."

S. F. No. 1445, page 27, lines 1 through 3, contain the following language: "(CHAPTER 951 FOR THE PURPOSE OF TRANSMITTING) this act shall, by January 1, 1974, or within 60 days after the establishment of a county court, whichever is later,";

whereas, H. F. No. 1589, uage 20, lines 21 and 22, contain the following language: "(CHAPTER 951 FOR THE PURPOSE OF TRANSMITTING) *this act shall, by January 1, 1974, transmit to the clerk of the county*".

S. F. No. 1445, page 27, lines 12 through page 28, line 10, contains the following language. H. F. No. 1589, does not contain this language.

"Sec. 35. Minnesota Statutes 1971, Section 487.37, is amended to read:

487.37 [TRANSFER OF ACTIONS.] (a) All proceedings within the jurisdiction of a county court which are pending in the district court on (JULY 1, 1972) *the date of the establishment of a county court* may be transferred to the county court in the manner provided by this section.

(b) A case within the jurisdiction of the county court commenced in the district court may be transferred to the county court for trial or other proceedings upon the motion of any party or upon the motion of the district court.

(c) A mandate of an appellate court issued on or after (JULY 1, 1972) *the date of the establishment of a county court* in respect of a case within the jurisdiction of the county court determined by the district court within the county shall be issued to that district court. Thereafter, the case may be transferred to the county court of the county in which the action arose, and all files, records and funds relating thereto shall be transferred to the clerk of court.

(d) A mandate of an appellate court issued on or after (JULY 1, 1972) *the date of the establishment of a county court* in respect of a case determined by a municipal court abolished (AFTER JULY 1, 1972) shall be issued to the county court of the county within which the action arose and all files, records and funds relating thereto shall be transferred to the clerk of court."

S. F. No. 1445, page 29, lines 16 through 26, read:

"Sec. 38. *Minnesota Statutes 1971, Sections 487.10, Subdivision 3; 487.23, Subdivision 7; 487.26, Subdivisions 3, 5 and 7; and 488.04, Subdivisions 6 and 7; 488A.35; 488A.36; 488A.37; 488A.38; 488A.39; 488A.40; 488A.41; 488A.42; 488A.43; 488A.44; 488A.45; 488A.46; 488A.47; 488A.48; 488A.49; 488A.50; 488A.51; 488A.52; 488A.53; 488A.54; 488A.55; 488A.56; 488A.57; 488A.58; 488A.59; 488A.60; 488A.61; 488A.62; 488A.63; 488A.64; 488A.65; 488A.66; 488A.67; 488A.68; 488A.69; 488A.70; 488A.71; 488A.72; 488A.73; 488A.74; 488A.75; 488A.76; 488A.77; 488A.78; 488A.79; 488A.80; and 488A.81, are repealed.*";

whereas, H. F. No. 1589, page 22, lines 7 through 9, read:

"Sec. 32. *Minnesota Statutes 1971, Sections 487.23, Subdivision 7; 487.26, Subdivisions 3, 5 and 7; and 488.04, Subdivisions 6 and 7, are repealed.*"

S. F. No. 1445, page 29, line 27, reads:

"Sec. 39. *Section 7 is effective January 1, 1974.*";

whereas, H. F. No. 1589, page 22, line 10, reads:

"Sec. 33. *Section 8 is effective January 1, 1974.*"

The title of S. F. No. 1445, reads as follows:

"A bill for an act relating to courts; amending numerous provisions pertaining to the county court and judges of the county court; amending Minnesota Statutes 1971, Sections 487.01; 487.03, Subdivisions 2 and 4, and by adding a subdivision; 487.08; 487.09; 487.10, Subdivisions 1, 2, and by adding subdivisions; 487.16; 487.18; 487.19, by adding a subdivision; 487.21, Subdivisions 1 and 2; 487.23, Subdivisions 1, 2 and 5, and by adding subdivisions; 487.24, Subdivision 3; 487.25, Subdivisions 3 and 4; 487.26, Subdivision 2; 487.27, Subdivision 3; 487.29; 487.30; 487.31, Subdivisions 1, 2 and 3; 487.33, Subdivision 5; 487.36; 487.37; 487.39, Subdivision 1; 487.40, by adding a subdivision; and repealing Minnesota Statutes 1971, Sections 487.10, Subdivision 3; 487.23, Subdivision 7; 487.26, Subdivisions 3, 5 and 7; 488.04, Subdivisions 6 and 7; 488A.35; 488A.36; 488A.37; 488A.38; 488A.39; 488A.40; 488A.41; 488A.42; 488A.43; 488A.44; 488A.45; 488A.46; 488A.47; 488A.48; 488A.49; 488A.50; 488A.51; 488A.52; 488A.53; 488A.54; 488A.55; 488A.56; 488A.57; 488A.58; 488A.59; 488A.60; 488A.61; 488A.62; 488A.63; 488A.64; 488A.65; 488A.66; 488A.67; 488A.68; 488A.69; 488A.70; 488A.71; 488A.72; 488A.73; 488A.74; 488A.75; 488A.76; 488A.77; 488A.78; 488A.79; 488A.80; and 488A.81.";

whereas, the title of H. F. No. 1589, reads:

"A bill for an act relating to courts; amending numerous provisions pertaining to the county court and judges of the county court; amending Minnesota Statutes 1971, Sections 487.01, Subdivisions 3 and 9; 487.03, Subdivisions 2 and 4, and by adding a subdivision; 487.08; 487.09; 487.10, Subdivision 1; 487.16; 487.18; 487.19, by adding a subdivision; 487.21, Subdivisions 1 and 2; 487.23, Subdivisions 1, 2 and 5, and by adding a subdivision; 487.24, Subdivision 3; 487.25, Subdivisions 3 and 4; 487.26, Subdivision 2; 487.27, Subdivision 3; 487.29; 487.30; 487.31, Subdivisions 1, 2 and 3; 487.33, Subdivision 5; 487.36; 487.39, Subdivision 1; 487.40, by adding a subdivision; and repealing Minnesota Statutes 1971, Sections 487.23, Subdivision 7; 487.26, Subdivisions 3, 5 and 7; and 488.04, Subdivisions 6 and 7."

SUSPENSION OF RULES

Pavlak, R., moved that the rules be so far suspended that S. F. No. 1445 be substituted for H. F. No. 1589 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1948 and H. F. No. 2296, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Hook moved that S. F. No. 1948 be substituted for H. F. No. 2296 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1949 and H. F. No. 2157, which had been referred to the Chief Clerk for comparison, were examined and found to be identical.

Hook moved that S. F. No. 1949 be substituted for H. F. No. 2157 and that the House File be indefinitely postponed. The motion prevailed.

SECOND READING OF HOUSE BILLS

H. F. Nos. 2530 and 2531 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 1445, 1948, and 1949 were read for the second time.

INTRODUCTION OF BILLS

Braun introduced:

H. F. No. 2532, A bill for an act relating to the claim of James Hardy; arising from physical impairment while a patient at the Faribault state hospital; appropriating money for the payment thereof.

The bill was read for the first time and referred to the Committee on Appropriations.

Johnson, C., introduced:

H. F. No. 2533, A bill for an act relating to natural resources; providing for a study of the activities of existing watershed districts; imposing a moratorium on the creation of new watershed districts; appropriating money.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Lemke; Miller, D.; Quirin; and Haugerud introduced:

H. F. No. 2534, A bill for an act relating to waters; sanitary and watershed districts; proceedings for annexation, consolidation and incorporation; amending Minnesota Statutes 1971, Chapters 112, by adding a section; 115, by adding sections; 414, by adding a section; and Sections 112.38; and 414.01, Subdivision 1.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Lemke, DeGroat, Schulz, Biersdorf, and Anderson, G., introduced:

H. F. No. 2535, A bill for an act relating to regulated industries; providing for the regulation, licensing and bonding of warehouses used for the storing, shipping, purchasing and handling of grain and related products; providing penalties; repealing Minnesota Statutes 1971, Chapter 232.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Dieterich; Ryan; McEachern; Miller, M.; and Adams, J., introduced:

H. F. No. 2536, A bill for an an act relating to health and welfare; prohibiting the sale in this state of household products containing liquid lye preparations.

The bill was read for the first time and referred to the Committee on Health and Welfare.

Kempe, Pieper, Jacobs, Hanson, and McArthur introduced:

H. F. No. 2537, A bill for an act relating to health; prohibiting the expenditure of state funds for abortions.

The bill was read for the first time and referred to the Committee on Health and Welfare.

Salchert, by request, introduced:

H. F. No. 2538, A bill for an act relating to hotel, motel and amusement tax in the city of Minneapolis.

The bill was read for the first time and referred to the Committee on Taxes.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule No. 13, Parish reported the progress of H. F. No. 1673 now in Conference Committee.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 490, A bill for an act relating to decedent's estates; abolishing published notice of the hearing to settle and allow the final account; amending Minnesota Statutes 1971, Section 525.481.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 685, A bill for an act relating to investments; legal investments for certain financial institutions; amending Minnesota Statutes 1971, Sections 48.67; and 50.14, Subdivision 8.

H. F. No. 901, A bill for an act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous, omitted, unconstitutional and obsolete statutory references and text; eliminating certain duplicitious and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1971, Sections 15.50, Subdivision 2; 124.32, Subdivision 1; 290.92, Subdivisions 3, 6, 7, 8, 9, 11, 12, 13, and 15; 297A.24; 340.60, Subdivision 4; 462A.03, Subdivision 2; 462A.17, Subdivision 1; 481.15, Subdivision 2; and 488A.76, Subdivision 1; repealing Minnesota Statutes 1971, Section 35.832; and Laws 1969, Chapter 528.

H. F. No. 1044, A bill for an act relating to insurance; making the unfair processing of the claim or complaint of a natural person and unfair trade practice; providing a penalty for violation; amending Minnesota Statutes 1971, Sections 72A.20, Subdivision 1; and 72A.28.

H. F. No. 1080, A bill for an act relating to taxation; requiring the payment of certain taxes prior to the registration or licensing of aircraft; amending Minnesota Statutes 1971, Chapters 297A and 360, by adding sections.

H. F. No. 1825, A bill for an act relating to insurance; the merger and consolidation of insurance companies; permitting the issuance of securities of a corporation which is not a merging or consolidating corporation or the payment of cash; amending Minnesota Statutes 1971, Section 60A.16, Subdivision 2.

H. F. No. 2029, A bill for an act relating to mining; strengthening certain provisions relating to mineland reclamation; providing penalties; amending Minnesota Statutes 1971, Sections 93.46, Subdivision 3; 93.47, Subdivisions 2, 3, and 5; 93.49; 93.51; and Chapter 93, by adding a section; repealing Minnesota Statutes 1971, Section 93.46, Subdivision 4.

H. F. No. 2319, A bill for an act relating to the operation of the state government; providing for the purchase of electronic data processing equipment where bids are unsatisfactory; amending Minnesota Statutes 1971, Section 16.07, Subdivision 14.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 1978, A bill for an act relating to the Minnesota Historical Society; appropriating money for the acquisition, maintenance and security of a historic site.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr.*Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 633, A bill for an act relating to towns; authorizing all towns to make local improvements and to assess the cost thereof against benefited property; amending Minnesota Statutes 1971, Sections 429.011, Subdivision 2; and 435.19, Subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

Niehaus moved that the House refuse to concur in the Senate amendments to H. F. No. 633, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1186, A bill for an act relating to intoxicating liquor; sale and dispensing at the Minneapolis convention hall-auditorium.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Flakne moved that the House concur in the Senate amendments to H. F. No. 1186 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1186, A bill for an act relating to intoxicating liquor; sale and dispensing at the Minneapolis convention hall-auditorium.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 94, and nays 20, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Miller, M.	Sarna
Andersen, R.	Dieterich	Johnson, D.	Munger	Savelkoul
Anderson, G.	Dirlam	Johnson, R.	Myrah	Schreiber
Belisle	Eckstein	Jude	Nelson	Schulz
Bell	Enebo	Kahn	Newcome	Sieben, H.
Bennett	Faricy	Knickerbocker	Norton	Sieben, M.
Berg	Ferderer	Laidig	Ojala	Smith
Berglin	Flakne	LaVoy	Parish	Spanish
Biersdorf	Forsythe	Lemke	Patton	Stanton
Boland	Fudro	Lindstrom, E.	Paviak, R.	Tomlinson
Braun	Fugina	Lombardi	Paviak, R. L.	Ulland
Brinkman	Graba	Mann	Pehler	Vanasek
Carlson, A.	Graw	McArthur	Pleasant	Vento
Carlson, B.	Grove	McCarron	Prahl	Voss
Casserly	Hagedorn	McEachern	Quirin	Wenzel
Cleary	Hanson	McFarlin	Resner	Wigley
Clifford	Haugerud	McMillan	Rice	Wohlwend
Connors	Hook	Menke	Ryan	Mr. Speaker
Cummiskey	Jaros	Miller, D.	St. Onge	

Those who voted in the negative were:

Anderson, D.	Erdahl	Johnson, J.	Larson	Peterson
Becklin	Erickson	Jopp	Long	Pieper
Carlson, D.	Fjoslien	Kempe	Niehaus	Sherwood
DeGroat	Heinitz	Klaus	Ohnstad	Skaar

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 1269 and 1895.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 1960.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1269, A bill for an act relating to employees' benefits; providing an exemption for the sale of securities to an employee stock ownership trust and tax exemptions and deductions for contributions to an employee stock ownership trust; amending Minnesota Statutes 1971, Sections 80.06, by adding a subdivision; 290.01, by adding a subdivision; 290.21, Subdivision 3; 290.26, by adding a subdivision; 291.05; and 292.04.

The bill was read for the first time and referred to the Committee on Taxes.

S. F. No. 1895, A bill for an act relating to health benefits provided through nonprofit health service plans and insurance; requiring the provision of certain health benefits for the treatment of alcoholism and drug and chemical dependencies.

The bill was read for the first time.

Johnson, R., moved that S. F. No. 1895 and H. F. No. 2034, now on Special Orders, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 1960, A bill for an act relating to taxation; providing for assessment and valuation of cooperative associations; amending Minnesota Statutes 1971, Section 273.133.

The bill was read for the first time and referred to the Committee on Taxes.

CONSENT CALENDAR

S. F. No. 1526 was reported to the House.

There being no objection, S. F. No. 1526 was laid over for one day.

S. F. No. 979, A bill for an act relating to consumer protection; unlawful practices in general; amending Minnesota Statutes 1971, Section 325.79, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Menke	St. Onge
Andersen, R.	Dieterich	Johnson, J.	Miller, D.	Samuelson
Anderson, D.	Dirlam	Johnson, R.	Miller, M.	Savelkoul
Anderson, G.	Eckstein	Jopp	Moe	Schreiber
Becklin	Erdahl	Jude	Munger	Schulz
Belisle	Erickson	Kahn	Myrah	Sherwood
Bell	Faricy	Kempe	Nelson	Sieben, H.
Bennett	Ferderer	Klaus	Newcome	Sieben, M.
Berglin	Fjoslien	Knickerbocker	Niehaus	Skaar
Biersdorf	Flakne	Laidig	Norton	Smith
Boland	Forsythe	Larson	Ohnstad	Spanish
Braun	Fudro	LaVoy	Ojala	Stanton
Brinkman	Fugina	Lemke	Parish	Swanson
Carlson, A.	Graba	Lindstrom, E.	Patton	Tomlinson
Carlson, B.	Graw	Lindstrom, J.	Pavlak, R.	Ulland
Carlson, D.	Growe	Lombardi	Pavlak, R. L.	Vanasek
Carlson, L.	Hagedorn	Long	Pehler	Vento
Casserly	Hanson	Mann	Peterson	Voss
Cleary	Haugerud	McArthur	Pieper	Wenzel
Clifford	Heinitz	McCarron	Prahl	Wigley
Connors	Hook	McCauley	Quirin	Wohlwend
Culhane	Jacobs	McEachern	Resner	Mr. Speaker
Cummiskey	Jaros	McFarlin	Rice	
Dahl	Johnson, C.	McMillan	Ryan	

The bill was passed and its title agreed to.

S. F. No. 1302 was reported to the House.

Quirin moved to amend S. F. No. 1302, the printed bill, as amended, as follows:

Page 1, line 14, strike "shall" and reinsert the stricken "may".

The motion prevailed and the amendment was adopted.

S. F. No. 1302, A bill for an act relating to health; organization of public health nursing services; amending Minnesota Statutes 1971, Sections 145.12, Subdivision 1; and 393.07, Subdivisions 2 and 3.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, D.	Miller, D.	Samuelson
Andersen, R.	Dirlam	Johnson, J.	Miller, M.	Sarna
Anderson, D.	Eckstein	Johnson, R.	Moe	Savelkoul
Anderson, G.	Eken	Jopp	Munger	Schreiber
Becklin	Enebo	Jude	Myrah	Schulz
Belisle	Erdahl	Kahn	Nelson	Sherwood
Bell	Erickson	Kempe	Newcome	Sieben, H.
Bennett	Faricy	Klaus	Niehaus	Sieben, M.
Berglin	Ferderer	Knickerbocker	Norton	Skaar
Biersdorf	Fjoslien	Laidig	Ohnstad	Smith
Boland	Flakne	Larson	Ojala	Spanish
Braun	Forsythe	LaVoy	Parish	Stanton
Brinkman	Fudro	Lemke	Patton	Swanson
Carlson, A.	Fugina	Lindstrom, E.	Pavlak, R.	Tomlinson
Carlson, B.	Graba	Lindstrom, J.	Pavlak, R. L.	Ulland
Carlson, D.	Graw	Lombardi	Pehler	Vanasek
Carlson, L.	Grove	Long	Peterson	Vento
Cassery	Hagedorn	Mann	Pieper	Voss
Cleary	Hanson	McArthur	Pleasant	Wenzel
Clifford	Haugerud	McCarron	Prahl	Wigley
Connors	Heinitz	McCauley	Quirin	Wohlwend
Culhane	Hook	McEachern	Resner	Wolcott
Cummiskey	Jacobs	McFarlin	Rice	Mr. Speaker
Dahl	Jaros	McMillan	Ryan	
DeGroat	Johnson, C.	Menke	St. Onge	

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

S. F. No. 899, A bill for an act relating to Hennepin county municipal court; providing that the assistant court administrator serve at the pleasure of the administrator; amending Minnesota Statutes 1971, Section 488A.025, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Miller, D.	Samuelson
Andersen, R.	Dirlam	Johnson, R.	Miller, M.	Savelkoul
Anderson, D.	Eckstein	Jopp	Moe	Schreiber
Anderson, G.	Eken	Jude	Munger	Schulz
Anderson, I.	Enebo	Kahn	Myrah	Sherwood
Becklin	Erdahl	Kelly	Nelson	Sieben, H.
Belisle	Erickson	Kempe	Newcome	Sieben, M.
Bell	Farcy	Klaus	Niehaus	Skaar
Bennett	Ferderer	Knickerbocker	Norton	Smith
Berglin	Fjoslien	Laidig	Ohnstad	Spanish
Biersdorf	Flakne	Larson	Ojala	Stanton
Boland	Forsythe	LaVoy	Patton	Swanson
Braun	Fudro	Lemke	Pavlak, R.	Tomlinson
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Ulland
Carlson, A.	Graba	Lindstrom, J.	Pehler	Vanasek
Carlson, B.	Grove	Lombardi	Peterson	Vento
Carlson, D.	Hanson	Long	Pieper	Voss
Carlson, L.	Haugerud	Mann	Pleasant	Wenzel
Cassery	Heinitz	McArthur	Prahl	Wigley
Cleary	Hook	McCarron	Quirin	Wohlwend
Connors	Jacobs	McEachern	Resner	Wolcott
Cummiskey	Jaros	McFarlin	Rice	Mr. Speaker
Dahl	Johnson, C.	McMillan	Ryan	
DeGroat	Johnson, D.	Menke	St. Onge	

Those who voted in the negative were:

Clifford Parish

The bill was passed and its title agreed to.

S. F. No. 903 was reported to the House.

There being no objection, S. F. No. 903 was laid over for one day.

H. F. No. 2303 was reported to the House.

Voss moved to amend H. F. No. 2303, the printed bill, as follows:

Page 2, line 24, strike the period and insert the following: *"provided that said \$5 per motor vehicle charge shall not apply to taxicabs operated pursuant to a local cartage permit."*

The motion prevailed and the amendment was adopted.

H. F. No. 2303, A bill for an act relating to certain industries regulated by the department of public service; fees for certain motor carriers and livestock buyers and agents; amending Minnesota Statutes 1971, Sections 221.131; 221.296, Subdivision 5; 221.64; and 239.18, Subdivision 3.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 94, and nays 26, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Jaros	Menke	Ryan
Andersen, R.	Dahl	Johnson, C.	Miller, D.	St. Onge
Anderson, D.	Dieterich	Johnson, D.	Moe	Samuelson
Anderson, I.	Eken	Johnson, R.	Munger	Sarna
Belisle	Enebo	Jude	Nelson	Schulz
Bell	Faricy	Kahn	Newcome	Sieben, H.
Bennett	Ferderer	Kelly	Norton	Sieben, M.
Berg	Flakne	Knickerbocker	Ojala	Smith
Berglin	Forsythe	Laidig	Parish	Stanton
Boland	Fudro	Larson	Patton	Swanson
Braun	Fugina	LaVoy	Pavlak, R.	Tomlinson
Brinkman	Graba	Lemke	Pavlak, R. L.	Ulland
Carlson, A.	Graw	Lombardi	Pehler	Vanasek
Carlson, B.	Growe	Mann	Peterson	Vento
Carlson, L.	Hanson	McArthur	Pleasant	Voss
Cassery	Haugerud	McCarron	Prahl	Wohlwend
Cleary	Heinitz	McCauley	Quirin	Wolcott
Clifford	Hook	McFarlin	Resner	Mr. Speaker
Connors	Jacobs	McMillan	Rice	

Those who voted in the negative were:

Anderson, G.	Eckstein	Klaus	Myrah	Wenzel
Becklin	Erdahl	Lindstrom, E.	Niehaus	Wigley
Biersdorf	Erickson	Lindstrom, J.	Ohnstad	
Carlson, D.	Fjoslien	Long	Pieper	
DeGroat	Johnson, J.	McEachern	Savelkoul	
Dirlam	Jopp	Miller, M.	Skaar	

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

H. F. No. 2065, A bill for an act relating to the promotion of tourism in the state; providing for the financing of tourist and related recreational facilities; amending Minnesota Statutes 1971, Section 474.02, by adding a subdivision.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 116, and nays 5, as follows:

Those who voted in the affirmative were:

Adams, J.	Clifford	Hanson	Lombardi	Patton
Andersen, R.	Connors	Haugerud	Long	Pavlak, R.
Anderson, D.	Cummiskey	Heinitz	Mann	Pavlak, R. L.
Anderson, G.	Dahl	Hook	McArthur	Pehler
Anderson, I.	DeGroat	Jacobs	McCarron	Peterson
Becklin	Dirlam	Jaros	McEachern	Pieper
Belisle	Eckstein	Johnson, C.	McFarlin	Pleasant
Bennett	Eken	Johnson, D.	McMillan	Prahl
Berg	Enebo	Johnson, R.	Menke	Quirin
Berglin	Erdahl	Jopp	Miller, D.	Resner
Biersdorf	Erickson	Jude	Miller, M.	Rice
Boland	Faricy	Kelly	Moe	Ryan
Braun	Ferderer	Kempe	Munger	St. Onge
Brinkman	Fjoslien	Klaus	Myrah	Samuelson
Carlson, A.	Flakne	Knickerbocker	Nelson	Sarna
Carlson, B.	Forsythe	Laidig	Newcome	Savelkoul
Carlson, D.	Fudro	Larson	Niehaus	Schreiber
Carlson, L.	Fugina	LaVoy	Norton	Schulz
Cassery	Graba	Lemke	Ojala	Sherwood
Cleary	Growe	Lindstrom, J.	Parish	Sieben, H.

Sieben, M.	Stanton	Vanasek	Wigley	Wolcott
Skaar	Swanson	Vento	Wohlwend	Mr. Speaker
Smith	Tomlinson	Voss		
Spanish	Ulland	Wenzel		

Those who voted in the negative were :

Bell	Graw	Johnson, J.	Lindstrom, E.	Ohnstad
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The bill was passed and its title agreed to.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of H. F. Nos. 266, 1297, and 1944 and S. F. No. 2119.

H. F. No. 266, A bill for an act relating to education; providing for loans to medical students who agree to practice in rural communities; providing for the issuance of revenue bonds; appropriating money.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, M.	Sarna
Andersen, R.	Dieterich	Johnson, J.	Moe	Savelkoul
Anderson, D.	Dirlam	Johnson, R.	Munger	Schreiber
Anderson, G.	Eckstein	Jopp	Myrah	Schulz
Anderson, I.	Eken	Jude	Nelson	Sherwood
Becklin	Enebo	Kelly	Newcome	Sieben, H.
Belisle	Erdahl	Kempe	Niehaus	Sieben, M.
Bell	Erickson	Klaus	Norton	Skaar
Bennett	Esau	Knickerbocker	Ohnstad	Smith
Berg	Faricy	Laidig	Ojala	Spanish
Berglin	Ferderer	Larson	Parish	Stanton
Biersdorf	Fjoslien	LaVoy	Patton	Swanson
Boland	Flakne	Lemke	Pavlak, R.	Tomlinson
Braun	Forsythe	Lindstrom, E.	Pavlak, R. L.	Ulland
Brinkman	Fudro	Lindstrom, J.	Pehler	Vanasek
Carlson, A.	Fugina	Lombardi	Peterson	Vento
Carlson, B.	Graba	Long	Pieper	Voss
Carlson, D.	Growe	Mann	Pleasant	Wenzel
Carlson, L.	Hagedorn	McArthur	Prahl	Wigley
Casserly	Hanson	McCarron	Quirin	Wohlwend
Cleary	Haugerud	McCauley	Resner	Wolcott
Clifford	Heinitz	McEachern	Rice	Mr. Speaker
Connors	Hook	McFarlin	Ryan	
Culhane	Jacobs	McMillan	St. Onge	
Cummiskey	Jaros	Menke	Salchert	
Dahl	Johnson, C.	Miller, D.	Samuelson	

The bill was passed and its title agreed to.

H. F. No. 1297 was reported to the House.

Savelkoul moved to amend H. F. No. 1297, the printed bill, as follows:

Page 1, line 5, strike "eighths" and reinstate the old language.

The motion prevailed and the amendment was adopted.

H. F. No. 1297, A bill for an act relating to taxation; excise tax on gasoline; certain unrefunded taxes; providing for the distribution and use of unrefunded taxes used for snowmobile purposes; appropriating money; amending Minnesota Statutes 1971, Section 296.16, Subdivision 1; 296.18, Subdivision 1; and 296.421, by adding subdivisions.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Menke	Salchert
Adams, S.	DeGroat	Johnson, D.	Miller, D.	Samuelson
Andersen, R.	Dieterich	Johnson, J.	Miller, M.	Sarna
Anderson, D.	Dirlam	Johnson, R.	Moe	Savelkoul
Anderson, G.	Eckstein	Jopp	Munger	Schreiber
Anderson, I.	Eken	Jude	Myrah	Schulz
Becklin	Enebo	Kahn	Nelson	Sherwood
Belisle	Erdahl	Kelly	Newcome	Sieben, H.
Bell	Erickson	Kempe	Niehaus	Sieben, M.
Bennett	Esau	Klaus	Norton	Skaar
Berg	Faricy	Knickerbocker	Ohnstad	Smith
Berglin	Ferderer	Laidig	Ojala	Spanish
Biersdorf	Fjoslien	Larson	Parish	Stanton
Boland	Flakne	LaVoy	Patton	Swanson
Braun	Forsythe	Lemke	Pavlak, R.	Tomlinson
Brinkman	Fudro	Lindstrom, E.	Pavlak, R. L.	Ulland
Carlson, A.	Fugina	Lindstrom, J.	Pehler	Vanasek
Carlson, B.	Graba	Lombardi	Peterson	Vento
Carlson, D.	Graw	Long	Pieper	Voss
Carlson, L.	Grove	Mann	Pleasant	Wenzel
Cassery	Hagedorn	McArthur	Prahl	Wigley
Cleary	Hanson	McCarron	Quirin	Wohlwend
Clifford	Haugerud	McCauley	Resner	Wolcott
Connors	Heinitz	McEachern	Rice	Mr. Speaker
Culhane	Hook	McFarlin	Ryan	
Cummiskey	Jacobs	McMillan	St. Onge	

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

H. F. No. 1944, A bill for an act relating to handicapped persons; establishing and prescribing duties of the Minnesota commission for the handicapped; transferring certain powers and duties to the commission; appropriating money; repealing Minnesota Statutes 1971, Sections 4.08 and 121.34.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Anderson, G.	Bell	Biersdorf	Carlson, A.
Adams, S.	Anderson, I.	Bennett	Boland	Carlson, B.
Andersen, R.	Becklin	Berg	Braun	Carlson, D.
Anderson, D.	Belisle	Berglin	Brinkman	Carlson, L.

Casserly	Fugina	Larson	Niehaus	Schreiber
Cleary	Graba	LaVoy	Norton	Schulz
Clifford	Graw	Lemke	Ohnstad	Sherwood
Connors	Grove	Lindstrom, E.	Ojala	Sieben, H.
Culhane	Hagedorn	Lindstrom, J.	Parish	Sieben, M.
Cummiskey	Hanson	Lombardi	Patton	Skaar
Dahl	Haugerud	Long	Pavlak, R.	Smith
DeGroat	Heinitz	Mann	Pavlak, R. L.	Stanton
Dieterich	Hook	McArthur	Pehler	Swanson
Dirlam	Jacobs	McCarron	Peterson	Tomlinson
Eckstein	Jaros	McCauley	Pieper	Ulland
Eken	Johnson, C.	McEachern	Pleasant	Vanasek
Enebo	Johnson, D.	McFarlin	Prahl	Vento
Erdahl	Johnson, J.	McMillan	Quirin	Voss
Erickson	Johnson, R.	Menke	Resner	Wenzel
Esau	Jopp	Miller, D.	Rice	Wigley
Faricy	Jude	Miller, M.	Ryan	Wohlwend
Ferderer	Kahn	Moe	St. Onge	Mr. Speaker
Fjoslien	Kempe	Munger	Salchert	
Flakne	Klaus	Myrah	Samuelson	
Forsythe	Knickerbocker	Nelson	Sarna	
Fudro	Laidig	Newcome	Savelkoul	

The bill was passed and its title agreed to.

S. F. No. 2119 was reported to the House.

Swanson moved to amend S. F. No. 2119, the printed bill, as follows:

Page 3, line 11, strike "1" and insert "2".

Page 17, line 19, after "of" and before "supplemental" insert "*, or is eligible for,*".

The motion prevailed and the amendment was adopted.

S. F. No. 2119, A bill for an act relating to welfare; implementing provisions of the social security amendments of 1972; repealing certain obsolete statutory provisions; providing for the centralized disbursement of medical assistance payments; appropriating money; amending Minnesota Statutes 1971, Chapter 144, by adding a section; Sections 6.20; 98.47, Subdivision 8; 245.0313; 253A.15, Subdivision 11; 256.01, Subdivision 2; 256.12, Subdivision 10; 256.462, Subdivision 3; 256.935; 256.98; 256B.02, Subdivision 3; 256B.06; 256B.09; 256B.22; 260.38; 261.03; 261.063; 261.07, Subdivision 2; 275.50, Subdivision 5; 393.06; 393.07, Subdivisions 2 and 6; 462.485; 573.02, Subdivision 1; and Chapter 256B, by adding sections; repealing Minnesota Statutes 1971, Sections 245.033; 256.11; 256.12, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 11, 12, 13, 16, and 17; 256.13 to 256.23; 256.26; 256.27 to 256.461; 256.462, Subdivisions 1, 4, 5, 6, and 7; 256.463 to 256.64; 256.66 to 256.71; and 256.73, Subdivision 3.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	McMillan	St. Onge
Adams, S.	DeGroat	Johnson, C.	Menke	Salchert
Andersen, R.	Dieterich	Johnson, D.	Miller, D.	Samuelson
Anderson, D.	Dirlam	Johnson, J.	Miller, M.	Sarna
Anderson, G.	Eckstein	Johnson, R.	Moe	Savelkoul
Anderson, I.	Eken	Jopp	Munger	Schreiber
Becklin	Enebo	Jude	Myrah	Schulz
Belisle	Erdahl	Kahn	Nelson	Sherwood
Bell	Erickson	Kelly	Newcome	Sieben, H.
Bennett	Esau	Kempe	Niehaus	Sieben, M.
Berg	Faricy	Klaus	Norton	Skaar
Berglin	Ferderer	Knickerbocker	Ohnstad	Smith
Biersdorf	Fjoslien	Laidig	Ojala	Stanton
Boland	Flakne	Larson	Parish	Swanson
Braun	Forsythe	LaVoy	Patton	Tomlinson
Brinkman	Fudro	Lemke	Pavlak, R.	Ulland
Carlson, A.	Fugina	Lindstrom, E.	Pavlak, R. L.	Vanasek
Carlson, B.	Graba	Lindstrom, J.	Pehler	Vento
Carlson, D.	Graw	Lombardi	Peterson	Voss
Carlson, L.	Grove	Long	Pieper	Wenzel
Casserly	Hagedorn	Mann	Pleasant	Wigley
Cleary	Hanson	McArthur	Prahl	Wohlwend
Clifford	Haugerud	McCarron	Quirin	Wolcott
Connors	Heinitz	McCauley	Resner	Mr. Speaker
Culhane	Hook	McEachern	Rice	
Cummiskey	Jacobs	McFarlin	Ryan	

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

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 491, A bill for an act relating to labor and industry; providing for safe and healthful working conditions for working men and women; authorizing the commissioner of labor and industry to promulgate standards and rules and regulations therefor; creating an occupational safety and health advisory board; prescribing penalties; amending Minnesota Statutes 1971, Section 175.16; repealing Minnesota Statutes 1971, Sections 182.01 to 182.08; 182.10 to 182.62; and 183.05 to 183.34.

PATRICK E. FLAHAVEN, Secretary of the Senate

Anderson, I., moved that the House refuse to concur in the Senate amendments to H. F. No. 491, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the

Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 9, A bill for an act relating to labor; creating a division of labor standards; providing for minimum wage and overtime standards; providing penalties for violations; repealing Minnesota Statutes 1971, Sections 175.38; 175.39; and 177.01 to 177.20.

PATRICK E. FLAHAVEN, Secretary of the Senate

Farcy moved that the House refuse to concur in the Senate amendments to H. F. No. 9, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Pavlak, R., requested immediate consideration of S. F. Nos. 501 and 880; H. F. Nos. 1697 and 2393; and S. F. Nos. 226 and 1872.

S. F. No. 501 was reported to the House.

McCarron moved to amend S. F. No. 501, the printed bill, as follows:

Page 3, line 25, after the word "new", strike the words, "and used".

The motion prevailed and the amendment was adopted.

S. F. No. 501, A bill for an act relating to mobile homes; the taxation thereof; prohibiting the issuance of special permits to move oversize mobile homes on the highways in certain cases without certification by the county assessor that all taxes have been paid; amending Minnesota Statutes 1971, Sections 168.012, Subdivision 9; 168A.02, by adding a subdivision; and 169.86, Subdivision 1.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Menke	St. Onge
Adams, S.	Dieterich	Johnson, D.	Miller, D.	Salchert
Andersen, R.	Dirlam	Johnson, J.	Miller, M.	Samuelson
Anderson, D.	Eckstein	Johnson, R.	Moe	Sarna
Anderson, G.	Eken	Jopp	Munger	Savelkoul
Anderson, I.	Enebo	Jude	Myrah	Schreiber
Becklin	Erdahl	Kahn	Neelson	Schulz
Belisle	Erickson	Kelly	Newcome	Sherwood
Bell	Esau	Kempe	Niehaus	Sieben, H.
Bennett	Faricy	Klaus	Norton	Sieben, M.
Berg	Ferderer	Knickerbocker	Ohnstad	Skaar
Berglin	Fjoslien	Laidig	Ojala	Smith
Biersdorf	Flakne	Larson	Parish	Stanton
Boland	Forsythe	LaVoy	Patton	Swanson
Brinkman	Fudro	Lindstrom, E.	Pavlak, R.	Tomlinson
Carlson, A.	Fugina	Lindstrom, J.	Pavlak, R. L.	Ulland
Carlson, B.	Graha	Lombardi	Pehler	Vanasek
Carlson, D.	Graw	Long	Peterson	Vento
Carlson, L.	Grove	Mann	Pieper	Voss
Casserly	Hagedorn	McArthur	Pleasant	Wenzel
Cleary	Hanson	McCarron	Prahl	Wigley
Clifford	Haugerud	McCauley	Quirin	Wohlwend
Connors	Heinitz	McEachern	Resner	Wolcott
Cummiskey	Hook	McFarlin	Rice	Mr. Speaker
Dahl	Jacobs	McMillan	Ryan	

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

S. F. No. 880 was reported to the House.

Pavlak, R., moved to amend S. F. No. 880, the printed bill, as follows:

Page 2, after line 25, insert the following:

“(e) The gross receipts from the sale of packing materials used to pack and ship household goods, the ultimate destination of which is outside the state of Minnesota and which are not thereafter returned to a point within Minnesota, except in the course of interstate commerce.”.

The motion prevailed and the amendment was adopted.

S. F. No. 880, A bill for an act relating to taxation; sales and use tax; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Bell	Carlson, A.	Culhane	Enebo
Adams, S.	Bennett	Carlson, B.	Cummiskey	Erdahl
Andersen, R.	Berg	Carlson, D.	Dahl	Erickson
Anderson, D.	Berglin	Carlson, L.	DeGroat	Esau
Anderson, G.	Biersdorf	Casserly	Dieterich	Faricy
Anderson, I.	Boland	Cleary	Dirlam	Ferderer
Becklin	Braun	Clifford	Eckstein	Fjoslien
Belisle	Brinkman	Connors	Eken	Flakne

Forsythe	Jude	McEachern	Pehler	Sieben, M.
Fudro	Kahn	McFarlin	Peterson	Skaar
Fugina	Kelly	McMillan	Pieper	Smith
Graba	Kempe	Menke	Pleasant	Stanton
Graw	Klaus	Miller, D.	Prahl	Swanson
Grove	Knickerbocker	Miller, M.	Quirin	Tomlinson
Hagedorn	Laidig	Moe	Resner	Ulland
Hanson	Larson	Myrah	Rice	Vanasek
Haugerud	LaVoy	Nelson	Ryan	Vento
Heinitz	Lemke	Newcome	St. Onge	Voss
Hook	Lindstrom, E.	Niehaus	Salchert	Wenzel
Jacobs	Lindstrom, J.	Norton	Samuelson	Wigley
Jaros	Lombardi	Ohnstad	Sarna	Wohlwend
Johnson, C.	Long	Ojala	Savelkoul	Wolcott
Johnson, D.	Mann	Parish	Schreiber	Mr. Speaker
Johnson, J.	McArthur	Patton	Schulz	
Johnson, R.	McCarron	Pavlak, R.	Sherwood	
Jopp	McCauley	Pavlak, R. L.	Sieben, H.	

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

H. F. No. 1697, A bill for an act relating to the city of Wheaton; authorizing special tax treatment for real properties used for recreational swimming.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	Menke	Salchert
Adams, S.	DeGroat	Johnson, C.	Miller, D.	Samuelson
Andersen, R.	Dieterich	Johnson, D.	Miller, M.	Sarna
Anderson, D.	Dirlam	Johnson, J.	Moe	Savelkoul
Anderson, G.	Eckstein	Johnson, R.	Munger	Schulz
Anderson, I.	Eken	Jopp	Myrah	Sherwood
Becklin	Enebo	Jude	Nelson	Sieben, H.
Belisle	Erdahl	Kahn	Newcome	Sieben, M.
Bell	Erickson	Kelly	Niehaus	Skaar
Bennett	Esau	Kempe	Norton	Smith
Berg	Faricy	Klaus	Ohnstad	Stanton
Berglin	Ferderer	Knickerbocker	Ojala	Swanson
Biersdorf	Fjoslien	Laidig	Parish	Tomlinson
Boland	Flakne	Larson	Patton	Ulland
Braun	Forsythe	LaVoy	Pavlak, R.	Vanasek
Brinkman	Fudro	Lemke	Pavlak, R. L.	Vento
Carlson, A.	Fugina	Lindstrom, E.	Pehler	Voss
Carlson, B.	Graba	Lombardi	Peterson	Wenzel
Carlson, D.	Graw	Long	Pieper	Wigley
Carlson, L.	Grove	Mann	Pleasant	Wohlwend
Casserly	Hagedorn	McArthur	Prahl	Wolcott
Cleary	Hanson	McCarron	Quirin	Mr. Speaker
Clifford	Haugerud	McCauley	Resner	
Connors	Heinitz	McEachern	Rice	
Culhane	Hook	McFarlin	Ryan	
Cummiskey	Jacobs	McMillan	St. Onge	

The bill was passed and its title agreed to.

H. F. No. 2393, A bill for an act relating to St. Louis county; providing for its tax levy for health purposes; amending Laws 1967, Chapter 501, Section 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jacobs	Menke	Salchert
Adams, S.	DeGroat	Jaros	Miller, D.	Samuelson
Andersen, R.	Dieterich	Johnson, C.	Miller, M.	Sarna
Anderson, D.	Dirlam	Johnson, D.	Moe	Savelkoul
Anderson, G.	Eckstein	Johnson, R.	Munger	Schreiber
Anderson, I.	Eken	Jopp	Myrah	Schulz
Becklin	Enebo	Jude	Nelson	Sherwood
Belisle	Erdahl	Kahn	Newcome	Sieben, H.
Bell	Erickson	Kelly	Niehaus	Sieben, M.
Bennett	Esau	Klaus	Norton	Skaar
Berg	Faricy	Knickerbocker	Ohnstad	Smith
Berglin	Ferderer	Laidig	Ojala	Stanton
Biersdorf	Fjoslien	Larson	Parish	Swanson
Boland	Flakne	LaVoy	Patton	Tomlinson
Braun	Forsythe	Lemke	Pavlak, R.	Ulland
Brinkman	Fudro	Lindstrom, E.	Pavlak, R. L.	Vanasek
Carlson, A.	Fugina	Lombardi	Pehler	Vento
Carlson, B.	Graba	Long	Peterson	Voss
Carlson, D.	Graw	Mann	Pieper	Wenzel
Carlson, L.	Growe	McArthur	Pleasant	Wigley
Casserly	Hagedorn	McCarron	Prahl	Wohlwend
Cleary	Hanson	McCauley	Quirin	Wolcott
Clifford	Haugerud	McEachern	Resner	Mr. Speaker
Connors	Heinitz	McFarlin	Rice	
Culhane	Hook	McMillan	Ryan	

Those who voted in the negative were:

Johnson, J.

The bill was passed and its title agreed to.

S. F. No. 226, A bill for an act relating to the city of Brainerd; authorizing a tax levy for recreational purposes; repealing Minnesota Statutes 1971, Section 471.192.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Brinkman	Dirlam	Graba	Jopp
Adams, S.	Carlson, A.	Eckstein	Graw	Jude
Andersen, R.	Carlson, B.	Eken	Growe	Kahn
Anderson, D.	Carlson, D.	Enebo	Hagedorn	Kelly
Anderson, G.	Carlson, L.	Erdahl	Hanson	Kempe
Anderson, I.	Casserly	Erickson	Haugerud	Klaus
Becklin	Cleary	Esau	Heinitz	Knickerbocker
Belisle	Clifford	Faricy	Hook	Laidig
Bell	Connors	Ferderer	Jacobs	Larson
Bennett	Culhane	Fjoslien	Jaros	LaVoy
Berg	Cummiskey	Flakne	Johnson, C.	Lemke
Biersdorf	Dahl	Forsythe	Johnson, D.	Lindstrom, E.
Boland	DeGroat	Fudro	Johnson, J.	Lombardi
Braun	Dieterich	Fugina	Johnson, R.	Long

Mann	Munger	Pehler	Samuelson	Tomlinson
McArthur	Myrah	Peterson	Sarna	Ulland
McCarron	Nelson	Pieper	Savelkoul	Vanasek
McCauley	Newcome	Pleasant	Schreiber	Vento
McEachern	Niehaus	Prahl	Schulz	Voss
McFarlin	Ohnstad	Quirin	Sherwood	Wenzel
McMillan	Ojala	Resner	Sieben, H.	Wigley
Menke	Parish	Rice	Sieben, M.	Wohlwend
Miller, D.	Patton	Ryan	Skaar	Wolcott
Miller, M.	Pavlak, R.	St. Onge	Smith	Mr. Speaker
Moe	Pavlak, R. L.	Salchert	Stanton	

The bill was passed and its title agreed to.

S. F. No. 1872, A bill for an act relating to counties; removing numerous limitations on tax levies; amending Minnesota Statutes 1971, Sections 12.26, Subdivisions 2 and 4; 18.022, Subdivision 2; 38.27, Subdivision 1; 38.36; 40.07, Subdivision 15; 121.712, Subdivision 2; 134.12, Subdivision 3; 145.51, Subdivisions 1 and 2; 163.05, Subdivision 1; 163.06, Subdivision 1; 193.145, Subdivision 2; 245.62; 245.65, Subdivision 1; 252.22; 252.24, Subdivision 4; 275.09, Subdivision 2; 282.38, Subdivision 2; 373.25, Subdivision 1; 373.27, Subdivisions 1 and 2; 375.33, Subdivisions 1 and 2; 376.19; 376.20; 376.28; 381.12, Subdivision 2; 398.33, Subdivisions 1 and 6; 399.07, Subdivision 2; 400.11; 471.16, Subdivision 2; 471.63, Subdivision 2; and Laws 1951, Chapter 289, Section 3; repealing Minnesota Statutes 1971, Sections 38.27, Subdivision 2; 163.05, Subdivisions 2, 3, 4 and 5; 400.12, and Laws 1969, Chapter 905, Section 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 86, and nays 38, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Kahn	Munger	Sherwood
Andersen, R.	Dahl	Kelly	Nelson	Sieben, H.
Anderson, G.	DeGroat	Laidig	Norton	Sieben, M.
Anderson, I.	Dieterich	Larson	Ojala	Smith
Becklin	Enebo	LaVoy	Parish	Stanton
Bennett	Faricy	Lemke	Patton	Swanson
Berg	Fudro	Lindstrom, J.	Pavlak, R.	Tomlinson
Berglin	Fugina	Lombardi	Pehler	Vanasek
Biersdorf	Graba	Mann	Peterson	Vento
Boland	Growe	McArthur	Prahl	Voss
Braun	Hanson	McCarron	Quirin	Wenzel
Brinkman	Hangerud	McEachern	Resner	Wigley
Carlson, B.	Jacobs	McFarlin	Rice	Wohlwend
Carlson, D.	Jaros	McMillan	Ryan	Mr. Speaker
Carlson, L.	Johnson, C.	Menke	Salchert	
Cassery	Johnson, D.	Miller, D.	Samuelson	
Clifford	Jopp	Miller, M.	Sarna	
Connors	Jude	Moe	Schreiber	

Those who voted in the negative were:

Adams, S.	Cleary	Erickson	Forsythe	Hook
Anderson, D.	Culhane	Esau	Graw	Johnson, J.
Belisle	Dirlam	Ferderer	Hagedorn	Johnson, R.
Carlson, A.	Erdahl	Fjoslien	Heinitz	Klaus

Knickerbocker	Myrah	Pavlak, R. L.	Savelkoul	Ulland
Lindstrom, E.	Newcome	Pieper	Schulz	Wolcott
Long	Niehaus	Pleasant	Searle	
McCauley	Ohnstad	St. Onge	Skaar	

The bill was passed and its title agreed to.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 633:

Niehaus, Peterson, and Schulz.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 491:

Anderson, I.; Enebo; and McFarlin.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 9:

Faricy, Ferderer, and LaVoy.

UNANIMOUS CONSENT

Dirlam requested unanimous consent to offer a motion. The request was granted.

Dirlam moved that S. F. No. 1797 be recalled from the Committee on Metropolitan and Urban Affairs and be re-referred to the Committee on Rules and Legislative Administration. The motion prevailed.

Anderson, I., moved that the House recess until 2:30 p.m. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

Bell was excused until 7:30 p.m.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Pursuant to Rule 14, Mr. Anderson, I., for the Committee on Rules and Legislative Administration, designated the following bills as a Special Order for today, Tuesday, May 15, 1973, to be acted upon immediately following those Special Orders which were designated for Monday, May 14, 1973, and which were continued to Tuesday, May 15, 1973:

S. F. Nos. 405, 965, 1028, 1726, 2275, 2016, 678, and 1436.

There being no objection the order of business reverted to Reports of Chief Clerk.

REPORTS OF CHIEF CLERK

S. F. No. 968 and H. F. No. 795, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that H. F. No. 795, page 1, lines 14 through 28, reads as follows: "(SUBDIVISION 3.) *Subdivision 1. Any person who receives, buys or conceals any stolen property or property obtained by robbery, knowing the same to be so stolen or obtained by robbery, may be sentenced as follows:*

(1) *If the value of the thing or things received, bought or concealed is \$100 or more, to imprisonment for not more than ten years or to payment of a fine of not more than \$10,000, or both;*

(2) *If the value of the thing or things received, bought or concealed is less than \$100, shall be punished as a misdemeanor.*

Subd. 2. Any person who receives, buys or conceals any stolen property obtained by robbery, believing the same to be so stolen or obtained by robbery, may be sentenced to punishment as a misdemeanor."

whereas, S. F. No. 968, page 1, lines 14 through 27, read: "(SUBDIVISION 3.) *Subdivision 1. Any person who receives, buys or conceals any stolen property or property obtained by robbery, knowing the same to be stolen or obtained by robbery, may be sentenced as follows:*

(1) *If the value of the property received, bought or concealed is \$100 or more, to imprisonment for not more than ten years or to payment of a fine of not more than \$10,000, or both;*

(2) *If the value of the property received, bought or concealed is less than \$100, to punishment as a misdemeanor.*

Subd. 2. Any person who receives, buys or conceals any stolen property or property obtained by robbery, believing the same to be so stolen or obtained by robbery, may be sentenced to punishment as a misdemeanor."

SUSPENSION OF RULES

Smith moved that the rules be so far suspended that S. F. No. 968 be substituted for H. F. No. 795 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1246 and H. F. No. 1395, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 1246, page 5, lines 2 and 3 reads in part as follows:

"Subd. 6. Each eligible voter is entitled to vote only in the one precinct in which he resides.";

whereas, H. F. No. 1395, page 5, lines 2 and 3 reads in part:

"Subd. 6. Each eligible voter is entitled to vote in the precinct in which he resides.".

S. F. No. 1246, page 6, lines 8 and 9, reads: *"9. I certify that the above facts are correct and I understand that giving"*; whereas, H. F. No. 1395, page 6, lines 8 and 9, reads: *"9. I certify that upon registration I will be an eligible voter on the day of next election and"*.

S. F. No. 1246, page 6, lines 22 through 24, reads in part: *"registration card contains the voter's name, address, prior residence, prior registration if any and signature; as in items 1, 2, 8 and 9 of the registration card above.";* whereas, H. F. No. 1395, page 6, lines 22 through 24, reads in part: *"registration card contains the voter's name, address and signature; as in items 1, 2 and 8 of the registration card above.".*

S. F. No. 1246, page 7, lines 4 through 12, reads as follows:

"Subd. 4. Upon receipt of a registration card indicating that a voter has changed residence since voting last in Minnesota, a county auditor shall notify the county auditor of the voter's last registration and of last residence if different than last registration. Notification shall be made upon a form prescribed by the commissioner. A county auditor receiving a notification shall delete the voter's name from the registration lists and affix the notification to the cancelled registration card.";

whereas, H. F. No. 1395, page 7, lines 3 through 10, reads:

"Subd. 4. Upon receipt of a registration card indicating that a voter has changed residence since voting last in Minnesota, a county auditor shall notify the county auditor of the voter's last residence. Notification shall be made upon a form prescribed by the commissioner. A county auditor receiving a notification shall delete the voter's name from the registration lists and retain the notification.".

S. F. No. 1246, Page 8, lines 21 through 24, reads as follows:

"Subd. 2. On the 80th day before an election, the county auditor shall deliver to the council of each municipality and the board of supervisors of each town within the county current copies of the precinct lists for that municipality.";

whereas, H. F. No. 1395, page 8, lines 19 through 22, reads:

"Subd. 2. On the 80th day before an election, the county auditor shall deliver to the council of each municipality within the county current copies of the precinct lists for that municipality.".

S. F. No. 1246, page 13, lines 27 and 28, reads as follows: *"voted in any election where voter registration cards specified in this chapter are used including a school"*; whereas, H. F. No.

1395, page 13, line 25, reads: "*voted in any election including a school election during the*".

S. F. No. 1246, page 17, line 28 through page 18, line 3, reads as follows:

"(d) If a person goes into another state or other county with the intention of making it his residence or files an affidavit of residence there, he shall be considered to have lost his residence in this state or county;"

whereas, H. F. No. 1395, page 17, lines 24 through 26, reads:

"(d) If a person goes into another state with the intention of making it his residence, he shall be considered to have lost his residence in this state;"

S. F. No. 1246, page 22, lines 18 through 20, reads as follows:

"I hereby certify that I am (A QUALIFIED VOTER,) permanently registered in accordance with the Minnesota Election Law and am voting only in this precinct.";

whereas, H. F. No. 1395, page 22, lines 13 through 15, reads:

"I hereby certify that I am a qualified voter, permanently registered in accordance with the Minnesota Election Law."

SUSPENSION OF RULES

Tomlinson moved that the rules be so far suspended that S. F. No. 1246 be substituted for H. F. No. 1395 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1404 and H. F. No. 1540, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 1404, page 1, line 17, reads as follows: "*and 197.48 may petition the commissioner of veterans affairs*", whereas, H. F. No. 1540, page 1, line 17, reads: "*197.48, may petition the commissioner of veterans affairs*".

S. F. No. 1404, page 3, lines 20 through 25, read as follows:

"Subd. 8. *There is hereby appropriated out of the general fund in the state treasury from funds not otherwise appropriated the sum of \$5,000 to the commissioner of veterans affairs for the biennium ending June, 1975 to carry out the purpose herein stated, or so much thereof as may be necessary for proper administration of the act.*";

whereas, H. F. No. 1540, page 3, lines 20 through 26, reads:

"Subd. 8. *There is hereby appropriated out of the general fund in the state treasury from funds not otherwise appropriated the sum of \$5,000 to the commissioner of veterans affairs to carry out the purpose herein stated, or so much thereof as may be necessary for proper administration of the act for the biennium ending June, 1975.*"

SUSPENSION OF RULES

Laidig moved that the rules be so far suspended that S. F. No. 1404 be substituted for H. F. No. 1540 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2113 and H. F. No. 2434, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 2113, page 1, line 17, reads as follows: "*of subdivision 17 of this section, be classified for the*"; whereas, H. F. No. 2434, page 1, line 17, reads: "*of subdivision 7 of this section, be classified for the*".

SUSPENSION OF RULES

Adams, J., moved that the rules be so far suspended that S. F. No. 2113 be substituted for H. F. No. 2434 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 2115 and H. F. No. 2069, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 2115, page 12, lines 17 and 18 read in part: "The council shall also be subject to section 471.705."; whereas, H. F. No. 2069 does not contain this language.

S. F. No. 2115, page 19, lines 17 and 18, read:

"Sec. 20. This act is effective the day following its final enactment.";

whereas, H. F. No. 2069, page 19, lines 15 and 16, read:

"Sec. 20. This act shall become effective the day after enactment.".

In S. F. No. 2115, section 1 is identical to section 19 of H. F. No. 2069. Consequently, section 2 of S. F. No. 2115 is identical to section 1 of H. F. No. 2069, section 3 of S. F. No. 2115 is identical to section 2 of H. F. No. 2069, etc.; further, the internal references throughout each file are different for the same reason.

In the title of S. F. No. 2115, page 1, lines 5 and 6 read in part: "; providing penalties"; whereas the title of H. F. No. 2069 does not contain this language.

SUSPENSION OF RULES

Sieben, H., moved that the rules be so far suspended that S. F. No. 2115 be substituted for H. F. No. 2069 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

S. F. No. 1364, A bill for an act relating to the Dover, Eyota and St. Charles sanitary district; permitting the advance of moneys in the general fund of the state treasury to the sanitary sewer board for said district; providing for repayment thereof; and appropriating money therefor.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 256, A bill for an act relating to taxation; providing for the payment of taxes and assessments on property acquired by the state or a political subdivision thereof; amending Minnesota Statutes 1971, Section 272.68, Subdivision 1.

Reported the same back with the following amendments:

Page 1, after line 8, add the following:

“Section 1. Minnesota Statutes 1971, Section 117.135, is amended to read:

117.135 [TAXES AND ASSESSMENTS.] *Subdivision 1.* In all eminent domain proceedings taxes and assessments imposed upon the acquired property shall be compensated for as provided by section 272.68 (.), *except the state highway department, as the acquiring authority, shall pay all taxes, including all unpaid special assessments and future installments thereof, as provided in subdivision 2.*

Subd. 2. *When the state highway department acquires a fee interest in property before forfeiture, by any means, provision must be made to pay all taxes, including all unpaid special assessments and future installments thereof, unpaid on the property at the date of acquisition. For the purpose of this section, the date of acquisition shall be either the date on which the department enters into a written agreement to purchase the property or, in cases of condemnation, the date of acquisition shall be the date of the award of the court-appointed commissioners; except where the provisions of section 117.042 are exercised and apply, in which case the date of acquisition will be the date on which the state highway department is entitled to take possession. Taxes lawfully levied shall not be abated. This subdivision shall not be construed to require the payment of accrued taxes and unpaid assessments on the acquired property which exceed the fair market value thereof. The state highway department in acquiring property may make provisions for the apportionment of the taxes and unpaid assessments if less than a complete parcel or tract is acquired.*

If such accrued taxes and unpaid assessments are not paid as hereinabove required, then the county auditor of the county in which the acquired property is located shall notify the state audi-

tor of the pertinent facts, and the state auditor shall divert an amount equal to such accrued taxes and unpaid assessments from any funds which are thereafter to be distributed by the state auditor or the state treasurer to the state highway department from the trunk highway fund, and shall pay over such diverted funds to the county treasurer of the county in which the acquired property is located in payment of such accrued taxes and unpaid assessments.

Subd. 3. If the state highway department permits a person or business to occupy a property for a period of more than 120 days after the date of acquisition, the department shall thereafter charge a reasonable rental therefor in accordance with the provisions of section 161.23, subdivision 3."

Re-number the sections in order.

Further, amend the title as follows:

Page 1, line 6, delete "Section" and insert in lieu thereof "Sections 117.135; and".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 877, A bill for an act relating to taxation; tax forfeited lands; purchase by veterans; extending application to Vietnam veterans; amending Minnesota Statutes 1971, Section 282.031.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Pavlak, R., from the Committee on Taxes to which was referred:

S. F. No. 2338, A bill for an act relating to the appropriations by the county of Ramsey for the plans and designs of an addition to St. Paul-Ramsey hospital in conjunction with the Gillette hospital authority.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. The board of county commissioners of Ramsey county is authorized to issue and sell general obligation bonds of the county in an amount not to exceed \$500,000 to plan and design an addition to St. Paul-Ramsey Hospital in conjunction with the Gillette Hospital Authority. The board shall pledge its

full faith and credit and taxing powers for the payment of such bonds in accordance with Minnesota Statutes, Chapter 475, except that no election shall be required and such bonds shall not be included in computing the net debt of the county under any law; and taxes required to be levied for the payment of such bonds shall not be subject to any limitation of rate of amount.

Sec. 2. This act shall take effect upon its approval by the board of county commissioners of Ramsey county, and upon compliance with Minnesota Statutes, Section 645.021."

Further, amend the title as follows:

Page 1, strike lines 2 through 6 and insert in lieu thereof the following: "relating to Ramsey county; authorizing bonding for the plans and designs of an addition to St. Paul-Ramsey Hospital in conjunction with the Gillette Hospital Authority."

With the recommendation that when so amended the bill do pass.

The report was adopted.

PURSUANT TO JOINT RULE 20, THE FOLLOWING COMMITTEE REPORTS
WERE RE-REFERRED TO THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

S. F. No. 526, A bill for an act relating to wild animals; providing authority for the commissioner of natural resources to charge a fee for permits for the destruction of harmful or undesirable aquatic vegetation; amending Minnesota Statutes 1971, Section 98.48, Subdivision 9.

Reported the same back with the following amendments:

Page 2, line 12, strike "and" and insert a comma.

Page 2, line 13, after "programs" insert "and wild and scenic river plans".

Further, amend the title on line 2 by striking "wild animals" and inserting "aquatic vegetation".

With the recommendation that when so amended the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

S. F. No. 544, A bill for an act relating to wild animals; altering the limitations on transportation of fish by nonresidents;

amending Minnesota Statutes 1971, Section 97.45, Subdivision 6.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

S. F. No. 602, A bill for an act relating to natural resources; eliminating certain regulations relating to decorative trees; amending Minnesota Statutes 1971, Section 88.648; repealing Minnesota Statutes 1971, Sections 88.643, 88.644, 88.646, and 88.649.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

S. F. No. 625, A bill for an act authorizing the conveyance by the state of a certain easement over certain lands in the county of Chisago.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

S. F. No. 734, A bill for an act relating to water resources; imposing certain duties in relation thereto on the commissioner of natural resources, counties, and municipalities; providing standards for permits for appropriation and use of public waters, and for changing the course, current, or cross-section of public waters; amending Minnesota Statutes 1971, Sections 105.41, Subdivision 1; 105.42; 105.44, by adding a subdivision; and 105.49; repealing Minnesota Statutes 1971, Sections 113.01 to 113.06.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

S. F. No. 1712, A bill for an act relating to water-resources in Chisago and Pine counties.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

S. F. No. 1721, A bill for an act authorizing the commissioner of administration to sell certain real estate in Winona county.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

SECOND READING OF SENATE BILLS

S. F. Nos. 968, 1246, 1404, 2113, 2115, 256, 877, and 2338 were read for the second time.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 1755, A bill for an act relating to taxation; providing certain credits for brewers; amending Minnesota Statutes 1971, Section 340.47, Subdivision 2.

H. F. No. 2004, A bill for an act relating to Cass county; authorizing issuance of additional on-sale intoxicating liquor licenses.

H. F. No. 2207, A bill for an act relating to intoxicating liquor; authorizing one additional on-sale license within Todd county.

H. F. No. 2244, A bill for an act relating to the city of Winona; authorizing the issuance of two additional on-sale liquor licenses.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 889, A bill for an act relating to health; payment of medical and hospital benefits to governmental institutions in certain instances.

H. F. No. 1110, A bill for an act relating to commerce; providing for the registration and regulation of franchises by the com-

missioner of securities; requiring certain disclosures; defining and prohibiting unfair practices; providing penalties.

H. F. No. 1327, A bill for an act relating to the state college board; authorizing the board to apply and receive federal funds for the planning and construction of an emergency driving and research facility and for the construction and operation of the facility; appropriating money for the operation and maintenance thereof.

H. F. No. 1486, A bill for an act relating to corections; industrial enterprises conducted at the state prison and the state reformatory; appropriating money; amending Minnesota Statutes 1971, Sections 243.66 and 243.67; and repealing Minnesota Statutes 1971, Sections 243.65; 243.69; 243.81; 243.82; and 243.86.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 309, A bill for an act relating to manpower services; unemployment compensation; benefits; amending Minnesota Statutes 1971, Sections 268.04, Subdivision 12; 268.06, Subdivisions 8, 22 and 27; 268.07, Subdivision 2; 268.08, Subdivisions 1, 3 and 5; and 268.09, Subdivision 1, as amended.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Sieben, H., moved that the House concur in the Senate amendments to H. F. No. 309 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 309, A bill for an act relating to manpower services; unemployment compensation; benefits; amending Minnesota Statutes 1971, Sections 268.04, Subdivision 12; 268.06, Subdivisions 8, 22 and 27; 268.07, Subdivision 2; 268.08, Subdivisions 1, 3 and 5; and 268.09, Subdivision 1, as amended.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 120, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Belisle	Braun	Carlson, L.	Culhane
Anderson, D.	Bennett	Brinkman	Casserly	Cummiskey
Anderson, G.	Berg	Carlson, A.	Cleary	Dahl
Anderson, I.	Biersdorf	Carlson, B.	Clifford	DeGroat
Becklin	Boland	Carlson, D.	Connors	Dieterich

Dirlam	Jacobs	Lombardi	Parish	Searle
Eckstein	Jaros	Long	Patton	Sherwood
Eken	Johnson, C.	Mann	Pavlak, R.	Sieben, H.
Enebo	Johnson, D.	McArthur	Pavlak, R. L.	Sieben, M.
Erickson	Johnson, J.	McCarron	Pehler	Smith
Faricy	Johnson, R.	McCauley	Peterson	Spanish
Ferderer	Jopp	McEachern	Pieper	Stangeland
Flakne	Jude	McFarlin	Pleasant	Stanton
Forsythe	Kahn	McMillan	Prahl	Swanson
Fudro	Kelly	Menke	Resner	Tomlinson
Fugina	Kempe	Miller, M.	Rice	Ulland
Graba	Klaus	Munger	Ryan	Vanasek
Graw	Knickerbocker	Myrah	St. Onge	Vento
Grove	Laidig	Nelson	Salchert	Voss
Hagedorn	Larson	Newcome	Samuelson	Wenzel
Hanson	LaVoy	Niehaus	Sarna	Wigley
Haugerud	Lemke	Norton	Savelkoul	Wohlwend
Heinitz	Lindstrom, E.	Ohnstad	Schreiber	Wolcott
Hook	Lindstrom, J.	Ojala	Schulz	Mr. Speaker

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker :

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 730, A bill for an act authorizing the sale of certain land to the city of Hastings in which the state of Minnesota owns the reversionary interest; providing for appraisals and payment.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Sieben, H., moved that the House concur in the Senate amendments to H. F. No. 730 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 730, A bill for an act authorizing the sale of certain land to the city of Hastings in which the state of Minnesota owns the reversionary interest; providing for appraisals and payments.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Belisle	Brinkman	Clifford	Dirlam
Adams, S.	Bennett	Carlson, A.	Connors	Eckstein
Andersen, R.	Berg	Carlson, B.	Culhane	Eken
Anderson, D.	Berglin	Carlson, D.	Cummiskey	Enebo
Anderson, G.	Biersdorf	Carlson, L.	Dahl	Erickson
Anderson, I.	Boland	Casserly	DeGroat	Esau
Becklin	Braun	Cleary	Dieterich	Faricy

Ferderer	Johnson, R.	McCauley	Pehler	Sieben, M.
Fjoslien	Jopp	McEachern	Peterson	Skaar
Flakne	Jude	McFarlin	Pieper	Smith
Forsythe	Kahn	McMillan	Pleasant	Spanish
Fudro	Kelly	Menke	Prahl	Stangeland
Fugina	Kempe	Miller, D.	Quirin	Stanton
Graba	Klaus	Miller, M.	Resner	Swanson
Graw	Knickerbocker	Munger	Rice	Tomlinson
Growe	Laidig	Myrah	Ryan	Ulland
Hagedorn	Larson	Nelson	St. Onge	Vanasek
Hanson	LaVoy	Newcome	Salchert	Vento
Haugerud	Lemke	Niehaus	Samuelson	Voss
Heinitz	Lindstrom, E.	Norton	Sarna	Wenzel
Hook	Lindstrom, J.	Ohnstad	Savelkoul	Wigley
Jacobs	Lombardi	Ojala	Schreiber	Wohlwend
Jaros	Long	Parish	Schulz	Wolcott
Johnson, C.	Mann	Patton	Searle	Mr. Speaker
Johnson, D.	McArthur	Pavlak, R.	Sherwood	
Johnson, J.	McCarron	Pavlak, R. L.	Sieben, H.	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1134, A bill for an act relating to the organization and operation of state government; the powers and duties of the commissioner of iron range resources and rehabilitation; creation, powers and duties of advisory commission; appropriation of funds; amending Minnesota Statutes 1971, Sections 298.22 and 298.221.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Johnson, D., moved that the House concur in the Senate amendments to H. F. No. 1134 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1134, A bill for an act relating to the organization and operation of state government; the powers and duties of the commissioner of iron range resources and rehabilitation; creation, powers and duties of advisory commission; appropriation of funds; amending Minnesota Statutes 1971, Sections 298.22 and 298.221.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, J.	Miller, M.	Sarna
Adams, S.	Dieterich	Johnson, R.	Mueller	Savelkoul
Andersen, R.	Dirlam	Jopp	Munger	Schreiber
Anderson, D.	Eckstein	Jude	Myrah	Schulz
Anderson, G.	Eken	Kahn	Nelson	Searle
Anderson, I.	Enebo	Kelly	Newcome	Sherwood
Becklin	Erickson	Kempe	Niehaus	Sieben, H.
Belisle	Esau	Klaus	Norton	Sieben, M.
Bennett	Faricy	Knickerbocker	Ohnstad	Skaar
Berg	Ferderer	Laidig	Ojala	Smith
Berglin	Fjoslien	Larson	Parish	Spanish
Biersdorf	Flakne	LaVoy	Patton	Stangeland
Boland	Forsythe	Lemke	Pavlak, R.	Stanton
Braun	Fudro	Lindstrom, E.	Pavlak, R. L.	Swanson
Brinkman	Fugina	Lindstrom, J.	Pehler	Tomlinson
Carlson, A.	Graba	Lombardi	Peterson	Ulland
Carlson, B.	Graw	Long	Pieper	Vanasek
Carlson, D.	Growe	Mann	Pleasant	Vento
Carlson, L.	Hagedorn	McArthur	Prahl	Voss
Cassery	Hanson	McCarron	Quirin	Wenzel
Cleary	Heinitz	McCauley	Resner	Wigley
Clifford	Hook	McEachern	Rice	Wohlwend
Connors	Jacobs	McFarlin	Ryan	Wolcott
Culhane	Jaros	McMillan	St. Onge	Mr. Speaker
Cummskey	Johnson, C.	Menke	Salchert	
Dahl	Johnson, D.	Miller, D.	Samuelson	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1275, A bill for an act relating to education; school district elections; amending Minnesota Statutes 1971, Section 123.32, Subdivisions 5 and 24, and by adding subdivisions.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Niehaus moved that the House concur in the Senate amendments to H. F. No. 1275 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1275, A bill for an act relating to education; school district elections; amending Minnesota Statutes 1971, Section 123.32, Subdivisions 5 and 24, and by adding subdivisions.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 123, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Mueller	Sarna
Andersen, R.	Diriam	Johnson, R.	Munger	Schreiber
Anderson, D.	Eckstein	Jopp	Myrah	Schulz
Anderson, G.	Enebo	Jude	Nelson	Searle
Anderson, I.	Erickson	Kahn	Newcome	Sherwood
Becklin	Esau	Kelly	Niehaus	Sieben, H.
Belisle	Faricy	Kempe	Norton	Sieben, M.
Bennett	Ferderer	Klaus	Ohnstad	Skaar
Berg	Fjoslien	Knickerbocker	Ojala	Smith
Berglin	Flakne	Laidig	Parish	Spanish
Biersdorf	Forsythe	Larson	Patton	Stangeland
Boland	Fudro	Lindstrom, E.	Pavlak, R.	Stanton
Braun	Fugina	Lindstrom, J.	Pavlak, R. L.	Swanson
Brinkman	Graba	Lombardi	Pehler	Tomlinson
Carlson, A.	Graw	Long	Peterson	Ulland
Carlson, B.	Growe	Mann	Pieper	Vanasek
Carlson, D.	Hagedorn	McArthur	Pleasant	Vento
Carlson, L.	Hanson	McCarron	Prahl	Voss
Casserly	Haugerud	McCauley	Quirin	Wenzel
Cleary	Heinitz	McEachern	Resner	Wigley
Clifford	Hook	McFarlin	Rice	Wohlwend
Culhane	Jacobs	McMillan	Ryan	Wolcott
Cummiskey	Jaros	Menke	St. Onge	Mr. Speaker
Dahl	Johnson, C.	Miller, D.	Salchert	
DeGroat	Johnson, D.	Miller, M.	Samuelson	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1023, A bill for an act relating to home rule charters and charter commissions; amending Minnesota Statutes 1971, Sections 410.05, by adding a subdivision; 410.12, by adding subdivisions; and 410.30; repealing Minnesota Statutes 1971, Sections 410.17; 410.22; 410.27; and 410.31.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Eckstein moved that the House concur in the Senate amendments to H. F. No. 1023 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1023, A bill for an act relating to home rule charters and charter commissions; amending Minnesota Statutes 1971, Sections 410.12, by adding subdivisions; and 410.30; repealing Minnesota Statutes 1971, Sections 410.17; 410.22; 410.27; and 410.31.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, R.	Munger	Schreiber
Andersen, R.	Dirlam	Jopp	Myrah	Schulz
Anderson, D.	Eckstein	Jude	Nelson	Searle
Anderson, G.	Enebo	Kahn	Newcome	Sherwood
Anderson, I.	Erickson	Kelly	Niehau	Sieben, H.
Becklin	Esau	Kempe	Norton	Sieben, M.
Belisle	Faricy	Klaus	Ohnstad	Skaar
Bennett	Ferderer	Knickerbocker	Ojala	Smith
Berg	Fjoslien	Laidig	Parish	Spanish
Berglin	Flakne	Larson	Patton	Stangeland
Biersdorf	Forsythe	Lemke	Pavlak, R.	Stanton
Boland	Fudro	Lindstrom, E.	Pavlak, R. L.	Swanson
Braun	Fugina	Lindstrom, J.	Pehler	Tomlinson
Brinkman	Graba	Lombardi	Peterson	Ulland
Carlson, A.	Graw	Long	Pieper	Vanasek
Carlson, B.	Grove	Mann	Pleasant	Vento
Carlson, D.	Hagedorn	McArthur	Prahl	Voss
Carlson, L.	Hanson	McCarron	Quirin	Wenzel
Casserly	Haugerud	McCauley	Resner	Wigley
Cleary	Heinitz	McEachern	Rice	Wohlwend
Clifford	Hook	McFarlin	Ryan	Wolcott
Connors	Jacobs	McMillan	St. Onge	Mr. Speaker
Culhane	Jaros	Menke	Salchert	
Cummiskey	Johnson, C.	Miller, D.	Samuelson	
Dahl	Johnson, D.	Miller, M.	Sarna	
DeGroat	Johnson, J.	Mueller	Savelkoul	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 118, A bill for an act relating to commerce; home solicitation sales; permitting buyers and lessees of personal property or services to cancel agreements under certain circumstances; and prescribing penalties.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 118

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 118, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate concur in the House amendment to S. F. No. 118 and that the bill be further amended as follows:

Page 1, line 12 after "services" and before "purchased" insert " , by a seller who regularly engages in transactions of the same kind,".

Page 2, line 25, strike the period and insert " ; or (e) a sale of insurance, securities, or real property; or a sale by public auction.".

Page 3, strike line 11, and insert "the home solicitation sale occurs.".

Page 3, line 23, strike "is arranged" and insert "occurs".

Page 5, line 32, after "2." and before "Until" insert "In lieu of the notice of cancellation required by subdivision 1, the seller may provide a notice which conforms to applicable federal law or regulation so long as it provides the information required by subdivision 1.".

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

Senate Conferees: B. ROBERT LEWIS, WINSTON BORDEN, and OTTO BANG.

House Conferees: MICHAEL SIEBEN, STEPHEN WENZEL, and NEIL WOHLWEND.

Sieben, M., moved that the report of the Conference Committee on S. F. No. 118 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 118, A bill for an act relating to commerce; home solicitation sales; permitting buyers and lessees of personal property or services to cancel agreements under certain circumstances; and prescribing penalties.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 115, and nays 9, as follows:

Those who voted in the affirmative were:

Adams, J.	Brinkman	Dirlam	Grove	Kelly
Andersen, R.	Carlson, A.	Eckstein	Hanson	Kempe
Anderson, D.	Carlson, B.	Eken	Haugerud	Klaus
Anderson, G.	Carlson, D.	Enebo	Heinitz	Knickerbocker
Anderson, I.	Carlson, L.	Esau	Hook	Laidig
Becklin	Cassery	Farcy	Jacobs	Larson
Belisle	Cleary	Ferderer	Jaros	Lemke
Bennett	Clifford	Flakne	Johnson, C.	Lindstrom, E.
Berg	Connors	Forsythe	Johnson, D.	Lindstrom, J.
Berglin	Culhane	Fudro	Johnson, J.	Lombardi
Biersdorf	Cummiskey	Fugina	Johnson, R.	Long
Boland	Dahl	Graba	Jude	Mann
Braun	Dieterich	Graw	Kahn	McArthur

McCarron	Newcome	Pleasant	Schreiber	Swanson
McEachern	Niehaus	Prahl	Schulz	Tomlinson
McFarlin	Norton	Quirin	Searle	Ulland
McMillan	Ohnstad	Resner	Sherwood	Vanasek
Menke	Ojala	Rice	Sieben, H.	Vento
Miller, D.	Parish	Ryan	Sieben, M.	Voss
Moe	Pavlak, R.	Salchert	Skaar	Wenzel
Munger	Pavlak, R. L.	Samuelson	Smith	Wohlwend
Myrah	Pehler	Sarna	Spanish	Wolcott
Nelson	Pieper	Savelkoul	Stanton	Mr. Speaker

Those who voted in the negative were:

DeGroat	Fjoslien	Jopp	St. Onge	Wigley
Erickson	Hagedorn	Miller, M.	Stangeland	

The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 767, 1557, 1617, and 2321.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 767, A bill for an act relating to public health; authorizing the state board of health to prescribe fees for certain services provided by the board; appropriating money; amending Minnesota Statutes 1971, Chapter 144, by adding a section.

The bill was read for the first time and referred to the Committee on Health and Welfare.

S. F. No. 1557, A bill for an act relating to education; establishing a work-study program for post-secondary education students; appropriating money therefor.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1617, A bill for an act relating to public welfare; increasing amounts of income disregarded in computing aid to disabled persons; amending Minnesota Statutes 1971, Section 256.455, Subdivision 5.

The bill was read for the first time and referred to the Committee on Health and Welfare.

S. F. No. 2321, A bill for an act relating to taxation; sales and use tax; exemptions; amending Minnesota Statutes 1971, Section 297A.25, Subdivision 1, as amended by Laws 1973, Chapter 75, Section 1.

The bill was read for the first time and referred to the Committee on Taxes.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule No. 13, Stangeland reported the progress of S. F. No. 211 now in Conference Committee.

Pursuant to Joint Rule No. 13, Eckstein reported the progress of S. F. No. 2167 now in Conference Committee.

Pursuant to Joint Rule No. 13, Culhane reported the progress of S. F. No. 2166 now in Conference Committee.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Pavlak, R., requested immediate consideration of S. F. Nos. 1941, 261, 752, 962, 1025, and 1296.

S. F. No. 1941, A bill for an act relating to sales and use taxes imposed by the city of Duluth; restricting the applicability of certain laws in relating thereto.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 109, and nays 13, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Kahn	Myrah	Savelkoul
Andersen, R.	Enebo	Kelly	Nelson	Schreiber
Anderson, G.	Esau	Klaus	Newcome	Schulz
Anderson, I.	Ferderer	Knickerbocker	Niehaus	Sherwood
Bennett	Fjoslien	Laidig	Norton	Sieben, H.
Berg	Flakne	Larson	Ohnstad	Sieben, M.
Berglin	Forsythe	Lemke	Ojala	Skaar
Boland	Fudro	Lindstrom, E.	Parish	Smith
Braun	Fugina	Lindstrom, J.	Patton	Spanish
Brinkman	Graba	Lombardi	Pavlak, R.	Stangeland
Carlson, A.	Graw	Long	Pavlak, R. L.	Stanton
Carlson, B.	Growe	Mann	Pehler	Swanson
Carlson, L.	Hagedorn	McArthur	Peterson	Tomlinson
Casserly	Haugerud	McCarron	Pieper	Ulland
Cleary	Heinitz	McEachern	Quirin	Vanasek
Clifford	Jacobs	McFarlin	Resner	Vento
Connors	Jaros	McMillan	Rice	Voss
Cummiskey	Johnson, C.	Menke	Ryan	Wenzel
Dahl	Johnson, D.	Miller, D.	St. Onge	Wigley
DeGroat	Johnson, R.	Moe	Salchert	Wolcott
Dieterich	Jopp	Mueller	Samuelson	Mr. Speaker
Eckstein	Jude	Munger	Sarna	

Those who voted in the negative were:

Anderson, D.	Culhane	Faricy	Johnson, J.	Wohlwend
Belisle	Dirlam	Hanson	Prahl	
Biersdorf	Erickson	Hook	Searle	

The bill was passed and its title agreed to.

S. F. No. 261, A bill for an act relating to taxation; income tax deductions for adoption expenses; amending Minnesota Statutes 1971, Section 290.09, Subdivision 27.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 117, and nays 7, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Kahn	Nelson	Schulz
Andersen, R.	Eken	Kelly	Newcome	Searle
Anderson, G.	Enebo	Kempe	Norton	Sherwood
Anderson, I.	Esau	Klaus	Ohnstad	Sieben, H.
Belisle	Faricy	Knickerbocker	Ojala	Sieben, M.
Bennett	Ferderer	Laidig	Parish	Skaar
Berg	Fjoslien	Larson	Patton	Smith
Berglin	Flakne	Lemke	Pavlak, R.	Spanish
Boland	Forsythe	Lindstrom, J.	Pavlak, R. L.	Stangeland
Braun	Fudro	Long	Pehler	Stanton
Brinkman	Fugina	Mann	Peterson	Swanson
Carlson, A.	Graba	McArthur	Pieper	Tomlinson
Carlson, B.	Graw	McCarron	Pleasant	Ulland
Carlson, L.	Grove	McCauley	Prahl	Vanasek
Casserly	Hanson	McEachern	Quirin	Vento
Cleary	Haugerud	McFarlin	Resner	Voss
Clifford	Heinitz	McMillan	Rice	Wenzel
Connors	Jacobs	Menke	Ryan	Wigley
Culhane	Johnson, C.	Miller, D.	St. Onge	Wohlwend
Cummiskey	Johnson, D.	Miller, M.	Salchert	Wolcott
Dahl	Johnson, J.	Moe	Samuelson	Mr. Speaker
DeGroat	Johnson, R.	Mueller	Sarna	
Dieterich	Jopp	Munger	Savelkoul	
Dirlam	Jude	Myrah	Schreiber	

Those who voted in the negative were:

Anderson, D.	Hook	Lindstrom, E.	Lombardi	Niehaus
Erickson	Jaros			

The bill was passed and its title agreed to.

S. F. No. 752, A bill for an act relating to taxation; qualification of homesteads under the agricultural property tax law; amending Minnesota Statutes 1971, Section 273.111, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Braun	Dahl	Flakne	Jacobs
Andersen, R.	Brinkman	DeGroat	Forsythe	Jaros
Anderson, D.	Carlson, A.	Dieterich	Fudro	Johnson, C.
Anderson, G.	Carlson, B.	Dirlam	Fugina	Johnson, D.
Anderson, I.	Carlson, D.	Eckstein	Graba	Johnson, J.
Becklin	Carlson, L.	Eken	Graw	Johnson, R.
Belisle	Casserly	Enebo	Grove	Jopp
Bennett	Cleary	Erickson	Hagedorn	Jude
Berg	Clifford	Esau	Hanson	Kahn
Berglin	Connors	Faricy	Hangerud	Kelly
Biersdorf	Culhane	Ferderer	Heinitz	Kempe
Boland	Cummiskey	Fjoslien	Hook	Klaus

Knickerbocker	McMillan	Parish	Salchert	Swanson
Laidig	Menke	Patton	Samuelson	Tomlinson
Larson	Miller, D.	Pavliak, R.	Sarna	Ulland
LaVoy	Miller, M.	Pavliak, R. L.	Savelkoul	Vanasek
Lemke	Moe	Pehler	Schreiber	Vento
Lindstrom, E.	Mueller	Peterson	Schulz	Voss
Lindstrom, J.	Munger	Pieper	Searle	Wenzel
Lombardi	Myrah	Pleasant	Sherwood	Wigley
Long	Nelson	Prahl	Sieben, H.	Wohlwend
Mann	Newcome	Quirin	Sieben, M.	Wolcott
McArthur	Niehaus	Resner	Smith	Mr. Speaker
McCarron	Norton	Rice	Spanish	
McEachern	Ohnstad	Ryan	Stangeland	
McFarlin	Ojala	St. Onge	Stanton	

The bill was passed and its title agreed to.

S. F. No. 962, A bill for an act relating to taxation; real estate taxes upon state owned residential property.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Miller, M.	Savelkoul
Andersen, R.	Dirlam	Johnson, R.	Moe	Schreiber
Anderson, D.	Eckstein	Jopp	Mueller	Schulz
Anderson, G.	Eken	Jude	Munger	Sherwood
Anderson, I.	Enebo	Kahn	Myrah	Sieben, H.
Becklin	Erickson	Kelly	Nelson	Sieben, M.
Belisle	Esau	Kempe	Newcome	Skaar
Bennett	Farcy	Klaus	Niehaus	Smith
Berg	Ferderer	Knickerbocker	Norton	Spanish
Berglin	Fjoslien	Laidig	Ohnstad	Stangeland
Biersdorf	Flakne	Larson	Ojala	Stanton
Boland	Forsythe	LaVoy	Parish	Swanson
Braun	Fudro	Lemke	Patton	Tomlinson
Brinkman	Fugina	Lindstrom, E.	Pavliak, R.	Ulland
Carlson, A.	Graba	Lindstrom, J.	Pavliak, R. L.	Vanasek
Carlson, B.	Graw	Lombardi	Pehler	Vento
Carlson, D.	Growe	Long	Peterson	Voss
Carlson, L.	Hagedorn	Mann	Pieper	Wenzel
Cassery	Hanson	McArthur	Prahl	Wigley
Cleary	Haugerud	McCarron	Quirin	Wohlwend
Clifford	Heinitz	McCauley	Resner	Wolcott
Connors	Hook	McEachern	Rice	Mr. Speaker
Culhane	Jacobs	McFarlin	Ryan	
Cummiskey	Jaros	McMillan	St. Onge	
Dahl	Johnson, C.	Menke	Samuelson	
DeGroat	Johnson, D.	Miller, D.	Sarna	

The bill was passed and its title agreed to.

S. F. No. 1025, A bill for an act relating to taxation; real property; providing for taxation of townhouse property; amending Minnesota Statutes 1971, Section 273.13, by adding a subdivision.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Menke	Salchert
Andersen, R.	Dieterich	Johnson, D.	Miller, D.	Samuelson
Anderson, D.	Dirlam	Johnson, J.	Miller, M.	Sarna
Anderson, G.	Eckstein	Johnson, R.	Moe	Savelkoul
Anderson, I.	Eken	Jopp	Munger	Schreiber
Becklin	Enebo	Jude	Myrah	Schulz
Belisle	Erickson	Kahn	Nelson	Sherwood
Bennett	Esau	Kelly	Newcome	Sieben, H.
Berg	Faricy	Klaus	Niehaus	Sieben, M.
Berglin	Ferderer	Knickerbocker	Norton	Skaar
Biersdorf	Fjoslien	Laidig	Ohnstad	Smith
Boland	Flakne	Larson	Ojala	Spanish
Braun	Forsythe	LaVoy	Parish	Stangeland
Brinkman	Fudro	Lemke	Patton	Stanton
Carlson, A.	Fugina	Lindstrom, E.	Pavlak, R.	Swanson
Carlson, B.	Graba	Lindstrom, J.	Pavlak, R. L.	Tomliason
Carlson, D.	Graw	Lombardi	Pehler	Ulland
Carlson, L.	Growe	Long	Peterson	Vanasek
Casserly	Hagedorn	Mann	Pieper	Wenzel
Cleary	Hanson	McArthur	Pleasant	Wigley
Clifford	Haugerud	McCarron	Prahl	Wohlwend
Connors	Heinitz	McCauley	Quirin	Wolcott
Culhane	Hook	McEachern	Resner	Mr. Speaker
Cummiskey	Jacobs	McFarlin	Ryan	
Dahl	Jaros	McMillan	St. Onge	

Those who voted in the negative were:

Rice Vento

The bill was passed and its title agreed to.

S. F. No. 1296, A bill for an act relating to taxes on and measured by net income; exempting public pensions, benefits and allowances from gross income; amending Minnesota Statutes 1971, Section 290.08, Subdivision 6.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, B.	Enebo	Haugerud	Larson
Andersen, R.	Carlson, D.	Erickson	Heinitz	LaVoy
Anderson, D.	Carlson, L.	Esau	Hook	Lemke
Anderson, G.	Casserly	Faricy	Jacobs	Lindstrom, J.
Anderson, I.	Cleary	Ferderer	Jaros	Lombardi
Becklin	Clifford	Fjoslien	Johnson, C.	Long
Belisle	Connors	Flakne	Johnson, D.	Mann
Bennett	Culhane	Forsythe	Johnson, J.	McArthur
Berg	Cummiskey	Fudro	Jopp	McCarron
Berglin	Dahl	Fugina	Jude	McCauley
Biersdorf	DeGroat	Graba	Kahn	McEachern
Boland	Dieterich	Graw	Kelly	McFarlin
Braun	Dirlam	Growe	Klaus	McMillan
Brinkman	Eckstein	Hagedorn	Knickerbocker	Menke
Carlson, A.	Eken	Hanson	Laidig	Miller, D.

Miller, M.	Parish	Resner	Sieben, H.	Vanasek
Moe	Patton	Rice	Sieben, M.	Vento
Munger	Pavlak, R.	St. Onge	Skaar	Voss
Myrah	Pavlak, R. L.	Salchert	Smith	Wenzel
Nelson	Pehler	Samuelson	Spanish	Wigley
Newcome	Peterson	Sarna	Stangeland	Wohlwend
Niehaus	Pieper	Savelkoul	Stanton	Wolcott
Norton	Pleasant	Schreiber	Swanson	Mr. Speaker
Ohnstad	Prahl	Schulz	Tomlinson	
Ojala	Quirin	Sherwood	Ulland	

Those who voted in the negative were:

Lindstrom, E.

The bill was passed and its title agreed to.

Pursuant to Rule 72, Norton requested immediate consideration of H. F. No. 53.

H. F. No. 53, A bill for an act relating to municipalities; building officials instructional courses; appropriating money; amending Minnesota Statutes 1971, Section 16.861, Subdivision 3, and by adding a subdivision.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, R.	Miller, M.	Salchert
Andersen, R.	Eken	Jopp	Moe	Samuelson
Anderson, D.	Enebo	Jude	Mueller	Sarna
Anderson, G.	Erickson	Kahn	Munger	Savelkoul
Anderson, I.	Esau	Kelly	Myrah	Schreiber
Belisle	Faricy	Kempe	Nelson	Schulz
Bennett	Ferderer	Klaus	Newcome	Sherwood
Berg	Fjoslien	Knickerbocker	Niehaus	Sieben, H.
Berglin	Flakne	Laidig	Norton	Sieben, M.
Biersdorf	Forsythe	Larson	Ohnstad	Skaar
Boland	Fudro	LaVoy	Ojala	Smith
Braun	Fugina	Lemke	Parish	Spanish
Brinkman	Graba	Lindstrom, E.	Patton	Stangeland
Carlson, A.	Graw	Lindstrom, J.	Pavlak, R.	Stanton
Carlson, B.	Growe	Lombardi	Pavlak, R. L.	Swanson
Carlson, D.	Hagedorn	Long	Pehler	Tomlinson
Carlson, L.	Hanson	Mann	Peterson	Ulland
Casserly	Haugerud	McArthur	Pieper	Vanasek
Cleary	Heinitz	McCarron	Pleasant	Vento
Clifford	Hook	McCauley	Prahl	Voss
Connors	Jacobs	McEachern	Quirin	Wenzel
Cummiskey	Jaros	McFarlin	Resner	Wigley
Dahl	Johnson, C.	McMillan	Rice	Wohlwend
DeGroat	Johnson, D.	Menke	Ryan	Wolcott
Dieterich	Johnson, J.	Miller, D.	St. Onge	Mr. Speaker

Those who voted in the negative were:

Culhane

The bill was passed and its title agreed to.

SPECIAL ORDERS

H. F. No. 1589, which had previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 1589 was continued on Special Orders for tomorrow.

S. F. No. 1964 was reported to the House.

Culhane moved that S. F. No. 1964 be re-referred to the Committee on Agriculture.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Culhane motion and the roll being called, there were yeas 34, and nays 68, as follows:

Those who voted in the affirmative were:

Anderson, D.	Fjoslien	Lindstrom, E.	Ohnstad	Sherwood
Anderson, G.	Fugina	Lindstrom, J.	Pieper	Smith
Becklin	Heinitz	McCauley	Prahl	Spanish
Biersdorf	Johnson, C.	McEachern	Ryan	Vanasek
Carlson, D.	Jopp	Miller, D.	Savelkoul	Wenzel
Culhane	Klaus	Miller, M.	Schulz	Wigley
Eckstein	Lemke	Niehaus	Searle	

Those who voted in the negative were:

Adams, J.	DeGroat	Johnson, J.	Nelson	Sieben, H.
Anderson, I.	Dieterich	Jude	Newcome	Sieben, M.
Belisle	Dirlam	Kahn	Norton	Skaar
Bennett	Enebo	Kelly	Parish	Stangeland
Berg	Erickson	LaVoy	Patton	Stanton
Berglin	Faricy	Lombardi	Pavlak, R.	Swanson
Boland	Ferderer	Long	Pavlak, R. L.	Tomlinson
Brinkman	Flakne	McArthur	Pehler	Ulland
Carlson, L.	Fudro	McCarron	Peterson	Vento
Casserly	Graw	McFarlin	Pleasant	Wohlwend
Cleary	Grove	McMillan	Resner	Wolcott
Clifford	Hagedorn	Moe	Rice	Mr. Speaker
Connors	Hanson	Munger	Samuelson	
Cummiskey	Johnson, D.	Myrah	Sarna	

The motion did not prevail.

S. F. No. 1964, A bill for an act relating to watershed districts; prescribing additional powers and duties of managers thereof; authorizing the managers to institute works by resolution; providing procedures for consolidation of districts; amending Minnesota Statutes 1971, Sections 112.35, Subdivision 19; 112.38; 112.42, Subdivision 3; 112.44; 112.47; 112.48, Subdivisions 1 and 3 and by adding a subdivision; 112.52; 112.53, Subdivision 1; 112.54; 112.55; 112.64, Subdivision 4; 112.69, Subdivision 1; and Chapter 112, by adding a section; repealing Minnesota Statutes 1971, Section 112.75; and Laws 1965, Chapter 873, Section 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 84, and nays 36, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Johnson, R.	Moe	St. Onge
Anderson, I.	Enebo	Jude	Myrah	Salchert
Belisle	Erickson	Kahn	Nelson	Sarna
Bennett	Farcy	Kelly	Newcome	Savelkoul
Berg	Ferderer	Klaus	Norton	Schreiber
Berglin	Flakne	Laidig	Ojala	Sieben, H.
Braun	Fudro	Larson	Parish	Sieben, M.
Carlson, L.	Fugina	LaVoy	Patton	Skaar
Casserly	Graba	Lindstrom, J.	Pavlak, R.	Stangeland
Cleary	Grove	Lombardi	Pavlak, R. L.	Stanton
Clifford	Hagedorn	Long	Pehler	Tomlinson
Connors	Hanson	Mann	Peterson	Ulland
Cummiskey	Hook	McArthur	Pleasant	Vento
Dahl	Jacobs	McCarron	Quirin	Wohlwend
DeGroat	Jaros	McFarlin	Resner	Wolcott
Dieterich	Johnson, D.	McMillan	Rice	Mr. Speaker
Dirlam	Johnson, J.	Menke	Ryan	

Those who voted in the negative were:

Anderson, D.	Culhane.	Knickerbocker	Pieper	Swanson
Anderson, G.	Eckstein	Lemke	Prahl	Vanasek
Becklin	Fjoslien	Lindstrom, E.	Samuelson	Wenzel
Biersdorf	Forsythe	McCauley	Schulz	Wigley
Boland	Graw	Miller, D.	Searle	
Brinkman	Heintz	Munger	Sherwood	
Carlson, A.	Johnson, C.	Niehaus	Smith	
Carlson, D.	Jopp	Ohnstad	Spanish	

The bill was passed and its title agreed to.

H. F. No. 2034, which had previously been referred to comparison, was reported to the House.

There being no objection, H. F. No. 2034 was continued on Special Orders for tomorrow.

H. F. No. 970, which had previously been referred for comparison, was reported to the House.

There being no objection, H. F. No. 970 was continued on Special Orders for tomorrow.

H. F. No. 1995 was reported to the House.

There being no objection, H. F. No. 1995 was returned to General Orders.

H. F. No. 1592 was reported to the House.

Fugina moved that H. F. No. 1592 be returned to General Orders. The motion prevailed.

H. F. No. 2235 was reported to the House.

There being no objection, H. F. No. 2235 was continued on Special Orders for tomorrow.

H. F. No. 2236 was reported to the House.

There being no objection, H. F. No. 2236 was returned to General Orders.

H. F. No. 1834 was reported to the House.

There being no objection, H. F. No. 1834 was returned to General Orders.

S. F. No. 137, A bill for an act relating to intoxicating liquor; minimum resale prices; repealing Minnesota Statutes 1971, Sections 340.97 to 340.982.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 114, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Jopp	Munger	Sarna
Andersen, R.	Enebo	Jude	Myrah	Savelkoul
Anderson, D.	Erickson	Kahn	Nelson	Schreiber
Anderson, I.	Esau	Kelly	Newcome	Schulz
Becklin	Faricy	Kempe	Niehaus	Searle
Belisle	Ferderer	Klaus	Norton	Sherwood
Biersdorf	Flakne	Knickerbocker	Ohnstad	Sieben, H.
Boland	Forsythe	Laidig	Ojala	Sieben, M.
Carlson, A.	Fudro	Larson	Parish	Skaar
Carlson, B.	Fugina	LaVoy	Patton	Smith
Carlson, D.	Graba	Lemke	Pavlak, R.	Spanish
Carlson, L.	Graw	Lindstrom, E.	Pavlak, R. L.	Stanton
Casserly	Growe	Lindstrom, J.	Pehler	Swanson
Cleary	Hagedorn	Lombardi	Peterson	Tomlinson
Clifford	Hanson	Long	Pieper	Ulland
Connors	Haugerud	Mann	Pleasant	Vanasek
Culhane	Heinitz	McArthur	Prahl	Vento
Cummiskey	Hook	McFarlin	Quirin	Wenzel
Dahl	Jacobs	McMillan	Resner	Wigley
DeGroat	Johnson, C.	Menke	Ryan	Wohlwend
Dieterich	Johnson, D.	Miller, D.	St. Onge	Wolcott
Dirlam	Johnson, J.	Miller, M.	Salchert	Mr. Speaker
Eckstein	Johnson, R.	Mueller	Samuelson	

Those who voted in the negative were:

Anderson, G. Braun Fjoslien

The bill was passed and its title agreed to.

H. F. No. 438 was reported to the House.

There being no objection, H. F. No. 438 was returned to General Orders.

H. F. No. 1647 was reported to the House.

Anderson, I., moved that H. F. No. 1647 be returned to General Orders. The motion prevailed.

S. F. No. 1824 was reported to the House.

Eckstein moved to amend S. F. No. 1824, the printed bill, as follows:

Page 3, line 1, strike ". In".

Page 3, strike lines 2 through 11, and insert thereafter "*that the seller or lessee has legally engaged in the transportation of property or freight for hire within the two year period immediately preceding the sale or lease as proven by accurate and complete bills of lading, company records, operation records or other relevant evidence.*".

The motion prevailed and the amendment was adopted.

S. F. No. 1824, A bill for an act relating to motor carriers; permit carriers; providing that permits may be assigned or transferred under certain conditions; amending Minnesota Statutes 1971, Section 221.151, Subdivision 1; and repealing Minnesota Statutes 1971, Section 221.151, Subdivision 2.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 111, and nays 9, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Kempe	Nelson	Schreiber
Andersen, R.	Eckstein	Klaus	Niehaus	Schulz
Anderson, G.	Enebo	Knickerbocker	Norton	Sherwood
Anderson, I.	Erickson	Larson	Ohnstad	Sieben, H.
Becklin	Esau	LaVoy	Ojala	Skaar
Bennett	Faricy	Lemke	Parish	Smith
Berg	Ferderer	Lindstrom, E.	Patton	Spanish
Biersdorf	Fjoslien	Lindstrom, J.	Pavlak, R.	Stangeland
Boland	Fugina	Lombardi	Pavlak, R. L.	Stanton
Braun	Graba	Long	Pehler	Swanson
Brinkman	Graw	Mann	Peterson	Tomlinson
Carlson, A.	Growe	McArthur	Pieper	Ulland
Carlson, B.	Hagedorn	McCarron	Pleasant	Vanasek
Carlson, D.	Hanson	McCauley	Prahl	Vento
Carlson, L.	Haugerud	McEachern	Quirin	Wenzel
Cassery	Jacobs	McFarlin	Resner	Wigley
Cleary	Johnson, C.	McMillan	Rice	Wohlwend
Connors	Johnson, D.	Menke	Ryan	Wolcott
Culhane	Johnson, R.	Miller, D.	St. Onge	Mr. Speaker
Cummiskey	Jopp	Miller, M.	Salchert	
Dahl	Jude	Mueller	Samuelson	
DeGroat	Kahn	Munger	Sarna	
Dieterich	Kelly	Myrah	Savelkoul	

Those who voted in the negative were:

Anderson, D.	Clifford	Fudro	Hook	Laidig
Belisle	Flakne	Heinitz	Johnson, J.	

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

S. F. No. 415, A bill for an act relating to intoxicating liquors; fees for licensing the sale of non-intoxicating malt liquor; amending Minnesota Statutes 1971, Section 340.02, Subdivisions 2 and 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 110, and nays 12, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, R.	Miller, D.	Ryan
Andersen, R.	Eckstein	Jopp	Miller, M.	St. Onge
Anderson, I.	Enebo	Jude	Moe	Salchert
Becklin	Esau	Kahn	Mueller	Samuelson
Belisle	Faricy	Kelly	Munger	Sarna
Bennett	Ferderer	Kempe	Myrah	Savelkoul
Berglin	Flakne	Klaus	Nelson	Schreiber
Biersdorf	Forsythe	Knickerbocker	Newcome	Schulz
Boland	Fudro	Laidig	Niehaus	Sieben, H.
Braun	Fugina	Larson	Norton	Sieben, M.
Carlson, A.	Graba	LaVoy	Ojala	Skaar
Carlson, B.	Graw	Lemke	Parish	Smith
Carlson, D.	Grove	Lindstrom, E.	Patton	Stangeland
Carlson, L.	Hagedorn	Lombardi	Pavlak, R.	Swanson
Casserly	Hanson	Mann	Pavlak, R. L.	Tomlinson
Cleary	Haugerud	McArthur	Peterson	Ulland
Clifford	Heinitz	McCarron	Pieper	Vanasek
Connors	Hook	McCauley	Pleasant	Vento
Cummiskey	Jacobs	McEachern	Prahl	Wigley
Dahl	Jaros	McFarlin	Quirin	Wohlwend
DeGroat	Johnson, C.	McMillan	Resner	Wolcott
Dieterich	Johnson, D.	Menke	Rice	Mr. Speaker

Those who voted in the negative were:

Anderson, D.	Erickson	Long	Searle	Wenzel
Anderson, G.	Fjoslien	Ohnstad	Stanton	
Brinkman	Johnson, J.	Pehler		

The bill was passed and its title agreed to.

Ferderer was excused until 7:30 p.m.

MOTION FOR RECONSIDERATION

Hanson moved that the vote whereby H. F. No. 1837 was not passed on Special Orders on May 11, 1973, be now reconsidered. The motion prevailed.

H. F. No. 1837 was reported to the House.

H. F. No. 1837, A bill for an act relating to water well contractors; requiring compliance with Minnesota Statutes, Chapter 156A, by certain nonlicensees; providing for limited licenses; establishing procedures for examination and licensing of water well contractors; authorizing the department of health to coordinate a state water information system; prohibiting imposition of fees by political subdivisions; amending Minnesota Statutes 1971, Sections 156A.02, Subdivisions 2 and 3; 156A.03, Subdivision 2; 156A.06, Subdivision 1; 156A.07, Subdivisions 1 and 4, and by adding subdivisions; repealing Minnesota Statutes 1971, Sections 156A.06, Subdivision 2; and 156A.07, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 85, and nays 28, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Kelly	Mueller	Salchert
Andersen, R.	Enebo	Kempe	Nelson	Sarna
Becklin	Erickson	Klaus	Newcome	Schreiber
Belisle	Faricy	Larson	Niehaus	Schulz
Bennett	Flakne	LaVoy	Norton	Searle
Berg	Fudro	Lindstrom, J.	Ojala	Sherwood
Berglin	Fugina	Long	Parish	Sieben, H.
Biersdorf	Graba	McArthur	Patton	Sieben, M.
Boland	Grove	McCarron	Pavlak, R.	Smith
Brinkman	Hagedorn	McCauley	Pavlak, R. L.	Stangeland
Carlson, B.	Hanson	McEachern	Pehler	Stanton
Carlson, L.	Heinitz	McFarlin	Pieper	Tomlinson
Casserly	Jaros	McMillan	Quirin	Vanasek
Clifford	Johnson, R.	Menke	Resner	Vento
Connors	Jopp	Miller, D.	Rice	Wohlwend
Cummiskey	Jude	Miller, M.	Ryan	Wolcott
Dahl	Kahn	Moe	St. Onge	Mr. Speaker

Those who voted in the negative were:

Anderson, D.	Dirlam	Johnson, C.	Ohnstad	Swanson
Anderson, G.	Eckstein	Johnson, J.	Peterson	Ulland
Anderson, I.	Fjoslien	Laidig	Prahl	Wenzel
Braun	Forsythe	Lindstrom, E.	Samuelson	Wigley
Cleary	Graw	Munger	Savelkoul	
DeGroat	Hook	Myrah	Skaar	

The bill was passed and its title agreed to.

S. F. No. 405 was reported to the House.

There being no objection, S. F. No. 405 was continued on Special Orders for tomorrow.

S. F. No. 1028 was reported to the House.

Carlson, B., moved to amend S. F. No. 1028, the printed bill, as follows:

Page 1, line 11, strike "July 1, 1973" and insert "*January 1, 1974*".

Page 1, line 16, strike "July 1, 1973" and insert "*January 1, 1974*".

Page 1, line 31, strike "July 1, 1973" and insert "*January 1, 1974*".

Page 2, line 12, strike "July 1, 1973" and insert "*January 1, 1974*".

The motion prevailed and the amendment was adopted.

S. F. No. 1028, A bill for an act relating to employees of the fire department of the city of Cloquet; transferring the active employees to the public employees police and fire fund and establishing trust for retired employees.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 117, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Jude	Munger	Schreiber
Andersen, R.	Eken	Kahn	Myrah	Schulz
Anderson, D.	Enebo	Kelly	Nelson	Searle
Anderson, G.	Erickson	Kempe	Newcome	Sherwood
Anderson, I.	Esau	Klaus	Niehau	Sieben, H.
Becklin	Farcy	Knickerbocker	Norton	Sieben, M.
Belisle	Fjoslien	Laidig	Ohnstad	Skaar
Bennett	Flakne	Larson	Ojala	Smith
Berg	Forsythe	Lemke	Parish	Stangeland
Boland	Fudro	Lindstrom, E.	Pavlak, R.	Stanton
Braun	Fugina	Lindstrom, J.	Pehler	Swanson
Brinkman	Graba	Lombardi	Peterson	Tomlinson
Carlson, A.	Graw	Long	Pieper	Ulland
Carlson, E.	Grove	Mann	Pleasant	Vanasek
Carlson, D.	Hagedorn	McArthur	Prahl	Vento
Carlson, L.	Hanson	McCarron	Quirin	Voss
Casserly	Heinitz	McEachern	Resner	Wenzel
Cleary	Jacobs	McFarlin	Rice	Wigley
Connors	Jaros	McMillan	Ryan	Wohlwend
Cummiskey	Johnson, C.	Menke	St. Onge	Wolcott
Dahl	Johnson, D.	Miller, D.	Salchert	Mr. Speaker
DeGroat	Johnson, J.	Miller, M.	Samuelson	
Dieterich	Johnson, R.	Moe	Sarna	
Dirlam	Jopp	Mueller	Savelkoul	

Those who voted in the negative were:

Clifford	Hook	LaVoy	Pavlak, R. L.
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The bill was passed, as amended, and its title agreed to.

Anderson, I., moved that the House recess until 7:30 p.m. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

McMillan and Schulz were excused for the remainder of today's session.

There being no objection the order of business reverted to Reports of Standing Committees.

REPORTS OF STANDING COMMITTEES

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 258, A bill for an act relating to education; education of gifted children.

Reported the same back with the following amendments:

Page 2, line 13, after "coordinator" insert "not to exceed \$5,600."

Page 2, following line 15, insert a new subdivision 2 as follows:

"Subd. 2. To finance the terms of this act there is hereby appropriated from the general fund the sum of \$200,000 beginning July 1, 1973, until June 30, 1975."

Page 2, line 18, following "aids." add a sentence to read as follows: "If the appropriation is not adequate, the funds under the formula shall be prorated. Any unexpended balances remaining in the first year shall not cancel but shall be available for the second year of the biennium."

Renumber subdivision accordingly.

Further, amend the title in line 3 thereof, before the period, by inserting "; appropriating money".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 951, A bill for an act relating to ethics in political activity; creating a state ethics commission to regulate lobbying activity and campaign financing; appropriating money; providing a penalty; repealing Minnesota Statutes 1971, Sections 211.06; 211.16; 211.17; 211.20; 211.21; 211.22; 211.25; and 211.32.

Reported the same back with the following amendments:

Page 10, line 24, strike "eight" and insert in lieu thereof "six".

Page 13, line 12, strike the period and insert in lieu thereof a semicolon.

Page 13, after line 12, add a new clause to read as follows:

"(m) All complaints and suspected violations shall be confidential to protect innocent individuals until a finding is made by the commission that the commission reasonably believes a violation of this act has been committed."

Page 14, line 9, after "employees" insert "and those members not elected officials shall not be directly or indirectly involved in any campaign for office which is subject to the provisions of this act while a member of the commission".

Page 16, line 12, strike "14" and insert in lieu thereof "13".

Page 16, line 15, strike "breakdown" and insert in lieu thereof "list" and in the same line strike "into" and insert in lieu thereof "by".

Page 16, line 16, strike "the cost of".

Page 16, strike all of line 17 and insert in lieu thereof "all printed material;".

Page 16, line 19, following "allowances" and before the word "rewards" strike the comma and insert in lieu thereof "and" and following "rewards" strike "and".

Page 16, line 20, strike "contingency fees".

Page 17, strike all of lines 12 and 13.

Page 18, line 6, after the word "for" and before the word "compensation" strike the word "a".

Page 18, line 7, strike "or outcome".

Page 23, line 12, after "commission" strike the remainder of the line and insert in lieu thereof "and".

Page 23, line 13, strike "supply" and insert in lieu thereof "set forth".

Page 23, line 15, strike "a financial" and insert in lieu thereof "an economic" and after "interest," and before the word "and" insert "either as an asset or a liability,".

Page 27, line 17, after "statement" and before "whether" insert "as to".

Page 27, line 20, strike the period and insert in lieu thereof a semicolon.

Page 27, after line 20, add the following:

"(i) A statement as to whether the committee is the principal political committee of a candidate."

Page 31, line 9, after the word "including" insert "transfers of funds and loans to the committee,".

Page 31, line 12, strike "\$100" and insert in lieu thereof "\$25".

Page 31, line 13, strike "in support of candidates for statewide office" and insert in lieu thereof "to the principal political committee of a candidate for legislative office".

Page 31, line 14, strike "\$25" and insert in lieu thereof "\$100".

Page 31, line 15, strike "directly to the principal" and insert in lieu thereof "to any other" and after the word "committee" strike "of a".

Page 31, line 16, strike "candidate for legislative office".

Page 31, strike all of lines 24 through 28.

Page 32, strike all of lines 1 through 6.

Reletter the remaining clauses accordingly.

Page 32, line 20, after "expenditures" and before "have" insert "including transfers of funds from, and loans by, the committee,".

Page 34, line 16, strike "political".

Page 37, line 12, strike "this" and insert in lieu thereof "the".

Page 37, line 19, strike "date" and insert in lieu thereof "dates".

Page 38, line 6, strike "\$100" and insert in lieu thereof "\$25".

Page 38, line 7, strike "in support of" and insert in lieu thereof "directly to the principal political committee of a candidate for legislative office".

Page 38, line 8, strike "candidates for statewide office" and in the same line strike "\$25" and insert in lieu thereof "\$100".

Page 38, line 9, strike "directly to the" and insert in lieu thereof "to any other".

Page 38, line 10, strike "principal" and after the word "committee" strike the remainder of the line.

Page 38, line 11, strike "legislative office".

Page 39, line 12, strike "together" and insert in lieu thereof "jointly".

Page 41, strike lines 3 through 19, and insert in lieu thereof the following:

"Subd. 6. For every year a candidate campaigns prior to an election year in which his name is on the ballot, the limitation on the amount which may be expended by him or on his behalf shall be 20 percent greater than the applicable amount as set forth in subdivision 2 of this section, provided that the unexpended portions of such additional allowances shall not carry over from year to year, and provided that the amount expended by him or on his behalf during an election year in which his name is on the ballot shall not exceed the limitations as set forth in subdivisions 2 and 5 of this section."

Page 44, line 21, after the word "voluntary" and before the quotation marks insert ". If you are filing a joint return you may allocate \$1 each.". After the quotation marks and before the period insert "The form shall state that each \$1 on a joint return may be allocated independently".

Page 49, line 24, after "fund" insert the following: "\$50,000 for the biennium ending June 30, 1975,".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 1318, A bill for an act relating to cable communications; providing penalties; appropriating money; amending

Minnesota Statutes 1971, Sections 161.45, Subdivision 1; and 222.37, Subdivision 1.

Reported the same back with the following amendments:

Page 17, line 22, after "of" insert "300,000".

Page 17, line 24, after "commission" insert "for the bien-nium".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 2108, A bill for an act relating to education; private trade schools; providing penalties; amending Minnesota Statutes 1971, Sections 141.21, Subdivisions 4 and 7; 141.25, Subdivisions 3, 4, 7, 8, 9, 10, and by adding a subdivision; 141.26, Subdivisions 2 and 5; 141.28, Subdivision 3, and by adding subdivisions; 141.29, Subdivision 1, and by adding a subdivision; 141.30; 141.32; 141.35; and Chapter 141, by adding a section; repealing Minnesota Statutes 1971, Section 141.27.

Reported the same back with the following amendments:

Page 4, line 5, after the word "each" insert "occupational".

Page 13, line 19, after the comma and before "the" insert "but before completion of 75 percent of the course of instruction,".

Page 13, line 25, delete "In no event".

Page 13, delete all of lines 26 and 27 and insert in lieu thereof "After completion of 75 percent of the course of instruction, no refunds are required.".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 56, A bill for an act relating to welfare; establishing and empowering a Gillette hospital authority for the purpose of operating a children's hospital in conjunction with Ramsey county hospital; appropriating funds; amending Minnesota Statutes 1971, Sections 246.01; 256.01, Subdivision 2; repealing Minnesota Statutes 1971, Section 246.02, Subdivision 3; and Chapter 250.

Reported the same back with the following amendments:

Page 5, delete lines 11 through 14.

Renumber remaining sections accordingly.

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 985, A bill for an act relating to health; authorizing the establishment of health maintenance organizations and prescribing powers and duties; providing for financial assistance to certain health maintenance organizations; providing for open enrollment in certain health plans; appropriating money; and providing penalties.

Reported the same back with the following amendments:

Page 32, line 28, delete "\$500,000" and insert in lieu thereof "\$250,000".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 1455, A bill for an act relating to health; regulating alcohol and other drug abuse; establishing a state authority; providing for treatment of persons dependent on alcohol or other drugs; amending Minnesota Statutes 1971, Sections 197.603; 197.64, Subdivision 3; 198.01; 253A.03; 253A.04, Subdivisions 2 and 3; 253A.07, Subdivision 2; repealing Minnesota Statutes 1971, Sections 126.04; 144.81; 144.82; 144.831; 144.832; 144.833; 144.834; 145.696; 145.697; 145.699; 245.692; 245.693; 245.694; and 245.695.

Reported the same back with the following amendments:

Strike everything after the enacting clause and substitute in lieu thereof the following:

"Section 1. [PUBLIC POLICY.] *It is hereby declared to be the public policy of this state that the interests of society are best served by providing persons who are dependent upon alcohol or other drugs with a comprehensive range of rehabilitative and social services. Further, it is declared that treatment under these services shall be voluntary when possible; treatment shall not be denied on the basis of prior treatment; treatment shall be based on an individual treatment plan for each person undergoing treatment; treatment shall include a continuum of services available for a person leaving a program of treatment; treatment shall include all family members at the earliest possible phase of the treatment process.*

Sec. 2. [DEFINITIONS.] *Subdivision 1. For the purposes of this act, unless the context clearly indicates otherwise, the terms defined in this section have the meanings given them.*

Subd. 2. "Approved treatment program" means care and treatment services provided by any individual, organization or association to drug dependent persons, which meets the standards established by the commissioner of public welfare.

Subd. 3. "Comprehensive program" means the range of services which are to be made available for the purpose of prevention, care and treatment of alcohol and drug abuse.

Subd. 4. "Drug abuse or abuse of drugs" is the use of any psychoactive or mood altering chemical substance, without compelling medical reason, in such a manner as to induce mental, emotional or physical impairment and cause socially dysfunctional or socially disordering behavior and which results in psychological or physiological dependency as a function of continued use.

Subd. 5. "Drug dependent person" means any inebriate person or any person incapable of managing himself or his affairs or unable to function physically or mentally in an effective manner because of the abuse of a drug, including alcohol.

Subd. 6. "Facility" means any treatment facility administered under an approved treatment program established under this act.

Subd. 7. "Intoxicated person" means a person whose mental or physical functioning is substantially impaired as a result of the use of alcohol, or other drugs.

Subd. 8. "Other drugs" means any psychoactive chemical other than alcohol.

Subd. 9. "Program director" means the director of any approved treatment program responsible under this act for the examination, treatment or making of recommendations with respect to care and treatment of any person subject to the provisions of this act.

Subd. 10. "State authority" is a division established within the department of public welfare for the purpose of relating the authority of state government in the area of alcohol and drug abuse to the alcohol and drug abuse activities within the state.

Sec. 3. [STATE AUTHORITY ON ALCOHOL AND DRUG ABUSE.] *There is hereby created an alcohol and other drug abuse section in the department of public welfare. This section shall be headed by a director who shall be in the unclassified service. The section shall:*

(a) *conduct and foster basic research relating to the cause, prevention and methods of diagnosis, treatment and rehabilitation of alcoholic and other drug dependent persons;*

(b) coordinate all activities and programs of all the various state departments as they relate to alcohol and other drug dependency and abuse problems;

(c) develop and demonstrate new methods and techniques for the prevention, treatment and rehabilitation of alcohol and other drug abuse and dependency problems;

(d) gather and disseminate facts and information about alcoholism and other drug dependency and abuse to public and private agencies and the courts so requesting such information for guidance to and assistance in prevention, treatment and rehabilitation;

(e) inform and educate the general public on alcohol and other drug dependency and abuse problems;

(f) serve as the state authority concerning alcohol and other drug dependency and abuse;

(g) establish a state plan which shall set forth goals and priorities within a comprehensive alcohol and other drug dependency and abuse program for Minnesota. All governmental units operating alcohol and other drug abuse or dependency programs or administering state or federal funds for such programs shall annually set their program goals and priorities and allocate funds in accordance with the comprehensive state plan;

(h) make contracts with and grants to public and private agencies and organizations, both profit and nonprofit, and individuals for the provision of comprehensive program services;

(i) solicit and accept any gift of money or property for purposes of this act, and any grant of money, services, or property from the federal government, the state, any political subdivision thereof, or any private source.

Sec. 4. [CITIZENS ADVISORY COUNCIL.] There is hereby created an alcohol and other drug abuse advisory council to advise the department of public welfare concerning the problems of alcohol and other drug dependency and abuse, composed of 11 members appointed by the governor for a term of two years as of January 1, 1974: Six members shall be appointed for a two year term and five members shall be appointed for a one year term; thereafter all appointments shall be for two year terms. At least five members shall be individuals whose interests or training are in the field of alcohol dependency and abuse; and at least five members whose interests or training are in the field of dependency and abuse of drugs other than alcohol.

Sec. 5. [DUTIES OF ADVISORY COUNCIL.] Subdivision 1. (a) The council shall assist in the formulation of policies and guidelines for the implementation of the commissioner's responsibilities in the area of alcohol and drug abuse.

(b) The council shall advise the commissioner and director on policies, goals, and the operation of the comprehensive state plan for alcohol and drug abuse program services in the state

and other matters as directed by the commissioner and director, and shall encourage public understanding and support of the alcohol and drug abuse programs.

(c) The council shall make recommendations to the commissioner regarding grants to community mental health boards under section 7 of this act.

Subd. 2. Members shall receive no compensation but shall be reimbursed for the necessary travel and other expenses as provided for state employees.

Sec. 6. [TRANSFER OF PERSONNEL.] All individuals employed by the commission on alcohol problems and the drug abuse section of the state planning agency are transferred to the department of public welfare.

Sec. 7. [COMPREHENSIVE PROGRAMS; COORDINATION OF LOCAL PROGRAMS.] Subdivision 1. The commissioner of public welfare shall designate the community mental health boards to (a) coordinate all alcohol and other drug abuse services conducted by local agencies, and to (b) review all proposed agreements, contracts, plans, and programs in relation to alcohol and other drug abuse prepared by any such local agencies for funding from any local, state or federal governmental sources.

Subd. 2. The department of public welfare may make grants to community mental health boards for comprehensive programs for prevention, care, and treatment of alcohol and other drug abuse as developed and defined by the state authority. Grants may be made for the cost of these comprehensive programs and services whether provided directly by community mental health boards or by other public and private agencies and organizations, both profit and nonprofit, and individuals, pursuant to contract. Nothing herein shall prevent the state authority from entering into contracts with and making grants to other state agencies for the purpose of providing specific services and programs.

Subd. 3. The expense of administration, operation and maintenance of comprehensive programs shall be financed by equal shares of state and local matching funds except as provided by this act and Minnesota Statutes 1971, Section 245.65, Subdivision 1, Clause (g).

Sec. 8. [DETOXIFICATION CENTERS.] Subdivision 1. Every community mental health board shall provide a detoxification program for drug dependent persons within its area; the board may utilize existing treatment programs and other agencies to meet this responsibility.

Subd. 2. For the purpose of this section, a detoxification program means a social rehabilitation program established for the purpose of facilitating access into care and treatment by detoxifying and evaluating the person and providing entrance into a comprehensive program. Such a program shall have available the services of a licensed physician for medical emergencies and routine medical surveillance.

Subd. 3. The expense of administration, operation and maintenance of detoxification programs throughout the state shall be financed as follows: Services provided and clients served qualifying for federal reimbursement shall be financed totally out of state and federal matching funds; services provided and clients served not qualifying for federal reimbursement shall be financed one-half from state revenues and one-half from local revenues appropriated from the county funds. All clients shall purchase services in accordance with the regulations promulgated by the department of public welfare.

Sec. 9. Minnesota Statutes 1971, Section 197.603, is amended to read:

197.603 [DUTIES.] It shall be the duty of the veterans service officer to aid all residents of the governmental subdivision by which he is employed in securing benefits provided by law on account of the service of any person in the (ARMY, NAVY, OR MARINE CORPS) *armed forces of the United States*, from which he has a discharge other than dishonorable. *The veterans service officer shall aid all veterans who are residents of the governmental subdivision by which he is employed, regardless of the nature of discharge, in securing counseling or treatment concerning alcohol and drug dependency and abuse.*

Sec. 10. Minnesota Statutes 1971, Section 197.64, Subdivision 3, is amended to read:

Subd. 3. In the event the county board of any such county appoints a veterans service officer, such veterans referral center and all officers and employees thereof and all other persons serving in or acting for or on behalf of such veterans referral center who shall aid, or undertake to aid, any resident of such county in securing benefits provided by law on account of the service of any person in the (ARMY, NAVY OR MARINE CORPS) *armed forces of the United States* from which he has a discharge other than dishonorable *or any person associated with the veterans referral center acting to aid veterans regardless of the nature of discharge in securing counseling or treatment concerning alcohol or other drug dependency or abuse* shall be subject to the direction and control of the veterans service officer.

Sec. 11. Minnesota Statutes 1971, Section 198.01, is amended to read:

198.01 [VETERANS HOMES; ELIGIBILITY OF VETERANS.] The Minnesota veterans home shall be maintained at Minneapolis, and shall provide a home for veterans of all wars, and their wives, widows, mothers and fathers, who meet eligibility and admission requirements, and who comply with the rules and regulations of the home. Persons who served in the armed forces of the United States during a period of war, and who were discharged or released therefrom under conditions other than dishonorable, and who did not receive a bad conduct discharge, shall be eligible for admission to the Minnesota vet-

erans home. *Persons who received bad conduct or dishonorable discharges from the armed forces of the United States as a result of drug dependency or abuse shall be eligible for admission to the Minnesota veterans home.* "Period of war," as it refers to eligibility, is defined as follows:

(1) Active service in any campaign against the Indians in Minnesota in 1862 whether as soldiers of the United States or not.

(2) Civil War, or war between the states.

(3) Mexican War.

(4) Spanish-American War, April 21, 1898 through July 4, 1902.

(a) Includes Philippine Insurrection and Boxer rebellion.

(b) Includes service in Moro Province, April 21, 1898 through July 15, 1903.

(5) World War I, April 6, 1917 through April 1, 1920.

(a) Includes service in Russia, April 16, 1917 through April 1, 1920.

(b) Service through July 2, 1921 if active duty performed during basic war period.

(6) World War II, December 7, 1941 through December 31, 1946.

(a) Through July 25, 1947, if continuous duty began on or before December 31, 1946.

(7) Korean Conflict, June 27, 1950 through January 31, 1955.

(8) Vietnam era, August 5, 1964 to a date as shall hereafter be determined by presidential proclamation or concurrent resolution of the Congress.

Sec. 12. Minnesota Statutes 1971, Section 253A.03, is amended to read:

253A.03 [INFORMAL HOSPITALIZATION BY CONSENT; VOLUNTARY HOSPITALIZATION FOR INEBRIATE PERSONS.] Subdivision 1. Any person (18 YEARS OF AGE OR OVER, AND ANY PERSON UNDER 18 YEARS OF AGE IF HIS PARENT, GUARDIAN, OR CUSTODIAN CONSENTS THERETO,) may, if he so requests and the head of the hospital consents, be admitted to a hospital as an informal patient for observation, evaluation, diagnosis, care, and treatment, without making formal written application. Such person shall not be admitted to the hospital if he objects thereto and shall be free to leave the hospital within 12 hours of his request unless held under another provision of sections 253A.01 to 253A.21.

Subd 2. Any person (18 YEARS OF AGE OR OVER, AND ANY PERSON UNDER 18 YEARS OF AGE IF HIS PARENT, GUARDIAN, OR CUSTODIAN CONSENTS THERETO,) desiring to receive care and treatment at a public hospital as (AN INEBRIATE) a *drug dependent person* may be admitted to such hospital upon his application, in such manner and upon such conditions as the commissioner of public welfare may determine. If such person requests to leave the hospital, such request shall be submitted in writing to the head of the hospital. If such person in writing demands his release, the head of the hospital may detain such person for three days, exclusive of Sundays and legal holidays, after the date of such demand for release. If the head of the hospital deems such release not to be for the best interest of such person, his family, or the public, he shall petition for the commitment of such person as provided in section 253A.04, subdivision 3.

Sec. 13. Minnesota Statutes 1971, Section 253A.04, Subdivision 2, is amended to read:

Subd. 2. A peace or health officer may take a person into custody and transport him to a licensed physician or hospital if such officer has reason to believe that such person is mentally ill and in imminent danger of injuring himself or others if not immediately restrained. Application for admission of such person to a hospital shall be made by the peace or health officer and the application shall contain a statement given by the peace or health officer stating the circumstances under which such person was taken into custody and the reasons therefor. Such person may be admitted to a hospital for emergency care and treatment pursuant to this subdivision with the consent of the head of the hospital if a written statement is made by the medical officer on duty at the hospital that after preliminary examination the person has symptoms of a mental illness and appears to be in imminent danger of harming himself or others.

A peace or health officer or a person working under such officer's supervision, may take a person who is intoxicated in public into custody and transport him to a licensed hospital, mental health center facility or (OTHER FACILITY) a person on the staff of a state licensed or approved program equipped to treat (ALCOHOLISM IF THE PERSON IS INTOXICATED IN PUBLIC) *drug dependent persons*. Provided, if such person is not endangering himself or any other person or property the peace or health officer may transport the person to his home.

Application for admission of an intoxicated person to a hospital, mental health center or other (FACILITY) *state licensed or approved program* equipped to treat (ALCOHOLISM) *drug dependent persons* shall be made by the peace or health officer, or a person working under such officer's supervision taking such person into custody and the application shall contain a statement given by the peace or health officer stating the circumstances under which such person was taken into custody and the reasons therefor. Such person may be admitted to a *program or facility*

specified in this provision for emergency care and treatment with the consent of the institution *program director or head of the facility*.

Sec. 14. Minnesota Statutes 1971, Section 253A.04, Subdivision 3, is amended to read:

Subd. 3. Any person hospitalized pursuant to this section (SHALL BE DISCHARGED) *may be held up to 72 hours after admission, exclusive of Saturdays, Sundays, and legal holidays, unless a petition for the commitment of such person has been filed in the probate court of the county of residence or of the county wherein such hospital is located. If the head of the hospital deems such discharge not to be for the best interest of the person, his family, or the public and no other petition has been filed, he shall prior to the expiration of 72 hours after admission, exclusive of Saturdays, Sundays, and legal holidays, file a petition for the commitment of such person. Upon the filing of a petition, the court may order the detention of the person until determination of the matter. Upon motion of such hospitalized person the venue of the petition shall be changed to the probate court of the county of the person's residence, if he be a resident of the state of Minnesota.*

Sec. 15. Minnesota Statutes 1971, Section 253A.07, Subdivision 2, is amended to read:

Subd. 2. After the filing of the petition the probate court shall appoint two examiners, at least one of whom shall be a licensed physician. If the proposed patient is alleged to be mentally deficient one of the two examiners shall be skilled in the ascertainment of mental deficiency. *If the proposed patient is alleged to be drug dependent and if at least one examiner qualified in the field of alcohol and drug abuse cannot be obtained, the court shall appoint a single examiner plus one additional person qualified in the field of alcohol and drug abuse. The final report submitted to the court shall contain all pertinent information and comments preferred by such qualified person.* The court shall issue such orders as may be necessary to provide for the examination of the proposed patient which will be conducted prior to the hearing. The examination shall be held at a hospital, a public health facility, the home of the proposed patient, or such other suitable place as the court shall determine is not likely to have a harmful effect on the health of the proposed patient. No persons shall be present during the examination unless authorized by the examiner. The court may require the examiners to file with the court, prior to the hearing two copies of their report as to the condition of the proposed patient and his need for hospitalization, which report, if filed, shall be available to counsel.

Sec. 16. [CONFIDENTIALITY OF RECORDS.] *The department of public welfare shall assure confidentiality to individuals who are the subject of research by the state authority or treatment by an approved treatment program. The commissioner shall withhold from all persons not connected with the conduct of such research or treatment the names or other identi-*

fyng characteristics of such individual unless the individual gives written permission that information relative to his treatment and recovery may be discussed with a prospective employer by either an approved treatment program staff member or a qualified employment counselor. Persons so authorized to protect the privacy of such individuals may not be compelled in any federal, state or local, civil, criminal, administrative or other proceeding to identify or disclose other confidential information about such individuals.

Sec. 17. *The commissioner of public welfare, pursuant to the administrative procedures act, shall promulgate rules to implement this act.*

Sec. 18. [REPEALER.] *Minnesota Statutes 1971, Sections 126.04; 144.81; 144.82; 144.831; 144.832; 144.833; 144.834; 145.696; 145.697; 145.699; 245.692; 245.693; 245.694; and 245.695 are repealed.*

Sec. 19. [EFFECTIVE DATE.] *This act takes effect on January 1, 1974."*

Further amend by striking the title in its entirety and substituting in lieu thereof the following:

"A bill for an act relating to health; regulating alcohol and other drug abuse; establishing a state authority providing for treatment of persons dependent on alcohol or other drugs; amending Minnesota Statutes 1971, Sections 245.694, Subdivision 1; 197.603; 197.64, Subdivision 3; 198.01; 253A.03; 253A.04, Subdivisions 2 and 3; 253A.07, Subdivision 2; repealing Minnesota Statutes 1971, Sections 126.04; 144.81; 144.82; 144.831; 144.832; 144.833; 144.834; 145.696; 145.697; 145.699; 245.692; 245.693; 245.694; and 245.695."

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 1582, A bill for an act relating to agriculture, beef industry promotion board; appropriating money.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 1699, A bill for an act relating to education; veteran farmer cooperative training program; appropriating money.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 2047, A bill for an act relating to state government; establishing salaries for certain unclassified employees in the executive and judicial branch of government; amending Minnesota Statutes 1971, Sections 15A.081; 15A.083; 15A.084; 15A.085; and 15A.101.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 15A.081, is amended to read:

15A.081 [SALARIES AND SALARY RANGES FOR CERTAIN OFFICERS AND EMPLOYEES.] Subdivision 1. The following salaries or salary ranges are provided for the below listed officers and employees in the executive branch of government:

Base Salary or Range

Adminstration, department of commissioner	\$32,500		
deputy commissioner	26,000		
(STATE BUILDING INSPECTOR)	(18,000)-(24,000)		
Aeronautics, department of commissioner	20,100		
Agriculture, department of commissioner	21,000		
deputy commissioner (16,600 - 20,300)	16,800		
(ALCOHOL PROBLEMS, COMMISSION ON) (EXECUTIVE DIRECTOR	13,000)		
Attorney general, office of attorney general	30,900		
chief deputy attorney general	24,500	-(28,000)	30,800
deputy attorney general	19,100	-(23,300)	26,000
solicitor general	21,300	-(26,000)	28,600
assistant attorney general	12,000	-(22,500)	25,000
Special assistant attorney general	(10,000)	12,600	-(19,500) 22,600
Auditor, office of auditor	(21,000)	26,000	

	<i>Base Salary or Range</i>
deputy auditor (14,600 - 17,700)	20,700
Civil service, department of	
director (21,300 - 26,000)	25,700 - 28,200
<i>(This salary is authorized only until the department of civil service is abolished by other law.)</i>	
Commerce, department of	
commissioner of banks	21,000
commissioner of insurance	21,000
commissioner of securities	21,000
Corrections, department of	
commissioner	26,100
deputy commissioner (19,400 - 23,700)	22,500
(CRIME CONTROL AND PRE- VENTION, COMMISSION ON)	
(EXECUTIVE DIRECTOR)	17,500)
Economic development, department of	
commissioner	21,000
deputy commissioner (14,800 - 18,100)	17,200
(DIRECTOR OF FINANCE)	13,300 - 18,000)
(DIRECTOR OF TOURISM)	13,300 - 17,500)
(DIRECTOR OF PUBLICITY AND PROMOTION)	13,300 - 17,500)
(DIRECTOR OF RESEARCH)	13,300 - 17,500)
(DIRECTOR OF INDUSTRIAL DEVELOPMENT)	13,300 - 17,500)
(AREA REDEVELOPMENT ADMINISTRATOR)	13,300 - 17,500)
Education, department of	
commissioner (24,000 - 29,400)	29,800
(EMPLOYMENT OF HANDI- CAPPED, COMMISSION ON)	
(EXECUTIVE SECRETARY)	12,200 - 14,900)
Finance, department of	
commissioner	32,000
deputy commissioner	26,000
Governor, office of	
governor	35,000

Base Salary or Range

Health, department of (EXECUTIVE OFFICER) <i>commissioner</i>	(24,500)	29,900
Higher education coordinating commission executive director .. (19,200 - 28,800)		27,300
assistant executive director	(15,600 - 23,400)	23,000
(DIRECTOR OF RESEARCH	13,700 - 20,600)	
(DIRECTOR OF COMMUNITY SERVICES	13,100 - 19,700)	
(DIRECTOR OF EDUCATIONAL RESOURCES	12,200 - 18,300)	
(BUDGET DIRECTOR	11,500 - 17,300)	
Highways, department of <i>commissioner</i>	31,500	
Human rights, department of <i>commissioner</i>	(18,300)	20,000
Indian affairs commission executive director .. (15,400 - 18,900)		17,500
Investment, board of executive secretary	(29,900)	35,000
(IRON RANGE RESOURCES AND REHABILITATION COMMISSION)		
(COMMISSIONER	16,900)	
Labor and industry, department of <i>commissioner</i>	(21,000)	24,000
<i>deputy commissioner</i>	20,000	
workmen's compensation <i>commissioner</i>	21,000	
(WORKMEN'S COMPENSATION JUDGE	16,100 - 19,700)	
director, mediation services	21,000	
<i>Lieutenant governor, office of lieutenant governor</i>	30,000	
Liquor control, department of <i>commissioner</i>	18,000	
(LIVESTOCK SANITARY BOARD) (EXECUTIVE OFFICER	16,100 - 19,700)	

Base Salary or Range

Manpower services, department of commissioner	25,200
(MINNESOTA STATE RETIREMENT SYSTEM) (EXECUTIVE SECRETARY	14,500 - 17,700)
(MUNICIPAL COMMISSION) (SECRETARY	12,900 - 15,800)
Natural resources, department of commissioner	26,700
deputy commissioner (20,700 - 25,300)	21,400
(ASSISTANT COMMISSIONER, ADMINISTRATION	17,500 - 21,400)
(ASSISTANT COMMISSIONER, PLANNING	17,300 - 21,000)
(DIRECTOR, DIVISION OF GAME AND FISH	19,100 - 23,100)
(DIRECTOR, DIVISION OF WATER, SOIL AND MINERALS	18,300 - 22,200)
(DIRECTOR, DIVISION OF LANDS AND FORESTRY	17,300 - 21,000)
(DIRECTOR, DIVISION OF PARKS AND RECREATION	17,300 - 21,000)
(DIRECTOR, DIVISION OF ENFORCE- MENT AND FIELD SERVICE	16,400 - 20,000)
(OFFICE OF ECONOMIC OPPORTUNITY) (DIRECTOR	18,300)
(PEACE OFFICERS TRAINING BOARD) (EXECUTIVE SECRETARY	15,100 - 18,500)
<i>Personnel, department of commissioner</i>	<i>30,000</i>
<i>deputy commissioner</i>	<i>24,000</i>
<i>(These salaries are authorized only upon the effective date of any law authorizing the creation of a depart- ment of personnel.)</i>	
Planning agency director	26,300
Pollution control agency director	23,200

Base Salary or Range

Public examiner, department of
public examiner (23,300) 25,100

*(This salary is authorized only until
August 31, 1973.)*

Public safety, department of
commissioner 26,000

deputy commissioner (18,700 - 22,900) 20,800

(SUPERINTENDENT, CRIME
BUREAU 18,700 - 22,900)

(DIRECTOR, CIVIL DEFENSE 17,000 - 20,700)

(FIRE MARSHAL 16,400 - 20,000)

(DIRECTOR, DRIVERS LICENSE
DIVISION 16,100 - 19,600)

(DIRECTOR, MOTOR VEHICLE
DIVISION 13,100 - 15,900)

DIRECTOR, MOTOR VEHICLE
SERVICES 18,700 - 22,900)

**(THE SALARY FOR THIS POSITION IS AUTHORIZED
ONLY IF THE DIVISIONS OF DRIVERS LICENSES AND
OF MOTOR VEHICLES ARE CONSOLIDATED AND THE
POSITIONS OF THE TWO DIRECTORS OF THE FORMER
DIVISIONS ARE ELIMINATED.)**

(CHIEF OF HIGHWAY PATROL 18,700 - 22,900)

Public service, department of
commissioner, public service
commission 21,000

*(For purposes of this chapter, the
governor shall be considered the ap-
pointing authority.)*

director 21,000

Public welfare, department of
commissioner 30,300

deputy commissioner 24,200

Secretary of state, office of
secretary of state (21,000) 25,000

deputy secretary of
state (13,200 - 16,200) 16,000

(SOIL AND WATER
CONSERVATION COMMISSION)
(EXECUTIVE SECRETARY 10,400 - 12,800)

Base Salary or Range

State college system		
chancellor	(22,200 - 34,200)	32,500
(STATE COLLEGE PRESIDENT	19,100 - 29,600)	
(VICE CHANCELLOR FOR ACADEMIC AFFAIRS	18,500 - 28,000)	
(VICE CHANCELLOR FOR ADMINISTRATION	17,600 - 27,000)	
(VICE CHANCELLOR FOR PLANS AND DEVELOPMENT	14,100 - 22,000)	
(VICE CHANCELLOR FOR EDUCATIONAL RELATIONS	12,300 - 19,200)	
(VICE PRESIDENT OF STATE COLLEGE	15,400 - 24,000)	
State junior college system		
chancellor	(19,800 - 30,200)	27,500
(STATE JUNIOR COLLEGE PRESIDENT	15,800 - 24,200)	
(ASSISTANT TO CHANCELLOR, PLANNING	15,100 - 23,000)	
(ASSISTANT TO CHANCELLOR, FISCAL AFFAIRS	14,900 - 22,800)	
(ASSISTANT TO CHANCELLOR, CURRICULUM AND INSERVICE	14,900 - 22,800)	
(ASSISTANT TO CHANCELLOR, PERSONNEL	14,200 - 22,000)	
(ASSISTANT TO CHANCELLOR, STUDENT SERVICES	11,700 - 18,000)	
(ASSISTANT TO CHANCELLOR, PLANT SERVICES	10,400 - 15,900)	
(DEAN OF STATE JUNIOR COLLEGE	15,100 - 23,000)	
Taxation, department of commissioner	28,000	
(TEACHERS RETIREMENT ASSOCIATION) (EXECUTIVE SECRETARY AND CONSULTANT	16,500 - 23,000)	
Treasury, state		
treasurer	(21,000)	25,000
deputy treasurer	(13,300 - 17,500)	16,400

Base Salary or Range

Veterans affairs, department of commissioner	(14,700)	17,500
(VETERANS HOME)		
(COMMANDANT	18,100 -	22,100)
(WATER RESOURCES BOARD)		
(ADMINISTRATIVE SECRETARY	9,800 -	12,000)

Subd. 2. The appointing authority of any of the positions listed in subdivision 1, for which ranges *and no base salaries* are provided, shall fix the individual salary within the prescribed range, considering experience and quality of performance of the officer or employee. (APPOINTMENTS TO FILL VACANCIES SHALL NOT BE MADE ABOVE THE MIDPOINT OF THE SALARY RANGE PRESCRIBED FOR THE POSITION UNLESS THE COMPENSATION REVIEW BOARD HAS BEEN CONSULTED AND ITS CONCURRENCE OBTAINED.)

Subd. 3. Members of the Minnesota national guard shall receive the pay and allowances prescribed by the armed forces of the United States for similar rank and time in service.

Subd. 4. The salary of any individual incumbent of any position listed in subdivision 1, for which only a base salary, but no range is listed, may be increased to an aggregate of 30 per cent of the base salary under the provisions of section 15A.085.

Sec. 2. Minnesota Statutes 1971, Section 15A.083, is amended to read:

15A.083 [SALARIES FOR POSITIONS IN THE JUDICIAL BRANCH.] Subdivision 1. [ELECTIVE JUDICIAL OFFICERS.] The following salaries shall be paid annually to the enumerated elective judicial officers of the state:

Chief justice of the supreme court	(\$35,000)	\$39,500
Associate justice of the supreme court	(32,500)	36,000
District judge	(29,000)	30,600

Each district judge shall receive \$1,500 additional annually from each county in his district having a population of 200,000 or more. When any district judge shall preside upon the trial or hearing of any cause outside of his resident district wherein the district judge receives a larger salary he shall receive an additional compensation during the period of such trial or hearing the difference between his fixed compensation and the compensation of the district judge of the district where he has been so engaged, to be paid by the county wherein the trial or hearing was held upon certification of the senior resident district judge thereof.

Subd. 2. [COUNTY COURT AND COUNTY MUNICIPAL JUDGES.] Notwithstanding any other provisions of the law, the following salaries shall be paid annually to the enumerated judicial officers:

((1)) Judge of a county court
(learned in the law) (\$24,000) 24,500

Judge of a county court
(not learned in the law) (20,000) 20,500

Except for county courts in the counties of Hennepin, Ramsey, Washington, Anoka, Scott, Carver and Dakota, any county court judge learned in the law in a county court district with a population of 30,000 or more shall receive an additional sum of \$2,000.

(THESE SALARIES ARE IN EFFECT ON THE EFFECTIVE DATE OF ANY LAW ESTABLISHING A SYSTEM OF COUNTY COURTS ENACTED AT THE 1971 SESSION OF THE LEGISLATURE.)

((2)) JUDGE OF THE COUNTY MUNICIPAL COURT
IN HENNEPIN COUNTY \$26,000)

(THIS SALARY IS IN EFFECT ON THE EFFECTIVE DATE OF EXTRA SESSION LAWS 1971, CHAPTER 32.)

Judges of the county municipal courts and county courts in the 7-county metropolitan area of Hennepin, Ramsey, Washington, Anoka, Scott, Carver and Dakota \$30,000

Notwithstanding any other law to the contrary, the salary paid to a judge of a county court shall also be paid to judges of the probate court of St. Louis county and to judges of the Duluth municipal court.

((3)) If any judge enumerated in this subdivision 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.

Subd. 3. [RANGES FOR OTHER JUDICIAL POSITIONS.]
Salaries or salary ranges are provided for the following positions in the judicial branch of government. The appointing authority of (EACH POSITION) positions for which ranges have been provided shall fix individual salaries under the provisions of section 15A.081, subdivision 2.

Public defender (\$18,000-27,500) \$20,000-30,600

(DEPUTY PUBLIC DEFENDER) (14,000-21,000)

Court administrator (18,000-26,500) 25,000-30,600

Revisor of statutes (18,000-27,500) 30,600

(ASSISTANT) Deputy revisor of statutes (15,600-23,400) 18,000-27,000

(SPECIAL) Assistant (TO THE) revisor of statutes (12,000-22,000) 15,000-26,000

(LAW LIBRARIAN) (10,500-15,500)

Sec. 3. Minnesota Statutes 1971, Section 15A.084, is amended to read:

15A.084 [NO DECREASE IN PRESENT SALARIES.] The salary of any state officer and employee whose salary (ON JULY 1, 1971) *at the beginning of the first pay period in fiscal year 1973/74*, was above the limit set in sections 15A.081 and 15A.083 shall not be decreased, but shall remain at the level as of (JULY 1, 1971) *the beginning of the first pay period in fiscal year 1973/74*, until a vacancy in the position occurs or until the salary falls below a newly established limit. New appointments shall be made at the (FIXED) base salary or within the salary range prescribed in sections 15A.081 and 15A.083.

Sec. 4. Minnesota Statutes 1971, Section 15A.085, is amended to read:

15A.085 [BOARD MAY LIFT SALARY.] *Subdivision 1.* The (COMPENSATION REVIEW BOARD) *personnel board* may raise the (UPPER) salary (LIMIT) for any *individual incumbent of a position whose (FIXED) base salary (, OR WHOSE RANGE MIDPOINT)* is established in (THIS CHAPTER) *section 15A.081 (TO BE \$19,500 ANNUALLY OR MORE. THE ACTION MAY BE TAKEN BY THE COMPENSATION REVIEW BOARD ONLY IF THE APPOINTING AUTHORITY, WITH THE CONCURRENCE OF THE CIVIL SERVICE BOARD AND THE COMMISSIONER OF ADMINISTRATION, HAS APPLIED FOR THE INCREASE, AND THE INCREASE IS CLEARLY IN THE BEST INTEREST OF THE STATE OF MINNESOTA. IN NO CASE MAY THE INCREASES EXCEED TEN PERCENT OF THE SALARY ESTABLISHED IN THIS CHAPTER.)*

(THE APPOINTING AUTHORITY SHALL FURNISH THE INFORMATION REQUIRED BY THE COMPENSATION REVIEW BOARD. THE COMPENSATION REVIEW BOARD SHALL REPORT EACH INDIVIDUAL ACTION TAKEN UNDER THE PROVISIONS OF THIS SECTION TO THE HOUSE APPROPRIATIONS COMMITTEE AND TO THE SENATE FINANCE COMMITTEE AND SHALL STATE THE REASONS FOR THE ACTION.) *and which has not been provided with a salary range, provided:*

(a) *The incumbent of such position has, in the opinion of the board, challenging written objectives which are specific as to amount and time and which have been agreed upon in advance by the appointing authority;*

(b) *The appointing authority of the incumbent applies to the board for such salary increase and simultaneously certifies to the board that the incumbent has fulfilled, or is fulfilling, his agreed upon objectives.*

Subd. 2. The board may require the appointing authority or the incumbent to submit additional information as it may deem necessary.

Subd. 3. The appointing authority may apply for, and the board may approve salary raises of any such incumbent by any increment, or more than once, provided that the aggregate of all such increases may not increase the individual salary beyond 30 percent of the base salary established for the position in section 15A.081.

Subd. 4. Any achievement award granted to individuals under the provisions of this section shall remain in effect for 12 months from the date of approval, unless the appointing authority requests, and the board approves, a lesser effective period of time.

Subd. 5. Constitutional officers and the executive secretary of the board of investment shall be exempted from the provisions of this section and shall not be eligible for any achievement award.

Sec. 5. Minnesota Statutes, Section 15A.031, Subdivision 2, is amended to read:

Subd. 2. The base salary of the head of any state department or agency shall serve as the upper limit of compensation in his organization unless the (COMPENSATION REVIEW) personnel board has been consulted and its concurrence obtained. Salaries of medical doctors paid under the provisions of Minnesota Statutes, Section 43.126, shall be exempted from the provisions of this subdivision.

Sec. 6. *This act is effective the beginning of the first pay period in fiscal year 1973-1974.*

To further amend the title by striking "15A.101" and adding "15A.031, Subdivision 2", in lieu thereof.

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 938, A bill for an act relating to zoning; providing notice and procedures for amending ordinances in cities of the first class; amending Minnesota Statutes 1971, Section 462.357, Subdivisions 3 and 5.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 568, A bill for an act relating to public welfare; providing for an extension of review board responsibilities and the

right of a patient to treatment under the hospitalization and commitment act; amending Minnesota Statutes 1971, Sections 253A.16, Subdivision 4; and 253A.17, by adding a subdivision.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 464, A bill for an act relating to controlled substances; defining terms; scheduling substances and establishing rescheduling procedures; rights to prescribe and possess; penalties and forfeitures for illegal possession, sale, manufacture or distribution of prohibited drugs; amending Minnesota Statutes 1971, Sections 152.01, by adding a subdivision; 152.02, Subdivisions 11, 12, and 13; 152.09, Subdivision 2; 152.101, Subdivision 2; 152.11; 152.12, Subdivisions 1 and 4; 152.15, Subdivisions 1, 2, 4 and 5; 152.18, Subdivision 1; 152.19, Subdivisions 1, 3, 5, and 7; and 153.01, Subdivision 2.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 462, A bill for an act relating to commerce; limiting the disclaimer of implied warranties; providing for the honoring of express warranties; providing remedies; amending Minnesota Statutes 1971, Chapter 325, by adding sections.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 1592, A bill for an act relating to elections; defining "county auditor" for the purpose of the election laws; amending Minnesota Statutes 1971, Section 200.02, by adding a subdivision.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 1741, A bill for an act relating to taxation; levy limitations; amending Minnesota Statutes 1971, Sections 275.11, by adding a subdivision; and 412.251.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 1797, A bill for an act relating to Ramsey county; establishing a commission for the study of local government; prescribing duties and obligations; providing for report by the commission to the legislature; appropriating money.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 2050, A bill for an act relating to child support; requiring the employer of certain persons required to pay support to withhold, upon order, from the pay of such person and pay the money so withheld over to the department of public welfare; prohibiting certain acts by an employer; amending Minnesota Statutes 1971, Section 256.873.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 2058, A bill for an act relating to Special School District No. 1; restoring employees salary and retirement benefits withheld under law.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 2250, A bill for an act relating to public welfare; placing a limit on assets for old age assistance applicants in order to restore conformity with federal regulations; amending Minnesota Statutes 1971, Section 256.18.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 1896, A bill for an act relating to courts, Ramsey county; providing for creation and the operation and functioning of the Ramsey county municipal court; abolishing certain courts and merging certain courts with the Ramsey county municipal courts; transferring certain duties, functions, and jurisdictions; amending Minnesota Statutes 1971, Sections 488A.18, Subdivisions 1, 7, 10, and by adding a subdivision; 488A.19, Subdivisions 1, 2, and 3; 488A.20, Subdivisions 1, 2, 4, 5, and 6; 488A.21, Subdivision 2; 488A.22, Subdivisions 1 and 3; 488A.24, Subdivision 6; 488A.25, Subdivisions 1 and 2; 488A.27, Subdivisions 6, 11, 12, and by adding a subdivision; 488A.28, by adding a subdivision; 488A.29, Subdivisions 1 and 2; 488A.30, Subdivisions 1, 2, and 4; and 488A.33, Subdivision 7; repealing Minnesota Statutes 1971, Sections 488A.18, Subdivision 5; 488A.19, Subdivision 4; and 488A.23, Subdivision 2.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 686, A bill for an act relating to commerce; fuel information report to the governor on energy sources; providing subpoena power.

Reported the same back with the recommendation that the bill do pass and be placed on the Consent Calendar.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 258, 951, 1318, 2108, and 686 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 56, 985, 1455, 1582, 1699, 2047, 938, 568, 464, 462, 1592, 1741, 1797, 2050, 2058, 2250, and 1896 were read for the second time.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 1635, A bill for an act relating to Bois Forte Indian Reservation at Nett Lake; providing for the retrocession to the United States of America of all criminal jurisdiction in that area of Indian country.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 548, A bill for an act relating to Minnesota Statutes; providing for the correction or erroneous, ambiguous, omitted, unconstitutional and obsolete references and text; eliminating certain duplicitous and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1971, Chapter 3, by adding a section; Chapter 46, by adding a section; Sections 9.071; 62C.14, by adding a subdivision; 124.221; 169.121, Subdivision 3; 179.68, Subdivision 3; 197.45, Subdivision 1; 412.851; 462.581; 475.67, Subdivision 12; 490.025, Subdivisions 1 and 2; 645.023, Subdivision 2; and Laws 1969, Chapter 251, Section 2; repealing Minnesota Statutes 1971, Chapter 41; and Section 309.176.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 83, A bill for an act relating to licenses; prohibiting the issuance of licenses in certain instances.

H. F. No. 622, A bill for an act relating to courts; grand juries; causes of challenge to a grand juror; amending Minnesota Statutes 1971, Section 628.54.

H. F. No. 1381, A bill for an act relating to natural resources; imposing certain duties on the commissioner of natural resources and counties; providing standards and enforcement of permits for utility crossings; establishing state policy providing for the establishments of standards and criteria governing drainage systems as they affect lakes, wetlands, wildlife lands, related natural resources, and erosion and flood control; amending Minnesota Statutes 1971, Sections 84.415, Subdivisions 1 and 5; 92.46, by adding a subdivision; 106.021, Subdivisions 1, 2, and 4 and by adding a subdivision; 106.081, Subdivisions 1, 3, and 4; 106.091, Subdivision 2; 106.101, Subdivisions 2, 4, and 5; 106.121, Subdivision 4; 106.131; 106.201; 106.221, Subdivision 2; and 106.631, Subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage of the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1693, A bill for an act relating to the village of New Hope; authorizing the village of New Hope to refund certain temporary improvement bonds.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Clifford moved that the House concur in the Senate amendments to H. F. No. 1693 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1693, A bill for an act relating to the village of New Hope; authorizing the village of New Hope to refund certain temporary improvement bonds.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 113, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	McFarlin	Sarna
Andersen, R.	DeGroat	Johnson, D.	Menke	Savelkoul
Anderson, D.	Dieterich	Johnson, J.	Miller, M.	Sherwood
Anderson, I.	Dirlam	Johnson, R.	Munger	Sieben, H.
Becklin	Eckstein	Jopp	Nelson	Sieben, M.
Belisle	Eken	Jule	Newcome	Skaar
Bell	Enebo	Kahn	Niehaus	Smith
Bennett	Erdahl	Kelly	Norton	Spanish
Berg	Erickson	Kempe	Ohnstad	Stangeland
Berglin	Esau	Klaus	Ojala	Stanton
Biersdorf	Faricy	Knickerbocker	Parish	Swanson
Boland	Ferderer	Laidig	Patton	Tomlinson
Braun	Fudro	Larson	Pavlak, R.	Ulland
Brinkman	Fugina	LaVoy	Pavlak, R. L.	Vanasek
Carlson, A.	Graba	Lemke	Pehler	Vento
Carlson, B.	Graw	Lindstrom, E.	Peterson	Voss
Carlson, D.	Growe	Lindstrom, J.	Pieper	Wenzel
Carlson, L.	Hagedorn	Lombardi	Prahl	Wigley
Casserly	Hanson	Long	Quirin	Wohlwend
Clifford	Haugerud	Mann	Resner	Wolcott
Connors	Heinitz	McArthur	Rice	Mr. Speaker
Culhane	Hook	McCarron	St. Onge	
Cummiskey	Jacobs	McEachern	Samuelson	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1282, A bill for an act relating to probate; establishing conservatorships; prescribing and regulating powers, duties and procedures in conservatorships and guardianships;

amending Minnesota Statutes 1971, Sections 525.54; 525.541; 525.542; 525.543; 525.55; 525.551; 525.56; 525.57; 525.58; 525.581; 525.582; 525.59; 525.591; 525.60; 525.61; 525.611; 525.612; and amending Minnesota Statutes 1971, Chapter 525, by adding sections.

PATRICK E. FLAHAVERN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Parish moved that the House concur in the Senate amendments to H. F. No. 1282 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1282, A bill for an act relating to probate; establishing conservatorships; prescribing and regulating powers, duties and procedures in conservatorships and guardianships; amending Minnesota Statutes 1971, Sections 525.54; 525.541; 525.542; 525.543; 525.55; 525.551; 525.56; 525.57; 525.58; 525.581; 525.582; 525.59; 525.591; 525.60; 525.61; 525.611; 525.612; and amending Minnesota Statutes 1971, Chapter 525, by adding sections.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 122, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Miller, M.	Savelkoul
Andersen, R.	DeGroat	Johnson, J.	Moe	Schreiber
Anderson, D.	Dieterich	Johnson, R.	Mueller	Searle
Anderson, G.	Dirlam	Jopp	Munger	Sherwood
Anderson, I.	Eckstein	Jude	Nelson	Sieben, H.
Becklin	Eken	Kahn	Newcome	Sieben, M.
Belisle	Erdahl	Kelly	Niehaus	Skaar
Bell	Erickson	Kempe	Norton	Smith
Bennett	Esau	Klaus	Ohnstad	Spanish
Berg	Faricy	Knickerbocker	Ojala	Stangeland
Berglin	Ferderer	Laidig	Parish	Stanton
Biersdorf	Fjoslien	Larson	Patton	Swanson
Boland	Fudro	LaVoy	Pavlak, R.	Tomlinson
Braun	Fugina	Lemke	Pavlak, R. L.	Ulland
Brinkman	Graba	Lindstrom, E.	Pehler	Vanasek
Carlson, A.	Graw	Lindstrom, J.	Peterson	Vento
Carlson, B.	Growe	Lombardi	Pieper	Voss
Carlson, D.	Hagedorn	Long	Pleasant	Wenzel
Carlson, L.	Hanson	Mann	Prahl	Wigley
Cassery	Haugerud	McArthur	Quirin	Wohlwend
Cleary	Heinitz	McCarron	Resner	Wolcott
Clifford	Hook	McEachern	Rice	Mr. Speaker
Connors	Jacobs	McFarlin	St. Onge	
Culhane	Jaros	Menke	Samuelson	
Cummiskey	Johnson, C.	Miller, D.	Sarna	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1333, A bill for an act relating to the affairs of decedents; providing for the validity and effect of certain nontestamentary and testamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect, and powers of attorney over accounts.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Parish moved that the House concur in the Senate amendments to H. F. No. 1333 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1333, A bill for an act relating to the affairs of decedents; providing for the validity and effect of certain nontestamentary and testamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect, and powers of attorney over accounts.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Miller, M.	Sarna
Adams, S.	DeGroat	Johnson, J.	Moe	Savelkoul
Andersen, R.	Dieterich	Johnson, R.	Mueller	Schreiber
Anderson, D.	Dirlam	Jopp	Munger	Searle
Anderson, G.	Eckstein	Jude	Myrah	Sherwood
Anderson, I.	Eken	Kahn	Nelson	Sieben, H.
Becklin	Enebo	Kelly	Newcome	Sieben, M.
Belisle	Erdahl	Kempe	Niehaus	Skaar
Bell	Erickson	Klaus	Norton	Smith
Bennett	Esau	Knickerbocker	Ohnstad	Spanish
Berg	Faricy	Laidig	Ojala	Stangeland
Berglin	Ferderer	Larson	Parish	Stanton
Biersdorf	Fjoslien	LaVoy	Patton	Swanson
Boland	Fudro	Lemke	Pavlak, R.	Tomlinson
Braun	Fugina	Lindstrom, E.	Pavlak, R. L.	Ulland
Brinkman	Graba	Lindstrom, J.	Pehler	Vanasek
Carlson, A.	Graw	Lombardi	Peterson	Vento
Carlson, B.	Growe	Long	Pieper	Voss
Carlson, D.	Hagedorn	Mann	Pleasant	Wenzel
Carlson, L.	Hanson	McArthur	Prahl	Wigley
Casserly	Haugerud	McCarron	Quirin	Wohlwend
Cleary	Heinitz	McCauley	Resner	Wolcott
Clifford	Hook	McEachern	Rice	Mr. Speaker
Connors	Jacobs	McFarlin	St. Onge	
Culhane	Jaros	Menke	Salchert	
Cummiskey	Johnson, C.	Miller, D.	Samuelson	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1558, A bill for an act relating to commerce; clarifying rule making power of the consumer services section, department of commerce; amending Minnesota Statutes 1971, Section 45.16, Subdivision 2.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Grove moved that the House concur in the Senate amendments to H. F. No. 1558 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1558, A bill for an act relating to commerce; clarifying rule making power of the consumer services section, department of commerce; amending Minnesota Statutes 1971, Section 45.16, Subdivision 2.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, J.	Moe	Sarna
Adams, S.	Dieterich	Johnson, R.	Mueller	Savelkoul
Andersen, R.	Dirlam	Jopp	Munger	Schreiber
Anderson, D.	Eckstein	Jude	Myrah	Searle
Anderson, G.	Eken	Kahn	Nelson	Sherwood
Anderson, I.	Enebo	Kelly	Newcome	Sieben, H.
Becklin	Erdahl	Kempe	Niehaus	Sieben, M.
Belisle	Erickson	Klaus	Norton	Skaar
Bell	Esau	Knickerbocker	Ohnstad	Smith
Bennett	Faricy	Laidig	Ojala	Spanish
Berg	Ferderer	Larson	Parish	Stangeland
Berglin	Fjoslien	LaVoy	Patton	Stanton
Biersdorf	Fudro	Lemke	Pavlak, R.	Swanson
Boland	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Braun	Graba	Lindstrom, J.	Peher	Ulland
Brinkman	Graw	Lombardi	Peterson	Vanasek
Carlson, A.	Grove	Long	Pieper	Vento
Carlson, B.	Hagedorn	Mann	Pleasant	Voss
Carlson, D.	Hanson	McArthur	Prahl	Wenzel
Cassery	Haugerud	McCarron	Quirin	Wigley
Cleary	Heinitz	McCauley	Resner	Wohlwend
Clifford	Hook	McEachern	Rice	Wolcott
Connors	Jacobs	McFarlin	Ryan	Mr. Speaker
Culhane	Jaros	Menke	St. Onge	
Cummiskey	Johnson, C.	Miller, D.	Salchert	
Dahl	Johnson, D.	Miller, M.	Samuelson	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2238, A bill for an act relating to Dakota county; soil and water conservation; expenditures from general revenue fund.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Sieben, H., moved that the House concur in the Senate amendments to H. F. No. 2238 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2238, A bill for an act relating to metropolitan counties; soil and water conservation; expenditures from general revenue fund.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	Menke	St. Onge
Adams, S.	DeGroat	Johnson, C.	Miller, D.	Salchert
Andersen, R.	Dieterich	Johnson, D.	Miller, M.	Samuelson
Anderson, D.	Dirlam	Johnson, J.	Moe	Sarna
Anderson, G.	Eckstein	Johnson, R.	Mueller	Savelkoul
Anderson, I.	Eken	Jopp	Munger	Schreiber
Becklin	Enebo	Jude	Myrah	Searle
Belisle	Erdahl	Kahn	Nelson	Sherwood
Bell	Erickson	Kelly	Newcome	Sieben, H.
Bennett	Esau	Kempe	Niehaus	Sieben, M.
Berg	Faricy	Klaus	Norton	Skaar
Berglin	Ferderer	Knickerbocker	Ohnstad	Smith
Biersdorf	Fjoslien	Laidig	Ojala	Spanish
Boland	Flakne	Larson	Parish	Stangeland
Braun	Forsythe	LaVoy	Patton	Stanton
Brinkman	Fudro	Lemke	Pavlak, R.	Swanson
Carlson, A.	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, B.	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, D.	Graw	Lombardi	Peterson	Vanasek
Carlson, L.	Growe	Long	Pieper	Vento
Cassery	Hagedorn	Mann	Pleasant	Voss
Cleary	Hanson	McArthur	Prahl	Wenzel
Clifford	Haugerud	McCarron	Quirin	Wigley
Connors	Heinitz	McCauley	Resner	Wohlwend
Culhane	Hook	McEachern	Rice	Wolcott
Cummiskey	Jacobs	McFarlin	Ryan	Mr. Speaker

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1659, A bill for an act prescribing policies and procedures for the selection, designation, planning, and regulation of areas of critical concern.

PATRICK E. FLAHAVEN, Secretary of the Senate

Vento moved that the House refuse to concur in the Senate amendments to H. F. No. 1659, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 2272.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 2272, A bill for an act authorizing the county of Anoka to establish subordinate service districts in order to provide and finance governmental services.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

SPECIAL ORDERS

S. F. No. 965 was reported to the House.

Berg moved to amend S. F. No. 965, the printed bill, as follows:

Page 4, line 2, delete "*in any tenancy in which the monthly rent*".

Page 4, delete lines 3 and 4.

Page 4, line 5, delete "*landlord and tenant in writing*".

The motion prevailed and the amendment was adopted.

S. F. No. 965, A bill for an act relating to real estate; landlord and tenant; deposit of money; amending Minnesota Statutes 1971, Chapter 504, by adding a section; and repealing Minnesota Statutes 1971, Section 504.19.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 97, and nays 22, as follows:

Those who voted in the affirmative were:

Adams, J.	Clifford	Heinitz	Moe	Saveikoul
Andersen, R.	Connors	Hook	Munger	Schreiber
Anderson, G.	Cummiskey	Jacobs	Myrah	Sherwood
Anderson, I.	Dahl	Jaros	Nelson	Sieben, H.
Becklin	DeGroat	Johnson, D.	Newcome	Sieben, M.
Belisle	Dieterich	Jude	Norton	Smith
Bell	Dirlam	Kahn	Ohnstad	Spanish
Bennett	Eken	Kelly	Ojala	Stanton
Berg	Enebo	Knickerbocker	Parish	Tomlinson
Berglin	Faricy	Laidig	Pehler	Ulland
Biersdorf	Ferderer	LaVoy	Peterson	Vanasek
Boland	Flakne	Lindstrom, E.	Pleasant	Vento
Braun	Forsythe	Lindstrom, J.	Prahl	Voss
Brinkman	Fudro	Lombardi	Quirin	Wenzel
Carlson, A.	Fugina	Mann	Resner	Wohlwend
Carlson, B.	Graba	McArthur	Rice	Wolcott
Carlson, D.	Graw	McCarron	Ryan	Mr. Speaker
Carlson, L.	Growe	McFarlin	Salchert	
Casserly	Hanson	Menke	Samuelson	
Cleary	Haugerud	Miller, D.	Sarna	

Those who voted in the negative were:

Anderson, D.	Fjoslien	Long	Patton	Stangeland
Eckstein	Hagedorn	McCauley	Pieper	Wigley
Erdahl	Jopp	Miller, M.	St. Onge	
Erickson	Klaus	Mueller	Searle	
Esau	Larson	Niehaus	Skaar	

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

S. F. No. 1726 was reported to the House.

There being no objection, S. F. No. 1726 was continued on Special Orders for tomorrow.

S. F. No. 2275, A bill for an act relating to employees of the fire department of the city of Fridley; transferring full time firemen to the public employees retirement association; providing benefits to members of the firemen's relief association; amending Laws 1969, Chapter 594, Sections 1, 2, 3, 4, 5, 6, 7, 8, 9, 10 and 11; and repealing Laws 1969, Chapter 594, Section 12, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 107, and nays 8, as follows:

Those who voted in the affirmative were:

Adams, S.	Anderson, I.	Berg	Braun	Carlson, D.
Andersen, R.	Becklin	Berglin	Brinkman	Carlson, L.
Anderson, D.	Belisle	Biersdorf	Carlson, A.	Casserly
Anderson, G.	Bennett	Boland	Carlson, B.	Cleary

Clifford	Hagedorn	Lindstrom, E.	Parish	Sieben, M.
Connors	Hanson	Lindstrom, J.	Patton	Skaar
Cummiskey	Heinitz	Lombardi	Pavlak, R.	Spanish
Dahl	Hook	Long	Pehler	Stanton
DeGroat	Jacobs	McArthur	Peterson	Swanson
Dieterich	Johnson, C.	McCarron	Pieper	Tomlinson
Eken	Johnson, D.	McFarlin	Prahl	Ulland
Enebo	Johnson, J.	Menke	Quirin	Vanasek
Erdahl	Johnson, R.	Miller, D.	Resner	Vento
Erickson	Jude	Miller, M.	Rice	Voss
Faricy	Kahn	Moe	St. Onge	Wenzel
Ferderer	Kelly	Mueller	Salchert	Wigley
Fjoslien	Kempe	Munger	Samuelson	Wohlwend
Flakne	Klaus	Myrah	Savelkoul	Wolcott
Fugina	Knickerbocker	Nelson	Schreiber	Mr. Speaker
Graba	Laidig	Newcome	Searle	
Graw	Larson	Ohnstad	Sherwood	
Growe	Lemke	Ojala	Sieben, H.	

Those who voted in the negative were:

Adams, J.	Jaros	LaVoy	Pavlak, R. L.	Sarna
Haugerud	Jopp	Niehaus		

The bill was passed and its title agreed to.

S. F. No. 2016, A bill for an act relating to regional development commissions; authorizing the issuance of certificates of indebtedness; clarifying sales tax exemptions; amending Minnesota Statutes 1971, Sections 462.39, Subdivision 1; and 462.396, Subdivision 1; and Chapter 462, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 105, and nays 20, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, R.	Miller, M.	Salchert
Anderson, G.	Dahl	Jopp	Moe	Samuelson
Anderson, I.	Dieterich	Jude	Munger	Sarna
Belisle	Enebo	Kahn	Myrah	Searle
Bell	Erickson	Kelly	Nelson	Sherwood
Bennett	Esau	Kempe	Newcome	Sieben, H.
Berg	Faricy	Klaus	Norton	Sieben, M.
Berglin	Ferderer	Knickerbocker	Ojala	Smith
Biersdorf	Flakne	Laidig	Parish	Spanish
Boland	Fudro	LaVoy	Patton	Stangeland
Braun	Fugina	Lemke	Pavlak, R.	Swanson
Brinkman	Graba	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, A.	Growe	Lindstrom, J.	Pehler	Ulland
Carlson, B.	Hagedorn	Lombardi	Peterson	Vanasek
Carlson, D.	Hanson	Mann	Pieper	Vento
Carlson, L.	Haugerud	McArthur	Prahl	Voss
Casserly	Heinitz	McCarron	Quirin	Wenzel
Cleary	Jacobs	McCauley	Resner	Wigley
Clifford	Jaros	McFarlin	Rice	Wohlwend
Connors	Johnson, C.	Menke	Ryan	Wolcott
Culhane	Johnson, D.	Miller, D.	St. Onge	Mr. Speaker

Those who voted in the negative were:

Adams, S.	DeGroat	Erdahl	Johnson, J.	Ohnstad
Andersen, R.	Dirlam	Fjoslien	Larson	Pleasant
Anderson, D.	Eckstein	Graw	Long	Schreiber
Becklin	Eken	Hook	Niehaus	Skaar

The bill was passed and its title agreed to.

S. F. No. 678, A bill for an act relating to insurance, motor vehicles; prohibiting certain family policy premium increases for families with a handicapped member.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Miller, M.	Sarna
Adams, S.	DeGroat	Johnson, D.	Moe	Savelkoul
Andersen, R.	Dieterich	Johnson, J.	Mueller	Schreiber
Anderson, D.	Dirlam	Johnson, R.	Munger	Searle
Anderson, G.	Eckstein	Jopp	Myrah	Sherwood
Anderson, I.	Eken	Jude	Nelson	Sieben, H.
Becklin	Enebo	Kahn	Niehaus	Sieben, M.
Belisle	Erdahl	Kelly	Norton	Skaar
Bell	Erickson	Kempe	Ohnstad	Spanish
Bennett	Esau	Klaus	Ojala	Stangeland
Berg	Faricy	Knickerbocker	Parish	Stanton
Berglin	Ferderer	Laidig	Patton	Swanson
Biersdorf	Fjoslien	Larson	Pavlak, R.	Tomlinson
Boland	Flakne	LaVoy	Pavlak, R. L.	Ulland
Braun	Fudro	Lemke	Pehler	Vanasek
Brinkman	Fugina	Lindstrom, E.	Peterson	Vento
Carlson, A.	Graba	Lindstrom, J.	Pieper	Voss
Carlson, B.	Graw	Lombardi	Pleasant	Wenzel
Carlson, D.	Growe	Long	Prahl	Wigley
Carlson, L.	Hagedorn	Mann	Quirin	Wohlwend
Casserly	Hanson	McArthur	Resner	Wolcott
Cleary	Haugerud	McCarron	Rice	Mr. Speaker
Clifford	Heinitz	McCauley	Ryan	
Connors	Hook	McFarlin	St. Onge	
Culhane	Jacobs	Menke	Salchert	
Cummiskey	Jaros	Miller, D.	Samuelson	

The bill was passed and its title agreed to.

S. F. No. 1436, A bill for an act relating to elections; providing for the payment of the expenses of special county elections; amending Minnesota Statutes 1971, Section 203.43.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	Andersen, R.	Anderson, G.	Becklin	Bell
Adams, S.	Anderson, D.	Anderson, I.	Belisle	Bennett

Berg	Erdahl	Jude	Munger	Sarna
Berglin	Erickson	Kelly	Myrah	Savelkoul
Biersdorf	Esau	Kempe	Nelson	Schreiber
Boland	Faricy	Klaus	Newcome	Searle
Braun	Ferderer	Knickerbocker	Niehaus	Sherwood
Brinkman	Fjoslien	Laidig	Norton	Sieben, H.
Carlson, A.	Fudro	Larson	Ohnstad	Sieben, M.
Carlson, B.	Fugina	LaVoy	Ojala	Smith
Carlson, D.	Graba	Lemke	Parish	Spanish
Carlson, L.	Graw	Lindstrom, E.	Patton	Stangeland
Casserly	Growe	Lindstrom, J.	Pavlak, R.	Stanton
Cleary	Hagedorn	Lombardi	Pavlak, R. L.	Swanson
Clifford	Hanson	Long	Pehler	Tomlinson
Connors	Haugerud	Mann	Peterson	Ulland
Culhane	Heinitz	McArthur	Pieper	Vanasek
Cummiskey	Hook	McCarron	Pleasant	Vento
Dahl	Jacobs	McCauley	Prahl	Voss
DeGroat	Jaros	McFarlin	Quirin	Wenzel
Dieterich	Johnson, C.	Menke	Resner	Wohlwend
Dirlam	Johnson, D.	Miller, D.	Rice	Wolcott
Eckstein	Johnson, J.	Miller, M.	Ryan	Mr. Speaker
Eken	Johnson, R.	Moe	Salchert	
Enebo	Jopp	Mueller	Samuelson	

Those who voted in the negative were:

St. Onge Skaar Wigley

The bill was passed and its title agreed to.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Pursuant to Rule 14, Mr. Anderson, I., for the Committee on Rules and Legislative Administration, designated the following bills as a Special Order for today, Tuesday, May 15, 1973, to be acted upon immediately:

S. F. Nos. 1164, 1667, 1505, 476, 721, 1602, 546, and 1029.

SPECIAL ORDERS

S. F. No. 1164, A bill for an act relating to intoxicating liquor; county licenses in unorganized or unincorporated areas of certain counties.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 98, and nays 21, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, B.	Enebo	Jacobs	McArthur
Adams, S.	Carlson, L.	Faricy	Jaros	McCarron
Andersen, R.	Casserly	Ferderer	Johnson, C.	McCauley
Anderson, G.	Cleary	Flakne	Johnson, D.	McFarlin
Anderson, I.	Clifford	Fudro	Jude	Menke
Belisle	Connors	Fugina	Kahn	Miller, D.
Bell	Culhane	Graba	Kelly	Miller, M.
Bennett	Cummiskey	Graw	Kempe	Moe
Berg	Dahl	Growe	Knickerbocker	Munger
Berglin	Dieterich	Hagedorn	LaVoy	Myrah
Biersdorf	Dirlam	Hanson	Lemke	Nelson
Boland	Eckstein	Haugerud	Lindstrom, J.	Newcome
Carlson, A.	Eken	Heinitz	Mann	Niehaus

Norton	Pieper	Samuelson	Stangeland	Voss
Ojala	Pleasant	Sarna	Stanton	Wenzel
Parish	Prahl	Schreiber	Swanson	Wohlwend
Patton	Resner	Sieben, H.	Tomlinson	Wolcott
Pavlak, R.	Rice	Sieben, M.	Ulland	Mr. Speaker
Pehler	St. Onge	Smith	Vanasek	
Peterson	Salchert	Spanish	Vento	

Those who voted in the negative were:

Anderson, D.	Erdahl	Johnson, J.	Long	Wigley
Becklin	Erickson	Jopp	Ohnstad	
Brinkman	Esau	Klaus	Searle	
Carlson, D.	Fjoslien	Laidig	Sherwood	
DeGroat	Hook	Lindstrom, E.	Skaar	

The bill was passed and its title agreed to.

S. F. No. 1667, A bill for an act relating to trade regulations; recorded material; unauthorized reproductions; providing a penalty.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 120, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, J.	Miller, M.	Samuelson
Andersen, R.	Dieterich	Johnson, R.	Moe	Sarna
Anderson, G.	Dirlam	Jopp	Mueller	Savelkoul
Anderson, I.	Eckstein	Jude	Munger	Schreiber
Becklin	Eken	Kahn	Myrah	Searle
Belisle	Enebo	Kelly	Nelson	Sherwood
Bell	Erdahl	Kempe	Newcome	Sieben, H.
Bennett	Esau	Klaus	Norton	Sieben, M.
Berg	Faricy	Knickerbocker	Ohnstad	Skaar
Berglin	Ferderer	Laidig	Ojala	Smith
Biersdorf	Fjoslien	Larson	Parish	Spanish
Boland	Flakne	LaVoy	Patton	Stangeland
Brinkman	Fudro	Lemke	Pavlak, R.	Stanton
Carlson, A.	Fugina	Lindstrom, E.	Pavlak, R. L.	Swanson
Carlson, B.	Graba	Lindstrom, J.	Pehler	Tomlinson
Carlson, D.	Grove	Lombardi	Peterson	Ulland
Carlson, L.	Hagedorn	Long	Pieper	Vanasek
Casserly	Hanson	Mann	Pleasant	Vento
Cleary	Haugerud	McArthur	Prahl	Voss
Clifford	Heinitz	McCarron	Quirin	Wenzel
Connors	Jacobs	McCauley	Resner	Wigley
Culhane	Jaros	McFarlin	Ryan	Wohlwend
Cummiskey	Johnson, C.	Menke	St. Onge	Wolcott
Dahl	Johnson, D.	Miller, D.	Salchert	Mr. Speaker

Those who voted in the negative were:

Anderson, D.	Erickson	Hook	Niehaus
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The bill was passed and its title agreed to.

S. F. No. 1505, A bill for an act relating to pollution; livestock, poultry and other animal lots; permitting counties to exercise certain permit processing powers; amending Minnesota Statutes 1971, Section 116.07, by adding a subdivision.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 120, and nays 5, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Hook	Miller, D.	St. Onge
Adams, S.	Cummiskey	Jacobs	Miller, M.	Samuelson
Andersen, R.	Dahl	Jaros	Moe	Sarna
Anderson, D.	DeGroat	Johnson, C.	Mueller	Savelkoul
Anderson, G.	Dieterich	Johnson, D.	Munger	Schreiber
Anderson, I.	Dirlam	Johnson, R.	Myrah	Sherwood
Becklin	Eckstein	Jopp	Nelson	Sieben, H.
Belisle	Eken	Jude	Newcome	Sieben, M.
Bell	Enebo	Kelly	Niehaus	Skaar
Bennett	Erdahl	Kempe	Norton	Smith
Berg	Erickson	Klaus	Ojala	Spanish
Berglin	Esau	Knickerbocker	Parish	Stangeland
Biersdorf	Faricy	Laidig	Patton	Stanton
Boland	Ferderer	LaVoy	Pavlak, R.	Swanson
Braun	Flakne	Lemke	Pavlak, R. L.	Tomlinson
Brinkman	Fudro	Lindstrom, E.	Pehler	Ulland
Carlson, A.	Fugina	Lindstrom, J.	Peterson	Vanasek
Carlson, B.	Graba	Lombardi	Pieper	Vento
Carlson, D.	Graw	Long	Pleasant	Voss
Carlson, L.	Growe	Mann	Prahl	Wenzel
Casserly	Hagedorn	McArthur	Quirin	Wigley
Cleary	Hanson	McCarron	Resner	Wohlwend
Clifford	Haugerud	McFarlin	Rice	Wolcott
Connors	Heinitz	Menke	Ryan	Mr. Speaker

Those who voted in the negative were:

Fjoslien	Johnson, J.	Larson	Ohnstad	Salchert
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The bill was passed and its title agreed to.

S. F. No. 476, A bill for an act relating to agriculture; commercial feed inspection fees; amending Minnesota Statutes 1971, Section 25.39, Subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	Braun	Dirlam	Graw	Jude
Adams, S.	Brinkman	Eckstein	Growe	Kahn
Andersen, R.	Carlson, A.	Eken	Hagedorn	Kelly
Anderson, D.	Carlson, P.	Enebo	Hanson	Kempe
Anderson, G.	Carlson, D.	Erdahl	Haugerud	Klaus
Anderson, I.	Carlson, L.	Erickson	Heinitz	Knickerbocker
Becklin	Casserly	Esau	Hook	Laidig
Belisle	Cleary	Faricy	Jacobs	Larson
Bell	Clifford	Ferderer	Jaros	LaVoy
Bennett	Connors	Fjoslien	Johnson, C.	Lemke
Berg	Culhane	Flakne	Johnson, D.	Lindstrom, E.
Berglin	Cummiskey	Fudro	Johnson, J.	Lindstrom, J.
Biersdorf	Dahl	Fugina	Johnson, R.	Lombardi
Boland	Dieterich	Graba	Jopp	Long

Mann	Myrah	Peterson	Savelkoul	Tomlinson
McArthur	Nelson	Pieper	Schreiber	Ulland
McCarron	Newcome	Prahl	Sherwood	Vanasek
McCauley	Niehaus	Quirin	Sieben, H.	Vento
McFarlin	Norton	Resner	Sieben, M.	Voss
Menke	Ohnstad	Rice	Skaar	Wenzel
Miller, D.	Parish	Ryan	Smith	Wigley
Miller, M.	Patton	St. Onge	Spanish	Wohlwend
Moe	Pavlak, R.	Salchert	Stangeland	Wolcott
Mueller	Pavlak, R. L.	Samuelson	Stanton	Mr. Speaker
Munger	Pehler	Sarna	Swanson	

Those who voted in the negative were:

DeGroat Ojala Pleasant

The bill was passed and its title agreed to.

Newcome was excused for the remainder of today's session.

S. F. No. 721, A bill for an act relating to public welfare; clarifying the responsibility of relatives for poor relief expended; amending Minnesota Statutes 1971, Section 261.01, and repealing Minnesota Statutes 1971, Section 261.02.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Miller, M.	Samuelson
Adams, S.	Dieterich	Johnson, D.	Moe	Sarna
Andersen, R.	Dirlam	Johnson, J.	Mueller	Savelkoul
Anderson, D.	Eckstein	Johnson, R.	Munger	Schreiber
Anderson, G.	Eken	Jopp	Myrah	Searle
Anderson, I.	Enebo	Jude	Nelson	Sherwood
Becklin	Erdahl	Kahn	Niehaus	Sieben, H.
Belisle	Erickson	Kempe	Norton	Sieben, M.
Bell	Esau	Klaus	Ohnstad	Skaar
Bennett	Faricy	Knickerbocker	Ojala	Smith
Berg	Ferderer	Laidig	Parish	Spanish
Berglin	Fjoslien	Larson	Patton	Stangeland
Biersdorf	Flakne	LaVoy	Pavlak, R.	Stanton
Boland	Fudro	Lemke	Pavlak, R. L.	Swanson
Brinkman	Fugina	Lindstrom, E.	Pehler	Tomlinson
Carlson, A.	Graba	Lindstrom, J.	Peterson	Ulland
Carlson, B.	Graw	Lombardi	Pieper	Vanasek
Carlson, L.	Grove	Long	Pleasant	Vento
Cassery	Hagedorn	Mann	Prahl	Wenzel
Cleary	Hanson	McArthur	Quirin	Wigley
Clifford	Haugerud	McCarron	Resner	Wohlwend
Connors	Heinitz	McCauley	Rice	Wolcott
Culhane	Hook	McFarlin	Ryan	Mr. Speaker
Cummiskey	Jacobs	Menke	St. Onge	
Dahl	Jaros	Miller, D.	Salchert	

The bill was passed and its title agreed to.

S. F. No. 1602, A bill for an act relating to compensation insurance; providing for a change in administration from the department of commerce to the commissioner of insurance; amending Minnesota Statutes 1971, Chapter 79.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Miller, M.	Savelkoul
Adams, S.	DeGroat	Johnson, D.	Moe	Schreiber
Andersen, R.	Dieterich	Johnson, J.	Mueller	Searle
Anderson, D.	DirIAM	Johnson, R.	Munger	Sherwood
Anderson, G.	Eckstein	Jopp	Myrah	Sieben, H.
Anderson, I.	Eken	Jude	Nelson	Sieben, M.
Becklin	Enebo	Kahn	Niehaus	Skaar
Belisle	Erdahl	Kelly	Norton	Smith
Bell	Erickson	Kempe	Ohnstad	Spanish
Bennett	Esau	Klaus	Ojala	Stangeland
Berg	Faricy	Knickerbocker	Parish	Stanton
Berglin	Ferderer	Laidig	Patton	Swanson
Biersdorf	Fjoslien	Larson	Pavlak, R.	Tomlinson
Boland	Flakne	LaVoy	Pavlak, R. L.	Ulland
Braun	Fudro	Lemke	Pehler	Vanasek
Brinkman	Fugina	Lindstrom, E.	Peterson	Vento
Carlson, A.	Graba	Lindstrom, J.	Pieper	Voss
Carlson, B.	Graw	Lombardi	Pleasant	Wenzel
Carlson, D.	Growe	Long	Prahl	Wigley
Carlson, L.	Hagedorn	Mann	Quirin	Wohlwend
Casserly	Hanson	McArthur	Resner	Wolcott
Cleary	Haugerud	McCarron	Rice	Mr. Speaker
Clifford	Heinitz	McCauley	Ryan	
Connors	Hook	McFarlin	St. Onge	
Culhane	Jacobs	Menke	Salchert	
Cummiskey	Jaros	Miller, D.	Sarna	

The bill was passed and its title agreed to.

S. F. No. 546, A bill for an act relating to wild animals; eliminating certain shipping coupon requirements; amending Minnesota Statutes 1971, Section 97.45, Subdivisions 4, 7, 9, 11, and 12.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Brinkman	Eckstein	Hagedorn	Kempe
Adams, S.	Carlson, A.	Eken	Hanson	Klaus
Andersen, R.	Carlson, B.	Enebo	Haugerud	Knickerbocker
Anderson, D.	Carlson, D.	Erdahl	Heinitz	Laidig
Anderson, G.	Carlson, L.	Erickson	Hook	Larson
Anderson, I.	Casserly	Esau	Jacobs	LaVoy
Becklin	Cleary	Faricy	Jaros	Lemke
Belisle	Clifford	Ferderer	Johnson, C.	Lindstrom, E.
Bell	Connors	Fjoslien	Johnson, D.	Lindstrom, J.
Bennett	Culhane	Flakne	Johnson, J.	Lombardi
Berg	Cummiskey	Fudro	Johnson, R.	Long
Berglin	Dahl	Fugina	Jopp	Mann
Biersdorf	DeGroat	Graba	Jude	McArthur
Boland	Dieterich	Graw	Kahn	McCarron
Braun	DirIAM	Growe	Kelly	McCauley

McFarlin	Ohnstad	Quirin	Sherwood	Vanasek
Menke	Ojala	Resner	Sieben, H.	Vento
Miller, D.	Parish	Rice	Sieben, M.	Voss
Miller, M.	Patton	Ryan	Skaar	Wenzel
Moe	Pavlak, R.	St. Onge	Smith	Wigley
Mueller	Pavlak, R. L.	Salchert	Spanish	Wohlwend
Munger	Pehler	Samuelson	Stangeland	Wolcott
Myrah	Peterson	Sarna	Stanton	Mr. Speaker
Nelson	Pieper	Savelkoul	Swanson	
Niehaus	Pleasant	Schreiber	Tomlinson	
Norton	Prahl	Searle	Ulland	

The bill was passed and its title agreed to.

S. F. No. 1029 was reported to the House.

There being no objection, S. F. No. 1029 was continued on Special Orders for tomorrow.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of S. F. Nos. 47 and 672.

S. F. No. 47, A bill for an act relating to psychologists; providing for the licensure and regulation of the private practice of psychology; establishing a board of examiners and prescribing the powers and duties thereof; providing penalties; appropriating money; amending Minnesota Statutes 1971, Section 595.02; and repealing Minnesota Statutes 1971, Sections 148.79 to 148.86.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	Miller, D.	Samuelson
Adams, S.	DeGroat	Johnson, C.	Miller, M.	Sarna
Andersen, R.	Dieterich	Johnson, D.	Moe	Savelkoul
Anderson, D.	Dirlam	Johnson, J.	Mueller	Schreiber
Anderson, G.	Eckstein	Jopp	Munger	Searle
Anderson, I.	Eken	Jude	Myrah	Sherwood
Becklin	Enebo	Kahn	Nelson	Sieben, H.
Belisle	Erdahl	Kelly	Niehaus	Sieben, M.
Bell	Erickson	Kempe	Norton	Skaar
Bennett	Esau	Klaus	Ohnstad	Smith
Berg	Faricy	Knickerbocker	Ojala	Spanish
Berglin	Ferderer	Laidig	Parish	Stangeland
Biersdorf	Fjoslien	Larson	Patton	Stanton
Boland	Flakne	LaVoy	Pavlak, R.	Swanson
Brinkman	Fudro	Lemke	Pavlak, R. L.	Tomlinson
Carlson, A.	Fugina	Lindstrom, E.	Pehler	Ulland
Carlson, B.	Graba	Lindstrom, J.	Peterson	Vanasek
Carlson, D.	Graw	Lombardi	Pieper	Vento
Carlson, L.	Growe	Long	Pleasant	Voss
Casserly	Hagedorn	Mann	Prahl	Wenzel
Cleary	Hanson	McArthur	Quirin	Wigley
Clifford	Haugerud	McCarron	Resner	Wohlwend
Connors	Heinitz	McCauley	Rice	Wolcott
Culhane	Hook	McFarlin	St. Onge	Mr. Speaker
Cummiskey	Jacobs	Menke	Salchert	

The bill was passed and its title agreed to.

S. F. No. 672, A bill for an act relating to corrections; establishing an office of ombudsman; definitions; granting the ombudsman certain enforcement powers of investigation, action on complaints, publication of opinions and recommendations; amending Minnesota Statutes 1971, Chapter 241, by adding sections.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 103, and nays 19, as follows:

Those who voted in the affirmative were:

Adams, J.	Connors	Haugerud	Moe	Savelkoul
Adams, S.	Culhane	Heinitz	Mueller	Searle
Andersen, R.	Cummiskey	Jacobs	Munger	Sherwood
Anderson, D.	Dahl	Jaros	Myrah	Sieben, H.
Anderson, G.	DeGroat	Johnson, C.	Nelson	Sieben, M.
Anderson, I.	Dieterich	Johnson, D.	Norton	Skaar
Becklin	Dirlam	Jude	Ojala	Smith
Belisle	Eckstein	Kahn	Parish	Spanish
Bell	Eken	Kelly	Patton	Stanton
Berg	Enebo	Knickerbocker	Pavlak, R.	Swanson
Berglin	Erdahl	LaVoy	Pehler	Tomlinson
Biersdorf	Erickson	Lemke	Peterson	Ulland
Boland	Faricy	Long	Pleasant	Vanasek
Brinkman	Ferderer	Mann	Prahl	Vento
Carlson, A.	Flakne	McArthur	Quirin	Voss
Carlson, B.	Fudro	McCarron	Resner	Wenzel
Carlson, D.	Fugina	McCauley	Rice	Wohlwend
Carlson, L.	Graba	McFarlin	St. Onge	Wolcott
Cassery	Graw	Menke	Salchert	Mr. Speaker
Cleary	Growe	Miller, D.	Samuelson	
Clifford	Hanson	Miller, M.	Sarna	

Those who voted in the negative were:

Bennett	Hagedorn	Klaus	Ohnstad	Schreiber
Braun	Johnson, J.	Laidig	Pavlak, R. L.	Stangeland
Esau	Johnson, R.	Lindstrom, E.	Pieper	Wigley
Fjoslien	Jopp	Niehaus	Ryan	

The bill was passed and its title agreed to.

Anderson, I., moved that the remaining bills on Special Orders for today be continued on Special Orders for Wednesday, May 16, 1973. The motion prevailed.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1659:

Vento; Sieben, H.; and Fjoslien.

ADJOURNMENT

Mr. Anderson, I., moved that when the House adjourns today it adjourn until 10:30 a.m., Wednesday, May 16, 1973. The motion prevailed.

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 10:30 a.m., Wednesday, May 16, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

SIXTY-SECOND DAY

SAINT PAUL, MINNESOTA, WEDNESDAY, MAY 16, 1973

The House convened at 10:30 a.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J.	Dieterich	Johnson, J.	Moe	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Mueller	Schulz
Anderson, D.	Eckstein	Jopp	Munger	Searle
Anderson, G.	Eken	Jude	Myrah	Sherwood
Anderson, I.	Enebo	Kahn	Nelson	Sieben, H.
Becklin	Erdahl	Kelly	Newcome	Sieben, M.
Belisle	Erickson	Kempe	Niehaus	Skaar
Bell	Esau	Klaus	Norton	Smith
Bennett	Faricy	Knickerbocker	Ohnstad	Spanish
Berg	Ferderer	Laidig	Ojala	Stangeland
Berglin	Fjoslien	Larson	Parish	Stanton
Biersdorf	Flakne	LaVoy	Patton	Swanson
Boland	Forsythe	Lemke	Pavlak, R.	Tomlinson
Braun	Fudro	Lindstrom, E.	Pavlak, R. L.	Ulland
Brinkman	Fugina	Lindstrom, J.	Pehler	Vanasek
Carlson, A.	Graba	Lombardi	Peterson	Vento
Carlson, B.	Graw	Long	Pieper	Voss
Carlson, D.	Grove	Mann	Pleasant	Weaver
Carlson, L.	Hagedorn	McArthur	Prahl	Wenzel
Casserly	Hanson	McCarron	Quirin	Wigley
Cleary	Haugerud	McCauley	Resner	Wohlwend
Clifford	Heinitz	McEachern	Rice	Wolcott
Connors	Hook	McFarlin	Ryan	Mr. Speaker
Culhane	Jacobs	McMillan	St. Onge	
Cummiskey	Jaros	Menke	Samuelson	
Dahl	Johnson, C.	Miller, D.	Sarna	
DeGroat	Johnson, D.	Miller, M.	Savelkoul	

A quorum was present.

Kvam was excused. Adams, S., and Salchert were excused until 7:00 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. Johnson, C., the further reading was dispensed with and the Journal was approved as corrected.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 2530, 2531, 1297, 2303, 686, 258, 951, 1318, and 2108 and S. F. Nos. 1960, 1269, 1895, 767, 1557, 1617, and 2321 have been placed in the members' files.

PETITIONS AND COMMUNICATIONS

The following report was received and filed in the Chief Clerk's Office. Report of the Public Examiner on the Financial Affairs of the Public Employees Retirement Association.

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

May 15, 1973

The Honorable Martin O. Sabo
Speaker of the House

Sir:

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

H. F. No. 178, An act relating to peace officers; providing benefits to survivors of peace officers killed in the line of duty; establishing a peace officers' benefit fund in the state treasury; providing an appropriation.

Sincerely,

WENDELL R. ANDERSON
Governor

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
454		Resolution 6		May 11
626		Resolution 7		May 11
	803	Resolution 8		May 11
	7	204	May 11	May 11
	267	205	May 11	May 11
	678	206	May 11	May 11
	694	207	May 11	May 11
	723	208	May 11	May 11
	864	209	May 11	May 11
	1162	210	May 11	May 11
	1201	211	May 11	May 11
	1433	212	May 11	May 11
	1434	213	May 11	May 11
	1590	214	May 11	May 11
	1624	215	May 11	May 11
531		216	May 11	May 11
613		217	May 11	May 11
627		218	May 11	May 11
632		219	May 11	May 11
667		220	May 11	May 11
912		221	May 11	May 11
1013		222	May 11	May 11
1056		223	May 11	May 11

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received

from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
1073		224	May 11	May 11
1080		225	May 11	May 11
1092		226	May 11	May 11
1124		227	May 11	May 11
1187		228	May 11	May 11
1287		229	May 11	May 11
1354		230	May 11	May 11
1377		231	May 11	May 11
1386		232	May 11	May 11
1401		233	May 11	May 11
1503		234	May 11	May 11
1507		235	May 11	May 11
1559		236	May 11	May 11
1583		237	May 11	May 11
1584		238	May 11	May 11
1593		239	May 11	May 11
1594		240	May 11	May 11
1622		241	May 11	May 11
1627		242	May 11	May 11
1695		243	May 11	May 11
1925		244	May 11	May 11

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

The Honorable Martin O. Sabo
Speaker of the House of Representatives
The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received

from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
658		245	May 11	May 14
	942	246	May 12	May 14

Sincerely,

ARLEN ERDAHL
Secretary of State

REPORT FROM THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Pursuant to Rule 14, Mr. Anderson, I., for the Committee on Rules and Legislative Administration, designated the following bills as a Special Order for Wednesday, May 16, 1973, to be acted upon immediately following those Special Orders already designated for Wednesday, May 16, 1973: S. F. Nos. 943, 2014, 681, 1374, 537, 973, 938, 1592, 2250, 1540, 568, and 1797.

REPORTS OF STANDING COMMITTEES

Mr. Brinkman from the Committee on Financial Institutions and Insurance to which was referred:

S. F. No. 96, A bill for an act relating to motor vehicle insurance; providing for basic reparation insurance benefits, regardless of fault, in cases of accident; limiting the recovery of general damages in bodily injury tort claims; requiring no-fault reparation insurance; providing for the administration of a no-fault reparation system and providing penalties; providing for mandatory arbitration of certain claims; providing for the partial abrogation of tort liability; repealing Minnesota Statutes 1971, Sections 65B.01 to 65B.27; 168.054; 168.833; 170.21; 170.22; 170.23; 170.231; 170.25 to 170.58; and 171.12, Subdivision 4.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert:

"Section 1. [CITATION.] Sections 1 to 28 may be cited as the "Minnesota Automobile Accident Reparations Act".

Sec. 2. [PURPOSE.] The detrimental impact of automobile accidents on uncompensated injured persons, upon the orderly and efficient administration of justice in this state, and in various other ways requires that this act be adopted to effect the following purposes:

(1) To relieve the severe economic distress of uncompensated victims of automobile accidents within this state by requiring automobile insurers to offer and automobile owners to main-

tain automobile liability insurance policies or other pledges of indemnity which will provide prompt payment of specified basic economic loss benefits to victims of automobile accidents without regard to whose fault caused the accident;

(2) To prevent the overcompensation of those automobile accident victims suffering minor injuries by restricting the right to recover general damages to cases of serious injury.

(3) To encourage appropriate medical and rehabilitation treatment of the automobile accident victim by assuring prompt payment for such treatment;

(4) To speed the administration of justice, to ease the burden of litigation on the courts of this state, and to create a system of small claims arbitration to decrease the expense of and to simplify litigation, and to create a system of mandatory inter-company arbitration to assure a prompt and proper allocation of the costs of insurance benefits between motor vehicle insurers;

(5) To correct imbalances and abuses in the operation of the automobile accident tort liability system, to provide offsets to avoid duplicate recovery, to require medical examination and disclosure, and to govern the effect of advance payments prior to final settlement of liability.

Sec. 3. [DEFINITIONS.] Subdivision 1. The following words and phrases, shall, for the purpose of this act, have the meanings ascribed to them, except where the context clearly indicates a different meaning.

Subd. 2. "Motor vehicle" means every vehicle which has four or more wheels and which (a) is required to be registered pursuant to Minnesota Statutes 1971, Chapter 168, (b) is designed to be self-propelled by an engine or motor for use primarily upon public roads, highways or streets in the transportation of persons or property, or trailers, when connected to or being towed by a motor vehicle.

Subd. 3. "Maintenance or use of a motor vehicle" means maintenance or use of a motor vehicle as a vehicle, including, incident to its maintenance or use as a vehicle, occupying, entering into, and alighting from it. Maintenance or use of a motor vehicle does not include (1) conduct within the course of a business of repairing, servicing, or otherwise maintaining motor vehicles unless the conduct occurs off the business premises, or (2) conduct in the course of loading and unloading the vehicle unless the conduct occurs while occupying, entering into or alighting from it.

Subd. 4. "Owner" means a person who holds legal title to a motor vehicle, or in the event that a motor vehicle is the subject of a security agreement or lease with option to purchase and the debtor or lessee is entitled to the immediate use or possession of the vehicle, then the debtor or lessee shall be deemed the owner for the purposes of this act.

Subd. 5. "Insured" means the named insured under a plan of reparation security as provided by this act, including the named insured and the following persons not identified by name as an insured while (a) residing in the same household with the named insured and (b) not identified by name in any other contract of basic reparation insurance complying with this act as an insured:

- (1) a spouse,
- (2) other relative of a named insured or
- (3) a minor in the custody of a named insured or of a relative residing in the same household with a named insured.

A person resides in the same household with the named insured if that person usually makes his home in the same family unit, even though he temporarily lives elsewhere.

Subd. 6. "Income" means salary, wages, tips, commissions, professional fees, and other earnings from work or tangible things of economic value produced in individually owned businesses, farms, ranches or other work, or the reasonable value of the services necessary to produce them.

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

Subd. 8. "Noneconomic detriment" means all dignitary losses suffered by any person as a result of bodily injury, sickness, or disease arising out of the ownership, maintenance, or use of a vehicle in this state including pain and suffering, loss of consortium, and inconvenience.

Subd. 9. "Reparation obligor" means an insurer or self-insurer obligated to provide the basic reparation benefits required by this act, including natural persons, firms, partnerships, associations, corporations, trusts and syndicates.

Subd. 10. "Basic economic loss benefits" means benefits providing reimbursement to the minimum amount of \$10,000 per person per accident for loss suffered through injury, sickness, disease or death arising out of the maintenance or use of a motor vehicle, subject, where applicable, to the deductibles, exclusions, disqualifications, and other conditions provided in this act.

Subd. 11. Except where otherwise indicated, "commissioner" means the commissioner of public safety of the state of Minnesota.

Sec. 4. [BASIC ECONOMIC LOSS BENEFITS.] (1)
Basic economic loss benefits shall consist of the following:

(a) [MEDICAL EXPENSE BENEFITS.] All reasonable expenses for necessary medical, surgical, x-ray, optical, dental, chiropractic, and rehabilitative services, including prosthetic devices, prescription drugs, necessary ambulance, hospital, extended care and nursing services. "Extended care facility" means a place where are provided skilled nursing care and related services for patients who require post-hospitalization, in-patient medical, nursing, or therapy services. Hospital room and board benefits may be limited, except for intensive care facilities, to the regular daily semi-private room rates customarily charged by the institution in which the recipient of benefits is confined. Such benefits shall also include necessary remedial treatment and services recognized and permitted under the laws of this state for an injured person who relies upon spiritual means through prayer alone for healing in accordance with his religious beliefs.

(b) [DISABILITY AND INCOME LOSS BENEFITS.] Eighty-five percent of the injured person's loss of present and future gross income per individual from inability to work proximately caused by the injury subject to a maximum of \$200 per week and only if the person is disabled during the seven days following the accident causing the injury sustained by the injured. All disability or income loss benefits payable under this provision shall be paid not less than every two weeks. Compensation for loss of income from work shall be reduced by any income from substitute work actually performed by the injured person or by income the injured person would have earned in available appropriate substitute work which he was capable of performing but unreasonably failed to undertake.

For the purposes of this section "disability" shall mean disability which continuously prevents the injured person from engaging in any substantial gainful occupation or employment, for wage or profit, for which he is or may by training become reasonably qualified.

(c) [FUNERAL AND BURIAL EXPENSES.] Reasonable funeral and burial expenses not in excess of \$1,000, including expenses for cremation or delivery under the Uniform Anatomical Gift Act, Minnesota Statutes 1971, Sections 525.921 to 525.93.

(d) [REPLACEMENT SERVICE AND LOSS.] All expenses reasonably incurred by or on behalf of the injured person in obtaining usual and necessary substitute services in lieu of those that, had he not been injured, the injured person would have performed not for income but for the direct benefit of himself or his household; if the injured person is either a housewife or husband who normally, as a full time responsibility, provides care and maintenance of a home with or without children, the benefit to be provided under this clause shall be the reasonable value of such care and maintenance or the reasonable expenses incurred in obtaining usual and necessary substitute care and maintenance of the home, whichever is greater. All replacement

services, loss sustained on the date of injury and the first seven days thereafter is excluded in calculating replacement services loss; and

(e) [SURVIVORS ECONOMIC LOSS BENEFITS.] (1) In the event of death occurring within one year of the date of the accident, caused by and arising out of injuries received in the accident, a survivor's benefit shall be paid for loss after decedent's death of contributions of money or tangible things of economic value, not including services, subject to a maximum of \$200 per week that his surviving dependents would have received for their support during their dependency from the decedent had he not suffered the injury causing death. The term also includes medical expenses accrued prior to decedent's death if benefits therefor are not paid to decedent or his estate and funeral expense if benefits therefor are not paid to decedent's estate.

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

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

(4) [SURVIVOR'S REPLACEMENT SERVICES LOSS.] Benefits to surviving dependents shall also be payable to reimburse expenses reasonably incurred by such dependents during their dependency and after the date of the deceased insured's death in obtaining ordinary and necessary services in lieu of those the deceased would have performed for their benefit had he not suffered the injury causing death, minus expenses of the survivors avoided by reason of the decedent's death.

(5) "Basic economic loss benefits" do not include benefits for physical damage done to property or motor vehicles, including their contents.

Sec. 5. [RIGHT TO BENEFITS.] Subdivision 1. If the accident causing injury occurs in this state, every person suffering loss from injury arising out of maintenance or use of a motor vehicle has a right to basic economic loss benefits.

Subd. 2. If the accident causing injury occurs outside this state, the following persons and their survivors suffering loss

from injury arising out of maintenance or use of a motor vehicle have a right to basic economic loss benefits:

(1) Insureds, and

(2) the driver and other occupants of a secured vehicle, other than (a) a vehicle which is regularly used in the course of the business of transporting persons or property and which is one of five or more vehicles under common ownership, or (b) a vehicle owned by a government other than this state, its political subdivisions, municipal corporations, or public agencies.

Subd. 3. For the purposes of this act, injuries suffered by a person while on, mounting or alighting from a vehicle having fewer than four wheels do not arise out of the maintenance or use of a motor vehicle although a motor vehicle is involved in the accident causing the injury.

Sec. 6. [PRIORITY OF APPLICABILITY OF SECURITY FOR PAYMENT OF BASIC ECONOMIC LOSS BENEFITS.]
Subdivision 1. In case of injury to the driver or other occupant of a motor vehicle, if the accident causing the injury occurs while the vehicle is being used in the business of transporting persons or property, the security for payment of basic economic loss benefits is the security covering the vehicle or, if none, the security under which the injured person is an insured.

Subd. 2. In case of injury to an employee, or to his spouse or other relative residing in the same household, if the accident causing the injury occurs while the injured person is driving or occupying a motor vehicle furnished by the employer, the security for payment of basic economic loss benefits is the security covering the vehicle or, if none, the security under which the injured person is an insured.

Subd. 3. In the case of any other person whose injury arises from the maintenance or use of a motor vehicle described in subdivision 1 or 2, the security for the payment of basic economic loss benefits is the security covering the vehicle, or if none, the security under which the injured person is an insured.

Subd. 4. In all other cases, the following priorities apply.

(a) The security for payment of basic reparation benefits applicable to injury to an insured is the security under which the injured person is an insured.

(b) The security for payment of basic economic loss benefits applicable to injury to the driver or other occupant of an involved motor vehicle who is not an insured is the security covering that vehicle.

(c) The security for payment of basic economic loss benefits applicable to injury to a person not otherwise covered who is not the driver or other occupant of an involved motor vehicle is the security covering any involved motor vehicle. An unoccupied parked vehicle is not an involved motor vehicle unless it was parked so as to cause unreasonable risk of injury.

Subd. 5. If two or more obligations to pay basic economic loss benefits are applicable to an injury under the priorities set out in this section, benefits are payable only once and the reparation obligor against whom a claim is asserted shall process and pay the claim as if wholly responsible, but he is thereafter entitled to recover contribution pro rata for the basic economic loss benefits paid and the costs of processing the claim. Where contribution is sought among reparation obligors responsible under clause (c) of subdivision 4, proration shall be based on the number of involved motor vehicles.

Subd. 6. Where a reparation obligor pays basic economic loss benefits which another reparation obligor is obligated to pay under the priority provided in this section, the reparation obligor is subrogated to all rights of the person to whom benefits are paid, including the rights to recover interest and attorney's fees for basic economic loss benefits paid.

Sec. 7. [REPARATION SECURITY COMPULSORY.] Subdivision 1. Every owner or registrant of a motor vehicle which is required to be registered or licensed or is principally garaged in this state shall provide and maintain, throughout the licensing or registration period, a plan of reparation security under provisions approved by the commissioner of insurance, insuring against loss resulting from liability imposed by law for bodily injury, death and property damage sustained by any person arising out of the ownership, maintenance, operation or use of an automobile. Such coverage shall provide for basic economic loss benefits and residual liability coverage in amounts not less than those specified in section 7, subdivision 2, clauses (a) and (b). The nonresident owner of a motor vehicle which is not required to be registered or licensed, or which is not principally garaged in this state, shall maintain such security in effect continuously throughout the period of the operation, maintenance or use of such motor vehicle within this state with respect to accidents occurring in this state.

Subd. 2. The security required by this act may be provided by a policy of insurance complying with this act which is issued by or on behalf of an insurer authorized to transact business in this state or, if the vehicle is registered in another state, by a policy of insurance issued by or on behalf of an insurer authorized to transact business in either this state or the state in which the vehicle is registered or by qualifying as a self-insurer.

Subd. 3. Self-insurance, subject to approval of the commissioner of insurance of the state of Minnesota, is effected by filing with the commissioner of insurance in satisfactory form:

(1) a continuing undertaking by the owner or other appropriate person to pay tort liabilities or basic economic loss benefits, or both, and to perform all other obligations imposed by this act;

(2) evidence that appropriate provision exists for prompt administration of all claims, benefits, and obligations provided by this act; and

(3) evidence that reliable financial arrangements, deposits, or commitments exist providing assurance, substantially equivalent to that afforded by a policy of insurance complying with this act, for payment of tort liabilities, basic economic loss benefits, and all other obligations imposed by this act.

Subd. 4. The state of Minnesota or any agency thereof and any political subdivision of the state or agency thereof may provide security by lawfully obligating itself to pay basic reparation in accordance with this act.

Subd. 5. A person providing security pursuant to subdivision 3 or 4 is a "self-insurer."

Subd. 6. "Security covering the vehicle" is the insurance or other security so provided. The vehicle for which the security is so provided is the "secured vehicle."

Subd. 7. "Basic reparation insurance" includes a contract, self-insurance, or other legal means under which the obligation to pay basic reparation benefits arises.

Sec. 8. [INSURERS.] Subdivision 1. [MANDATORY OFFER OF INSURANCE BENEFITS.] On and after the effective date of this act, no plan of reparation security shall be issued, renewed, continued, delivered, issued for delivery, or executed in this state with respect to any motor vehicle registered or principally garaged in this state unless coverage is provided therein or supplemental thereto, under provisions approved by the commissioner of insurance, requiring the insurer to pay, regardless of the fault of the insured, the accident reparation benefits arising out of injury sustained during the operation of the motor vehicle as provided in subdivision 2.

A plan of reparation security shall state the name and address of the named insured, the coverage afforded by the policy, the premium charged, the term and limits of liability, and shall contain an agreement or endorsement that insurance is provided thereunder in accordance with and subject to the provisions of this act.

Subd. 2. (a) [BASIC ECONOMIC LOSS.] Each plan of reparation security shall provide for payment of basic economic loss benefits to any insured, operator of the insured motor vehicle, passenger in such motor vehicle and other person whose injury arises out of the maintenance or use of the motor vehicle, to a minimum limit of \$10,000 per person per accident.

(b) [RESIDUAL LIABILITY INSURANCE.] (1) Each plan of reparation security shall also contain stated limits of liability, exclusive of interest and costs, with respect to each vehicle for which coverage is thereby granted, of not less than \$25,000 because of bodily injury to, or death of, one person in any one accident and, subject to said limit for one person, of not less than \$50,000 because of bodily injury to, or death of, two or more persons in any one accident, and, if the accident has resulted in injury to or destruction of property, of not less than

\$10,000 because of such injury to or destruction of property of others in any one accident.

(2) Under residual liability insurance the reparation obligor shall be liable to pay, on behalf of the insured, sums which the insured is legally obligated to pay as damages because of bodily injury and property damage arising out of the ownership, maintenance or use of a motor vehicle if the injury or damage occurs within this state, the United States of America, its territories or possessions, or Canada.

(3) Every plan of reparation security shall be subject to the following provisions which need not be contained therein:

(a) The liability of the reparation obligor with respect to the residual liability coverage required by this clause shall become absolute whenever injury or damage occurs; such liability may not be cancelled or annulled by any agreement between the reparation obligor and the insured after the occurrence of the injury or damage; no statement made by the insured or on his behalf and no violation of said policy shall defeat or void said policy.

(b) The satisfaction by the insured of a judgment for such injury or damage shall not be a condition precedent to the right or duty of the reparation obligor to make payment on account of such injury or damage.

(c) The reparation obligor shall have the right to settle any claim covered by the residual liability insurance policy, and if such settlement is made in good faith, the amount thereof shall be deductible from the limits of liability for the accident out of which such claim arose.

(d) [UNINSURED OR HIT-AND-RUN MOTOR VEHICLE COVERAGE.] (1) On and after the effective date of this act, no plan of reparation security may be renewed, delivered or issued for delivery, or executed in this state with respect to any motor vehicle registered or principally garaged in this state unless coverage is provided therein or supplemental thereto, in the amounts of \$25,000 because of bodily injury to or the death of one person in any accident, and subject to the said limit for one person, \$50,000 because of bodily injury to or the death of two or more persons in any one accident, and \$10,000 for injury to or the destruction of property, for the protection of persons insured thereunder who are legally entitled to recover damages from owners or operators of uninsured motor vehicles and hit-and-run motor vehicles because of bodily injury, sickness, disease, bodily malfunction, aggravation of such sickness, disease or malfunction, or death, resulting therefrom.

(2) Every owner or registrant of a motor vehicle registered or principally garaged in this state shall maintain uninsured motor vehicle coverage as provided in subdivision 1.

(3) "Uninsured motor vehicle" means any motor vehicle for which a plan of reparation security meeting the requirements of this act is not in effect.

(4) Amounts paid by any reparation obligor under the un-insured motor vehicle provisions of this section may be offset against the economic loss benefits paid or payable as the result of an accident to an insured claimant by that obligor.

Subd. 3. Nothing in this act shall be construed as preventing the insurer from offering other benefits or limits in addition to those required to be offered under this section.

Subd. 4. Any coverage issued by a participating member of the Minnesota automobile insurance plan shall comply with the provisions of this section, any provisions of law or of the contract notwithstanding.

Sec. 9. [INSURERS' CERTIFICATION OF BASIC COVERAGE.] Subdivision 1. Every insurer licensed to write motor vehicle accident reparation and liability insurance in this state shall, on or before the effective date of this act or as a condition to such licensing, file with the commissioner and thereafter maintain a written certification that any person insured by the insurer who suffers accidental bodily injury in this state arising from the ownership, operation, maintenance or use of a motor vehicle, including motor vehicles of out-of-state residents who are insured under the insurer's motor vehicle liability insurance policies, shall be afforded at least the minimum coverage required by section 7.

Subd. 2. Any nonadmitted insurer may voluntarily file the certification described in subdivision 1.

Sec. 10. [DEDUCTION OF COLLATERAL BENEFITS FROM TORT RECOVERY; LIMITATION ON RIGHT TO RECOVER DAMAGES.] Subdivision 1. [DEDUCTION OF BASIC ECONOMIC LOSS BENEFITS.] In a negligence action brought as a result of bodily injury, sickness or disease arising out of the operation, ownership, maintenance or use of a motor vehicle with respect to which security has been provided as required by this act and arising out of an accident or occurrence within this state, there shall be deducted from any recovery the value of basic economic loss benefits paid or payable or which would be payable but for any deductible.

Subd. 2. [LIMITATION OF DAMAGES FOR NONECONOMIC DETRIMENT.] In an action of the type described in subdivision 1, no person shall recover damages for noneconomic detriment unless:

(a) The basic medical economic loss benefits which are payable for his injury or which would be payable but for any optional deductible or exclusion exceed \$2,000. The value of free medical or surgical care and of ordinary and necessary nursing services performed by a relative or member of the household of the injured person may be added to payable benefits to meet the requirements of this section; or

(b) The injury results in:

- (1) permanent disfigurement;
 - (2) a fracture of a weight-bearing bone;
 - (3) a compound, comminuted or dislocation fracture;
 - (4) a compression fracture of the vertebrae;
 - (5) loss of a bodily member;
 - (6) permanent injury determined within a reasonable medical certainty;
 - (7) permanent loss of a bodily function; or
 - (8) death; or
 - (9) disability for 60 days or more.
- (c) For the purposes of this subdivision "disability" means a mental or physical condition which constitutes a handicap.

Sec. 11. [MANDATORY ARBITRATION OF CERTAIN CLAIMS; SUPREME COURT TO PROMULGATE RULES OF PROCEDURE.] Subdivision 1. The supreme court and the several courts of general trial jurisdiction of this state may, on or before the effective date of this act, by rules of court or other constitutionally permissible device, provide for the submission to arbitration at the election of the plaintiff of all cases at issue where a claim in an amount of \$5,000 or less is made by a motor vehicle accident victim, whether in an action to recover economic loss or noneconomic detriment for the allegedly negligent operation, maintenance, or use of a motor vehicle within this state, or against any reparation obligor or benefits as provided in this act.

Subd. 2. The rules of court may provide that cases which are not at issue, whether or not suit has been filed, may be referred to arbitration by agreement of reference signed by counsel for both sides, or by the parties themselves. Such agreement of reference shall define the issues to be arbitrated and, shall also contain any stipulations with respect to facts submitted or agreed or defenses waived. In such cases, the agreement of reference shall take the place of the pleadings in the case and be filed of record.

Sec. 12. [SUBROGATION AND ARBITRATION BETWEEN OBLIGORS.] Subdivision 1. Except as otherwise provided in this section, where a reparation obligor has paid benefits provided under this act to an injured person, the obligor paying such benefits is, to the extent of such payments, subrogated to any right of action for damages by the injured person against the alleged wrongdoer. However, where such wrongdoer is covered by a plan of reparation security underwritten by another reparation obligor, the right of the subrogated obligor shall be exercisable only as provided in subdivision 2.

Subd. 2. Every reparation obligor licensed to write insurance in this state is deemed to have agreed, as a condition of doing business in the state or maintaining its license after the effective

date of this act, that (a) where its insured is liable for injuries sustained by any person to whom basic economic loss benefits have been paid by another obligor or person, it will reimburse such other obligor or person in an amount equal to the lesser of: (1) benefits paid, (2) the amount of damages which would be recoverable by an injured person in an action for negligence but for the provisions of section 9, or (3) its limits of liability under the applicable plan of reparation security; (b) where its insured is or would be held legally liable for property damage or destruction sustained by any claimant to whom payment has been made by another person, it will reimburse such other person to the extent of such payment, but not in excess of the amount of damages so recoverable for the types of loss covered by such reparation security or in excess of the limits of its liability under its plan of reparation security; and (c) the issue of liability for such reimbursement and the amount thereof must be decided by mandatory, good faith, and binding inter-obligor arbitration procedures approved by the commissioner of insurance. Such procedures shall utilize determinations of the comparative negligence of those insureds represented by a reparation obligor at the arbitration proceeding.

Subd. 3. Any evidence or decision in the arbitration proceedings is privileged and is not admissible in any action at law or in equity by any party.

Subd. 4. If any reparation obligor in such an arbitration proceeding also has provided coverage to the same policyholder for collision or upset arising out of the same occurrence, such obligor shall also submit the issue of recovery of any payments thereunder to the same mandatory and binding arbitration proceedings as herein provided.

Subd. 5. Arbitration proceedings need not await final payment of benefits, and the award, if any, shall include provision for reimbursement of subsequent benefits, but no question of fact decided by a prior award shall be reconsidered in any such subsequent arbitration hearing.

Sec. 13. [REPARATION OBLIGOR'S DUTY TO RESPOND TO CLAIMS.] Subdivision 1. Basic economic loss benefits are payable monthly as loss accrues. Loss accrues not when injury occurs, but as income loss, replacement services loss, survivor's economic loss, survivor's replacement services loss, or medical or funeral expense is incurred. Benefits are overdue if not paid within 30 days after the reparation obligor receives reasonable proof of the fact and amount of loss realized, unless the reparation obligor elects to accumulate claims for periods not exceeding 31 days and pays them within 15 days after the period of accumulation. If reasonable proof is supplied as to only part of a claim, and the part totals \$100 or more, the part is overdue if not paid within the time provided by this section. Medical or funeral expense benefits may be paid by the reparation obligor directly to persons supplying products, services, or accommodations to the claimant.

Subd. 2. Overdue payments shall bear simple interest at the rate of ten percent per annum.

Subd. 3. A claim for basic economic loss benefits shall be paid without deduction for the benefits which are to be subtracted pursuant to section 18, if these benefits have not been paid to the claimant before the reparation benefits are overdue or the claim is paid. The reparation obligor is entitled to reimbursement from the person obligated to make the payments or from the claimant who actually receives the payments.

Subd. 4. A reparation obligor may bring an action to recover benefits which are not payable, but are in fact paid, because of an intentional misrepresentation of a material fact, upon which the reparation obligor relies, by the claimant or by a person providing an item of allowable expense. The action may be brought only against the person providing the item of allowable expense, unless the claimant has intentionally misrepresented the facts or knew of the misrepresentation. An insurer may offset amounts he is entitled to recover from the claimant under this subdivision against any basic economic loss benefits otherwise due him.

Subd. 5. A reparation obligor who rejects a claim for basic reparation benefits shall give to the claimant prompt written notice of the rejection, specifying the reason. If a claim is rejected for a reason other than that the person is not entitled to the basic economic loss benefits claimed, the written notice shall inform the claimant that he may file his claim with the assigned claims bureau and shall give the name and address of the bureau.

Sec. 14. [APPLICATION FOR BENEFITS UNDER PLAN OF SECURITY.] Subdivision 1. A plan of reparation security may prescribe a period of not less than six months after the date of accident within which an insured or any other person who sustained injury, or anyone acting on their behalf, must notify the reparation obligor or its agent, of the accident and the possibility of a claim for economic loss benefits in order to be eligible for such benefits. Such notice may be given in any reasonable fashion.

Subd. 2. A plan of reparation security may provide that in any instance where a lapse occurs in the period of disability or in the medical treatment of an injured person who has received basic economic loss benefits and such person subsequently claims additional benefits based upon an alleged recurrence of the injury for which the original claim for benefits was made, the obligor may require reasonable medical proof of such alleged recurrence; provided, that in no event shall the aggregate benefits payable to any person exceed the maximum limits specified in the plan of security, and provided further that such coverages may contain a provision terminating eligibility for benefits after a prescribed period of lapse of disability and medical treatment, which period shall not be less than one year.

Sec. 15. [COOPERATION OF PERSON CLAIMING BENEFITS.] Subdivision 1. [MEDICAL EXAMINATIONS AND

DISCOVERY OF CONDITION OF CLAIMANT.] Any person injured in an automobile accident who claims damages therefor from another party or benefits therefor under a plan of reparation security shall, upon request of the party or obligor from whom recovery is sought, submit to a physical examination by a physician or physicians selected by such party or obligor as may reasonably be required.

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

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

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

Subd. 2. [CLAIMANT'S PARTICIPATION IN ARBITRATION BETWEEN OBLIGORS.] Any person receiving benefits under this act shall participate and cooperate, as reasonably required under the coverage, in any and all arbitration proceedings as provided in section 12 by or on behalf of the obligor paying the benefits, and the obligor may require in the furnishing of proof of loss the claimant's statement that he shall so participate and cooperate as consideration for the payment of such benefits. However, no claimant may be required by any obligor which has paid or is obligated to pay benefits as herein provided to personally attend an arbitration proceeding which shall take place more than 50 miles from the usual residence of the claimant; and provided that in no event shall the claimant have to attend such an arbitration proceeding if, at the time scheduled for that meeting, travel thereto by the claimant is not recommended by a physician treating the claimant for his injuries.

Sec. 16. [ECONOMIC LOSS BENEFITS; EXEMPTIONS FROM LEGAL ATTACHMENT.] All reparation benefits provided by this act, whether paid or payable to any injured person

shall not be subject to garnishment, sequestration, attachment or execution, or any other legal process which would deny their receipt and use by that person; provided, however, that this section shall not apply to any person who has provided treatment or services, as described in section 4, clause (1), to the victim of a motor vehicle accident.

Sec. 17. [PERSONS EXCLUDED FROM BENEFITS.] Subdivision 1. No reparation obligor shall be required to pay basic economic loss benefits to an injured person who at the time of the accident:

- (1) Intentionally caused or attempted to cause injury to himself, another person, or the property of another person;
- (2) Was operating or a passenger in a vehicle known to him to be stolen or used without the owner's consent;
- (3) Was operating a motor vehicle while his driver's license was under suspension, revocation or denial;
- (4) Sought to elude apprehension or arrest by a police officer if he is convicted of an offense arising out of the accident; or
- (5) Was committing a felony which contributed to the accident or injury if he is convicted thereof.

Subd. 2. For purposes of subdivision 1, clause (a), a person intentionally causes or attempts to cause injury if he acts or fails to act for the purpose of causing injury or with knowledge that injury is substantially certain to follow. A person does not intentionally cause or attempt to cause injury (1) merely because his act or failure to act is intentional or done with his realization that it creates a grave risk of causing injury or (2) if the act or omission causing the injury is for the purpose of averting bodily harm to himself or another person.

Subd. 3. The provisions of subdivision 1 shall not diminish the obligation of a reparation obligor to provide survivor's benefits as described in section 4, clause (5).

Sec. 18. [BENEFITS PRIMARY; SUBTRACTIONS.] Basic economic loss benefits shall be primary. The amount by which benefits paid or payable under social security or a workmen's compensation law exceed an applicable deductible shall be subtracted in calculating economic loss.

Sec. 19. [DUPLICATE CLAIMS; OBLIGOR SUBROGATED.] A reparation obligor paying or obligated to pay basic economic loss benefits is subrogated to any claim based on an intentional tort or on strict or statutory liability against any person whose act or omission caused the injury. This right of subrogation shall exist only to the extent that basic economic loss benefits are paid and only to the extent that recovery on the claim would produce a duplication of benefits or reimbursement of the same loss.

Sec. 20. [ASSIGNED CLAIMS PLAN.] Subdivision 1. Reparation obligors providing basic economic loss insurance in this state may organize and maintain, subject to approval and regulation by the commissioner of insurance, an assigned claims bureau and an assigned claims plan, and adopt rules for their operation and for the assessment of costs on a fair and equitable basis consistent with this act. If such obligors do not organize and continuously maintain an assigned claims bureau and an assigned claims plan in a manner considered by the commissioner of insurance to be consistent with this act, he shall organize and maintain an assigned claims bureau and an assigned claims plan. Each reparation obligor providing basic economic loss insurance in this state shall participate in the assigned claims bureau and the assigned claims plan. Costs incurred shall be allocated fairly and equitably among the reparation obligors.

Subd. 2. The assigned claims bureau shall promptly assign each claim and notify the claimant of the identity and address of the assignee-obligor of the claim. Claims shall be assigned so as to minimize inconvenience to claimants. The assignee thereafter has rights and obligations as if he had issued a policy of basic economic loss insurance complying with this act applicable to the injury or, in case of financial inability of a reparation obligor to perform its obligations, as if the assignee had written the applicable reparation insurance, undertaken the self-insurance, or lawfully obligated itself to pay reparation benefits.

Sec. 21. [PERSONS ENTITLED TO PARTICIPATE IN ASSIGNED CLAIMS PLAN.] Subdivision 1. A person entitled to basic economic loss benefits because of injury covered by this act and occurring in this state may obtain basic economic loss benefits through the assigned claims plan or bureau established pursuant to section 20 and in accordance with the provisions for making assigned claims provided in this act, if:

(a) Basic economic loss benefits are not applicable to the injury for some reason other than those specified in section 17;

(b) The plan of reparation security applicable to the injury cannot be identified; or

(c) A claim for basic economic loss benefits is rejected by a reparation obligor on some ground other than the person is not entitled to basic economic loss benefits under this act.

Subd. 2. If a claim qualifies for assignment under subdivision 1 of this section, the assigned claims bureau or any reparation obligor to whom the claim is assigned shall be, as provided in section 12, subrogated to all of the rights of the claimant against any person, including another obligor, who is legally obligated to provide reparation benefits to the claimant, for reparation benefits provided by the obligor to whom the claim was assigned.

Subd. 3. A person shall not be entitled to basic economic loss benefits through the assigned claims plan with respect to injury which he has sustained if at the time of such injury he was the

owner of a private passenger motor vehicle for which security is required under this act and he failed to have such security in effect. Members of the owner's household shall also be disqualified from benefits if they knew or reasonably should have known that security covering the vehicle was not provided as required by this act.

Sec. 22. [NOTIFICATION TO ASSIGNED CLAIMS BUREAU.] A person authorized to obtain basic economic loss benefits through the assigned claims plan shall notify the bureau of his claim within one year of the date on which he receives written authorization to participate in such plan. If timely action for basic economic loss benefits is commenced against a reparation obligor who is unable to fulfill his obligations under this act, a claim through the assigned claims plan may be made within a reasonable time after discovery of such inability.

Sec. 23. [CLAIMS AGAINST WRONG INSURER.] If timely action for economic loss benefits is commenced against a reparation obligor and benefits are denied because of a determination that the obligor's coverage is not applicable to the claimant under the provisions of section 6 on the priority of applicability of security a claim against a proper obligor or assigned claims plan may be made not later than 90 days after such determination becomes final or the last date on which the action could otherwise have been commenced, whichever is later.

Sec. 24. [CANCELLATION OR REDUCTION IN LIMITS DURING POLICY PERIOD; REJECTION OF APPLICATION; GROUNDS; NOTICE.] Subdivision 1. [CANCELLATION.] No cancellation or reduction in the limits of a plan of reparation security required under this act shall be effective only upon notice and under one or more of the following conditions stated in the policy:

- a. Nonpayment of premium; or
- b. The policy was obtained through a material misrepresentation; or
- c. Any insured made a false or fraudulent claim or knowingly aided or abetted another in the presentation of such a claim; or
- d. The named insured failed to disclose fully his motor vehicle accidents and moving traffic violations for the preceding 36 months if called for in his written application; or
- e. The named insured failed to disclose in his written application any requested information necessary for the acceptance or proper rating of the risk; or
- f. The named insured knowingly failed to give any required written notice of loss or notice of lawsuit commenced against him, or, when requested, refused to cooperate in the investigation of a claim or defense of a lawsuit; or

g. The named insured or any other operator who either resides in the same household or customarily operates an automobile insured under such policy:

(1) has, within the 36 months prior to the notice of cancellation, had his driver's license under suspension or revocation; or

(2) is or becomes subject to epilepsy or heart attacks, and such individual does not produce a written opinion from a physician testifying to his medical ability to operate a motor vehicle safely, such opinion to be based upon a reasonable medical probability; or

(3) has an accident record, conviction record (criminal or traffic), physical condition or mental condition, any one or all of which are such that his operation of an automobile might endanger the public safety; or

(4) has been convicted, or forfeited bail, during the 24 months immediately preceding the notice of cancellation for criminal negligence in the use or operation of an automobile, or assault arising out of the operation of a motor vehicle, or operating a motor vehicle while in an intoxicated condition or while under the influence of drugs; or leaving the scene of an accident without stopping to report; or making false statements in an application for a driver's license, or theft or unlawful taking of a motor vehicle; or

(5) has been convicted of, or forfeited bail for, one or more violations within the 18 months immediately preceding the notice of cancellation, of any law, ordinance, or regulation which justify a revocation of a driver's license.

h. The insured automobile is:

(1) so mechanically defective that its operation might endanger public safety; or

(2) used in carrying passengers for hire or compensation, provided however that the use of an automobile for a car pool shall not be considered use of an automobile for hire or compensation; or

(3) used in the business of transportation of flammables or explosives; or

(4) an authorized emergency vehicle; or

(5) subject to an inspection law and has not been inspected or, if inspected, has failed to qualify within the period specified under such inspection law or

(6) substantially changed in type or condition during the policy period, increasing the risk substantially, such as conversion to a commercial type vehicle, a dragster, sports car or so as to give clear evidence of a use other than the original use.

Subd. 2. [LIMITATION.] Subdivision 1 shall not apply to any plan of reparation security which has been in effect less than 60 days at the time notice of cancellation is mailed or delivered by the insurer unless it is a renewal policy.

Subd. 3. [REJECTION OF APPLICATION; NONRENEWAL.] "Renewal" or "to renew" means the issuance and delivery by an obligor of a policy superseding at the end of the policy period a policy previously issued and delivered by the same obligor, or the issuance and delivery of a certificate or notice extending the term of a policy beyond its policy period or term; provided, however, that any policy with a policy period or term of less than six months or any policy with no fixed expiration date shall for the purpose of sections 24 to 26 be considered as if written for successive policy periods or terms of six months. No obligor shall reject an application for or fail to renew a plan of reparation security:

(a) Without notice except in the case of nonrenewal for nonpayment of premium or unless the obligor has manifested a willingness to renew;

(b) Solely because of the age of the applicant or insured; or

(c) For reasons which are arbitrary or capricious.

Notwithstanding the failure of an obligor to comply with this section, the policy shall terminate on the effective date of any other plan of security procured by the insured, with respect to any automobile designated in both policies. Renewal of a policy shall not constitute a waiver or estoppel with respect to grounds for cancellation which existed before the effective date of such renewal.

Sec. 25. [NOTICE; STATEMENT OF REASONS FOR REJECTION, CANCELLATION, REDUCTION OR NONRENEWAL.] Subdivision 1. [WHEN GIVEN.] The notice required by section 24 shall be effective only if it is mailed or delivered to the named insured:

(a) At least 10 days prior to the effective date of any cancellation for nonpayment of premium or of any cancellation or reduction in limits of a policy in effect for less than 60 days, provided that, if less than ten days remain in the 60 day period, coverage must be extended to expire ten days after notice has been mailed;

(b) At least 30 days prior to the effective date of a cancellation or reduction in limits for any other reason;

(c) At least 60 days prior to the expiration of coverage in the case of intention not to renew; or

(d) Within a reasonable period of time, in the case of rejection of an application for coverage.

Subd. 2. [CONTENTS.] The notice required by section 24 shall be effective only if it contains:

(a) The specific underwriting or other reasons for rejection, nonrenewal, cancellation or reduction in limits;

(b) Where failure to renew is based on a termination of the agency contract, a statement to that effect;

(c) If the obligor's action was based upon the statements or charges of any person concerning alleged unsafe driving habits of an insured, the name and address of that person;

(d) Notice of the named insured's right to complain to the commissioner of insurance of such action within 30 days of receipt of notice;

(e) Notice of the nature of and the named insured's possible eligibility for coverage through the Minnesota insurance plan; and

(f) A statement that notice is given pursuant to this section.

Subd. 3. [IMMUNITY OF OBLIGOR OR COMMISSIONER; USE OF REASONS FOR CANCELLATION.] There shall be no liability on the part of and no cause of action of any nature shall arise against the commissioner of insurance or against any obligor, its authorized representative, its agents, its employees, or any firm, person or corporation furnishing to the obligor information as to reasons for rejection, nonrenewal or cancellation, for any statement made by them in any written notice of nonrenewal or cancellation, for the providing of information relating thereto, or for statements made or evidence submitted at any hearings conducted in connection therewith.

Subd. 4. [PROOF OF GIVING NOTICE.] Proof of mailing notice shall be sufficient proof that notice required herein has been given. A certificate of mailing on United States Postal Form 3817, as defined in Part 165 of the United States Postal Manual as now existing or hereafter changed by the United States Postal Department shall constitute proof of mailing.

Sec. 26. [OBJECTIONS; INVESTIGATION; DETERMINATION.] Subdivision 1. Any individual who believes such nonrenewal, cancellation or reduction in the limits of liability of coverage of his policy or rejection of his application is arbitrary, capricious or otherwise in violation of this act, or who believes such notice of nonrenewal and the reason or reasons therefor were not given as provided herein, may, within 30 days after receipt of notice thereof, file in writing an objection to such action with the commissioner of insurance.

Subd. 2. Upon receipt a written objection pursuant to the provisions herein, the commissioner of insurance shall notify the obligor of receipt of such objection and of the right of the obligor to file a written response thereto within ten days of receipt of such notification. The commissioner of insurance in his discretion may also order an investigation of the objection or complaint, the submission of additional information by the insured or the obligor about the action by the obligor or the objec-

tions of the insured, or such other procedure as he deems appropriate or necessary. Within 23 days of receipt of such written objection by an insured the commissioner of insurance shall approve or disapprove the obligor's action and shall notify the insured and obligor of his final decision. If the commissioner of insurance finds that the obligor has failed to conform to this section, he shall order the obligor to issue a policy of reparation security which shall be deemed to have been in force and in effect during the period of time which the application was rejected or during which such policy was cancelled or was not renewed. If the obligor refuses to comply with the order, the commissioner of insurance shall suspend it from conducting its business operations in this state and shall prohibit it from selling, directly or indirectly, any and all kinds of insurance in this state. If the commissioner of insurance enters the order, the obligor shall pay the reasonable attorney's fee incurred by the person filing the complaint. Either party may institute proceedings for judicial review of the decision of the commissioner of insurance in accordance with the provisions of Minnesota Statutes 1971, Sections 15.01 to 15.42; provided, however, that his final decision shall be binding pending judicial review.

Subd. 3. If the insured person filing the complaint before the commissioner of insurance shall prevail upon the appeal, the obligor shall pay the reasonable attorney fees incurred by that person in conjunction with the appeal. If the insurer shall prevail on the appeal, the party filing the complaint shall be deemed not to have been insured as of the date of such rejection, cancellation, reduction in limits, or refusal to renew or the date upon which the judgment is filed by the court hearing the appeal, whichever is later.

Subd. 4. In addition to the remedies provided by this section and the remedies available under the policy or under any contract, a reparation obligor shall be liable in tort for all damages suffered by a person aggrieved by the insurer's negligent or willful failure to conform to this act.

Sec. 27. [PENALTIES FOR FAILURE TO PROVIDE SECURITY FOR BASIC REPARATION BENEFITS.] Subdivision 1. Every owner or registrant of a motor vehicle for which security has not been provided as required by section 7, subdivision 1 shall be liable in tort without limitation.

Subd. 2. Any owner or registrant of a motor vehicle with respect to which security is required under this act who operates such motor vehicle or permits it to be operated upon a public highway, street or road in this state without having in full force and effect security complying with the terms of section 7, is guilty of a misdemeanor.

Subd. 3. Any other person who operates such motor vehicle upon a public highway, street or road in this state with knowledge that the owner or registrant does not have such security in full force and effect is guilty of a misdemeanor.

Subd. 4. Any operator of a motor vehicle who is convicted of a misdemeanor under the terms of this section shall have his operator's license revoked for not less than six months or more than 12 months. If such operator is also an owner or registrant of the motor vehicle, his motor vehicle registration shall also be revoked for not less than six months or more than 12 months.

Subd. 5. When a nonresident's operating privilege is suspended pursuant to this section, the commissioner or his designee shall transmit a copy of the record of such action to the official in charge of the issuance of licenses in the state in which the nonresident resides.

Subd. 6. Upon receipt of such notification that the operating privilege of a resident of this state has been suspended or revoked in any other state pursuant to a law providing for its suspension or revocation for failure to deposit security for the payment of judgments arising out of a motor vehicle accident, or for failure to provide security covering a vehicle if required by the laws of that state, the commissioner shall suspend the license of the resident until he furnishes evidence of compliance with the laws of this state and if applicable the laws of the other state.

Sec. 28. [EVIDENCE OF COVERAGE.] Subdivision 1. Every owner or registrant of a motor vehicle with respect to which security is required under this act shall when applying for registration or licensing of such motor vehicle in this state, show evidence to the commissioner or his duly authorized agent that the security required under section 7 has been provided and is in effect. Evidence of compliance with this act may be furnished by a certificate reading substantially as follows:

"I certify that the above motor vehicle is presently covered by a contract of insurance issued by _____ in compliance with the Minnesota Automobile Accident Reparations Act and that such insurance or other security shall be maintained continuously during the period of registration."

Sec. 29. [OBLIGOR'S NOTIFICATION OF LAPSE, CANCELLATION, OR FAILURE TO RENEW POLICY OF COVERAGE.] (1) If the required plan of reparation security of an owner or named insured is cancelled, and notification of such fact is given to the insured as required by this act, a copy of such notice shall concurrently be sent to the commissioner. If, on or before the date specified by the reparation obligor for the expiration of its coverage, the insured owner or registrant of a motor vehicle has not presented the commissioner or his authorized agent with evidence of required security which shall take effect immediately upon the expiration of the previous coverage, or if the insured owner or registrant has not instituted an objection to his obligor's cancellation under section 26, he shall immediately surrender the registration certificate and motor vehicle license plates to the commissioner and may not operate or permit operation of the vehicle in this state until security is again provided and proof of security furnished as required by this act.

Sec. 30. [RESTRICTIONS ON PREMIUM RATE CHARGES.] Subdivision 1. **[SCHEDULE OF PREMIUM RATES; FILING WITH COMMISSIONER.]** Notwithstanding the provisions of Minnesota Statutes, Chapter 70A, or any other law to the contrary, on or before the effective date of this act, every person, including an individual, corporation, partnership, firm, association or syndicate who is authorized to underwrite, issue, contract for or otherwise provide any policy of basic or optional added reparation insurance, minimum or optional residual tort liability insurance coverage, uninsured motorist coverage, hit-and-run coverage, collision or comprehensive insurance coverages, or any other policy of insurance protection required or permitted by this act or any other law to be provided relative to accidents, injury or liability resulting from operation or use of a motor vehicle in this state shall file with the commissioner of insurance a schedule of standard premium rates proposed to be changed by that person under every contract, policy or other agreement for the provision of any such insurance coverage after the effective date of this act. Provided, however, that the filing requirement of this subdivision shall not apply to qualified self-insurers.

Subd. 2. [MANDATORY PREMIUM RATE DECREASES.] Every person required by subdivision 1 to file a schedule of standard premium rates shall so compute those proposed rates as to provide not less than a true 15 percent decrease in every premium or rate charged by that person for every kind and amount of personal injury and property liability, comprehensive, collision, and medical payment coverage on the day immediately preceding the date of the final enactment of this act. The commissioner of insurance shall, after proper examination thereof, certify or refuse to certify the conformance of each such schedule and premium rate thereon to the provisions of this section. In the instance of any nonconformance, as determined by the commissioner, notification of such nonconformance shall be given to the person submitting the schedule and a hearing, if requested on the issue, shall be allowed in accordance with the provisions of Minnesota Statutes, Chapter 15.

Subd. 3. After the effective date of this act, no person required by subdivision 1 to file a schedule of reduced standard premium rates shall sell, offer to sell, contract for, deliver for execution, execute or otherwise provide any policy or contract of insurance coverage described in subdivision 1 for which any premium or rate in excess of those shown in a certified schedule of standard premiums, as provided in subdivision 2, is charged.

Subd. 4. [PENALTIES; ENFORCEMENT.] Any person convicted or violating subdivision 3 shall be guilty of a misdemeanor. Every day that a violation continues shall be deemed a separate offense. Further, any person convicted of violating any provision of this section shall thereafter be prohibited from engaging in any business as an insurer or the agent of any insurer in this state for a period of five years. The attorney general shall, at the request of the commissioner of insurance, ini-

tiate in the name of the state appropriation action in a court of law to enforce the provisions of this section.

Sec. 31. [DRIVER DEEMED AGENT OF OWNER.] Whenever any motor vehicle shall be operated within this state by any person other than the owner, with the consent of the owner, express or implied, the operator thereof shall in case of accident, be deemed the agent of the owner of such motor vehicle in the operation thereof.

Sec. 32. [SERVICE OF PROCESS; RESIDENTS; NON-RESIDENTS; COMMISSIONER OF PUBLIC SAFETY AS AGENT.] Subdivision 1. The use and operation by a resident of this state or his agent, or by a nonresident or his agent of a motor vehicle within the state of Minnesota, shall be deemed an irrevocable appointment by such resident when he has been absent from this state continuously for six months or more following an accident, or by such nonresident at any time, of the commissioner of public safety to be his true and lawful attorney upon whom may be served all legal process in any action or proceeding against him or his executor, administrator, or personal representative growing out of such use and operation of a motor vehicle within this state, resulting in damages or loss to person or property, whether the damage or loss occurs on a highway or on abutting public or private property. Such appointment is binding upon the nonresident's executor, administrator, or personal representative. Such use or operation of a motor vehicle by such resident or nonresident is a signification of his agreement that any such process in any action against him or his executor, administrator, or personal representative which is so served, shall be of the same legal force and validity as if served upon him personally or on his executor, administrator, or personal representative. Service of such process shall be made by serving a copy thereof upon the commissioner or by filing such copy in his office, together with payment of a fee of \$2, and such service shall be sufficient service upon the absent resident or the nonresident or his executor, administrator, or personal representative; provided that notice of such service and a copy of the process are within ten days thereafter sent by mail by the plaintiff to the defendant at his last known address and that the plaintiff's affidavit of compliance with the provisions of this chapter is attached to the summons.

Subd. 2. The court in which the action is pending may order such continuance as may be necessary to afford the defendant reasonable opportunity to defend any such action, not exceeding 90 days from the date of filing of the action in such court. The fee of \$2 paid by the plaintiff to the commissioner at the time of service of such proceedings shall be taxed in his cost if he prevails in the suit. The said commissioner shall keep a record of all such processes so served which shall show the day and hour of such service.

Sec. 33. [ABSTRACTS; FEES.] The commissioner shall, upon payment of a \$2.50 fee, furnish any person a certified ab-

stract of the operating record of any person, and if there is no record that he has been convicted of violating a law relating to the operation of a motor vehicle or has caused any injury or damage with a motor vehicle, the commissioner shall so certify.

Sec. 34. [SUPERCESSION BY THIS ACT; INSTRUCTIONS TO REVISOR OF STATUTES.] Subdivision 1. The definition of "qualified applicant" under Minnesota Statutes, Section 65B.02, Subdivision 2, clause (2) shall, upon the repeal of chapter 170 and the enactment of this act, include a person required to prove automobile insurance coverage as required by this act.

Subd. 2. The actions permitted a metropolitan airport commission corporation under Minnesota Statutes 1971, Section 360.105, Subdivision 6 shall, upon the repeal of chapter 170 and the enactment of this act, include acts necessary to bring the corporation, its commissioner and agents within the provisions of this act.

Subd. 3. The actions permitted a county board under Minnesota Statutes, Section 375.32, Subdivision 2, shall, upon the repeal of chapter 170 and the enactment of this act, include acts necessary to bring the county, its officers and employees within the provisions of this act.

Subd. 4. In the next and subsequent editions of Minnesota Statutes, wherever Minnesota Statutes, Chapter 170 or the "financial responsibility" act has been referred to in a section, the revisor of statutes shall replace such references with references to this act.

Subd. 5. In the next and subsequent editions of Minnesota Statutes, wherever Minnesota Statutes, Section 65B.22 has been referred to in a section, the revisor of statutes shall replace such references with references to section 20 of this act.

Sec. 35. [REPEALS.] Minnesota Statutes 1971, Sections 65B.14; 65B.15; 65B.16; 65B.17; 65B.18; 65B.19; 65B.20; 65B.21; 65B.22; 65B.23; 65B.24; 65B.25; 65B.26; 65B.27; 170.21; 170.22; 170.23; 170.231; 170.25; 170.26; 170.27; 170.28; 170.29; 170.30; 170.31; 170.32; 170.33; 170.34; 170.35; 170.36; 170.37; 170.38; 170.39; 170.40; 170.41; 170.42; 170.43; 170.44; 170.45; 170.46; 170.47; 170.48; 170.49; 170.50; 170.51; 170.52; 170.53; 170.54; 170.55; 170.56; 170.57; 170.58 are repealed.

Sec. 36. [SEVERABILITY.] If any provision of this act or the application thereof to any person or circumstance is held invalid, such invalidity does not affect other provisions or applications of this act which can be given effect without the invalid application or provision, and to this end the provisions of this act are expressly declared to be severable.

Sec. 37. This act shall take effective July 1, 1974. Accidents occurring before that date are not covered by or subject to this act."

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

“A bill for an act relating to the compensation of victims of motor vehicle accidents; requiring security by motor vehicle owners; providing for certain mandatory minimum insurance or self-insurance protection benefits payable regardless of fault in cases of personal injury; providing for a limitation of general damages; expanding uninsured motorists coverage, providing small claims arbitration and penalties for failure to show proof of security; providing for certain deductibles; providing for subrogation, inter-company arbitration, and offset of benefits paid against judgments; providing an assigned claims plan; repealing Minnesota Statutes 1971, Sections 65B.14 to 65B.27, 170.21 to 170.231 and 170.25 to 170.58.”.

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Rules and Legislative Administration.

The report was adopted.

Mr. Quirin from the Committee on Governmental Operations to which was referred:

S. F. No. 1742, A bill for an act relating to the credentialing of allied health manpower under the state board of health; appropriating money.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Appropriations

The report was adopted.

PURSUANT TO JOINT RULE 20, THE FOLLOWING COMMITTEE REPORT
WAS RE-REFERRED TO THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Mr. Quirin from the Committee on Governmental Operations to which was referred:

S. F. No. 2350, A bill for an act relating to the county of Ramsey; providing for the retirement of employees thereof; providing certain benefits therefor; and authorizing the levy of certain taxes; amending Laws 1963, Chapter 852, Section 3, as amended.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

INTRODUCTION OF BILLS

Fudro and Sarna introduced:

H. F. No. 2539, A bill for an act authorizing the city of Minneapolis to pay costs of street maintenance and street lighting from general revenues.

The bill was read for the first time and referred to the Committee on City Government.

Adams, J.; Ryan; Enebo; Fudro; and Spanish introduced:

H. F. No. 2540, A bill for an act relating to health; requiring hospitals to disclose the price of hospital kits to incoming patients.

The bill was read for the first time and referred to the Committee on Commerce and Economic Development.

Spanish, Fugina, Ojala, Prah, and Johnson, D., introduced:

H. F. No. 2541, A bill for an act relating to the city of Chisholm; financing of firemen's relief; amending Laws 1971, Chapter 810, Section 7.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Spanish, Fugina, Ojala, Prah, and Johnson, D., introduced:

H. F. No. 2542, A bill for an act relating to the city of Hibbing; financing of firemen's relief; amending Laws 1971, Chapter 807, Section 3.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Dieterich; Vento; Bell; Johnson, J.; and Parish introduced:

H. F. No. 2543, A bill for an act relating to the district court; second judicial district in Ramsey county and fourth judicial district in Hennepin county; amending Minnesota Statutes 1971, Sections 140.19; 140.20; 140.21; 140.23; 140.24; 140.25; 260.305; 485.01; 508.12; 508.74; 611.26, Subdivision 1; Laws 1923, Chapter 289, Sections 1, 2, 3, 4, 6, 11, and 13, as amended; Laws 1923, Chapter 77, Section 10, as amended; Laws 1951, Chapter 653, Section 1; Laws 1965, Chapter 469, Section 8; Laws 1965, Chapter 709, Section 1; Laws 1969, Chapter 838, Sections 1, 2, and 3; Laws 1969, Chapter 839, Section 1; and repealing Minnesota Statutes 1971, Section 485.015; Laws 1923, Chapter 77, Sections 1 to 9; and Laws 1925, Chapter 52.

The bill was read for the first time and referred to the Committee on Judiciary.

Newcome, Bell, Flakne, Dieterich, and Andersen, R., introduced:

H. F. No. 2544, A bill for an act relating to the probate court in Hennepin and Ramsey counties; amending Minnesota Statutes 1971, Sections 525.10; and 526.18; repealing Minnesota Statutes 1971, Section 526.19.

The bill was read for the first time and referred to the Committee on Judiciary.

Carlson, B., introduced:

H. F. No. 2545, A bill for an act relating to taxation; providing for the levy and collection of local wheelage taxes upon motor vehicles for highway purposes; repealing Minnesota Statutes 1971, Sections 163.051; and 426.05.

The bill was read for the first time and referred to the Committee on Metropolitan and Urban Affairs.

Spanish, Fugina, Ojala, Prah, and Johnson, D., introduced:

H. F. No. 2546, A bill for an act relating to the village of Hibbing, the town of Stuntz, and Independent School District Number 701; permitting tax levy by joint recreation and park board regardless of existing mill rates and per capita limit.

The bill was read for the first time and referred to the Committee on Taxes.

Spanish, Fugina, Ojala, Prah, and Johnson, D., introduced:

H. F. No. 2547, A bill for an act relating to the village of Hibbing; taxation; levy for library purposes.

The bill was read for the first time and referred to the Committee on Taxes.

Anderson, G., introduced:

H. F. No. 2548, A bill for an act relating to Big Stone county; taxation; providing for the imposition of a tax upon persons, copartnerships, companies, joint stock companies, corporations, and associations however organized, engaged in the business of removing gravel, crushed rock or aggregate from gravel pits or deposits where gravel, crushed rock or aggregate are obtained, and transporting the same from Big Stone county; for enforcing and collecting the same and prescribing penalties for violations.

The bill was read for the first time and referred to the Committee on Taxes.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule No. 13, Jude reported the progress of H. F. No. 437 now in Conference Committee.

Pursuant to Joint Rule No. 13, Hanson reported the progress of S. F. No. 910 now in Conference Committee.

Pursuant to Joint Rule No. 13, Myrah reported the progress of S. F. No. 1182 now in Conference Committee.

Pursuant to Joint Rule No. 13, Haugerud reported the progress of S. F. No. 2417 now in Conference Committee.

Pursuant to Joint Rule No. 13, Lindstrom, J., reported the progress of S. F. No. 690 now in Conference Committee.

Pursuant to Joint Rule No. 13, Sieben, H., reported the progress of H. F. No. 295 now in Conference Committee.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 1871, A bill for an act relating to the village of Roseville and the city of Brooklyn Center; authorizing the issuance of on-sale licenses for the sale of intoxicating liquor.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 308, A bill for an act relating to the organization and operation of the state government; creating a department of finance; a legislative audit commission and a legislative auditor; appropriating moneys; amending Minnesota Statutes 1971, Sections 6.21; 9.031; 11.10; 215.04; 215.05; 215.06; 215.07; 215.08; and 215.09; repealing Minnesota Statutes 1971, Sections 16.02, Subdivisions 11, 12, 20 and 22; and 215.02.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1625, A bill for an act relating to workmen's compensation, suicide; amending Minnesota Statutes 1971, Section 176.021, Subdivision 1.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Sieben, H., moved that the House concur in the Senate amendments to H. F. No. 1625 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1625, A bill for an act relating to workmen's compensation, suicide; amending Minnesota Statutes 1971, Section 176.021, Subdivision 1.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, D.	Miller, M.	Savelkoul
Andersen, R.	Dirlam	Johnson, J.	Moe	Schreiber
Anderson, D.	Eckstein	Johnson, R.	Munger	Schulz
Anderson, G.	Eken	Jopp	Myrah	Sherwood
Anderson, I.	Enebo	Jude	Nelson	Sieben, H.
Becklin	Erdahl	Kahn	Newcome	Sieben, M.
Belisle	Erickson	Kelly	Niehaus	Skaar
Bell	Esau	Kempe	Norton	Smith
Bennett	Faricy	Klaus	Ohnstad	Spanish
Berg	Ferderer	Knickerbocker	Ojala	Stangeland
Berglin	Fjoslien	Laidig	Parish	Stanton
Biersdorf	Flakne	Larson	Patton	Swanson
Boland	Forsythe	LaVoy	Pavlak, R.	Tomlinson
Braun	Fudro	Lemke	Pavlak, R. L.	Ulland
Carlson, A.	Fugina	Lindstrom, E.	Pehler	Vanasek
Carlson, B.	Graba	Lombardi	Peterson	Vento
Carlson, D.	Graw	Long	Pieper	Voss
Carlson, L.	Grove	Mann	Pleasant	Weaver
Casserly	Hagedorn	McArthur	Prahl	Wenzel
Cleary	Hanson	McCarron	Quirin	Wigley
Clifford	Haugerud	McCauley	Resner	Wohlwend
Connors	Heinitz	McEachern	Rice	Wolcott
Culhane	Hook	McFarlin	Ryan	Mr. Speaker
Cummiskey	Jacobs	McMillan	St. Onge	
Dahl	Jaros	Menke	Samuelson	
DeGroat	Johnson, C.	Miller, D.	Sarna	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1478, A bill for an act relating to highways; the establishment of recreational vehicle lanes on state, county and town road rights of way, including bridges and underpasses; and appropriating money; amending Minnesota Statutes 1971, Sections 161.20, Subdivision 2; 161.21, Subdivision 1; 165.02; and 167.50, Subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Dirlam moved that the House concur in the Senate amendments to H. F. No. 1478 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1478, A bill for an act relating to highways; the establishment of recreational vehicle lanes on state, county and town road rights of way, including bridges and underpasses; appropriating money; amending Minnesota Statutes 1971, Sections 161.20, Subdivision 2; 161.21, Subdivision 1; 165.02; and 167.50, Subdivision 1.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 123, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Jaros	Miller, M.	Savelkoul
Andersen, R.	Dieterich	Johnson, D.	Moe	Schreiber
Anderson, D.	Dirlam	Johnson, J.	Munger	Schulz
Anderson, G.	Eckstein	Jopp	Myrah	Sherwood
Anderson, I.	Eken	Jude	Nelson	Sieben, H.
Becklin	Enebo	Kahn	Newcome	Sieben, M.
Belisle	Erdahl	Kelly	Niehaus	Skaar
Bell	Erickson	Kempe	Norton	Smith
Bennett	Esau	Klaus	Ohnstad	Spanish
Berg	Faricy	Knickerbocker	Ojala	Stangeland
Berglin	Ferderer	Laidig	Parish	Stanton
Biersdorf	Fjoslien	Larson	Patton	Swanson
Boland	Flakne	LaVoy	Pavlak, R.	Tomlinson
Braun	Forsythe	Lemke	Pehler	Ulland
Carlson, A.	Fudro	Lindstrom, E.	Peterson	Vanasek
Carlson, B.	Fugina	Lombardi	Pieper	Vento
Carlson, D.	Graba	Long	Pleasant	Voss
Carlson, L.	Graw	Mann	Prahl	Weaver
Casserly	Grove	McArthur	Quirin	Wenzel
Cleary	Hagedorn	McCarron	Resner	Wigley
Clifford	Hanson	McCauley	Rice	Wohlwend
Connors	Haugerud	McEachern	Ryan	Wolcott
Culhane	Heinitz	McFarlin	St. Onge	Mr. Speaker
Cummiskey	Hook	Menke	Samuelson	
Dahl	Jacobs	Miller, D.	Sarna	

Those who voted in the negative were:

Pavlak, R. L.

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1219, A bill for an act relating to the organization and operation of state government; providing the commissioner

of natural resources with additional power to organize and reorganize the department; amending Minnesota Statutes 1971, Sections 84.081, Subdivision 1; and 84.083, Subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Quirin moved that the House concur in the Senate amendments to H. F. No. 1219 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1219, A bill for an act relating to the organization and operation of state government; providing the commissioner of natural resources with additional power to organize and reorganize the departments; amending Minnesota Statutes 1971, Sections 84.081, Subdivision 1; and 84.083, Subdivision 1.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Johnson, R.	Moe	Schreiber
Andersen, R.	Eken	Jopp	Munger	Schulz
Anderson, G.	Enebo	Jude	Myrah	Sherwood
Anderson, I.	Erdahl	Kahn	Nelson	Sieben, H.
Becklin	Erickson	Kelly	Newcome	Sieben, M.
Belisle	Esau	Kempe	Niehaus	Skaar
Bell	Faricy	Klaus	Norton	Smith
Bennett	Ferderer	Knickerbocker	Ohnstad	Spanish
Berg	Fjoslien	Laidig	Ojala	Stangeland
Berglin	Flakne	Larson	Parish	Stanton
Biersdorf	Forsythe	LaVoy	Patton	Swanson
Boland	Fudro	Lemke	Pavlak, R.	Tomlinson
Braun	Fugina	Lindstrom, E.	Pavlak, R. L.	Ulland
Carlson, A.	Graba	Lindstrom, J.	Pehler	Vanasek
Carlson, B.	Graw	Lombardi	Peterson	Vento
Carlson, D.	Grove	Long	Pieper	Voss
Carlson, L.	Hagedorn	Mann	Pleasant	Weaver
Casserly	Hanson	McArthur	Prahl	Wenzel
Cleary	Haugerud	McCarron	Quirin	Wigley
Clifford	Heinitz	McCauley	Resner	Wohlwend
Connors	Hook	McEachern	Rice	Wolcott
Culhane	Jacobs	McFarlin	Ryan	Mr. Speaker
Cummiskey	Jaros	McMillan	St. Onge	
Dahl	Johnson, C.	Menke	Samuelson	
DeGroat	Johnson, D.	Miller, D.	Sarna	
Dieterich	Johnson, J.	Miller, M.	Savelkoul	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1059, A bill for an act relating to real estate; forcible entry and unlawful detainer; landlord and tenant; creating remedies for tenants of substandard housing; amending Minnesota Statutes 1971, Sections 487.17; 488.04, Subdivision 4; 488A.01, Subdivision 5; 488A.18, Subdivision 6; 488A.35, Subdivision 2; 566.01; 566.02; 566.05; 566.06; 566.09; 566.15; 566.16; and Chapter 566, by adding sections.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Hook moved that the House concur in the Senate amendments to H. F. No. 1059 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1059, A bill for an act relating to real estate; forcible entry and unlawful detainer; landlord and tenant; creating remedies for tenants of substandard housing; amending Minnesota Statutes 1971, Sections 487.17; 488.04, Subdivision 4; 488A.01, Subdivision 5; 488A.18, Subdivision 6; 488A.35, Subdivision 2; 566.01; 566.02; 566.05; 566.06; 566.09; 566.15; 566.16; and Chapter 566, by adding sections.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, D.	Miller, M.	Schreiber
Andersen, R.	Dirlam	Johnson, J.	Moe	Schulz
Anderson, D.	Eckstein	Jopp	Munger	Sherwood
Anderson, G.	Eken	Jude	Myrah	Sieben, H.
Anderson, I.	Enebo	Kahn	Nelson	Sieben, M.
Becklin	Erdahl	Kelly	Newcome	Skaar
Belisle	Erickson	Kempe	Niehaus	Smith
Bell	Esau	Klaus	Norton	Spanish
Berg	Faricy	Knickerbocker	Ohnstad	Stangeland
Berglin	Ferderer	Laidig	Ojala	Stanton
Biersdorf	Fjoslien	Larson	Parish	Swanson
Eoland	Flakne	LaVoy	Patton	Tomlinson
Braun	Forsythe	Lemke	Pavlak, R.	Ulland
Brinkman	Fudro	Lindstrom, E.	Pehler	Vanasek
Carlson, A.	Fugina	Lindstrom, J.	Peterson	Vento
Carlson, B.	Graba	Lombardi	Pieper	Voss
Carlson, D.	Graw	Long	Pleasant	Weaver
Carlson, L.	Grove	Mann	Prahl	Wenzel
Casserly	Hagedorn	McArthur	Quirin	Wigley
Cleary	Hanson	McCarron	Resner	Wohlwend
Clifford	Haugerud	McCauley	Rice	Wolcott
Connors	Heinitz	McEachern	Ryan	Mr. Speaker
Culhane	Hook	McFarlin	St. Onge	
Cummiskey	Jaros	McMillan	Samuelson	
Dahl	Johnson, C.	Menke	Sarna	
DeGroat		Miller, D.	Savelkoul	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 606, A bill for an act relating to eminent domain; providing for uniform relocation assistance, services, payments and benefits for displaced persons; repealing Minnesota Statutes 1971, Section 117.095.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Berglin moved that the House concur in the Senate amendments to H. F. No. 606 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 606, A bill for an act relating to eminent domain; providing for uniform relocation assistance, services, payments and benefits for displaced persons; repealing Minnesota Statutes 1971, Section 117.095.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 123, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, D.	Miller, M.	Sarna
Andersen, R.	Dirlam	Johnson, J.	Moe	Savelkoul
Anderson, D.	Eckstein	Johnson, R.	Munger	Schreiber
Anderson, I.	Eken	Jopp	Myrah	Schulz
Becklin	Enebo	Jude	Nelson	Sherwood
Belisle	Erdahl	Kahn	Newcome	Sieben, H.
Bell	Erickson	Kelly	Niehaus	Sieben, M.
Bennett	Esau	Kempe	Norton	Skaar
Berg	Faricy	Klaus	Ohnstad	Smith
Berglin	Ferderer	Knickerbocker	Ojala	Stangeland
Biersdorf	Flakne	Laidig	Parish	Stanton
Boland	Forsythe	Larson	Patton	Swanson
Brinkman	Fudro	Lemke	Pavlak, R.	Tomlinson
Carlson, A.	Fugina	Lindstrom, E.	Pavlak, R. L.	Ulland
Carlson, B.	Graba	Lindstrom, J.	Pehler	Vanasek
Carlson, D.	Graw	Lombardi	Peterson	Vento
Carlson, L.	Grove	Mann	Pieper	Voss
Cassery	Hagedorn	McArthur	Pleasant	Weaver
Cleary	Hanson	McCarron	Prahl	Wenzel
Clifford	Haugerud	McCauley	Quirin	Wigley
Connors	Heinitz	McEachern	Resner	Wohlwend
Culhane	Hook	McFarlin	Rice	Wolcott
Cummiskey	Jacobs	McMillan	Ryan	Mr. Speaker
Dahl	Jaros	Menke	St. Onge	
DeGroat	Johnson, C.	Miller, D.	Samuelson	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker :

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1550, A bill for an act relating to personnel in government; their rights, privileges and benefits; creating a department of personnel; defining its powers and duties; amending Minnesota Statutes 1971, Sections 15A.021; 15A.031; 15A.041; 15A.101; 15A.12; 43.01, Subdivisions 6, 7, 8, and 9, and by adding subdivisions; 43.02; 43.03; 43.05; 43.06; 43.07; 43.08; 43.09; 43.111; 43.122; 43.128; 43.13; 43.15; 43.17, Subdivision 2; 43.18, Subdivision 1; 43.19; 43.21; 43.23; 43.24; 43.32; 43.48; 43.43; and Chapter 43, by adding sections; repealing Minnesota Statutes 1971, Sections 15A.14; 16.02, Subdivisions 20 and 22; 43.01, Subdivision 5; 43.041; 43.10; 43.18, Subdivision 3; 43.30 and 43.34.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Menke moved that the House concur in the Senate amendments to H. F. No. 1550 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1550, A bill for an act relating to personnel in government; their rights, privileges and benefits; creating a department of personnel; defining its powers and duties; amending Minnesota Statutes 1971, Sections 15A.021; 15A.031; 15A.041; 15A.12; 43.01, Subdivisions 6, 7, 8, and 9, and by adding subdivisions; 43.02; 43.03; 43.05; 43.06; 43.07; 43.09; 43.111; 43.122; 43.128; 43.13; 43.15; 43.17, Subdivision 2; 43.18, Subdivision 1; 43.19; 43.21; 43.23; 43.24; 43.32; 43.48; 43.43; and Chapter 43, by adding sections; repealing Minnesota Statutes 1971, Sections 15A.14; 16.02, Subdivisions 20 and 22; 43.01, Subdivision 5; 43.041; 43.08; 43.10; 43.18, Subdivision 3; and 43.34.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 122, and nays 6, as follows:

Those who voted in the affirmative were:

Adams, J.	Biersdorf	Clifford	Enebo	Graw
Andersen, R.	Boland	Connors	Erdahl	Growe
Anderson, D.	Braun	Culhane	Erickson	Hagedorn
Anderson, G.	Brinkman	Cummiskey	Esau	Hanson
Anderson, I.	Carlson, A.	Dahl	Faricy	Haugerud
Becklin	Carlson, B.	DeGroat	Fjoslien	Heinitz
Belisle	Carlson, D.	Dieterich	Forsythe	Hook
Bell	Carlson, L.	Dirlam	Fudro	Jacobs
Bennett	Cassery	Eckstein	Fugina	Jaros
Berg	Cleary	Eken	Graba	Johnson, C.

Johnson, D.	Long	Niehaus	Ryan	Stanton
Johnson, J.	Mann	Norton	St. Onge	Swanson
Johnson, R.	McArthur	Ohnstad	Samuelson	Tomlinson
Jopp	McCarron	Ojala	Sarna	Vanasek
Jude	McCauley	Parish	Savelkoul	Vento
Kelly	McEachern	Patton	Schreiber	Voss
Kempe	McFarlin	Pavlak, R.	Schulz	Weaver
Klaus	McMillan	Pavlak, R. L.	Searle	Wenzel
Knickerbocker	Menke	Pehler	Sherwood	Wigley
Laidig	Miller, D.	Peterson	Sieben, H.	Wohlwend
LaVoy	Miller, M.	Pieper	Sieben, M.	Wolcott
Lemke	Moe	Prahl	Skaar	Mr. Speaker
Lindstrom, E.	Myrah	Quirin	Smith	
Lindstrom, J.	Nelson	Resner	Spanish	
Lombardi	Newcome	Rice	Stangeland	

Those who voted in the negative were:

Berglin	Flakne	Kahn	Pleasant	Ulland
Ferderer				

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 586, A bill for an act relating to landlords and tenants; restriction on automatic renewal of leases; amending Minnesota Statutes 1971, Chapter 504, by adding a section.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Casserly moved that the House concur in the Senate amendments to H. F. No. 586 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 586, A bill for an act relating to landlords and tenants; restriction on automatic renewals of leases; amending Minnesota Statutes 1971, Chapter 504, by adding a section.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Berg	Carlson, L.	Dieterich	Ferderer
Andersen, R.	Berglin	Casserly	Dirlam	Fjoslien
Anderson, D.	Biersdorf	Cleary	Eckstein	Flakne
Anderson, G.	Boland	Clifford	Eken	Forsythe
Anderson, I.	Braun	Connors	Enebo	Fudro
Becklin	Brinkman	Culhane	Erdahl	Fugina
Belisle	Carlson, A.	Cummiskey	Erickson	Graba
Bell	Carlson, B.	Dahl	Esau	Graw
Bennett	Carlson, D.	DeGroat	Faricy	Growe

Hagedorn	Knickerbocker	Miller, D.	Pieper	Skaar
Hanson	Laidig	Miller, M.	Pleasant	Smith
Haugerud	Larson	Moe	Prahl	Spanish
Heinitz	LaVoy	Munger	Quirin	Stangeland
Hook	Lemke	Myrah	Resner	Stanton
Jacobs	Lindstrom, E.	Nelson	Rice	Swanson
Jaras	Lindstrom, J.	Newcome	Ryan	Tomlinson
Johnson, C.	Lombardi	Niehaus	St. Onge	Ulland
Johnson, D.	Long	Norton	Samuelson	Vanasek
Johnson, J.	Mann	Ohnstad	Sarna	Vento
Johnson, R.	McArthur	Ojala	Savelkoul	Voss
Jopp	McCarron	Parish	Schreiber	Weaver
Jude	McCauley	Patton	Schulz	Wenzel
Kahn	McEachern	Pavlak, R.	Searle	Wigley
Kelly	McFarlin	Pavlak, R. L.	Sherwood	Wohlwend
Kempe	McMillan	Pehler	Sieben, H.	Wolcott
Klaus	Menke	Peterson	Sieben, M.	Mr. Speaker

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1203, A bill for an act relating to pollution; pollution control agency; providing for the certification of operators of solid waste disposal facilities; providing for enforcement; amending Minnesota Statutes 1971, Chapter 116, by adding sections.

PATRICK E. FLAHAVEN, Secretary of the Senate

Sherwood moved that the House refuse to concur in the Senate amendments to H. F. No. 1203, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 34, A bill for an act relating to funeral directing; requiring an itemized statement of funeral costs; amending Minnesota Statutes 1971, Chapter 149, by adding a section.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 34

May 4, 1973

Honorable Alec G. Olson
President of the Senate
Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 34, report that we have agreed upon the items in dispute and recommend as follows:

That S. F. No. 34 be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. Minnesota Statutes 1971, Chapter 149, is amended by adding a section to read:

[149.09] [STATEMENTS; PRICES; CREMATION WITHOUT CASKET.] *Subdivision 1. [ITEMIZED STATEMENT TO BE FURNISHED.] Every person licensed or granted a permit pursuant to this chapter, including funeral directors and funeral establishments, shall furnish at the time funeral arrangements are made for the care and disposition of the body of a deceased person, an itemized statement in compliance with rules adopted by the board of health pursuant to Minnesota Statutes, Chapter 15. The rules shall require a separate listing of cost in the following categories: casket; burial vault; use of facilities for funeral services; use of facilities for reviewal; specifically itemized transportation costs; specifically itemized funeral service merchandise; embalming; preparation of the body; other professional services; and a statement of all anticipated cash advances and expenditures.*

Subd. 2. [REQUIRING RETAIL PRICE OF CASKET TO BE DISPLAYED.] Every funeral director or operator who offers a casket for sale shall display the retail price of the casket in a conspicuous place on the casket.

Subd. 3. [AUTHORIZING CREMATION OR CALCINATION WITHOUT A CASKET.] A person operating a crematory or calcinatory shall not require that human remains be placed in a casket before cremation or calcination or that human remains be cremated or calcinated in a casket or refuse to accept human remains for cremation or calcination for the reason that human remains are not in a casket. This subdivision does not prohibit the requiring of a container or disposal unit to protect the physical health or safety of any individual. The listing of costs statement required in subdivision 1 shall include the following statement for which a charge is made in conspicuously legible print: Minnesota law does not require that remains be placed in a casket before or at the time of cremation.

Subd. 4. [PENALTY.] Any violation of subdivisions 1 to 3 shall constitute unprofessional conduct within the meaning of section 149.05, subdivision 1, clause (5)."

Further, delete the title and insert in lieu thereof the following:

"A bill for an act relating to funeral directing; requiring an itemized statement of funeral costs; requiring the retail price of burial caskets to be clearly marked; authorizing cremation or calcination without a casket; providing a penalty; amending Minnesota Statutes 1971, Chapter 149, by adding a section."

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

Senate Conferees: ROBERT D. NORTH, HOWARD A. KNUTSON, and JOHN MILTON.

House Conferees: DONALD M. MOE, WILLIAM R. OJALA, and JAMES L. ADAMS.

Moe moved that the report of the Conference Committee on S. F. No. 34 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 34, A bill for an act relating to funeral directing; requiring an itemized statement of funeral costs; amending Minnesota Statutes 1971, Chapter 149, by adding a section.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 104, and nays 22, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Menke	Sarna
Andersen, R.	Dieterich	Johnson, D.	Miller, D.	Savelkoul
Anderson, I.	Dirlam	Johnson, J.	Moe	Schreiber
Becklin	Eken	Johnson, R.	Munger	Schulz
Belisle	Enebo	Jopp	Myrah	Sherwood
Bell	Faricy	Jude	Nelson	Sieben, M.
Bennett	Ferderer	Kahn	Norton	Smith
Berg	Flakne	Kelly	Ojala	Spanish
Berglin	Forsythe	Kempe	Parish	Stangeland
Boland	Fudro	Knickerbocker	Patton	Stanton
Brinkman	Fugina	Laidig	Pavlak, R.	Swanson
Carlson, A.	Graba	LaVoy	Pavlak, R. L.	Tomlinson
Carlson, B.	Graw	Lemke	Pehler	Ulland
Carlson, D.	Grove	Lindstrom, E.	Peterson	Vanasek
Carlson, L.	Hagedorn	Lombardi	Pleasant	Vento
Casserly	Hanson	Mann	Prahl	Voss
Cleary	Haugerud	McArthur	Quirin	Weaver
Clifford	Heinitz	McCarron	Resner	Wohlwend
Connors	Hook	McEachern	Rice	Wolcott
Cummiskey	Jacobs	McFarlin	Ryan	Mr. Speaker
Dahl	Jaros	McMillan	Samuelson	

Those who voted in the negative were:

Anderson, D.	Erdahl	Larson	Ohnstad	Wenzel
Anderson, G.	Erickson	Lindstrom, J.	Pieper	Wigley
Biersdorf	Esau	Long	St. Onge	
Braun	Fjoslien	Miller, M.	Searle	
Culhane	Klaus	Niehaus	Skaar	

The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 2167, A bill for an act relating to the organization and operation of state government; appropriating money for the conservation and development of the state's natural resources; providing for maintenance of the Minnesota historical society; for county and district agricultural societies; for various stock-breeders', dairymen's, horticultural and poultry association and societies; for sheriff's per diem and mileage in certain cases; for vessel tonnage tax; for maintenance of the Sibley house; for maintenance of various semi-state activities; for aids to local subdivisions of government and school districts; for maintenance of the uniform laws commission; for maintenance of the capitol area architectural and planning commission; and for other purposes; and amending Minnesota Statutes 373.23.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 2167

Honorable Alec Olson
President of the Senate

Honorable Martin Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 2167, report that we have agreed upon the items in dispute and recommend as follows: That S. F. No. 2167 be amended by striking all matter after the enacting clause and in lieu thereof substituting the following:

"Section 1. APPROPRIATIONS. The sums hereinafter named, or so much thereof as may be necessary, are hereby appropriated out of the general fund in the state treasury, or any other fund herein designated for the purposes specified in the following sections of this act, to be available for the fiscal years ending June 30, 1973, June 30, 1974, and June 30, 1975.

APPROPRIATIONS
Available for the Year

	1974	1975
	\$	\$
Sec. 2. GENERAL GOVERNMENT		
Subdivision 1. Interstate Cooperation Commission and Council of State Governments		
	37,810	37,810
Subd. 2. Minnesota-Wisconsin Boundary Area Commission		
	21,600	21,600
<p>Provided that the amount that may be expended shall not exceed the amount provided for the commission by the state of Wisconsin.</p>		
Subd. 3. Uniform Laws Commission		
(a) For expenses	6,900	7,500
<p>Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.</p>		
Subd. 4. The Great Lakes Commission		
	25,000	25,000
Subd. 5. The Education Commission of the States		
	16,000	16,000
<p>The above appropriation includes funds for the state advisory council.</p>		
Subd. 6. National Governors' Conference		
	8,500	8,500
Subd. 7. Advisory Commission on Intergovernmental Relations		
	1,000	1,000
<p>Provided that the department of administration shall be responsible for the disbursement of the funds provided in this subdivision.</p>		
Subd. 8. Capitol Area Architectural and Planning Commission		
	45,000	
<p>Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.</p>		

**Sec. 3. PROTECTION TO PERSONS
AND PROPERTY**

Subdivision 1. For mileage and per diem for conveying prisoners to the state reformatory and state prison and for con-

	1974	1975
	\$	\$
veying youths to the youth conservation commission	28,000	28,000

Should the appropriation for either year be insufficient, then the appropriation for the other year shall be available therefor.

Provided, however, that the amounts appropriated by subdivision 1 include payments for:

(a) Upon certification by the commissioner of corrections that any person committed to the youth conservation commission has absconded or otherwise violated the terms of his parole or probation and should be returned to the state reformatory, the state training school for boys, the Minnesota home school, or other similar correctional institutions which may be hereafter established for their confinement, the necessary expenses of parole or probation officers, sheriffs, or other officers incurred in returning such person, including per diem and expenses of guards, shall be approved by the state auditor and paid out of the state treasury from funds appropriated for such purposes. The auditor may allow for such expenses the necessary expenses incurred by the sheriff or other officer in going to and returning from the particular correctional institution concerned and \$10 per day for each guard, and such sum as is necessary for actual traveling expenses. All bills shall be rendered in writing, fully itemized, verified, and accompanied by the receipt of the superintendent of the appropriate institution for the delivery of such ward of the youth conservation commission in a form prescribed by the state auditor.

(b) The mileage shall be reimbursed in accordance with the travel regulations governing state employees pursuant to Minnesota Statutes 15A.20, Subdivision 1, without regard to the number of guards or prisoners conveyed.

Sec. 4. DEVELOPMENT AND CONSERVATION OF NATURAL RESOURCES

Subdivision 1. Societies and Associations

(a) State Horticultural Society

	1974	1975
	\$	\$
1. For maintenance	9,300	9,300
(b) For expenses of the Junior Live- stock Show in Duluth	1,400	1,400
Said sum to be paid to the junior live- stock association of Duluth and to be ex- pended by said association for the payment of the expenses and transportation of boys and girls displaying exhibits and in attend- ance at the junior livestock show at Duluth and for prizes awarded to exhibitors at said show.		
(c) For aid to Minnesota Livestock Breeders Association	14,000	14,000
(d) For aid to Northern Sheep Growers Associations	750	750
(e) For aid to Southern Sheep Growers Associations at LeSueur, Minnesota	500	500
(f) For Red River Valley Livestock As- sociations	6,000	6,000
Provided that the amount appropriated by item (f) hereof shall be disbursed pursu- ant to provisions of Minnesota Statutes, Section 38.02.		
(g) For the Red River Valley Dairy- men's Association, Inc., for the purpose of promoting better dairying	1,500	1,500

Items (a), (c), (d), (e), (f), and (g)
shall be appropriated under provisions of
Minnesota Statutes, Section 17.07.

Subd. 2. Aid to Agricultural Societies and Poultry Associations

(a) Aid to county and district agricul- tural societies	240,000	240,000
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Of the amount appropriated by item (a),
\$4,500 each year is for livestock premiums
to county fair associations for carrying on
boys' and girls' club work.

Provided that the amount appropriated
by item (a) hereof shall be disbursed ac-
cording to Minnesota Statutes, Section
38.02.

Notwithstanding any other law to the
contrary, the amount appropriated by item

1974

1975

\$

(a) shall only be disbursed to those county and district agricultural societies including the Cass County Agricultural Association whose premium lists exceed \$2,000.

Provided that out of the amounts appropriated by item (a) hereof, \$1,000 each year shall be available to the Red Lake Band of Chippewa Indians to be expended as may be directed by the Indian council for the purpose of encouraging such activities and arts as will advance the economic and social interest of their people and particularly to promote a program of agricultural development that will utilize to the greatest possible extent the lands and forest owned by them. This appropriation may be used to help maintain an agricultural extension service; to promote 4-H club work, or for premiums for the competitive display of exhibits at any fair or exposition that may be arranged under the direction of the council.

(b) For aid in payment of premiums at exhibitions of poultry for the poultry associations mentioned in Laws 1949, Chapter 718, Section 7, Subdivision 8

3,500

3,500

Provided that out of the amounts appropriated by item (b) hereof the amount of \$1,125 shall be allotted each fiscal year to aid the Minnesota state poultry association in the payment of premiums and other necessary expenses, exclusive of salaries or wages of any kind, at its annual exhibition.

Provided that the northern poultry association (being a consolidation of fourteen northwestern county associations) shall receive not to exceed \$150.

Provided that no one association or society will receive an amount greater than the annual premium paid to exhibitors by them and shall not in any case exceed the sum of \$150 to any one county.

Provided further that any society or association to be entitled to their distributive share of this appropriation shall file annually with the department of agriculture on or before the first day of April of each year, a sworn statement signed by the president or secretary of such association or

	1974	1975
	\$	\$
(a) Disabled American Veterans		
1. For salaries, supplies and expense to be expended as provided by Laws 1941, Chapter 425	10,000	10,000
(b) United Spanish War Veterans		
1. Maintenance, including publication of departmental reports	2,240	2,240
(c) Veterans of Foreign Wars		
1. For carrying out the provisions of Laws 1945, Chapter 455	9,250	9,250

Sec. 6. EDUCATION, LIBRARIES, MUSEUMS AND RECREATION

Subdivision 1. For Minnesota Historical Society

(a) Grants and aids	1,581,451	1,615,706
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The above appropriation includes sufficient funds to pay salary increases authorized by the 1973 legislature.

From the appropriation made to the historical society by this act, employees, with the exception of the director, shall be paid a salary comparable to the salaries paid to state employees in the classified state civil service. The appropriation includes funds to provide for a seven-day-a-week tour program in the capitol and historical buildings. The historical building shall remain open for public use on Saturdays and, if necessary, adjustments in the remainder of the week day schedule may be effected by the Minnesota historical society. Notwithstanding any other laws to the contrary, the society may purchase fire, wind, hail and vandalism insurance from this appropriation. The amount of funds necessary to meet expenses shall be paid to the society upon certification by the director of the Minnesota historical society of this amount to the state auditor.

Any unexpended balance remaining at the end of the first year shall be returned to the state treasury and credited to the state general fund.

1974

1975

\$

\$

Notwithstanding any other law to the contrary the appropriations made in this act shall be subject to the charter of the Minnesota historical society of 1849 and as amended in 1856.

The Minnesota historical society shall report annually by November 15 of each year to the governor, the commissioner of administration and the appropriate finance committees of the house and the senate the amount and purpose for which state funds under this subdivision were expended for each fiscal year of the biennium.

The grant-in-aid appropriation herein provided shall be expended in the manner and under the terms and conditions described by the governing body of the Minnesota historical society.

(b) Science Museum Extension Program	125,000	
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The appropriation herein provided shall be expended according to the provisions of Minnesota Statutes 138.035.

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Subd. 2. For maintenance of Sibley House to be expended by the Sibley House Association	11,225	11,225
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Notwithstanding any other law to the contrary, the amount of \$2,000 is provided each year out of the above appropriation for fire, wind, hail, and vandalism insurance.

Subd. 3. For aid to school districts as provided by Minnesota Statutes 124.31	50,000	50,000
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Provided that this appropriation shall cancel if Minnesota Statutes 124.31 are repealed.

Provided that any sums received by any school district from the above appropriation shall be in addition to all other forms of state aid and shall not be deducted from any other state aid to schools.

	1974	1975
	\$	\$
Subd. 4. For Minnesota Academy of Science	13,500	13,500
Subd. 5. Minnesota State Arts Council.	300,000	300,000

Provided that the state funding for grants and subsidies may not be expended unless matched by federal funds.

Provided that none of the state share of grants and subsidies may be used for matching salary expenditures of any of the various arts councils.

Every publication, program or other graphic material prepared by the Minnesota state arts council, or prepared for use by any other organization in connection with an activity funded in whole or part by the council shall bear the legend: "This activity is made possible, in part, by a grant provided by the Minnesota State Legislature and the Congress of the United States."

Provided that the Minnesota state arts council shall submit a written report to the house appropriations and senate finance committees on July 1, 1974. Such report shall include but not be limited to the specific purposes for which the appropriation was expended for the fiscal year ending June 30, 1974. It shall include an itemization of the programs and projects supported and the source of the funds each received. It also shall contain a detailed proposal for the expenditure of the appropriation provided in this subdivision for the fiscal year ending June 30, 1975. The council shall submit a written report to the 1975 legislature. The report shall be similar in format to the above report but shall cover each of the years of the 1973-75 biennium.

Subd. 6. Minnesota Safety Council

(a) For salaries, supplies and expenses	47,500	47,500
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These amounts are appropriated from the trunk highway fund and shall be disbursed pursuant to Laws 1967, Chapter 550, Section 2.

Sec. 7. MISCELLANEOUS

Subdivision 1. For special aid to cities having large proportion of property paying

	1974	1975
	\$	\$
gross earnings taxes, Minnesota Statutes 276.15	207,500	210,000

Subd. 2. For special aid to counties having large proportion of property paying gross earnings taxes, Minnesota Statutes, Sections 373.20 to 373.24

	37,500	37,500
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Subd. 3. For special aid to towns having large proportion of property paying gross earnings taxes, Laws 1939, Chapter 324, as amended by Laws 1943, Chapter 506, and pursuant to Laws 1943, Chapter 559

	1,500	1,500
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Sec. 8. CIVIL AIR PATROL

(a) For supplies, expense and equipment

	30,000	30,000
--	--------	--------

To be disbursed by the department of public safety on certification of commander, the Minnesota wing of the civil air patrol.

Any unexpended balances remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Sec. 9. MINNESOTA SOCIETY FOR THE PREVENTION OF CRUELTY TO ANIMALS

	15,000	15,000
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Provided that a portion of these funds shall be expended for education of the public relative to the sterilization of domestic pets.

Provided further that a report shall be submitted to the 1974 and the 1975 legislature regarding expenditures for public information programs.

Sec. 10. SOUTHERN MINNESOTA RIVERS BASIN COMMISSION

	55,000	
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Any unexpended balances remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Sec. 11. UNEMPLOYMENT

	1973	
COMPENSATION	854.47	

	1974	1975
--	------	------

	1974	1975
\$		\$

In reimbursement of unemployment compensation benefits paid for former employees of the Minnesota veterans home.

Sec. 12. EMPLOYEES

1973

COMPENSATION 6,478.83

To be transferred by the state auditor to the department of labor and industry compensation revolving fund, in payment of obligations incurred by the Minnesota veterans home.

Sec. 13. UNOBLIGATED BALANCES. The unobligated balances on hand as of June 30, 1973, June 30, 1974, and June 30, 1975, in the several appropriations and accounts of each of the departments or divisions for which an appropriation is made herein out of the general fund, are hereby cancelled into the general fund as of June 30, 1973, June 30, 1974, and June 30, 1975, and the unobligated balances on hand as of June 30, 1974, and June 30, 1975, appropriated out of any other funds shall be cancelled into the fund from which they are appropriated as of June 30, 1974, and June 30, 1975. The provisions of this section shall not apply where otherwise indicated in this act or to aid, contributions, or reimbursements received from the federal government by the state, and all such federal aid, contributions, or reimbursements are hereby reappropriated for the purpose of supplementing the appropriations herein provided.

Sec. 14. Any moneys made available to any state department or agency by this act by appropriation, transfer, or otherwise for the payment of salaries is a source of revenue to such department or agency under the provisions of Minnesota Statutes, Sections 355.50 and 352.04, Subdivision 5.

Sec. 15. [373.23] LIMIT OF PAYMENTS. In the event the appropriation provided is insufficient to pay the full amount to which these counties shall be entitled annually thereunder, the state auditor shall apportion the sum pro rata to each of the counties.

Sec. 16. PAYMENTS. Subdivision 1. Notwithstanding any law to the contrary, the aids provided in section 4, subdivisions 1b, 1f, and 2a shall hereinafter be disbursed by the department of agriculture and any certifications for payments shall also hereinafter be with or made by the department of agriculture.

Subdivision 2. Notwithstanding any law to the contrary, the aids provided in section 6, subdivision 3, shall hereinafter be disbursed by the department of education.

Subdivision 3. Notwithstanding any law to the contrary, the aids provided in section 7, subdivisions 1, 2, and 3 shall hereinafter be disbursed by the department of taxation.

Subdivision 4. In the next and subsequent editions of Minnesota Statutes, the revisor of statutes shall change the terminology referred to by subdivisions 1, 2, and 3 of section 16."

Further amend S. F. No. 2167 by striking the title and inserting in lieu thereof the following:

"A bill for an act relating to the organization and operation of state government; appropriating money for the conservation and development of the state's natural resources; providing for maintenance of the Minnesota historical society; for county and district agricultural societies; for various stockbreeders', dairymen's, horticultural and poultry associations and societies; for sheriffs' per diem and mileage in certain cases; for vessel tonnage tax; for maintenance of the Sibley house; for maintenance of various semi-state activities; for aids to local subdivisions of government and school districts; for maintenance of the uniform laws commissions; for maintenance of the capitol area architectural and planning commission; and for other purposes; and amending Minnesota Statutes 373.23."

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

Senate Conferees: NORBERT ARNOLD, GERALD WILLET, HARMON OGDahl, MEL HANSEN, and RALPH DOTY.

House Conferees: A. J. (TONY) ECKSTEIN, JAMES SWANSON, PETER FUGINA, ANDREW SKAAR, and RODNEY SEARLE.

Eckstein moved that the report of the Conference Committee on S. F. No. 2167 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 2167, A bill for an act relating to the organization and operation of state government; appropriating money for the conservation and development of the state's natural resources; providing for maintenance of the Minnesota historical society; for county and district agricultural societies; for various stockbreeders', dairymen's, horticultural and poultry association and societies; for sheriff's per diem and mileage in certain cases; for vessel tonnage tax; for maintenance of the Sibley house; for maintenance of various semi-state activities; for aids to local subdivisions of government and school districts; for maintenance of the uniform laws commission; for maintenance of the capitol area architectural and planning commission; and for other purposes; and amending Minnesota Statutes 373.23.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were :

Adams, J.	DeGroat	Johnson, C.	Miller, D.	Savelkoul
Andersen, R.	Dieterich	Johnson, D.	Miller, M.	Schreiber
Anderson, D.	Dirlam	Johnson, J.	Munger	Schulz
Anderson, G.	Eckstein	Johnson, R.	Myrah	Searle
Anderson, I.	Eken	Jopp	Nelson	Sherwood
Becklin	Enebo	Jude	Newcome	Sieben, H.
Belisle	Erdahl	Kahn	Niehaus	Sieben, M.
Bell	Erickson	Kelly	Norton	Skaar
Bennett	Esau	Klaus	Ohnstad	Smith
Berg	Faricy	Knickerbocker	Ojala	Spanish
Berglin	Ferderer	Laidig	Parish	Stangeland
Biersdorf	Fjoslien	Larson	Patton	Stanton
Boland	Flakne	LaVoy	Pavlak, R.	Swanson
Braun	Forsythe	Lemke	Pavlak, R. L.	Tomlinson
Brinkman	Fudro	Lindstrom, E.	Pehler	Ulland
Carlson, A.	Fugina	Lindstrom, J.	Peterson	Vanasek
Carlson, B.	Graba	Lombardi	Pieper	Vento
Carlson, D.	Graw	Long	Pleasant	Voss
Carlson, L.	Growe	Mann	Prahl	Weaver
Casserly	Hagedorn	McArthur	Quirin	Wenzel
Cleary	Hanson	McCarron	Resner	Wigley
Clifford	Haugerud	McCauley	Rice	Wohlwend
Connors	Heinitz	McEachern	Ryan	Wolcott
Culhane	Hook	McFarlin	St. Onge	Mr. Speaker
Cummiskey	Jacobs	McMillan	Samuelson	
Dahl	Jaros	Menke	Sarna	

The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker :

I hereby announce that the Senate refuses to concur in the House amendments to :

S. F. No. 384, A bill for an act relating to hospital, boarding care homes, and nursing homes; providing for the regulation thereof; imposing certain duties on the state board of health and the commissioner of public welfare; establishing rights of patients and residents of nursing homes; requiring reports of maltreatment of nursing home patients; prescribing penalties; amending Minnesota Statutes 1971, Chapters 144, by adding sections; 154, by adding a section; 256B, by adding a section; 609, by adding a section; and 626, by adding a section; repealing Minnesota Statutes 1971, Section 144.583.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Ogdahl, Lewis and Tennesen have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Flakne moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 3 members of the House to meet with a like committee appointed.

by the Senate on the disagreeing votes of the two Houses on S. F. No. 384. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to:

S. F. No. 1247, A bill for an act relating to elections; providing for applications for and acknowledgement of absentee ballots; amending Minnesota Statutes 1971, Sections 207.03 and 207.08.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Keefe, S.; Hansen, Mel; and Schaaf have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Tomlinson moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 1247. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 5 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 1355, A bill for an act relating to the operation of the state government; prescribing compensation, retirement and related benefits for certain state officers and employees, and establishing certain compulsory retirement requirements; amending Minnesota Statutes 1971, Sections 43.01, Subdivision 9, and by adding subdivisions; 43.03, Subdivision 3; 43.051; 43.111; 43.12, Subdivision 2, 2a, 2b and 3; 43.121, Subdivision 2; 43.122; 43.126, Subdivision 1; 43.24, Subdivision 1; 43.50, Subdivision 1; 299D.03, Subdivision 2; 352.04, Subdivisions 2 and 3; 352.115, Subdivisions 2 and 3, and by adding subdivisions; 352.116, Subdivision 1; 352.118; 352.22, Subdivision 1; 356.21, Subdivision 5; and Chapter 352, by adding sections; repealing Minnesota Statutes 1971, Section 16.02, Subdivision 20a.

The Senate has appointed as such committee Messrs. Chenoweth, Purfeerst, Ogdahl, Kleinbaum and O'Neill.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, con-

sisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 611, A bill for an act relating to public safety; division of highway patrol; providing salary adjustments for members of the highway patrol assigned to air patrol duty; amending Minnesota Statutes 1971, Section 299D.03, Subdivision 3.

The Senate has appointed as such committee Messrs. Perpich, A. J.; Josefson and Arnold.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 21, 615, and 980.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 1059, 1326, and 1355.

PATRICK E. FLAHAVER, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 21, A bill for an act relating to insurance; group hospital and medical coverage; continuation of group coverage upon termination of employment.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

S. F. No. 615, A bill for an act relating to commerce; fuel information report to the governor on energy sources; providing subpoena power.

The bill was read for the first time.

McCarron moved that S. F. No. 615 and H. F. No. 686, now on Consent Calendar, be referred to the Chief Clerk for comparison. The motion prevailed.

S. F. No. 980, A bill for an act relating to consumer protection; restricting door to door distribution of certain items; broadening enforcement powers; providing penalties; amending Minnesota Statutes 1971, Section 325.925.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 1059, A bill for an act relating to county attorneys; creating a county attorneys council and the office of executive director; prescribing powers and duties; and appropriating money; amending Minnesota Statutes 1971, Section 15A.083, Subdivision 3.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1326, A bill for an act relating to education; authorizing and directing the higher education coordinating commission to establish and supervise a student loan program; providing for the issuance of revenue bonds; amending Minnesota Statutes 1971, Sections 136A.14; 136A.15, Subdivisions 5 and 7; 136A.16, Subdivisions 3 and 8; and 136A.17, Subdivisions 1, 3, 4 and 10.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1355, A bill for an act relating to county parks and park districts; amending Minnesota Statutes 1971, Sections 398.01; and 398.16.

The bill was read for the first time and referred to the Committee on Metropolitan and Urban Affairs.

The following Conference Committee Report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1772

May 14, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 1772, report that we have agreed upon the items in dispute and recommend as follows:

That H. F. No. 1772 be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [APPROPRIATION.] The sum of \$1,000 or so much thereof as may be required is appropriated from the general fund to the Minnesota historical society for the purpose

of commissioning a painting, for display in the rotunda of the state capitol building, depicting a scene from the peaceful and constructive life and culture of Indians native to the state of Minnesota. Cooperation and consultation with the capitol area architectural and planning commission is recommended."

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

House Conferees: L. JOSEPH CONNORS, LINDA BERGLIN, and FRANK H. DEGROAT.

Senate Conferees: JOHN B. KEEFE, ROGER HANSON, and NORBERT ARNOLD.

Connors moved that the report of the Conference Committee on H. F. No. 1772 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1772, A bill for an act relating to the Minnesota historical society; commissioning a painting concerning Indian life; appropriating money.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 123, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Miller, M.	Schreiber
Andersen, R.	Dirlam	Jopp	Moe	Schulz
Anderson, D.	Eckstein	Jude	Munger	Searle
Anderson, G.	Eken	Kahn	Myrah	Sherwood
Anderson, I.	Enebo	Kelly	Nelson	Sieben, H.
Becklin	Erdahl	Kempe	Newcome	Sieben, M.
Belisle	Erickson	Klaus	Niehaus	Skaar
Bell	Esau	Knickerbocker	Norton	Smith
Berg	Faricy	Laidig	Ojala	Spanish
Berglin	Ferderer	Larson	Parish	Stangeland
Biersdorf	Forsythe	LaVoy	Patton	Stanton
Boland	Fudro	Lemke	Pavlak, R.	Swanson
Braun	Fugina	Lindstrom, E.	Pehler	Tomlinson
Brinkman	Graba	Lindstrom, J.	Peterson	Ulland
Carlson, A.	Graw	Lombardi	Pieper	Vanasek
Carlson, B.	Grove	Long	Pleasant	Vento
Carlson, D.	Hagedorn	Mann	Prahl	Voss
Carlson, L.	Hanson	McArthur	Quirin	Weaver
Cassery	Haugerud	McCarron	Resner	Wenzel
Clifford	Heinitz	McCauley	Rice	Wigley
Connors	Hook	McEachern	Ryan	Wohlwend
Culhane	Jacobs	McFarlin	St. Onge	Wolcott
Cummiskey	Jaros	McMillan	Samuelson	Mr. Speaker
Dahl	Johnson, C.	Menke	Sarna	
DeGroat	Johnson, D.	Miller, D.	Savelkoul	

Those who voted in the negative were:

Cleary Fjoslien Ohnstad

The bill was repassed, as amended by Conference, and its title agreed to.

CONSENT CALENDAR

S. F. No. 1526 was reported to the House.

Rice moved to amend S. F. No. 1526, the printed bill, as follows:

After line 6, add a section to read:

“Section 1. [ALL CLAIMS RELEASED.] All claims in favor of the state arising under Minnesota Statutes 1971, Section 256.65, are hereby released, satisfied, and discharged.”.

Renumber the remaining sections.

Further amend the title after “estate;” insert “releasing claims of the state;”.

The motion prevailed and the amendment was adopted.

S. F. No. 1526, A bill for an act relating to welfare; assistance, claim against a blind person's estate; repealing Minnesota Statutes 1971, Section 256.65.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Menke	Samuelson
Andersen, R.	Dieterich	Johnson, D.	Miller, D.	Sarna
Anderson, D.	Dirlam	Johnson, J.	Miller, M.	Savelkoul
Anderson, G.	Eckstein	Johnson, R.	Moe	Schreiber
Anderson, I.	Eken	Jopp	Munger	Schulz
Becklin	Enebo	Jude	Myrah	Searle
Belisle	Erdahl	Kahn	Nelson	Sherwood
Bell	Erickson	Kelly	Newcome	Sieben, H.
Bennett	Esau	Kempe	Niehaus	Sieben, M.
Berg	Faricy	Klaus	Norton	Skaar
Berglin	Ferderer	Knickerbocker	Ohnstad	Smith
Biersdorf	Fjoshien	Laidig	Ojala	Spanish
Boland	Flakne	Larson	Parish	Stangeland
Braun	Forsythe	LaVoy	Patton	Stanton
Brinkman	Fudro	Lemke	Pavlak, R.	Swanson
Carlson, A.	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, B.	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, D.	Graw	Lombardi	Peterson	Vanasek
Carlson, L.	Growe	Long	Pieper	Vento
Cassery	Hagedorn	Mann	Pleasant	Voss
Cleary	Hanson	McArthur	Prahl	Weaver
Clifford	Haugerud	McCarron	Quirin	Wenzel
Connors	Heinitz	McCauley	Resner	Wigley
Culhane	Hook	McEachern	Rice	Wohlwend
Cummiskey	Jacobs	McFarlin	Ryan	Wolcott
Dahl	Jaros	McMillan	St. Onge	Mr. Speaker

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

S. F. No. 903, A bill for an act relating to courts; jury trials; number of jurors; challenges; amending Minnesota Statutes 1971, Sections 546.10 and 631.27.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Sarna
Andersen, R.	Dieterich	Johnson, J.	Miller, M.	Saveikoul
Anderson, D.	Dirlam	Johnson, R.	Moe	Schreiber
Anderson, G.	Eckstein	Jopp	Munger	Schulz
Anderson, I.	Eken	Jude	Myrah	Searle
Becklin	Erdahl	Kahn	Nelson	Sherwood
Belisle	Erickson	Kelly	Newcome	Sieben, H.
Bell	Esau	Kempe	Niehaus	Sieben, M.
Bennett	Faricy	Klaus	Norton	Skaar
Berg	Ferderer	Knickerbocker	Ohnstad	Smith
Berglin	Fjoslien	Laidig	Ojala	Spanish
Biersdorf	Flakne	Larson	Parish	Stangeland
Boland	Forsythe	LaVoy	Patton	Stanton
Braun	Fudro	Lemke	Pavlak, R.	Swanson
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, A.	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, B.	Graw	Lombardi	Peterson	Vanasek
Carlson, D.	Grove	Long	Pieper	Vento
Carlson, L.	Hagedorn	Mann	Pleasant	Voss
Casserly	Hanson	McArthur	Prahl	Weaver
Cleary	Haugerud	McCarron	Quirin	Wenzel
Clifford	Heinitz	McCauley	Resner	Wigley
Connors	Hook	McEachern	Rice	Wohlwend
Culhane	Jacobs	McFarlin	Ryan	Wolcott
Cummiskey	Jaros	McMillan	St. Onge	Mr. Speaker
Dahl	Johnson, C.	Menke	Samuelson	

The bill was passed and its title agreed to.

S. F. No. 1948, A bill for an act relating to towns in the county of Anoka; conferring certain village powers; amending Laws 1963, Chapter 157, Section 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, D.	Esau	Johnson, C.	Long
Andersen, R.	Carlson, L.	Ferderer	Johnson, D.	Mann
Anderson, D.	Casserly	Fjoslien	Johnson, J.	McArthur
Anderson, G.	Cleary	Flakne	Jopp	McCarron
Anderson, I.	Clifford	Forsythe	Jude	McCauley
Becklin	Connors	Fudro	Kahn	McEachern
Belisle	Culhane	Fugina	Kelly	McFarlin
Bell	Cummiskey	Graba	Kempe	McMillan
Bennett	Dahl	Graw	Klaus	Menke
Berg	DeGroat	Grove	Knickerbocker	Miller, D.
Berglin	Dieterich	Hagedorn	Laidig	Miller, M.
Biersdorf	Dirlam	Hanson	Larson	Moe
Boland	Eckstein	Haugerud	LaVoy	Munger
Braun	Eken	Heinitz	Lemke	Myrah
Brinkman	Enebo	Hook	Lindstrom, E.	Nelson
Carlson, A.	Erdahl	Jacobs	Lindstrom, J.	Newcome
Carlson, B.	Erickson	Jaros	Lombardi	Niehaus

Norton	Pleasant	Savelkoul	Spanish	Weaver
Ohnstad	Prahl	Schreiber	Stangeland	Wenzel
Ojala	Quirin	Schulz	Stanton	Wigley
Parish	Resner	Searle	Swanson	Wohlwend
Patton	Rice	Sherwood	Tomlinson	Wolcott
Pavlak, R.	Ryan	Sieben, H.	Ulland	Mr. Speaker
Pehler	St. Onge	Sieben, M.	Vanasek	
Peterson	Samuelson	Skaar	Vento	
Pieper	Sarna	Smith	Voss	

Those who voted in the negative were:

Faricy

The bill was passed and its title agreed to.

S. F. No. 1949, A bill for an act relating to the Anoka police relief association; memberships in the public employees police and fire fund.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Johnson, J.	Miller, M.	Schreiber
Andersen, R.	Eken	Johnson, R.	Moe	Schulz
Anderson, D.	Enebo	Jopp	Munger	Searle
Anderson, G.	Erdahl	Jude	Myrah	Sherwood
Anderson, I.	Erickson	Kahn	Nelson	Sieben, H.
Becklin	Esau	Kelly	Newcome	Sieben, M.
Belisle	Faricy	Kempe	Niehaus	Skaar
Bell	Ferderer	Klaus	Norton	Smith
Berg	Fjoslien	Knickerbocker	Ohnstad	Spanish
Berglin	Flakne	Laidig	Ojala	Stangeland
Biersdorf	Forsythe	Larson	Parish	Stanton
Boland	Fudro	LaVoy	Patton	Swanson
Braun	Fugina	Lemke	Pavlak, R.	Tomlinson
Brinkman	Graba	Lindstrom, E.	Pehler	Ulland
Carlson, A.	Graw	Lindstrom, J.	Peterson	Vanasek
Carlson, B.	Growe	Lombardi	Pieper	Vento
Carlson, D.	Hagedorn	Long	Pleasant	Voss
Carlson, L.	Hanson	Mann	Prahl	Weaver
Cassery	Haugerud	McArthur	Quirin	Wenzel
Cuihane	Heinitz	McCarron	Resner	Wigley
Cummiskey	Hook	McEachern	Rice	Wohlwend
Dahl	Jacobs	McFarlin	Ryan	Wolcott
DeGroat	Jaros	McMillan	St. Onge	Mr. Speaker
Dieterich	Johnson, C.	Menke	Samuelson	
Dirlam	Johnson, D.	Miller, D.	Savelkoul	

Those who voted in the negative were:

Clifford Connors Pavlak, R. L. Sarna

The bill was passed and its title agreed to.

S. F. No. 1125, A bill for an act relating to peace officer training courses; eligibility; amending Minnesota Statutes 1971, Section 626.851.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Menke	Samuelson
Andersen, R.	Dieterich	Johnson, D.	Miller, D.	Sarna
Anderson, D.	Dirlam	Johnson, J.	Miller, M.	Savelkoul
Anderson, G.	Eckstein	Johnson, R.	Moe	Schreiber
Anderson, I.	Eken	Jopp	Munger	Schulz
Becklin	Enebo	Jude	Myrah	Searle
Belisle	Erdahl	Kahn	Nelson	Sherwood
Bell	Erickson	Kelly	Newcome	Sieben, H.
Bennett	Esau	Kempe	Niehaus	Sieben, M.
Berg	Faricy	Klaus	Norton	Skaar
Berglin	Ferderer	Knickerbocker	Ohnstad	Smith
Biersdorf	Fjoslien	Laidig	Ojala	Spanish
Boland	Flakne	Larson	Parish	Stangeland
Braun	Forsythe	LaVoy	Patton	Stanton
Brinkman	Fudro	Lemke	Pavlak, R.	Swanson
Carlson, A.	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, B.	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, D.	Graw	Lombardi	Peterson	Vanasek
Carlson, L.	Grove	Long	Pieper	Vento
Casserly	Hagedorn	Mann	Pleasant	Voss
Cleary	Hanson	McArthur	Prahl	Weaver
Clifford	Haugerud	McCarron	Quirin	Wenzel
Connors	Heinitz	McCauley	Resner	Wigley
Culhane	Hook	McEachern	Rice	Wohlwend
Cummiskey	Jacobs	McFarlin	Ryan	Wolcott
Dahl	Jaros	McMillan	St. Onge	Mr. Speaker

The bill was passed and its title agreed to.

S. F. No. 557, A bill for an act relating to taxation; wheelage taxes in the seven county metropolitan area; exempting certain vehicles from the wheelage tax; amending Minnesota Statutes 1971, Section 163.051, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 110, and nays 14, as follows:

Those who voted in the affirmative were:

Adams, J.	Clifford	Grove	Knickerbocker	Miller, D.
Andersen, R.	Cummiskey	Hagedorn	Laidig	Moe
Anderson, D.	DeGroat	Hanson	Larson	Mueller
Anderson, G.	Dirlam	Heinitz	LaVoy	Munger
Anderson, I.	Eckstein	Hook	Lemke	Myrah
Becklin	Eken	Jacobs	Lindstrom, E.	Nelson
Belisle	Erdahl	Jaros	Lombardi	Newcome
Bennett	Erickson	Johnson, C.	Long	Niehaus
Biersdorf	Esau	Johnson, D.	Mann	Norton
Boland	Ferderer	Johnson, J.	McArthur	Ohnstad
Carlson, A.	Fjoslien	Johnson, R.	McCarron	Ojala
Carlson, B.	Flakne	Jopp	McCauley	Parish
Carlson, D.	Forsythe	Jude	McEachern	Pavlak, R.
Carlson, L.	Fudro	Kelly	McFarlin	Pavlak, R. L.
Casserly	Fugina	Kempe	McMillan	Peterson
Cleary	Graba	Klaus	Menke	Pieper

Pleasant	Sarna	Skaar	Ulland	Wolcott
Prahl	Savelkoul	Smith	Vanasek	Mr. Speaker
Quirin	Schreiber	Spanish	Vento	
Resner	Searle	Stangeland	Voss	
Rice	Sherwood	Stanton	Weaver	
Ryan	Sieben, H.	Swanson	Wigley	
Samuelson	Sieben, M.	Tomlinson	Wohlwend	

Those who voted in the negative were:

Bell	Brinkman	Enebo	Miller, M.	St. Onge
Berg	Culhane	Faricy	Patton	Wenzel
Berglin	Dieterich	Lindstrom, J.	Pehler	

The bill was passed and its title agreed to.

S. F. No. 879, A bill for an act relating to Ramsey county; providing for the commissioner districts, membership, and the removal of the mayor of the city of Saint Paul as a member and chairman of the board of commissioners; amending Special Laws 1891, Chapter 438, Section 1, as amended; and Special Laws 1871, Chapter 73, Section 4.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, D.	Miller, M.	Sarna
Andersen, R.	Dirlam	Johnson, J.	Moe	Savelkoul
Anderson, D.	Eckstein	Johnson, R.	Mueller	Schreiber
Anderson, G.	Eken	Jopp	Munger	Schulz
Anderson, I.	Enebo	Jude	Myrah	Searle
Becklin	Erdahl	Kahn	Nelson	Sherwood
Belisle	Erickson	Kelly	Newcome	Sieben, H.
Bell	Esau	Kempe	Niehaus	Sieben, M.
Bennett	Faricy	Klaus	Norton	Skaar
Berg	Ferderer	Knickerbocker	Ohnstad	Smith
Berglin	Fjoslien	Laidig	Ojala	Spanish
Biersdorf	Flakne	Larson	Parish	Stangeland
Boland	Forsythe	LaVoy	Patton	Stanton
Brinkman	Fudro	Lemke	Pavlak, R.	Swanson
Carlson, A.	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, B.	Graba	Lombardi	Pehler	Ulland
Carlson, D.	Graw	Long	Peterson	Vanasek
Carlson, L.	Growe	Mann	Pieper	Vento
Cassery	Hagedorn	McArthur	Pleasant	Voss
Cleary	Hanson	McCarron	Prahl	Weaver
Clifford	Haugerud	McCauley	Quirin	Wenzel
Connors	Heinitz	McEachern	Resner	Wigley
Culhane	Hook	McFarlin	Rice	Wohlwend
Cummiskey	Jacobs	McMillan	Ryan	Wolcott
Dahl	Jaros	Menke	St. Onge	Mr. Speaker
DeGroat	Johnson, C.	Miller, D.	Samuelson	

The bill was passed and its title agreed to.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of H. F. Nos. 701 and 2531.

H. F. No. 701 was reported to the House.

Carlson, D., moved to amend H. F. No. 701, the printed bill, as follows:

Page 8, delete lines 34 and 35, and insert in lieu thereof "Sec. 22. [APPROPRIATION.] *Such amounts as*".

Further, amend the title in the 2nd line, by deleting "appropriating money;"

The motion prevailed and the amendment was adopted.

H. F. No. 701, A bill for an act relating to education; authorizing and directing the higher education coordinating commission to establish and supervise a student loan program; providing for the issuance of revenue bonds; amending Minnesota Statutes 1971, Sections 136A.14; 136A.15, Subdivisions 5 and 7; 136A.16, Subdivisions 3 and 8; and 136A.17, Subdivisions 1, 3, 4 and 10.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Moe	Savelkoul
Andersen, R.	Dieterich	Johnson, J.	Mueller	Schreiber
Anderson, D.	Dirlam	Johnson, R.	Munger	Schulz
Anderson, G.	Eckstein	Jopp	Myrah	Searle
Anderson, I.	Eken	Jude	Nelson	Sherwood
Becklin	Enebo	Kahn	Newcome	Sieben, H.
Belisle	Erdahl	Kelly	Niehaus	Sieben, M.
Bell	Erickson	Kempe	Norton	Skaar
Bennett	Esau	Klaus	Ohnstad	Smith
Berg	Faricy	Knickerbocker	Ojala	Spanish
Berglin	Ferderer	Laidig	Parish	Stangland
Biersdorf	Fjoslien	Larson	Patton	Stanton
Boland	Flakne	LaVoy	Pavliak, R.	Swanson
Braun	Forsythe	Lemke	Pavliak, R. L.	Tomlinson
Brinkman	Fudro	Lombardi	Pehler	Ulland
Carlson, A.	Fugina	Long	Peterson	Vanasek
Carlson, B.	Graba	Mann	Pieper	Vento
Carlson, D.	Growe	McArthur	Pleasant	Voss
Carlson, L.	Hagedorn	McCarron	Prahl	Weaver
Cassery	Hanson	McCauley	Quirin	Wenzel
Cleary	Haugerud	McEachern	Resner	Wigley
Clifford	Heinitz	McFarlin	Rice	Wohlwend
Connors	Hook	McMillan	Ryan	Wolcott
Culhane	Jacobs	Menke	St. Onge	Mr. Speaker
Cummiskey	Jaros	Miller, D.	Samuelson	
Dahl	Johnson, C.	Miller, M.	Sarna	

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

H. F. No. 2531, A bill for an act relating to public buildings and public lands of the state of Minnesota; authorizing the acquisition and betterment of public land and buildings and other public improvements of a capital nature; the acquisition by gift,

purchase, or condemnation of certain real property therefor; the equipping and replacement of equipment of certain said buildings; appropriating and reappropriating moneys therefor, including necessary expenses from the Minnesota state buildings fund; authorizing the issuance of the sale of bonds under the provisions of the constitution, article IX, section 6, to finance said fund appropriating moneys in connection therewith.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 121, and nays 9, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Jopp	Mueller	Searle
Andersen, R.	Eckstein	Jude	Munger	Sherwood
Anderson, D.	Eken	Kahn	Myrah	Sieben, H.
Anderson, G.	Enebo	Kelly	Nelson	Sieben, M.
Anderson, I.	Erdahl	Kempe	Newcome	Skaar
Becklin	Erickson	Knickerbocker	Niehaus	Smith
Belisle	Farcy	Laidig	Norton	Spanish
Bell	Ferderer	Larson	Ojala	Stangeland
Bennett	Flakne	LaVoy	Parish	Stanton
Berg	Forsythe	Lemke	Patton	Swanson
Berglin	Fudro	Lindstrom, E.	Pavlak, R.	Tomlinson
Biersdorf	Fugina	Lindstrom, J.	Pavlak, R. L.	Ulland
Boland	Graba	Lombardi	Pehler	Vanasek
Braun	Graw	Long	Peterson	Vento
Brinkman	Grove	Mann	Pleasant	Voss
Carlson, A.	Hanson	McArthur	Prahl	Weaver
Carlson, B.	Haugerud	McCarron	Quirin	Wenzel
Carlson, D.	Heinitz	McCauley	Resner	Wigley
Carlson, L.	Hook	McEachern	Rice	Wohlwend
Casserly	Jacobs	McFarlin	Ryan	Wolcott
Clifford	Jaros	McMillan	St. Onge	Mr. Speaker
Connors	Johnson, C.	Menke	Samuelson	
Culhane	Johnson, D.	Miller, D.	Sarna	
Dahl	Johnson, J.	Miller, M.	Schreiber	
Dieterich	Johnson, R.	Moe	Schulz	

Those who voted in the negative were:

Cleary	Esau	Hagedorn	Ohnstad	Savelkoul
DeGroat	Fjoslien	Klaus	Pieper	

The bill was passed and its title agreed to.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 1247:

Tomlinson, Sarna, and Cleary.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1203:

Sherwood, McFarlin, and Kahn.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 384:

Flakne, Salchert, and Swanson.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1547:

Enebo, Parish, and Pleasant.

Anderson, I., moved that the House recess until 7:00 p.m. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

There being no objection the order of business reverted to Reports of Chief Clerk.

REPORTS OF CHIEF CLERK

S. F. No. 1004 and H. F. No. 970, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 1004, page 1, lines 12 through 26, read as follows: "any human life, conceived either in the human body or produced in an artificial environment other than the human body, from fertilization through the first 265 days of life.

Subd. 3. [LIVING.] "Living" means the presence of any clinical or laboratory evidence of life, including but not limited to, movement, heart or respiratory activity, the presence of electroencephalographic or electrocardiographic activity. A human conceptus shall be considered as living until all evidence of life is absent.

Sec. 2. [EXPERIMENTATION OR SALE.] Whoever uses or permits the use of a living human conceptus for any type of scientific, laboratory, research or other study except to protect the life and health of the conceptus; or whoever buys or sells or permits the buying or selling of a living human conceptus shall be guilty of a gross misdemeanor.";

whereas, H. F. No. 970, page 1, line 12 through page 2, line 5, reads as follows: "any human organism, conceived either in the human body or produced in an artificial environment other than the human body, from fertilization through the first 265 days thereafter.

Subd. 3. [LIVING.] "Living", as defined for the sole purpose of this act, means the presence of evidence of life, such as movement, heart or respiratory activity, the presence of electroencephalographic or electrocardiographic activity.

Sec. 2. [EXPERIMENTATION OR SALE.] Subdivision 1. Whoever uses or permits the use of a living human conceptus for any type of scientific, laboratory research or other experimentation except to protect the life or health of the conceptus, or except as herein provided, shall be guilty of a gross misdemeanor.

Subd. 2. The use of a living human conceptus for research or experimentation which verifiable scientific evidence has shown to be harmless to the conceptus shall be permitted.

Subd. 3. Whoever shall buy or sell a living human conceptus shall be guilty of a gross misdemeanor, provided that nothing herein shall prohibit the buying and selling of a cell culture line or lines taken from a non-living human conceptus.”.

SUSPENSION OF RULES

Boland moved that the rules be so far suspended that S. F. No. 1004 be substituted for H. F. No. 970 and that the House File be indefinitely postponed. The motion prevailed.

S. F. No. 1895 and H. F. No. 2034, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 1895, page 2, lines 1 through 6, contains the following language, whereas this language does not appear in H. F. No. 2034.

“Sec. 2. Coverage under section 1 shall be for at least 20 percent of the total patient days allowed by the policy and in no event shall coverage be for less than 28 days in each calendar year.

Sec. 3. [EFFECTIVE DATE.] This act is effective September 30, 1973.”.

SUSPENSION OF RULES

Johnson, R., moved that the rules be so far suspended that S. No. 1895 be substituted for H. F. No. 2034 and that the House File be indefinitely postponed. The motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 1996, A bill for an act relating to the Minnesota state college board; appropriating money and authorizing a loan to the board for the refunding of outstanding revenue bonds; authorizing the issuance and sale of bonds under the provisions of Article IX, Section 6 of the Constitution to provide money for such loan, and appropriating money in connection with such bonds; amending Minnesota Statutes 1971, Section 136.40, by adding a subdivision.

Reported the same back with the following amendments:

Page 2, line 6, strike "*revenue fund of the Minnesota state college board*" and insert in lieu thereof "*general fund in the state treasury*".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 581, A bill for an act relating to medical education; appropriating moneys to the regents of the university of Minnesota for a medical education facility at St. Paul-Ramsey hospital and for other related purposes; amending Laws 1971, Chapter 851.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 926, A bill for an act establishing the Minnesota environmental education council; and describing the powers and duties thereof.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 1091, A bill for an act relating to health; authorizing the commissioner of public welfare to make grants to aid in the purchase, construction or remodeling of community residential facilities for the mentally retarded and cerebral palsied; directing the commissioner of public welfare to establish an advisory board on community residential facilities for the mentally retarded and cerebral palsied; appropriating money.

Reported the same back with the following amendments:

Page 2, line 18, after "\$50,000" insert "for the biennium".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 1557, A bill for an act relating to education; establishing a work-study program for post-secondary education students; appropriating money therefor.

Reported the same back with the following amendments:

Page 2, line 25, after "for" insert "the biennium for".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 1653, A bill for an act relating to education; the establishment of a pilot educational service area in southwest and west central Minnesota to provide educational services and programs on a regional basis; appropriating money therefor.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 1893, A bill for an act relating to public welfare; authorizing the commission of public welfare, and certain counties and municipalities to make grants for child care service and for certain programs for child care; amending Minnesota Statutes 1971, Sections 245.83, Subdivisions 2 and 3, and by adding a subdivision; 245.84; 245.85; 245.86; and 245.87.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 47, A bill for an act proposing an amendment to the Minnesota Constitution, Article XIV, Section 1; providing the majority necessary to pass constitutional amendments.

Reported the same back with the following amendments:

Page 1, line 18, after the words "that a" insert the words "55 percent".

Page 1, line 20, after the word "alteration" and before the word "have" insert the words "or a majority of all the electors voting at said election".

Page 2, line 2, after "by", strike the balance of the line and line 3 and insert in lieu thereof, the following: "55% of the

voters voting on the issue or a majority of those voting in the election?"

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

H. F. No. 1124, A bill for an act proposing an amendment to the Minnesota Constitution, Article IV, Sections 23 and 24; providing for congressional and legislative apportionments by a commission.

Reported the same back with the following amendments:

Page 1, line 9, after the word "Sections" insert the number "1".

Page 1, line 11, strike the number "23" and insert the number "1".

Page 1, after line 11, insert the following:

"Sec. 1. The legislature shall consist of the senate and the house of representatives. The senate shall be composed of members elected for a term of four years and the house of representatives shall be composed of members elected for a term of two years by the qualified voters at the general election, *except that there shall be an entire new election of all the senators at the election of representatives next succeeding each new districting provided for in this article.*

The legislature shall meet at the seat of government in regular session in each biennium at the time prescribed by law for not exceeding a total of 120 legislative days. The legislature shall not meet in regular session, nor in any adjournment thereof, after the first Monday following the third Saturday in May of any year. After meeting at a time prescribed by law, the legislature may adjourn to another time. "Legislative day" shall be defined by law.

A special session of the legislature may be called as otherwise provided by this constitution."

Article IV, Section 23, will read as follows:

Page 1, line 28, after the words "territory and" strike the word "be" and insert the words "*shall be apportioned equally throughout the state on the basis of population. In creating congressional and legislative districts, the integrity of political subdivision boundaries shall be maintained to the extent possible without violating the requirement that districts be apportioned equally on the basis of population.*"

Page 1, strike all of lines 29 and 30.

Page 2, strike all of lines 1, 2, and 3.

Further amend the title as follows: page 1, line 3, after the word "Sections" insert the number "1,".

With the recommendation that when so amended the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 1480, A bill for an act relating to meetings of state agencies and of governing bodies open to public; providing a penalty; amending Minnesota Statutes 1971, Section 471.705; repealing Minnesota Statutes 1971, Section 10.41.

Reported the same back with the following amendments:

Page 1, line 22, after the period, strike the remainder of the line.

Page 1, strike all of line 23.

Page 1, line 24, strike the word "bodies."

Page 2, line 3, after the word "board," insert the word "or", and after the word "commission" strike the balance of the line.

Page 3, line 2, strike everything before the quotation marks and insert in lieu thereof, "*Open Meeting Law*".

With the recommendation that when so amended the bill do pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. Nos. 1996, 47, and 1124 were read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 1004, 1895, 581, 926, 1091, 1557, 1653, 1893, and 1480 were read for the second time.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 255, A bill for an act relating to barbering by nursing aides; amending Minnesota Statutes 1971, Section 154.04.

H. F. No. 702, A bill for an act relating to probate proceedings; partition of property in probate decree; amending Minnesota Statutes 1971, Section 525.485.

H. F. No. 1045, A bill for an act relating to automobile insurance; cancellation; right to complain; amending Minnesota Statutes 1971, Sections 65B.19, and 65B.21.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 1293, A bill for an act relating to adult corrections; parole; changing certain limitations on parole; amending Minnesota Statutes 1971, Section 243.05.

H. F. No. 2225, A bill for an act relating to insurance; providing for legal expense insurance; amending Minnesota Statutes 1971, Sections 60A.06, Subdivision 1; 60A.07, Subdivisions 5a, 5b, and 5c; and 60A.08, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1038, A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of Rice Lake state park.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Biersdorf moved that the House concur in the Senate amendments to H. F. No. 1038 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1038, A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of Rice Lake state park.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 125, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Belisle	Braun	Cleary	Dieterich
Adams, S.	Bell	Brinkman	Clifford	Dirlam
Andersen, R.	Bennett	Carlson, A.	Connors	Eckstein
Anderson, D.	Berg	Carlson, B.	Culhane	Eken
Anderson, G.	Berglin	Carlson, D.	Cummiskey	Enebo
Anderson, I.	Biersdorf	Carlson, L.	Dahl	Erdahl
Becklin	Boland	Casserly	DeGroat	Erickson

Esau	Johnson, D.	Mann	Patton	Sieben, H.
Faricy	Johnson, J.	McArthur	Paviak, R.	Sieben, M.
Ferderer	Johnson, R.	McCarron	Paviak, R. L.	Skaar
Fjoslien	Jopp	McCauley	Pehler	Smith
Forsythe	Jude	McEachern	Peterson	Spanish
Fudro	Kahn	McFarlin	Pieper	Stangeland
Fugina	Kelly	McMillan	Prahl	Stanton
Graba	Kempe	Menke	Resner	Swanson
Graw	Klaus	Miller, D.	Rice	Tomlinson
Grove	Knickerbocker	Miller, M.	Ryan	Ulland
Hagedorn	Laidig	Munger	St. Onge	Vanasek
Hanson	Larson	Myrah	Samuelson	Vento
Haugerud	LaVoy	Nelson	Sarna	Voss
Heinitz	Lemke	Niehaus	Savelkoul	Wenzel
Hook	Lindstrom, E.	Norton	Schreiber	Wigley
Jacobs	Lindstrom, J.	Ohnstad	Schulz	Wohlwend
Jaros	Lombardi	Ojala	Searle	Wolcott
Johnson, C.	Long	Parish	Sherwood	Mr. Speaker

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1042, A bill for an act relating to waters; southern Minnesota river basin commission; appropriating money; amending Laws 1971, Chapter 705, Section 3, Subdivision 1; and Section 5; repealing Laws 1971, Chapter 705, Section 11.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Johnson, C., moved that the House concur in the Senate amendments to H. F. No. 1042 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1042, A bill for an act relating to waters; southern Minnesota river basin commission; amending Laws 1971, Chapter 705, Section 3, Subdivision 1; and Section 5; repealing Laws 1971, Chapter 705, Section 11.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Bell	Carlson, A.	Culhane	Enebo
Adams, S.	Bennett	Carlson, B.	Cummiskey	Erdahl
Andersen, R.	Berg	Carlson, D.	Dahl	Erickson
Anderson, D.	Berglin	Carlson, L.	DeGroat	Esau
Anderson, G.	Biersdorf	Casserly	Dieterich	Faricy
Anderson, I.	Boland	Cleary	Dirlam	Ferderer
Becklin	Braun	Clifford	Eckstein	Fjoslien
Belisle	Brinkman	Connors	Eken	Forsythe

Fudro	Kahn	McFarlin	Peterson	Skaar
Fugina	Kelly	McMillan	Pieper	Smith
Graba	Kempe	Menke	Pleasant	Spanish
Graw	Klaus	Miller, D.	Prahl	Stangeland
Grove	Knickerbocker	Miller, M.	Quirin	Stanton
Hagedorn	Laidig	Moe	Resner	Swanson
Hanson	Larson	Munger	Rice	Tomlinson
Haugerud	LaVoy	Myrah	Ryan	Ulland
Heinitz	Lemke	Nelson	St. Onge	Vanasek
Hook	Lindstrom, E.	Niehaus	Samuelson	Vento
Jacobs	Lindstrom, J.	Norton	Sarna	Voss
Jaros	Lombardi	Ohnstad	Savelkoul	Wenzel
Johnson, C.	Long	Ojala	Schreiber	Wigley
Johnson, D.	Mann	Parish	Schulz	Wohlwend
Johnson, J.	McArthur	Patton	Searle	Wolcott
Johnson, R.	McCarron	Pavlak, R.	Sherwood	Mr. Speaker
Jopp	McCauley	Pavlak, R. L.	Sieben, H.	
Jude	McEachern	Pehler	Sieben, M.	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1146, A bill for an act relating to the city of Bloomington; appropriating funds for special assessments levied by the city against property of the Normandale state junior college.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Pleasant moved that the House concur in the Senate amendments to H. F. No. 1146 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1146, A bill for an act relating to the city of Bloomington; appropriating funds for special assessments levied by the city against property of the Normandale state junior college.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 120, and nays 1, as follows:

Those who voted in the affirmative:

Adams, J.	Becklin	Boland	Carlson, L.	Cummiskey
Adams, S.	Belisle	Braun	Casserly	Dahl
Andersen, R.	Bennett	Brinkman	Cleary	DeGroat
Anderson, D.	Berg	Carlson, A.	Clifford	Dieterich
Anderson, G.	Berglin	Carlson, B.	Connors	Diriam
Anderson, I.	Biersdorf	Carlson, D.	Culhane	Eken

Enebo	Jaros	Lombardi	Parish	Sherwood
Erdahl	Johnson, C.	Long	Patton	Sieben, H.
Erickson	Johnson, D.	Mann	Pavlak, R.	Sieben, M.
Esau	Johnson, J.	McArthur	Pavlak, R. L.	Skaar
Ferderer	Johnson, R.	McCarron	Pehler	Smith
Fjoslien	Jopp	McCauley	Peterson	Spanish
Forsythe	Jude	McFarlin	Pieper	Stangeland
Fudro	Kahn	McMillan	Pleasant	Stanton
Fugina	Kelly	Menke	Quirin	Swanson
Graba	Kempe	Miller, D.	Rice	Tomlinson
Graw	Klaus	Miller, M.	Ryan	Ulland
Grove	Knickerbocker	Munger	Salchert	Vento
Hagedorn	Laidig	Myrah	Samuelson	Voss
Hanson	Larson	Nelson	Sarna	Wenzel
Haugerud	LaVoy	Niehaus	Savelkoul	Wigley
Heinitz	Lemke	Norton	Schreiber	Wohlwend
Hook	Lindstrom, E.	Ohnstad	Schulz	Wolcott
Jacobs	Lindstrom, J.	Ojala	Searle	Mr. Speaker

Those who voted in the negative were:

Faricy

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1255, A bill for an act relating to taxation based upon gross earnings; defining certain businesses subject thereto; amending Minnesota Statutes 1971, Section 295.01, Subdivision 9, and by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Tomlinson moved that the House concur in the Senate amendments to H. F. No. 1255 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1255, A bill for an act relating to taxation based upon gross earnings; defining certain businesses subject thereto; amending Minnesota Statutes 1971, Section 295.01, Subdivision 9, and by adding a subdivision.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 122, and nays 5, as follows:

Those who voted in the affirmative were:

Adams, J.	Anderson, G.	Bell	Biersdorf	Carlson, A.
Adams, S.	Anderson, I.	Bennett	Boland	Carlson, B.
Andersen, R.	Becklin	Berg	Braun	Carlson, D.
Anderson, D.	Belisle	Berglin	Brinkman	Carlson, L.

Casserly	Graba	Lemke	Ohnstad	Sherwood
Cleary	Graw	Lindstrom, E.	Ojala	Sieben, H.
Clifford	Growe	Lindstrom, J.	Parish	Sieben, M.
Connors	Hagedorn	Lombardi	Patton	Skaar
Culhane	Hanson	Long	Pavlak, R.	Smith
Cummiskey	Haugerud	Mann	Pavlak, R. L.	Stangeland
Dahl	Heinitz	McArthur	Pehler	Stanton
Dieterich	Hook	McCarron	Peterson	Swanson
Dirlam	Jacobs	McCauley	Pieper	Tomlinson
Eckstein	Jaros	McEachern	Prahl	Ulland
Eken	Johnson, C.	McFarlin	Quirin	Vanasek
Enebo	Johnson, D.	McMillan	Resner	Vento
Erdahl	Johnson, R.	Menke	Ryan	Voss
Erickson	Jude	Miller, D.	St. Onge	Wenzel
Esau	Kahn	Miller, M.	Salchert	Wigley
Faricy	Kelly	Moe	Samuelson	Wohlwend
Ferderer	Kempe	Munger	Sarna	Wolcott
Fjoslien	Klaus	Myrah	Saveikoul	Mr. Speaker
Forsythe	Knickerbocker	Nelson	Schreiber	
Fudro	Laidig	Niehaus	Schulz	
Fugina	LaVoy	Norton	Searle	

Those who voted in the negative were:

DeGroat Johnson, J. Jopp Larson Rice

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1436, A bill for an act relating to the cities of Brooklyn Center, Robbinsdale and Brooklyn Park; creating a housing and redevelopment authority.

PATRICK E. FLAHAVEN, Secretary of the Senate

Parish moved that the House refuse to concur in the Senate amendments to H. F. No. 1436, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1720, A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of Sibley state park.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Lindstrom, J., moved that the House concur in the Senate amendments to H. F. No. 1720 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1720, A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of Sibley state park.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Menke	Samuelson
Adams, S.	DeGroat	Johnson, D.	Miller, D.	Sarna
Andersen, R.	Dieterich	Johnson, J.	Miller, M.	Savelkoul
Anderson, D.	Dirlam	Johnson, R.	Moe	Schreiber
Anderson, G.	Eckstein	Jopp	Munger	Schulz
Anderson, I.	Eken	Jude	Myrah	Searle
Becklin	Enebo	Kahn	Nelson	Sherwood
Belisle	Erdahl	Kelly	Newcome	Sieben, H.
Bell	Erickson	Kempe	Niehaus	Sieben, M.
Bennett	Esau	Klaus	Norton	Skaar
Berg	Fariy	Knickerbocker	Ohnstad	Smith
Berglin	Ferderer	Laidig	Ojala	Spanish
Biersdorf	Fjoslien	Larson	Parish	Stangeland
Boland	Forsythe	LaVoy	Patton	Stanton
Braun	Fudro	Lemke	Pavlak, R.	Swanson
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, A.	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, B.	Graw	Lombardi	Peterson	Vanasek
Carlson, D.	Growe	Long	Pieper	Vento
Carlson, L.	Hagedorn	Mann	Pleasant	Voss
Casserly	Hanson	McArthur	Prahl	Weaver
Cleary	Haugerud	McCarron	Quirin	Wenzel
Clifford	Heinitz	McCauley	Resner	Wigley
Connors	Hook	McEachern	Ryan	Wohlwend
Culhane	Jacobs	McFarlin	St. Onge	Wolcott
Cummiskey	Jaros	McMillan	Salchert	Mr. Speaker

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1870, A bill for an act relating to the city of Minneapolis and authorizing condemnation of real property in certain instances pursuant to procedures set forth in its home rule charter or Minnesota Statutes 1971, Chapter 430.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Adams, J., moved that the House concur in the Senate amendments to H. F. No. 1870 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1870, A bill for an act relating to the city of Minneapolis and authorizing condemnation of real property in certain instances pursuant to procedures set forth in its home rule charter or Minnesota Statutes 1971, Chapter 430.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 121, and nays 8, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Jopp	Munger	Schulz
Adams, S.	Eckstein	Jude	Myrah	Sherwood
Andersen, R.	Eken	Kahn	Nelson	Sieben, H.
Anderson, D.	Enebo	Kelly	Newcome	Sieben, M.
Anderson, G.	Erdahl	Kempe	Norton	Skaar
Anderson, I.	Erickson	Knickerbocker	Ojala	Smith
Becklin	Esau	Laidig	Parish	Spanish
Belisle	Faricy	Larson	Patton	Stangeland
Bennett	Ferderer	LaVoy	Pavlak, R.	Stanton
Berg	Fjoslien	Lemke	Pavlak, R. L.	Swanson
Berglin	Forsythe	Lindstrom, E.	Pehler	Tomlinson
Boland	Fudro	Lindstrom, J.	Peterson	Ulland
Braun	Fugina	Lombardi	Pieper	Vanasek
Brinkman	Graba	Long	Pleasant	Vento
Carlson, A.	Graw	Mann	Prahl	Voss
Carlson, B.	Grove	McArthur	Quirin	Weaver
Carlson, D.	Hagedorn	McCarron	Resner	Wenzel
Carlson, L.	Hanson	McCauley	Rice	Wigley
Casserly	Haugerud	McEachern	Ryan	Wohlwend
Cleary	Heinitz	McFarlin	St. Onge	Wolcott
Clifford	Jacobs	McMillan	Salchert	Mr. Speaker
Connors	Jaros	Menke	Samuelson	
Cummiskey	Johnson, C.	Miller, D.	Sarna	
Dahl	Johnson, D.	Miller, M.	Savelkoul	
Dieterich	Johnson, R.	Moe	Schreiber	

Those who voted in the negative were:

Bell	DeGroat	Klaus	Ohnstad	Searle
Culhane	Johnson, J.	Niehaus		

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2145, A bill for an act relating to the city of Alexandria, the townships of Alexandria, Carlos, Hudson and LaGrand and the sanitary sewer board of the Alexandria lake area sanitary district in the county of Douglas; amending Laws 1971, Chapter 869, Sections 2, Subdivision 2; 4, Subdivision 5;

12, Subdivisions 1 and 2; 13, Subdivision 4; 17, Subdivision 7; and 18, Subdivision 6.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Fjoslien moved that the House concur in the Senate amendments to H. F. No. 2145 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2145, A bill for an act relating to the city of Alexandria, the townships of Alexandria, Carlos, Hudson and LaGrand and the sanitary sewer board of the Alexandria lake area sanitary district in the county of Douglas; amending Laws 1971, Chapter 869, Sections 2, Subdivision 2; 4, Subdivision 5; 12, Subdivisions 1 and 2; 13, Subdivision 4; 17, Subdivision 7; and 18, Subdivision 6.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, M.	Schreiber
Adams, S.	Dieterich	Johnson, J.	Moe	Schulz
Andersen, R.	Dirlam	Johnson, R.	Mueller	Searle
Anderson, D.	Eckstein	Jopp	Munger	Sherwood
Anderson, G.	Eken	Jude	Myrah	Sieben, H.
Anderson, I.	Enebo	Kahn	Nelson	Sieben, M.
Becklin	Erdahl	Kelly	Newcome	Skaar
Belisle	Erickson	Kempe	Niehaus	Smith
Bell	Esau	Klaus	Norton	Spanish
Bennett	Faricy	Knickerbocker	Ohnstad	Stangeland
Berg	Ferderer	Laidig	Ojala	Stanton
Berglin	Fjoslien	Larson	Parish	Swanson
Biersdorf	Flakne	LaVoy	Patton	Tomlinson
Boland	Forsythe	Lemke	Pavlak, R. L.	Ulland
Braun	Fudro	Lindstrom, E.	Pehler	Vanasek
Brinkman	Fugina	Lindstrom, J.	Peterson	Vento
Carlson, A.	Graba	Lombardi	Pieper	Voss
Carlson, B.	Graw	Long	Prahl	Weaver
Carlson, D.	Growe	Mann	Quirin	Wenzel
Carlson, L.	Hagedorn	McArthur	Resner	Wigley
Casserly	Hanson	McCarron	Rice	Wohlwend
Cleary	Haugerud	McCauley	Ryan	Wolcott
Clifford	Heinitz	McEachern	St. Onge	Mr. Speaker
Connors	Hook	McFarlin	Salchert	
Culhane	Jacobs	McMillan	Samuelson	
Cummiskey	Jaros	Menke	Sarna	
Dahl	Johnson, C.	Miller, D.	Savelkoul	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in

which amendment the concurrence of the House is respectfully requested:

H. F. No. 805, A bill for an act relating to taxes on and measured by net income; limiting the deductions attributable to farming; amending Minnesota Statutes 1971, Sections 290.01, Subdivision 20; and 290.09, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

Eken moved that the House refuse to concur in the Senate amendments to H. F. No. 805, that the Speaker appoint a Conference Committee of 3 members of the House and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 23, A bill for an act relating to pharmacists; permitting price advertising of prescription drugs; restricting the content of such advertisements and requiring certain disclosure of prices; amending Minnesota Statutes 1971, Section 151.06, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

Sieben, M., moved that the House refuse to concur in the Senate amendments to H. F. No. 23, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 221, A bill for an act relating to provisions of Minnesota Statutes; changing various legal provisions relating to age from 21 years of age to 18 years of age; granting 18, 19 and 20 year olds broad powers, duties, rights and obligations; redefining the terms minor, adult, minority, majority and legal or full age; revising certain penalties accordingly; amending Minnesota Statutes 1971, Sections 64A.24, Subdivision 3; 72B.04, Subdivision 2; 82.03, Subdivision 2; 97.83, Subdivision 1; 136.11, Subdivision 1; 144.175, Subdivision 2; 144.51; 144.52; 144.60,

Subdivision 1; 144.953, Subdivision 1; 146.06, Subdivision 1; 146.09; 147.16; 147.26, Subdivision 2; 148.37; 148.57, Subdivision 1; 148.70; 148.81, Subdivision 1; 149.03, Subdivision 1; 151.10; 153.04; 156.02, Subdivision 1; 171.07, Subdivision 1; 171.27; 177.02, Subdivisions 6 and 7; 181.41; 183.51, Subdivisions 4, 5, 6, 7, 8, 9, 10 and 11; 184.26, Subdivision 3; 200.02, Subdivision 25; 201.14; 201.15; 202.04, Subdivision 1; 208.22; 242.44; 246.43, Subdivisions 1 and 2; 246.51; 256.871, Subdivision 1; 256B.06; 256B.14; 257.01; 257.05, Subdivision 1; 259.21, Subdivision 2; 260.015, Subdivision 9; 268.04, Subdivision 12; 290.23, Subdivision 11; 290.25, Subdivision 4; 292.04; 299F.77; 326.19, Subdivisions 1 and 2; 330.01, Subdivision 1; 332.36, Subdivision 1; 340.02, Subdivision 8; 340.119, Subdivision 2; 340.13, Subdivision 12; 340.14, Subdivision 2; 340.403, Subdivision 3; 340.78; 340.81; 359.01; 471.61, Subdivisions 1, 1a, and 2a; 500.13, Subdivision 2; 517.02; 517.08, Subdivision 1; 518.54, Subdivision 2; 518.57; 525.092, Subdivision 2; 525.80; 527.01, Subdivisions 2 and 14; 527.04, Subdivision 4; 527.07, Subdivision 4; 541.15; 609.295 and 645.45; Chapters 501, by adding a section; and 525, by adding a section; repealing Minnesota Statutes 1971, Section 61A.12, Subdivision 3.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Vento moved that the House concur in the Senate amendments to H. F. No. 221 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 221, A bill for an act relating to provisions of Minnesota Statutes; changing various legal provisions relating to age from 21 years of age to 18 years of age; granting 18, 19 and 20 years olds broad powers, duties, rights and obligations; redefining the terms minor, adult, minority, majority and legal or full age; revising certain penalties accordingly; amending Minnesota Statutes 1971, Sections 64A.24, Subdivision 3; 72B.04, Subdivision 2; 82.03, Subdivision 2; 97.83, Subdivision 1; 136.11, Subdivision 1; 144.175, Subdivision 2; 144.51; 144.52; 144.60, Subdivision 1; 144.953, Subdivision 1; 146.06, Subdivision 1; 146.09; 147.16; 147.26, Subdivision 2; 148.37; 148.57, Subdivision 1; 148.70; 148.81, Subdivision 1; 149.03, Subdivision 1; 151.10; 153.04; 156.02, Subdivision 1; 171.07, Subdivision 1; 171.27; 177.02, Subdivisions 6 and 7; 181.41; 183.51, Subdivisions 4, 5, 6, 7, 8, 9, 10 and 11; 184.26, Subdivision 3; 200.02, Subdivision 25; 201.14; 201.15; 202.04, Subdivision 1; 208.22; 242.44; 246.43, Subdivisions 1 and 2; 246.51; 256B.14; 257.01; 257.05, Subdivision 1; 259.21, Subdivision 2; 260.015, Subdivision 9; 268.04, Subdivision 12; 290.23, Subdivision 11; 290.25, Subdivision 4; 292.04; 299F.77; 326.19, Subdivisions 1 and 2; 330.01, Subdivision 1; 332.36, Subdivision 1; 340.02, Subdivision 8; 340.119, Subdivision 2; 340.13, Subdivision 12; 340.14, Subdivision 2; 340.403, Subdivision 3; 340.78; 340.81; 359.01; 471.61, Subdivisions 1, 1a and 2a; 500.13, Subdivision 2; 517.02;

517.08, Subdivision 1; 518.54, Subdivision 2; 525.092, Subdivision 2; 525.80; 527.01, Subdivisions 2 and 14; 527.04, Subdivision 4; 527.07, Subdivision 4; 541.15; 609.295 and 645.45; Chapters 501, by adding a section; and 525, by adding a section; repealing Minnesota Statutes 1971, Section 61A.12, Subdivision 3.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 100, and nays 31, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, D.	Munger	Sarna
Adams, S.	Dahl	Johnson, R.	Nelson	Savelkoul
Andersen, R.	Dieterich	Jopp	Newcome	Schreiber
Anderson, I.	Dirlam	Jude	Norton	Schulz
Belisle	Eckstein	Kahn	Ojala	Sieben, H.
Bell	Faricy	Kelly	Parish	Sieben, M.
Bennett	Ferderer	Knickerbocker	Patton	Smith
Berg	Flakne	LaVoy	Pavlak, R.	Spanish
Berglin	Forsythe	Lemke	Pavlak, R. L.	Stanton
Biersdorf	Fudro	Lindstrom, J.	Pehler	Swanson
Boland	Fugina	Mann	Peterson	Tomlinson
Braun	Graba	McArthur	Pleasant	Ulland
Brinkman	Growe	McCarron	Prahl	Vanasek
Carlson, A.	Hagedorn	McCauley	Quirin	Vento
Carlson, B.	Hanson	McEachern	Resner	Voss
Carlson, L.	Heinitz	McMillan	Rice	Wenzel
Casserly	Hook	Menke	Ryan	Wigley
Cleary	Jacobs	Miller, D.	St. Onge	Wohlwend
Clifford	Jaros	Moe	Salchert	Wolcott
Connors	Johnson, C.	Mueller	Samuelson	Mr. Speaker

Those who voted in the negative were:

Anderson, D.	Erickson	Klaus	Miller, M.	Skaar
Anderson, G.	Esau	Laidig	Myrah	Stangeland
Becklin	Fjoslien	Larson	Niehaus	Weaver
Culhane	Graw	Lindstrom, E.	Ohnstad	
DeGroat	Haugerud	Lombardi	Pieper	
Eken	Johnson, J.	Long	Searle	
Erdahl	Kempe	McFarlin	Sherwood	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 961, A bill for an act relating to professions and occupations regulated by the state; providing lay membership on professional and occupational boards; amending Minnesota Statutes 1971, Sections 146.02; 146.03; 146.04; 147.01; 148.03; 148.52; 148.67; 148.68; 148.79; 150A.02, Subdivision 1; 151.02; 151.03; 151.04; 153.02; 154.22; 155.05; 156.01, Subdivisions 1

and 2; 326.04; 326.05; 326.17; 326.241; 326.541; 386.63, Subdivision 1; and 481.01.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Johnson, D., moved that the House concur in the Senate amendments to H. F. No. 961 and that the bill be repassed as amended by the Senate.

A roll call was requested and properly seconded.

The question was taken on the Johnson, D., motion and the roll being called, there were yeas 69, and nays 56, as follows:

Those who voted in the affirmative were:

Anderson, G.	Eken	Kempe	Ojala	Schulz
Anderson, I.	Faricy	LaVoy	Parish	Sherwood
Berg	Flakne	Lemke	Patton	Sieben, H.
Berglin	Fudro	Mann	Pavlak, R.	Sieben, M.
Boland	Fugina	McCarron	Pehler	Smith
Braun	Graba	McEachern	Peterson	Spanish
Brinkman	Growe	McMillan	Prahl	Stanton
Carlson, L.	Hanson	Menke	Quirin	Swanson
Casserly	Jacobs	Miller, D.	Resner	Tomlinson
Connors	Jaros	Miller, M.	Ryan	Vanasek
Cummiskey	Johnson, C.	Moe	St. Onge	Vento
Dahl	Johnson, D.	Munger	Salchert	Wigley
Dieterich	Jude	Nelson	Samuelson	Mr. Speaker
Eckstein	Kahn	Norton	Sarna	

Those who voted in the negative were:

Adams, S.	Culhane	Heinitz	Lombardi	Savelkoul
Andersen, R.	DeGroat	Hook	Long	Schreiber
Anderson, D.	Dirlam	Johnson, J.	McArthur	Skaar
Becklin	Erdahl	Johnson, R.	McFarlin	Ulland
Belisle	Erickson	Jopp	Mueller	Weaver
Bell	Esau	Kelly	Newcome	Wenzel
Bennett	Ferderer	Klaus	Niehaus	Wohlwend
Biersdorf	Fjoslien	Knickerbocker	Ohnstad	Wolcott
Carlson, A.	Forsythe	Laidig	Pavlak, R. L.	
Carlson, D.	Graw	Larson	Pieper	
Cleary	Hagedorn	Lindstrom, E.	Pleasant	
Clifford	Haugerud	Lindstrom, J.	Rice	

The motion prevailed.

H. F. No. 961, A bill for an act relating to licensing boards; providing for public members on professional examination and licensing boards; changing the per diem of board members; undedicating certain dedicated funds; defining public member; amending Minnesota Statutes 1971, Sections 144.01; 144.04; 144.952; 146.11; 147.01; 147.02, Subdivision 2; 147.031, Subdivision 1; 147.05; 148.03; 148.04; 148.07, Subdivisions 2 and 3; 148.181; 148.201; 148.241; 148.29, Subdivision 2; 148.296, Subdivision 2; 148.45; 148.52; 148.60; 148.79; 148.85; 150A.02; 150A.03, Subdivision 2; 151.02; 151.03; 151.04; 151.27; 153.02; 153.03; 153.12; 154.22; 154.23; 155.04; 155.05; 155.18, Subdivision 1; 156.01, Subdivisions 1 and 2; 156.14; 326.04; 326.05; 326.07; 326.08, Subdivision 1; 326.17; 326.18; 326.22, Subdivision 3; 326.241, Subdivisions 1 and 3; 326.541; 341.01; 341.02; 341.03; 341.06; 386.63, Subdivisions 1 and 5; 386.64; 481.01;

Chapters 144, by adding a section; and 148, by adding a section; repealing Section 45.16, Subdivision 3.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 113, and nays 17, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, C.	Moe	Savelkoul
Adams, S.	Dirlam	Johnson, D.	Munger	Schulz
Andersen, R.	Eckstein	Johnson, J.	Myrah	Sherwood
Anderson, G.	Eken	Johnson, R.	Nelson	Sieben, H.
Anderson, I.	Enebo	Jude	Newcome	Sieben, M.
Becklin	Erdahl	Kahn	Norton	Skaar
Belisle	Erickson	Kempe	Ohnstad	Smith
Bell	Esau	Klaus	Ojala	Spanish
Bennett	Faricy	Knickerbocker	Parish	Stangeland
Berg	Ferderer	LaVoy	Patton	Stanton
Berglin	Flakne	Lemke	Pavlak, R.	Swanson
Biersdorf	Forsythe	Lindstrom, E.	Pehler	Tomlinson
Boland	Fudro	Lindstrom, J.	Peterson	Ulland
Braun	Fugina	Lombardi	Pleasant	Vanasek
Brinkman	Grabba	Long	Prahl	Vento
Carlson, A.	Graw	Mann	Quirin	Voss
Carlson, B.	Grove	McArthur	Resner	Wenzel
Carlson, L.	Hagedorn	McCarron	Rice	Wigley
Casserly	Hanson	McEachern	Ryan	Wohlwend
Clifford	Heinitz	McMillan	St. Onge	Wolcott
Connors	Hook	Menke	Salchert	Mr. Speaker
Cummiskey	Jacobs	Miller, D.	Samuelson	
Dahl	Jaros	Miller, M.	Sarna	

Those who voted in the negative were:

Anderson, D.	DeGroat	Kelly	Niehaus	Weaver
Carlson, D.	Fjoslien	Larson	Pavlak, R. L.	
Cleary	Haugerud	McCauley	Pieper	
Culhane	Jopp	McFarlin	Schreiber	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2531, A bill for an act relating to public buildings and public lands of the state of Minnesota; authorizing the acquisition and betterment of public land and buildings and other public improvements of a capital nature; the acquisition by gift, purchase, or condemnation of certain real property therefor; the equipping and replacement of equipment of certain said buildings; appropriating and reappropriating moneys therefor, including necessary expenses from the Minnesota state building fund; authorizing the issuance of the sale of bonds under the provisions of the constitution, article IX, section 6, to finance said fund appropriating moneys in connection therewith.

PATRICK E. FLAHAVEN, Secretary of the Senate

Norton moved that the House refuse to concur in the Senate amendments to H. F. No. 2531, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 9, A bill for an act relating to labor; creating a division of labor standards; providing for minimum wage and overtime standards; providing penalties for violations; repealing Minnesota Statutes 1971, Sections 175.38; 175.39; and 177.01 to 177.20.

The Senate has appointed as such committee Messrs. Milton, Kowalczyk and Olson, H. D.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 491, A bill for an act relating to labor and industry; providing for safe and healthful working conditions for working men and women; authorizing the commissioner of labor and industry to promulgate standards and rules and regulations therefor; creating an occupational safety and health advisory board; prescribing penalties; amending Minnesota Statutes 1971, Section 175.16; repealing Minnesota Statutes 1971, Sections 182.01 to 182.08; 182.10 to 182.62; and 183.05 to 183.34.

The Senate has appointed as such committee Messrs. Chenoweth, Thorup and Hanson, R.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 633, A bill for an act relating to towns; authorizing all towns to make local improvements and to assess the cost thereof against benefited property; amending Minnesota Stat-

utes 1971, Sections 429.011, Subdivision 2; and 435.19, Subdivision 1.

The Senate has appointed as such committee Messrs. Renneke, Chmielewski and Willet.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 1659, A bill for an act prescribing policies and procedures for the selection, designation, planning, and regulation of areas of critical concern.

The Senate has appointed as such committee Messrs. Borden, Dunn and Moe.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 1854, A bill for an act relating to Ramsey county; renewing authority of Ramsey county hospital and sanitarium commission and revising its membership; amending Laws 1969, Chapter 1104, Sections 2; 3; 4, Subdivisions 2, 3, 4 and 5; 6, Subdivisions 1 and 3; and repealing Laws 1969, Chapter 1104, Section 11.

The Senate has appointed as such committee Messrs. O'Neill, Milton and North.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 2370.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 2370, A bill for an act relating to education; peddling and canvassing on school grounds; repealing Minnesota Statutes 1971, Section 126.19.

The bill was read for the first time and referred to the Committee on Education.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of S. F. Nos. 2115 and 1455; H. F. No. 1945; and S. F. Nos. 2047 and 1252.

S. F. No. 2115, A bill for an act relating to the establishment of a power plant site and transmission line route selection authority in the environmental quality council; appropriating money; providing penalties.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, J.	Mueller	Schreiber
Adams, S.	Dieterich	Johnson, R.	Munger	Schulz
Andersen, R.	Dirlam	Jopp	Myrah	Searle
Anderson, D.	Eken	Jude	Nelson	Sherwood
Anderson, G.	Enebo	Kahn	Newcome	Sieben, H.
Anderson, I.	Erdahl	Kelly	Niehaus	Sieben, M.
Becklin	Erickson	Kempe	Norton	Skaar
Belisle	Esau	Knickerbocker	Ohnstad	Smith
Bell	Faricy	Laidig	Ojala	Spanish
Bennett	Ferderer	LaVoy	Parish	Stangeland
Berg	Flakne	Lemke	Patton	Stanton
Berglin	Forsythe	Lindstrom, E.	Pavlak, R.	Swanson
Biersdorf	Fudro	Lindstrom, J.	Pavlak, R. L.	Tomlinson
Boland	Fugina	Lombardi	Pehler	Ulland
Braun	Graba	Long	Peterson	Vanasek
Brinkman	Graw	Mann	Pieper	Vento
Carlson, A.	Growe	McArthur	Pleasant	Voss
Carlson, B.	Hagedorn	McCarron	Prahl	Weaver
Carlson, D.	Hanson	McCauley	Resner	Wenzel
Carlson, L.	Haugerud	McEachern	Rice	Wigley
Casserly	Heinitz	McFarlin	Ryan	Wohlwend
Cleary	Hook	McMillan	St. Onge	Wolcott
Clifford	Jacobs	Menke	Salchert	Mr. Speaker
Connors	Jaros	Miller, D.	Samuelson	
Culhane	Johnson, C.	Miller, M.	Sarna	
Cummiskey	Johnson, D.	Moe	Savelkoul	

Those who voted in the negative were:

DeGroat Fjoslien Larson

The bill was passed and its title agreed to.

S. F. No. 1455 was reported to the House.

Wolcott moved to amend S. F. No. 1455, the printed bill, as follows:

Page 7, line 7, strike "*as a result*" and insert in lieu thereof "*on the grounds*".

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

CALL OF THE HOUSE

On the motion of Mr. Swanson and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

Adams, J.	DeGroat	Jaros	McMillan	St. Onge
Adams, S.	Dieterich	Johnson, C.	Menke	Salchert
Andersen, R.	Dirlam	Johnson, D.	Miller, D.	Samuelson
Anderson, D.	Eckstein	Johnson, J.	Miller, M.	Sarna
Anderson, G.	Eken	Johnson, R.	Moe	Savelkoul
Anderson, I.	Enebo	Jopp	Munger	Schreiber
Becklin	Erdahl	Jude	Myrah	Schulz
Belisle	Erickson	Kahn	Nelson	Searle
Bennett	Esau	Kelly	Newcome	Sherwood
Berg	Faricy	Kempe	Niehaus	Sieben, H.
Berglin	Ferderer	Klaus	Norton	Sieben, M.
Biersdorf	Fjoslien	Knickerbocker	Ohnstad	Skaar
Boland	Flakne	Laidig	Ojala	Smith
Braun	Forsythe	Larson	Parish	Stanton
Brinkman	Fudro	Lemke	Patton	Swanson
Carlson, A.	Fugina	Lindstrom, E.	Pavlak, R.	Tomlinson
Carlson, B.	Graba	Lindstrom, J.	Pavlak, R. L.	Ulland
Carlson, L.	Graw	Lombardi	Pehler	Vanasek
Casserly	Growe	Long	Peterson	Vento
Cleary	Hagedorn	Mann	Pieper	Voss
Clifford	Hanson	McArthur	Pleasant	Weaver
Connors	Haugerud	McCarron	Prahl	Wigley
Culhane	Heinitz	McCauley	Resner	Wohlwend
Cummiskey	Hook	McEachern	Rice	Wolcott
Dahl	Jacobs	McFarlin	Ryan	Mr. Speaker

Mr. Flakne moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

S. F. No. 1455, A bill for an act relating to health; regulating alcohol and other drug abuse; establishing a state authority; providing for treatment of persons dependent on alcohol or other drugs; amending Minnesota Statutes 1971, Sections 197.603; 197.64, Subdivision 3; 198.01; 253A.03; 253A.04, Subdivisions 2 and 3; 253A.07, Subdivision 2; repealing Minnesota Statutes 1971, Sections 126.04; 144.81; 144.82; 144.831; 144.832; 144.833; 144.834; 145.696; 145.697; 145.699; 245.692; 245.693; 245.694; and 245.695.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill.

Savelkoul moved that Carlson, D., be excused from voting. The motion prevailed.

The roll being called, there were yeas 73, and nays 59, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Kelly	Ohnstad	Sieben, H.
Anderson, I.	Eken	LaVoy	Ojala	Sieben, M.
Becklin	Enebo	Lemke	Parish	Smith
Bell	Fudro	Lindstrom, J.	Patton	Spanish
Berg	Fugina	Mann	Pavliak, R.	Stanton
Berglin	Graba	McCarron	Pehler	Swanson
Boland	Growe	McEachern	Prahl	Tomlinson
Braun	Hanson	McMillan	Quirin	Ulland
Brinkman	Haugerud	Menke	Resner	Vanasek
Carlson, B.	Jacobs	Miller, D.	Rice	Vento
Carlson, L.	Jaros	Miller, M.	Ryan	Voss
Casserly	Johnson, C.	Moe	Samuelson	Wenzel
Cummiskey	Johnson, D.	Munger	Sarna	Mr. Speaker
Dahl	Jude	Nelson	Schulz	
Dieterich	Kahn	Norton	Sherwood	

Those who voted in the negative were:

Adams, S.	DeGroat	Heinitz	Long	St. Onge
Andersen, R.	Dirlam	Hook	McArthur	Salchert
Anderson, D.	Erdahl	Johnson, J.	McCauley	Savelkoul
Anderson, G.	Erickson	Johnson, R.	McFarlin	Schreiber
Belisle	Esau	Jopp	Mueller	Searle
Bennett	Faricy	Kempe	Myrah	Skaar
Biersdorf	Ferderer	Klaus	Newcome	Stangeland
Carlson, A.	Fjoslien	Knickerbocker	Niehaus	Weaver
Cleary	Flakne	Laidig	Pavliak, R. L.	Wigley
Clifford	Forsythe	Larson	Peterson	Wohlwend
Connors	Graw	Lindstrom, E.	Pieper	Wolcott
Culhane	Hagedorn	Lombardi	Pleasant	

The bill was passed and its title agreed to.

Ojala was excused until 10:00 p.m.

H. F. No. 1945 was reported to the House.

Fugina moved to amend H. F. No. 1945, the typewritten bill, as follows:

Page 6, line 8, strike "in an" and after the stricken "an" and before "aggregate" insert "whose".

Page 6, line 9, after "amount" and before "not" insert "at any time shall".

Page 6, line 9, strike "to".

Page 6, line 9, delete "per biennium commencing".

Page 6, line 9, strike "45,000,000" and insert "62,000,000".

Page 6, delete line 10.

Page 6, line 11, delete "succeeding odd numbered year".

Page 6, line 17, after the period, insert the following:

"During the biennium commencing July 1, 1973, not more than \$20,000,000 shall be used for financing new construction, and not more than fifty percent of the amount used for new construction shall be used for construction projects which expand the capacity of institutions."

The motion prevailed and the amendment was adopted.

H. F. No. 1945, A bill for an act relating to the Minnesota higher education facilities authority; amending Minnesota Statutes 1971, Sections 136A.26, 136A.27, 136A.29, 136A.32, Subdivision 3, and by adding a subdivision; 136A.34, Subdivision 4; 136A.40 and 136A.41.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 6, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Johnson, J.	Miller, M.	Sarna
Andersen, R.	Eken	Johnson, R.	Moe	Schreiber
Anderson, D.	Enebo	Jude	Mueller	Schulz
Anderson, G.	Erdahl	Kahn	Munger	Sherwood
Belisle	Erickson	Kelly	Nelson	Sieben, H.
Bell	Esau	Kempe	Newcome	Sieben, M.
Bennett	Faricy	Klaus	Niehaus	Skaar
Berg	Ferderer	Laidig	Norton	Smith
Berglin	Fjoslien	Larson	Parish	Spanish
Biersdorf	Forsythe	LaVoy	Patton	Stangeland
Boland	Fudro	Lemke	Pavlak, R.	Stanton
Braun	Fugina	Lindstrom, E.	Pavlak, R. L.	Swanson
Brinkman	Graba	Lindstrom, J.	Pehler	Tomlinson
Carlson, B.	Graw	Lombardi	Peterson	Vanasek
Carlson, L.	Growe	Long	Pieper	Vento
Casserly	Hagedorn	Mann	Pleasant	Voss
Clifford	Hanson	McArthur	Prahl	Weaver
Connors	Haugerud	McCarron	Quirin	Wenzel
Culhane	Heinitz	McCauley	Resner	Wigley
Cummiskey	Hook	McEachern	Rice	Wohlwend
Dahl	Jacobs	McFarlin	Ryan	Wolcott
DeGroat	Jaros	McMillan	St. Onge	Mr. Speaker
Dieterich	Johnson, C.	Menke	Salchert	
Dirlam	Johnson, D.	Miller, D.	Samuelson	

Those who voted in the negative were:

Carlson, A.	Knickerbocker	Myrah	Ohnstad	Ulland
Jopp				

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

Mueller was excused for the remainder of today's session.

S. F. No. 1246 was reported to the House.

Johnson, J., moved to amend S. F. No. 1246, the printed bill, as follows:

Page 3, strike lines 23 through 28.

Page 4, strike lines 1 through 21.

Renumber the remaining subdivisions accordingly.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Johnson, J., amendment and the roll being called, there were yeas 52, and nays 73, as follows:

Those who voted in the affirmative were:

Adams, S.	Erickson	Johnson, J.	McArthur	Searle
Andersen, R.	Esau	Johnson, R.	McCauley	Skaar
Becklin	Ferderer	Jopp	McFarlin	Spanish
Belisle	Fjoslien	Kempe	Newcome	Stangeland
Bennett	Flakne	Klaus	Niehaus	Weaver
Biersdorf	Forsythe	Knickerbocker	Ohnstad	Wigley
Carlson, A.	Graw	Laidig	Pavlak, R. L.	Wohlwend
Cleary	Growe	Larson	Pieper	Wolcott
Clifford	Hagedorn	Lindstrom, E.	Pleasant	
Dirlam	Heinitz	Lombardi	Savelkoul	
Erdahl	Hook	Long	Schreiber	

Those who voted in the negative were:

Adams, J.	Dahl	Kahn	Parish	Sherwood
Anderson, D.	Dieterich	Kelly	Patton	Sieben, H.
Anderson, G.	Eckstein	LaVoy	Pavlak, R.	Sieben, M.
Anderson, I.	Enebo	Lemke	Pehler	Smith
Berg	Faricy	Lindstrom, J.	Peterson	Stanton
Berglin	Fudro	Mann	Prahl	Swanson
Boland	Fugina	McCarron	Quirin	Tomlinson
Braun	Graba	McEachern	Resner	Ulland
Brinkman	Hanson	McMillan	Rice	Vanasek
Carlson, B.	Haugerud	Menke	Ryan	Vento
Carlson, L.	Jacobs	Miller, M.	St. Onge	Voss
Casserly	Jaros	Moe	Salchert	Wenzel
Connors	Johnson, C.	Munger	Samuelson	Mr. Speaker
Culhane	Johnson, D.	Nelson	Sarna	
Cummiskey	Jude	Norton	Schulz	

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

Cleary moved to amend S. F. No. 1246, the printed bill, as follows:

Page 5, after line 8 add a new subdivision to read as follows:

"Subd. 8. The provisions of section 4 shall become effective only after approval by a majority of the governing body of the municipality."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Cleary amendment.

Sieben, M., moved that those not voting be excused from voting. The motion prevailed.

The roll being called, there were yeas 52, and nays 76, as follows:

Those who voted in the affirmative were:

Andersen, R.	Clifford	Forsythe	Klaus	McCauley
Anderson, D.	Dirlam	Graw	Knickerbocker	McFarlin
Becklin	Erdahl	Hagedorn	Laidig	Myrah
Belisle	Erickson	Heinitz	Larson	Newcome
Bennett	Esau	Hook	Lindstrom, E.	Niehaus
Biersdorf	Ferderer	Johnson, J.	Lombardi	Ohnstad
Carlson, A.	Fjoslien	Johnson, R.	Long	Pavlak, R. L.
Cleary	Flakne	Jopp	McArthur	Pieper

Pleasant	Searle	Stangeland	Wigley	Wolcott
Savelkoul	Skaar	Ulland	Wohlwend	
Schreiber	Spanish	Weaver		

Those who voted in the negative were:

Adams, J.	Dieterich	Kahn	Norton	Sherwood
Anderson, G.	Eckstein	Kelly	Parish	Sieben, H.
Anderson, I.	Eken	Kempe	Patton	Sieben, M.
Bell	Enebo	LaVoy	Pavlak, R.	Smith
Berg	Faricy	Lemke	Pehler	Stanton
Berglin	Fudro	Lindstrom, J.	Peterson	Swanson
Boland	Fugina	Mann	Prahl	Tomlinson
Braun	Graba	McCarron	Quirin	Vanasek
Brinkman	Growe	McEachern	Resner	Vento
Carlson, B.	Hanson	McMillan	Rice	Voss
Carlson, L.	Haugerud	Menke	Ryan	Wenzel
Casserly	Jacobs	Miller, D.	St. Onge	Mr. Speaker
Connors	Jaros	Miller, M.	Salchert	
Culhane	Johnson, C.	Moe	Samuelson	
Cummiskey	Johnson, D.	Munger	Sarna	
Dahl	Jude	Nelson	Schulz	

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

Graw moved to amend S. F. No. 1246, the printed bill, as follows:

Page 6, following line 15, insert the following:

"Subd. 2. The secretary of state shall make available for display in each polling place within the state, signs which read: "FRAUD IN REGISTRATION OR VOTING PUNISHABLE BY 5 YEARS IMPRISONMENT OR \$5,000 FINE OR BOTH.", in letters at least 72 point type. At least one such sign shall be prominently displayed in each polling place."

Renumber the remaining subdivisions.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Graw amendment.

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

Anderson, I., moved that those not voting be excused from voting. The motion prevailed.

The roll being called, there were yeas 54, and nays 70, as follows:

Those who voted in the affirmative were:

Andersen, R.	Cleary	Flakne	Jopp	McCauley
Anderson, D.	Clifford	Forsythe	Kempe	McFarlin
Becklin	Dirlam	Graw	Klaus	Miller, M.
Belisle	Erdahl	Hagedorn	Knickerbocker	Myrah
Bell	Erickson	Heinitz	Laidig	Newcome
Bennett	Esau	Hook	Lombardi	Niehaus
Biersdorf	Ferderer	Johnson, J.	Long	Ohnstad
Carlson, A.	Fjoslien	Johnson, R.	McArthur	Pavlak, R. L.

Pieper	Schreiber	Skaar	Ulland	Wohlwend
Pleasant	Schulz	Spanish	Weaver	Wolcott
Savelkoul	Searle	Stangeland	Wigley	

Those who voted in the negative were:

Adams, J.	Dahl	Johnson, D.	Munger	Salchert
Anderson, G.	Dieterich	Jude	Nelson	Samuelson
Anderson, I.	Eckstein	Kahn	Norton	Sherwood
Berg	Eken	Kelly	Ojala	Sieben, H.
Berglin	Enebo	LaVoy	Parish	Sieben, M.
Boland	Faricy	Lemke	Patton	Smith
Braun	Fudro	Lindstrom, J.	Pehler	Stanton
Brinkman	Fugina	Mann	Peterson	Swanson
Carlson, B.	Graba	McCarron	Prahl	Tomlinson
Carlson, L.	Growe	McEachern	Quirin	Vanasek
Casserly	Hanson	McMillan	Resner	Vento
Connors	Haugerud	Menke	Rice	Voss
Culhane	Jacobs	Miller, D.	Ryan	Wenzel
Cummiskey	Jaros	Moe	St. Onge	Mr. Speaker

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

Anderson, I., moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

CALL OF THE HOUSE LIFTED

Mr. Anderson, I., moved that the call of the House be dispensed with. The motion prevailed and it was so ordered.

CALL OF THE HOUSE

On the motion of Mr. Anderson, I., and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

Adams, J.	Casserly	Fjoslien	Kahn	Miller, M.
Andersen, R.	Cleary	Flakne	Kelly	Moe
Anderson, D.	Clifford	Forsythe	Kempe	Nelson
Anderson, G.	Connors	Fudro	Klaus	Niehaus
Anderson, I.	Culhane	Fugina	Knickerbocker	Norton
Becklin	Cummiskey	Graba	Laidig	Ohnstad
Belisle	Dahl	Graw	Larson	Ojala
Bell	DeGroat	Growe	Lindstrom, J.	Parish
Bennett	Dieterich	Hanson	Lombardi	Patton
Berg	Dirlam	Haugerud	Long	Pavlak, R.
Berglin	Eckstein	Heinitz	Mann	Pehler
Biersdorf	Eken	Hook	McArthur	Peterson
Boland	Enebo	Jacobs	McCarron	Pieper
Braun	Erdahl	Jaros	McEachern	Pleasant
Brinkman	Erickson	Johnson, C.	McFarlin	Prahl
Carlson, A.	Esau	Johnson, D.	McMillan	Quirin
Carlson, B.	Faricy	Jopp	Menke	Resner
Carlson, L.	Ferderer	Jude	Miller, D.	Rice

Ryan	Schreiber	Skaar	Ulland	Wolcott
St. Onge	Schulz	Smith	Vanasek	Mr. Speaker
Salchert	Searle	Spanish	Vento	
Samuelson	Sherwood	Stanton	Voss	
Sarna	Sieben, H.	Swanson	Weaver	
Savelkoul	Sieben, M.	Tomlinson	Wohlwend	

Mr. Anderson, I., moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

Carlson, A., offered an amendment to S. F. No. 1246.

POINT OF ORDER

Tomlinson raised a point of order pursuant to Rule 45b that the Carlson, A., amendment was out of order. The Speaker ruled the point of order well taken.

Hook moved to amend S. F. No. 1246, the printed bill, as follows:

Page 7, after line 12, add the following subdivision:

"Subd. 5. A county auditor receiving a notification shall ascertain from registration files whether such voter voted in the county receiving the notification during the period such voter's most recent registration was in effect. If a county auditor has knowledge to reasonably believe a voter voted in any election or elections under two or more separate registrations during the period when these registrations were in effect, the county auditor shall immediately notify the county attorneys of each of the counties in which the voter held concurrent registrations that he has reason to believe that said voter may be guilty of a felony under chapter 201. Upon notification of the county auditor, each county attorney is directed to investigate the possible violations under the provisions of chapter 201."

Page 19, line 22, after "once," insert "or vote in any election or elections under two or more separate registrations during the period when these registrations were in effect,".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Hook amendment.

Anderson, I., moved that those not voting be excused from voting. The motion prevailed.

The roll being called, there were yeas 45, and nays 75, as follows:

Those who voted in the affirmative were:

Andersen, R.	Carlson, A.	Erickson	Hagedorn	Laidig
Anderson, D.	Cleary	Esau	Heinitz	Larson
Becklin	Clifford	Ferderer	Hook	Lemke
Belisle	DeGroat	Fjoslien	Jopp	Lombardi
Bell	Dirlam	Flakne	Klaus	Long
Biersdorf	Erdahl	Forsythe	Knickerbocker	McArthur

McFarlin	Pieper	Schreiber	Spanish	Weaver
Niehaus	Pleasant	Searle	Stangeland	Wohlwend
Ohnstad	Savelkoul	Skaar	Ulland	Wolcott

Those who voted in the negative were:

Adams, J.	Dahl	Johnson, D.	Nelson	Samuelson
Anderson, G.	Dieterich	Jude	Norton	Sarna
Anderson, I.	Eckstein	Kahn	Ojala	Schulz
Bennett	Eken	Kelly	Parish	Sherwood
Berg	Enebo	Kempe	Patton	Sieben, H.
Berglin	Faricy	Lindstrom, J.	Paviak, R.	Sieben, H.
Boland	Fudro	Mann	Pehler	Smith
Braun	Fugina	McCarron	Peterson	Stanton
Brinkman	Graba	McEachern	Prahl	Swanson
Carlson, B.	Grove	McMillan	Quirin	Tomlinson
Carlson, L.	Hanson	Menke	Resner	Vanasek
Casserly	Haugerud	Miller, D.	Rice	Vento
Connors	Jacobs	Miller, M.	Ryan	Voss
Culhane	Jaros	Moe	St. Onge	Wenzel
Cummiskey	Johnson, C.	Munger	Salchert	Mr. Speaker

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

Klaus moved to amend S. F. No. 1246, the printed bill, as follows:

Page 18, line 3, after "residence" and before "in", insert "*in the county in which he formerly lived or*".

Page 18, line 3, delete "*or county*".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Klaus amendment and the roll being called, there were yeas 45, and nays 73, as follows:

Those who voted in the affirmative were:

Andersen, R.	Dirlam	Hagedorn	Long	Searle
Anderson, D.	Erdahl	Heinitz	McArthur	Skaar
Becklin	Erickson	Hook	McFarlin	Smith
Bell	Esau	Jopp	Miller, M.	Spanish
Biersdorf	Ferderer	Klaus	Niehaus	Stangeland
Carlson, A.	Fjoslien	Knickerbocker	Ohnstad	Ulland
Cleary	Flakne	Laidig	Pieper	Weaver
Clifford	Forsythe	Larson	Savelkoul	Wohlwend
DeGroat	Graw	Lombardi	Schreiber	Wolcott

Those who voted in the negative were:

Adams, J.	Dahl	Johnson, D.	Nelson	Samuelson
Anderson, G.	Dieterich	Jude	Norton	Sarna
Anderson, I.	Eckstein	Kahn	Ojala	Schulz
Bennett	Eken	Kelly	Parish	Sherwood
Berg	Enebo	Kempe	Patton	Sieben, H.
Berglin	Faricy	LaVoy	Paviak, R.	Sieben, H.
Boland	Fudro	Lindstrom, J.	Pehler	Stanton
Braun	Fugina	Mann	Peterson	Tomlinson
Brinkman	Graba	McCarron	Prahl	Vanasek
Carlson, B.	Grove	McEachern	Quirin	Vento
Carlson, L.	Hanson	McMillan	Resner	Voss
Casserly	Haugerud	Menke	Rice	Wenzel
Connors	Jacobs	Miller, D.	Ryan	Mr. Speaker
Culhane	Jaros	Moe	St. Onge	
Cummiskey	Johnson, C.	Munger	Salchert	

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

Belisle moved to amend S. F. No. 1246, the printed bill, as follows:

Page 4, line 23, after "*cross*" and before the comma, insert "*or use his stamp as provided by law*".

Page 4, line 26, after "*cross*" and before "*shall*" insert "*or stamp*".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Belisle amendment and the roll being called, there were yeas 45, and nays 76, as follows:

Those who voted in the affirmative were:

Andersen, R.	DeGroat	Graw	Lombardi	Schreiber
Anderson, D.	Dirlam	Hagedorn	Long	Searle
Becklin	Erdahl	Heinitz	McArthur	Skaar
Belisle	Erickson	Hook	McFarlin	Spanish
Bennett	Esau	Jopp	Niehaus	Stangeland
Biersdorf	Ferderer	Klaus	Ohnstad	Ulland
Carlson, A.	Fjoslien	Knickerbocker	Pieper	Weaver
Cleary	Flakne	Laidig	Pleasant	Wohlwend
Clifford	Forsythe	Larson	Savelkoul	Wolcott

Those who voted in the negative were:

Adams, J.	Dieterich	Kahn	Ojala	Sherwood
Anderson, G.	Eckstein	Kelly	Parish	Sieben, H.
Anderson, I.	Eken	Kempe	Patton	Sieben, M.
Bell	Enebo	LaVoy	Pavlak, R.	Smith
Berg	Faricy	Lemke	Pehler	Stanton
Berglin	Fudro	Lindstrom, J.	Peterson	Swanson
Boland	Fugina	Mann	Prahl	Tomlinson
Braun	Graba	McCarron	Quirin	Vanasek
Brinkman	Growe	McEachern	Resner	Vento
Carlson, B.	Hanson	McMillan	Rice	Voss
Carlson, L.	Haugerud	Menke	Ryan	Wenzel
Casserly	Jacobs	Miller, D.	St. Onge	Mr. Speaker
Connors	Jaros	Miller, M.	Salchert	
Culhane	Johnson, C.	Munger	Samuelson	
Cummiskey	Johnson, D.	Nelson	Sarna	
Dahl	Jude	Norton	Schulz	

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

Klaus moved to amend S. F. No. 1246, the printed bill, as follows:

Page 4, line 23, delete "*cross*" and insert in lieu thereof "*mark*".

Page 4, line 26, delete "*cross*" and insert in lieu thereof "*mark*".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Klaus amendment and the roll being called, there were yeas 34, and nays 78, as follows:

Those who voted in the affirmative were:

Andersen, R.	Erdahl	Hagedorn	Larson	Searle
Anderson, D.	Erickson	Hook	Lombardi	Skaar
Becklin	Esau	Jopp	Long	Stangeland
Carlson, A.	Fjoslien	Kelly	McFarlin	Ulland
Clifford	Flakne	Klaus	Niehaus	Weaver
DeGroat	Forsythe	Knickerbocker	Pieper	Wolcott
Dirlam	Graw	Laidig	Schreiber	

Those who voted in the negative were:

Adams, J.	Cummiskey	Johnson, D.	Norton	Sarna
Anderson, G.	Dahl	Jude	Ohnstad	Schulz
Anderson, I.	Dieterich	Kahn	Ojala	Sherwood
Bell	Eckstein	Kempe	Parish	Sieben, H.
Bennett	Eken	LaVoy	Patton	Sieben, M.
Berg	Enebo	Lemke	Pavlak, R.	Stanton
Berglin	Faricy	Lindstrom, J.	Pehler	Swanson
Biersdorf	Fudro	Mann	Peterson	Tomlinson
Boland	Fugina	McCarron	Prahl	Vanasek
Braun	Graba	McEachern	Quirin	Vento
Brinkman	Grove	McMillan	Resner	Voss
Carlson, B.	Hanson	Menke	Rice	Wenzel
Carlson, L.	Haugerud	Miller, D.	Ryan	Wohlwend
Casserly	Heinitz	Miller, M.	St. Onge	Mr. Speaker
Connors	Jacobs	Munger	Salchert	
Culhane	Jaros	Nelson	Samuelson	

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

Forsythe moved to amend S. F. No. 1246, the printed bill, as follows:

Page 5, delete line 24.

Renumber the remaining items in Subdivision 1 accordingly.

Page 6, line 24, delete "8" and insert in lieu thereof "6".

Page 6, line 24, delete "9" and insert in lieu thereof "7".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Forsythe amendment and the roll being called, there were yeas 44, and nays 74, as follows:

Those who voted in the affirmative were:

Andersen, R.	Clifford	Forsythe	Larson	Searle
Anderson, D.	DeGroat	Graw	Lombardi	Skaar
Becklin	Dirlam	Grove	Long	Smith
Belisle	Erdahl	Heinitz	McArthur	Stangeland
Bell	Erickson	Hook	McFarlin	Ulland
Bennett	Esau	Jopp	McMillan	Weaver
Biersdorf	Ferderer	Klaus	Niehaus	Wohlwend
Carlson, A.	Fjoslien	Knickerbocker	Pieper	Wolcott
Cleary	Flakne	Laidig	Schreiber	

Those who voted in the negative were:

Adams, J.	Boland	Casserly	Dieterich	Fudro
Anderson, G.	Braun	Connors	Eckstein	Fugina
Anderson, I.	Brinkman	Culhane	Eken	Graba
Berg	Carlson, B.	Cummiskey	Enebo	Hagedorn
Berglin	Carlson, L.	Dahl	Faricy	Hanson

Haugerud	Lemke	Norton	Resner	Sieben, M.
Jacobs	Lindstrom, J.	Ohnstad	Rice	Stanton
Jaros	Mann	Ojala	Ryan	Swanson
Johnson, C.	McCarron	Parish	St. Onge	Tomlinson
Johnson, D.	McEachern	Patton	Salchert	Vanasek
Jude	Menke	Pavlak, R.	Samuelson	Vento
Kahn	Miller, D.	Pehler	Sarna	Voss
Kelly	Miller, M.	Peterson	Schulz	Wenzel
Kempe	Munger	Prahl	Sherwood	Mr. Speaker
LaVoy	Nelson	Quirin	Sieben, H.	

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

Wolcott moved to amend S. F. No. 1246, the printed bill, as follows:

Page 19, line 9, delete "inmate" and insert in lieu thereof "resident".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Wolcott amendment and the roll being called, there were yeas 42, and nays 70, as follows:

Those who voted in the affirmative were:

Andersen, R.	Dirlam	Hagedorn	Long	Skaar
Anderson, D.	Erdahl	Heinitz	McArthur	Stangeland
Becklin	Erickson	Hook	McFarlin	Ulland
Belisle	Esau	Jopp	Niehaus	Weaver
Bennett	Ferderer	Klaus	Ohnstad	Wohlwend
Biersdorf	Fjoslien	Knickerbocker	Patton	Wolcott
Carlson, A.	Flakne	Laidig	Pieper	
Clifford	Forsythe	Larson	Schreiber	
DeGroat	Graw	Lombardi	Searle	

Those who voted in the negative were:

Adams, J.	Dieterich	Jude	Nelson	Samuelson
Anderson, I.	Eckstein	Kahn	Norton	Sarna
Berg	Eken	Kelly	Ojala	Schulz
Berglin	Enebo	Kempe	Parish	Sherwood
Boland	Faricy	LaVoy	Pavlak, R.	Sieben, H.
Braun	Fudro	Lindstrom, J.	Pehler	Sieben, M.
Brinkman	Fugina	Mann	Peterson	Stanton
Carlson, B.	Graba	McCarron	Prahl	Swanson
Carlson, L.	Grove	McMillan	Quirin	Tomlinson
Cassery	Hanson	Menke	Resner	Vanasek
Connors	Haugerud	Miller, D.	Rice	Vento
Culhane	Jaros	Miller, M.	Ryan	Voss
Cummiskey	Johnson, C.	Moe	St. Onge	Wenzel
Dahl	Johnson, D.	Munger	Salchert	Mr. Speaker

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

Bennett moved to amend S. F. No. 1246, the printed bill, as follows:

Page 4, line 4, after the word "or" strike the remaining language in the line.

Page 4, line 5, at the beginning of the line strike "the commissioner as proper identification, or".

Further in line 5, strike "(3)", and insert in lieu thereof "(2)".

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

S. F. No. 1246, A bill for an act relating to elections; providing for the registration of voters; providing penalties; appropriating money; amending Minnesota Statutes 1971, Sections 200.02, Subdivisions 22 and 25; 201.11; 201.12; 201.13; 201.14; 201.15; 201.18; 201.26; 201.27; 201.33; 203.27, Subdivision 2; 204.076; 204.08, Subdivision 1; 204.17, Subdivision 3; 207.02; 207.03; 207.08; and 207.19, Subdivision 1; Chapter 201, by adding sections; and Chapter 204, by adding a section; repealing Minnesota Statutes 1971, Sections 201.02 to 201.10; 201.16; 201.17; 201.19; 201.20; 201.21; 201.22; 201.23; 201.24; 201.25; 201.261; 201.28; 201.29; 201.30; 201.31; 201.32; 204.07; 204.075; 204.077; and 204.08, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 77, and nays 42, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Jude	Norton	Sherwood
Anderson, G.	Eckstein	Kahn	Parish	Sieben, H.
Anderson, I.	Eken	Kelly	Patton	Sieben, M.
Bell	Enebo	Kempe	Pavlak, R.	Smith
Berg	Faricy	LaVoy	Pehler	Stanton
Berglin	Flakne	Lemke	Peterson	Swanson
Boland	Fudro	Lindstrom, J.	Prahl	Tomlinson
Braun	Fugina	Mann	Quirin	Ulland
Brinkman	Graba	McCarron	Resner	Vanasek
Carlson, A.	Growe	McEachern	Rice	Vento
Carlson, B.	Hanson	McMillan	Ryan	Voss
Carlson, L.	Haugerud	Menke	St. Onge	Wenzel
Casserly	Jacobs	Miller, M.	Salchert	Mr. Speaker
Connors	Jaros	Moe	Samuelson	
Cummiskey	Johnson, C.	Munger	Sarna	
Dahl	Johnson, D.	Nelson	Schulz	

Those who voted in the negative were:

Andersen, R.	Dirlam	Heinitz	McArthur	Skaar
Anderson, D.	Erdahl	Hook	McFarlin	Spanish
Becklin	Erickson	Jopp	Niehaus	Stangeland
Belisle	Esau	Klaus	Ohnstad	Weaver
Biersdorf	Ferterer	Knickerbocker	Ojala	Wohlwend
Cleary	Fjoslien	Laidig	Pieper	Wolcott
Clifford	Forsythe	Larson	Pleasant	
Culhane	Graw	Lombardi	Schreiber	
DeGroat	Hagedorn	Long	Searle	

The bill was passed and its title agreed to.

S. F. No. 2047, A bill for an act relating to state government; establishing salaries for certain unclassified employees in the executive and judicial branch of government; amending Minnesota Statutes 1971, Sections 15A.081; 15A.083; 15A.084; 15A.085; and 15A.101.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 68, and nays 47, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Moe	Sarna
Anderson, D.	Dieterich	Jude	Munger	Sherwood
Anderson, I.	Eckstein	Kahn	Nelson	Sieben, H.
Bell	Eken	Kelly	Norton	Sieben, M.
Berg	Enebo	LaVoy	Parish	Stanton
Berglin	Faricy	Lemke	Pavlak, R.	Swanson
Boland	Flakne	Lindstrom, J.	Pehler	Tomlinson
Braun	Fudro	Mann	Quirin	Vanasek
Brinkman	Graba	McCarron	Resner	Vento
Carlson, A.	Grove	McEachern	Rice	Voss
Carlson, L.	Hanson	McMillan	Ryan	Wenzel
Casserly	Haugerud	Menke	St. Onge	Mr. Speaker
Connors	Jacobs	Miller, D.	Salchert	
Cummiskey	Jaros	Miller, M.	Samuelson	

Those who voted in the negative were:

Andersen, R.	Dirlam	Heinitz	Niehaus	Skaar
Anderson, G.	Erdahl	Hook	Ohnstad	Smith
Becklin	Erickson	Johnson, D.	Ojala	Spanish
Belisle	Essau	Jopp	Patton	Stangeland
Bennett	Ferderer	Klaus	Peterson	Ulland
Biersdorf	Fjoslien	Knickerbocker	Pieper	Weaver
Carlson, B.	Forsythe	Laidig	Prahl	Wohlwend
Cleary	Fugina	Lombardi	Schreiber	
Clifford	Graw	Long	Schulz	
DeGroat	Hagedorn	McFarlin	Searle	

The bill was passed and its title agreed to.

S. F. No. 1252, A bill for an act relating to state parks; establishing the St. Croix Wild River state park in Chisago county; appropriating money; amending Minnesota Statutes 1971, Sections 85.012, Subdivision 1; and 85.012, by adding a subdivision.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 92, and nays 17, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, B.	Fudro	Kempe	Ojala
Andersen, R.	Carlson, L.	Fugina	Laidig	Parish
Anderson, D.	Casserly	Graba	LaVoy	Patton
Anderson, G.	Cleary	Graw	Lindstrom, J.	Pavlak, R.
Anderson, I.	Culhane	Grove	Lombardi	Pehler
Becklin	Cummiskey	Hanson	McCarron	Peterson
Belisle	Dieterich	Haugerud	McEachern	Prahl
Bell	Dirlam	Jacobs	McFarlin	Quirin
Bennett	Eckstein	Jaros	Menke	Resner
Berg	Eken	Johnson, C.	Miller, D.	Rice
Berglin	Enebo	Johnson, D.	Miller, M.	Ryan
Biersdorf	Faricy	Jopp	Moe	St. Onge
Boland	Ferderer	Jude	Munger	Salchert
Brinkman	Flakne	Kahn	Nelson	Samuelson
Carlson, A.	Forsythe	Kelly	Norton	Sarna

Searle	Smith	Tomlinson	Voss	Mr. Speaker
Sherwood	Stangeland	Ulland	Weaver	
Sieben, H.	Stanton	Vanasek	Wenzel	
Sieben, M.	Swanson	Vento	Wolcott	

Those who voted in the negative were:

Clifford	Erickson	Hook	Long	Skaar
Connors	Esau	Klaus	Niehaus	
DeGroat	Fjoslien	Knickerbocker	Ohnstad	
Erdahl	Heinitz	Larson	Pieper	

The bill was passed and its title agreed to.

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 1283.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1283, A bill for an act relating to cable communications; providing penalties; appropriating money; amending Minnesota Statutes 1971, Sections 161.45, Subdivision 1; and 222.37, Subdivision 1.

The bill was read for the first time and referred to the Committee on Appropriations.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 2531:

Norton, Haugerud, Smith, Samuelson, and Anderson, D.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 805:

Eken; Anderson, G.; and Dirlam.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 23:

Sieben, M.; Carlson, L.; and Ulland.

SPECIAL ORDERS

Anderson, I., moved that the remaining bills on Special Orders for today be continued on Special Orders for Thursday, May 17, 1973. The motion prevailed.

ADJOURNMENT

Mr. Anderson, I., moved that when the House adjourns today it adjourn until 10:00 a.m., Thursday, May 17, 1973. The motion prevailed.

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 10:00 a.m., Thursday, May 17, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

SIXTY-THIRD DAY

SAINT PAUL, MINNESOTA, THURSDAY, MAY 17, 1973

The House convened at 10:00 a.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J.	DeGroat	Johnson, D.	Miller, M.	Sarna
Adams, S.	Dieterich	Johnson, J.	Moe	Savelkoul
Andersen, R.	Dirlam	Johnson, R.	Mueller	Schreiber
Anderson, D.	Eckstein	Jopp	Munger	Schulz
Anderson, G.	Eken	Jude	Myrah	Sherwood
Anderson, I.	Enebo	Kahn	Nelson	Sieben, H.
Becklin	Erdahl	Kelly	Newcome	Sieben, M.
Belisle	Erickson	Kempe	Niehaus	Skaar
Bell	Esau	Klaus	Norton	Smith
Bennett	Faricy	Knickerbocker	Ohnstad	Spanish
Berg	Ferderer	Laidig	Ojala	Stangeland
Berglin	Fjoslien	Larson	Parish	Stanton
Biersdorf	Flakne	LaVoy	Patton	Swanson
Boland	Forsythe	Lemke	Pavlak, R.	Tomlinson
Braun	Fudro	Lindstrom, E.	Pavlak, R. L.	Ulland
Brinkman	Fugina	Lindstrom, J.	Pehler	Vanasek
Carlson, A.	Graba	Lombardi	Peterson	Vento
Carlson, B.	Graw	Long	Pieper	Voss
Carlson, D.	Growe	Mann	Pleasant	Weaver
Carlson, L.	Hagedorn	McArthur	Prahl	Wenzel
Casserly	Hanson	McCarron	Quirin	Wigley
Cleary	Haugerud	McCauley	Resner	Wohlwend
Clifford	Heinitz	McEachern	Rice	Wolcott
Connors	Hook	McFarlin	Ryan	Mr. Speaker
Culhane	Jacobs	McMillan	St. Onge	
Cummiskey	Jaros	Menke	Salchert	
Dahl	Johnson, C.	Miller, D.	Samuelson	

A quorum was present.

Kvam was excused until 7:00 p.m. Searle was excused until 11:45 a.m.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. Johnson, C., the further reading was dispensed with and the Journal was approved as corrected.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 701, 47, 1124, 1996, and 1945 and S. F. Nos. 2272, 615, 21, 980, 1059, 1326, 1355, and 2370 have been placed in the members' files.

S. F. No. 615 and H. F. No. 686, which had been referred to the Chief Clerk for comparison, were examined and found to be identical, except that S. F. No. 615, page 1, lines 10 through 14, read as follows:

"Subd. 2. [SUPPLIER.] "Supplier" means any person engaged in the business of importing, storing, or generating energy sources in Minnesota. This definition shall not apply to distributors, jobbers, or dealers of petroleum products.";

whereas H. F. No. 686, page 1, lines 10 through 12, read:

"Subd. 2. [SUPPLIER.] "Supplier" means any person engaged in the business of storing in Minnesota or supplying sources of energy."

H. F. No. 686, page 1, line 18, reads: "subpoena from any supplier of energy source any information"; whereas, S. F. No. 615, page 1, line 20, reads: "subpoena from any supplier or energy source any information".

SUSPENSION OF RULES

McCarron moved that the rules be so far suspended that S. F. No. 615 be substituted for H. F. No. 686 and that the House File be indefinitely postponed.

The motion prevailed.

REPORTS OF STANDING COMMITTEES

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 2056, A bill for an act relating to taxation; providing for use of cigarette tax stamping machines; appropriating money; amending Minnesota Statutes 1971, Section 297.03, Subdivision 6.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 1059, A bill for an act relating to county attorneys; creating a county attorneys council and the office of executive

director; prescribing powers and duties; and appropriating money; amending Minnesota Statutes 1971, Section 15A.083, Subdivision 3.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 1232, A bill for an act relating to education; defining gifted pupil; permitting school districts to provide services for gifted pupils.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 1283, A bill for an act relating to cable communications; providing penalties; appropriating money; amending Minnesota Statutes 1971, Sections 161.45, Subdivision 1; and 222.37, Subdivision 1.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 1364, A bill for an act relating to the Dover, Eyota and St. Charles sanitary district; permitting the advance of moneys in the general fund of the state treasury to the sanitary sewer board for said district; providing for repayment thereof; and appropriating money therefor.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 1633, A bill for an act relating to the Minnesota-Wisconsin boundary compact commission; appointment, compensation and reimbursement for Minnesota legislative advisory committee members; amending Minnesota Statutes 1971, Sections 1.34, Subdivision 1, and 1.36.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Anderson, I., from the Committee on Rules and Legislative Administration to which was referred:

S. F. No. 1702, A bill for an act relating to the establishment of a riding and hiking trail from Plymouth Village, Hennepin county; authorizing the acquisition of interests in land, and the development, maintenance, and operation of the trail; amending Minnesota Statutes 1971, Section 85.015, Subdivision 1, and by adding a subdivision; repealing Minnesota Statutes 1971, Section 85.015, Subdivision 9.

Reported the same back with the recommendation that the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 1742, A bill for an act relating to the credentialing of allied health manpower under the state board of health; appropriating money.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. No. 2056 was read for the second time.

SECOND READING OF SENATE BILLS

S. F. Nos. 615, 1059, 1232, 1283, 1364, 1633, and 1742 were read for the second time.

INTRODUCTION OF BILLS

Moe introduced:

H. F. No. 2549, A bill for an act relating to the claim of Fred J. Locke; arising from damage to claimant's private residence as the result of blasting by the department of highways; appropriating money for the payment thereof.

The bill was read for the first time and referred to the Committee on Appropriations.

Munger; Kelly; Savelkoul; Sieben, H.; and Anderson, I., introduced:

H. F. No. 2550, A bill for an act establishing an energy policy commission; developing a state energy plan; appropriating money.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Menke, Peterson, Stangeland, Hagedorn, and Schulz introduced:

H. F. No. 2551, A bill for an act relating to game and fish; distribution of certain proceeds from hunting leases; amending Minnesota Statutes 1971, Section 97.49, Subdivision 3.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Adams, J., by request, introduced:

H. F. No. 2552, A bill for an act relating to dentistry; permitting the construction, alteration, repair or duplication of dentures or partial dentures without a work order signed by a licensed dentist; amending Minnesota Statutes 1971, Sections 150A.05, Subdivision 2; 150A.10, Subdivision 3.

The bill was read for the first time and referred to the Committee on Health and Welfare.

Vento, Dieterich, Ferderer, Faricy, and Ryan introduced:

H. F. No. 2553, A bill for an act relating to garnishment proceedings in certain municipal courts in Ramsey county; repealing Laws 1961, Chapter 649.

The bill was read for the first time and referred to the Committee on Judiciary.

Menke, Peterson, Stangeland, Hagedorn, and Schulz introduced:

H. F. No. 2554, A bill for an act relating to counties; establishment and use of imprest cash funds in counties.

The bill was read for the first time and referred to the Committee on Local Government.

Boland; Andersen, R.; Newcome; McCarron; and Vento introduced:

H. F. No. 2555, A bill for an act relating to Ramsey county; providing for county approval of plats and surveys; abolishing the plat commission of Ramsey county; amending Minnesota Statutes 1971, Section 462.364; repealing Special Laws 1887, Chapter 108.

The bill was read for the first time and referred to the Committee on Metropolitan and Urban Affairs.

Ojala introduced:

H. F. No. 2556, A bill for an act relating to highways; requiring a certain place name to be shown on the state highway map; amending Minnesota Statutes 1971, Section 161.31, Subdivision 1.

The bill was read for the first time and referred to the Committee on Transportation.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith transmitted:

H. F. No. 701, A bill for an act relating to education; authorizing and directing the higher education coordinating commission to establish and supervise a student loan program; providing for the issuance of revenue bonds; amending Minnesota Statutes 1971, Sections 136A.14; 136A.15, Subdivisions 5 and 7; 136A.16, Subdivisions 3 and 8; and 136A.17, Subdivisions 1, 3, 4 and 10.

H. F. No. 1306, A bill for an act relating to insurance; regulating the terms of certain insurance contracts; amending Minnesota Statutes 1971, Sections 62A.041; and 62C.14, by adding subdivisions; repealing Minnesota Statutes 1971, Section 309.176; and Laws 1971, Chapter 680, Section 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 294, A bill for an act relating to labor; prescribing penalties for employers who fail to pay certain benefits and wage supplements required by law or agreement.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Fudro moved that the House concur in the Senate amendments to H. F. No. 294 and that the bill be repassed as amended by the Senate.

The motion prevailed.

H. F. No. 294, A bill for an act relating to labor; prescribing penalties for employers who fail to pay certain benefits and wage supplements required by law or agreement.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 125, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	Miller, D.	St. Onge
Adams, S.	Dieterich	Johnson, C.	Miller, M.	Samuelson
Andersen, R.	Dirlam	Johnson, D.	Moe	Sarna
Anderson, D.	Eckstein	Johnson, J.	Mueller	Savelkoul
Anderson, G.	Eken	Johnson, R.	Munger	Schreiber
Anderson, I.	Enebo	Jude	Myrah	Schulz
Becklin	Erdahl	Kahn	Nelson	Sherwood
Belisle	Erickson	Kelly	Newcome	Sieben, H.
Bell	Esau	Kempe	Niehaus	Sieben, M.
Bennett	Farcy	Klaus	Norton	Skaar
Berg	Ferderer	Knickerbocker	Ohnstad	Smith
Berglin	Fjoslien	Laidig	Ojala	Stangeland
Biersdorf	Flakne	Larson	Parish	Stanton
Boland	Forsythe	LaVoy	Patton	Swanson
Braun	Fudro	Lemke	Pavlak, R.	Tomlinson
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Ulland
Carlson, A.	Graba	Lombardi	Pehler	Vanasek
Carlson, B.	Graw	Long	Peterson	Vento
Carlson, D.	Growe	Mann	Pieper	Voss
Carlson, L.	Hagedorn	McArthur	Pleasant	Weaver
Cassery	Hanson	McCarron	Prahl	Wenzel
Clifford	Haugerud	McCauley	Quirin	Wigley
Connors	Heinitz	McEachern	Resner	Wohlwend
Culhane	Hook	McFarlin	Rice	Wolcott
Cummiskey	Jacobs	Menke	Ryan	Mr. Speaker

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2247, A bill for an act authorizing the city of Saint Paul to create development districts within its corporate boundaries; to acquire, construct, reconstruct, improve, alter, extend, operate, maintain and promote development programs to be carried out in each of the districts created; to authorize the city to issue bonds to carry out such development programs; to authorize the city and the county auditor to use the tax increment created in the development districts to pay off the principal and

interest on such bonds; to authorize the city to operate pedestrian systems and special lighting and similar systems; to authorize the city to assess the cost of operations against the development districts; to authorize the city to lease space in structures and to lease or sell air rights over structures and to lease or sell property for private development.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Ferderer moved that the House concur in the Senate amendments to H. F. No. 2247 and that the bill be repassed as amended by the Senate.

The motion prevailed.

H. F. No. 2247, A bill for an act authorizing the city of Saint Paul to create development districts within its corporate boundaries; to acquire, construct, reconstruct, improve, alter, extend, operate, maintain and promote development programs to be carried out in each of the districts created; to authorize the city to issue bonds to carry out such development programs; to authorize the city and the county auditor to use the tax increment created in the development districts to pay off the principal and interest on such bonds; to authorize the city to operate pedestrian systems and special lighting and similar systems; to authorize the city to assess the cost of operations against the development districts; to authorize the city to lease space in structures and to lease or sell air rights over structures and to lease or sell property for private development.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 121, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Heinitz	McEachern	Prahl
Adams, S.	Cummiskey	Hook	McFarlin	Quirin
Andersen, R.	Dahl	Jacobs	Menke	Resner
Anderson, D.	Dirlam	Jaros	Miller, D.	Rice
Anderson, G.	Eckstein	Johnson, C.	Miller, M.	Ryan
Anderson, I.	Eken	Johnson, D.	Moe	St. Onge
Becklin	Enebo	Johnson, J.	Mueller	Samuelson
Belisle	Erdahl	Johnson, R.	Munger	Sarna
Bell	Erickson	Jude	Myrah	Savelkoul
Bennett	Esau	Kelly	Nelson	Schreiber
Berg	Faricy	Kempe	Newcome	Schulz
Biersdorf	Ferderer	Klaus	Niehaus	Sherwood
Boland	Fjoslien	Knickerbocker	Norton	Sieben, H.
Braun	Flakne	Laidig	Ohnstad	Sieben, M.
Brinkman	Forsythe	Larson	Ojala	Skaar
Carlson, A.	Fudro	LaVoy	Parish	Smith
Carlson, B.	Fugina	Lemke	Patton	Stangeland
Carlson, D.	Graba	Lindstrom, E.	Pavlak, R.	Stanton
Carlson, L.	Graw	Lombardi	Pavlak, R. L.	Swanson
Cassery	Growe	Long	Pehler	Tomlinson
Cleary	Hagedorn	Mann	Peterson	Ulland
Clifford	Hanson	McArthur	Pieper	Vanasek
Connors	Haugerud	McCarron	Pleasant	Vento

Voss
Wenzel

Wigley

Wohlwend - Wolcott

Mr. Speaker

Those who voted in the negative were:

Berglin Dieterich Kahn

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1508, A bill for an act relating to the incorporation of villages; the annexation and detachment of property from municipalities; the consolidation of municipalities; and the powers and duties of the Minnesota municipal commission in relation thereto; amending Minnesota Statutes 1971, Chapter 414, by adding sections; Sections 414.01, Subdivision 14; 414.031, Subdivision 5; 414.032, Subdivisions 1 and 3; 414.041, Subdivisions 3, 4, and by adding a subdivision; 414.061, Subdivision 4; 414.067, by adding a subdivision; and repealing Minnesota Statutes 1971, Section 414.031, Subdivision 2.

PATRICK E. FLAHAVERN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Cummiskey moved that the House concur in the Senate amendments to H. F. No. 1508 and that the bill be repassed as amended by the Senate.

The motion prevailed.

H. F. No. 1508, A bill for an act relating to the incorporation of villages; the annexation and detachment of property from municipalities; the consolidation of municipalities; and the powers and duties of the Minnesota municipal commission in relation thereto; amending Minnesota Statutes 1971, Chapter 414, by adding sections; Sections 414.01, Subdivision 14; 414.031, Subdivision 5; 414.032, Subdivisions 1 and 3; 414.041, Subdivisions 3, 4, and by adding a subdivision; 414.061, Subdivision 4; 414.067, by adding a subdivision; and repealing Minnesota Statutes 1971, Section 414.031, Subdivision 2.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 87, and nays 33, as follows:

Those who voted in the affirmative were:

Adams, J.	Berg	Carlson, L.	Dahl	Eken
Adams, S.	Berglin	Cassery	Dieterich	Enebo
Anderson, I.	Carlson, A.	Connors	Dirlam	Faricy
Bennett	Carlson, B.	Cummiskey	Eckstein	

Ferderer	Kahn	Menke	Quirin	Swanson
Flakne	Kelly	Miller, D.	Resner	Tomlinson
Fudro	Kempe	Miller, M.	Rice	Ulland
Fugina	Knickerbocker	Moe	Ryan	Vanasek
Graba	Laidig	Mueller	St. Onge	Vento
Grove	Larson	Nelson	Samuelson	Voss
Hanson	LaVoy	Newcome	Sarna	Weaver
Haugerud	Lemke	Norton	Savelkoul	Wenzel
Hook	Lindstrom, E.	Ojala	Schulz	Wigley
Jacobs	Lombardi	Parish	Sieben, H.	Wohlwend
Jaros	Mann	Pavlak, R.	Sieben, M.	Wolcott
Johnson, C.	McArthur	Pehler	Smith	Mr. Speaker
Johnson, D.	McCarron	Pieper	Stangeland	
Jude	McEachern	Prahl	Stanton	

Those who voted in the negative were:

Andersen, R.	Brinkman	Esau	Johnson, R.	Pavlak, R. L.
Anderson, D.	Carlson, D.	Fjoslien	Long	Peterson
Anderson, G.	Cleary	Forsythe	McFarlin	Pleasant
Becklin	Clifford	Graw	Myrah	Schreiber
Belisle	DeGroat	Hagedorn	Niehaus	Skaar
Biersdorf	Erdahl	Heinitz	Ohnstad	
Boland	Erickson	Johnson, J.	Patton	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1585, A bill for an act relating to commerce; prohibiting the use of powdered and certain molded asbestos in the construction or improvement of buildings; providing a penalty.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Sieben, H., moved that the House concur in the Senate amendments to H. F. No. 1585 and that the bill be repassed as amended by the Senate.

The motion prevailed.

H. F. No. 1585, A bill for an act relating to commerce; prohibiting the use of powdered asbestos in the construction or improvement of buildings; providing a penalty.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Andersen, R.	Anderson, G.	Becklin	Bell
Adams, S.	Anderson, D.	Anderson, I.	Belisle	Bennett

Berg	Erickson	Kahn	Myrah	Schreiber
Berglin	Esau	Kelly	Nelson	Schulz
Biersdorf	Faricy	Kempe	Newcome	Sherwood
Boland	Ferderer	Klaus	Niehaus	Sieben, H.
Braun	Fjoslien	Knickerbocker	Norton	Sieben, M.
Brinkman	Flakne	Laidig	Ohnstad	Skaar
Carlson, A.	Forsythe	Larson	Ojala	Smith
Carlson, B.	Fudro	LaVoy	Parish	Stangeland
Carlson, D.	Fugina	Lemke	Patton	Stanton
Carlson, L.	Graba	Lindstrom, E.	Pavlak, R.	Swanson
Casserly	Graw	Lombardi	Pavlak, R. L.	Tomlinson
Cleary	Grove	Long	Pehler	Ulland
Clifford	Hagedorn	Mann	Peterson	Vanasek
Connors	Hanson	McArthur	Pieper	Vento
Culhane	Haugerud	McCarron	Pleasant	Voss
Cummiskey	Heinitz	McCauley	Prahl	Weaver
Dahl	Hook	McEachern	Quirin	Wenzel
DeGroat	Jacobs	McFarlin	Resner	Wigley
Dieterich	Jaros	Menke	Rice	Wohlwend
Dirlam	Johnson, C.	Miller, D.	Ryan	Wolcott
Eckstein	Johnson, D.	Miller, M.	St. Onge	Mr. Speaker
Eken	Johnson, J.	Moe	Samuelson	
Enebo	Johnson, R.	Mueller	Sarna	
Erdahl	Jude	Munger	Savelkoul	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2098, A bill for an act relating to St. Louis county; authorizing the issuance of seasonal on-sale intoxicating liquor licenses.

PATRICK E. FLAHAVERN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Jaros moved that the House concur in the Senate amendments to H. F. No. 2098 and that the bill be repassed as amended by the Senate.

The motion prevailed.

H. F. No. 2098, A bill for an act relating to St. Louis county; authorizing the issuance of seasonal on-sale intoxicating liquor licenses.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 107, and nays 17, as follows:

Those who voted in the affirmative were:

Adams, J.	Anderson, G.	Bell	Biersdorf	Brinkman
Adams, S.	Anderson, I.	Berg	Boland	Carlson, A.
Andersen, R.	Belisle	Berglin	Braun	Carlson, B.

Carlson, L.	Fugina	Lemke	Parish	Sieben, M.
Cassery	Graba	Lindstrom, E.	Patton	Smith
Cleary	Graw	Lombardi	Pavlak, R.	Stangeland
Clifford	Grove	Mann	Pavlak, R. L.	Stanton
Connors	Hagedorn	McArthur	Pehler	Swanson
Culhane	Hanson	McCarron	Peterson	Tomlinson
Cummiskey	Heinitz	McCauley	Pieper	Ulland
Dahl	Jacobs	McFarlin	Pleasant	Vanasek
Dieterich	Jaros	Menke	Prahl	Vento
Dirlam	Johnson, D.	Miller, D.	Quirin	Voss
Eckstein	Johnson, J.	Miller, M.	Resner	Weaver
Eken	Johnson, R.	Moe	Rice	Wenzel
Enebo	Jude	Mueller	Ryan	Wigley
Farcy	Kahn	Munger	St. Onge	Wohlwend
Ferderer	Kelly	Nelson	Sarna	Wolcott
Fjoslien	Kempe	Newcome	Savelkoul	Mr. Speaker
Flakne	Knickerbocker	Niehaus	Schreiber	
Forsythe	Laidig	Norton	Schulz	
Fudro	LaVoy	Ojala	Sieben, H.	

Those who voted in the negative were:

Anderson, D.	Erdahl	Hook	Myrah	Skaar
Becklin	Erickson	Johnson, C.	Ohnstad	
Carlson, D.	Esau	Klaus	Samuelson	
DeGroat	Haugerud	Long	Sherwood	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 334, A bill for an act relating to port authorities; removing the requirement for unanimous approval in the sale of real property; amending Minnesota Statutes 1971, Section 458.17.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Vento moved that the House concur in the Senate amendments to H. F. No. 334 and that the bill be repassed as amended by the Senate.

The motion did not prevail.

Vento moved that the House refuse to concur in the Senate amendments to H. F. No. 334, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses.

The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to:

S. F. No. 1302, A bill for an act relating to health; organization of public health nursing services; amending Minnesota Statutes 1971, Sections 145.12, Subdivision 1; and 393.07, Subdivisions 2 and 3.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Borden, Stassen and Milton have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Quirin moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 1302.

The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to:

S. F. No. 1964, A bill for an act relating to watershed districts; prescribing additional powers and duties of managers thereof; authorizing the managers to institute works by resolution; providing procedures for consolidation of districts; amending Minnesota Statutes 1971, Sections 112.35, Subdivision 19; 112.38; 112.42, Subdivision 3; 112.44; 112.47; 112.48, Subdivisions 1 and 3 and by adding a subdivision; 112.52; 112.53, Subdivision 1; 112.54; 112.55; 112.64, Subdivision 4; 112.69, Subdivision 1; and Chapter 112, by adding a section; repealing Minnesota Statutes 1971, Section 112.75; and Laws 1965, Chapter 873, Section 2.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Borden; Olson, J. L.; and Moe have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Kelly moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 3 members of the House to meet with a like committee appointed by the

Senate on the disagreeing votes of the two Houses on S. F. No. 1964.

The motion prevailed.

PROGRESS REPORTS ON CONFERENCE COMMITTEES

Pursuant to Joint Rule No. 13, Samuelson reported the progress of H. F. No. 2275 now in Conference Committee.

Pursuant to Joint Rule No. 13, Kahn reported the progress of S. F. No. 765 now in Conference Committee.

Pursuant to Joint Rule No. 13, Graba reported the progress of S. F. No. 1626 now in Conference Committee.

CONSENT CALENDAR

S. F. No. 471, A bill for an act relating to health; prohibiting the performance of abortions by persons who are not licensed medical doctors; providing a penalty.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jacobs	Miller, D.	Sarna
Adams, S.	DeGroat	Jaros	Miller, M.	Savelkoul
Andersen, R.	Dieterich	Johnson, C.	Moe	Schreiber
Anderson, D.	Dirlam	Johnson, D.	Munger	Schulz
Anderson, G.	Eckstein	Johnson, J.	Myrah	Sherwood
Anderson, I.	Eken	Johnson, R.	Nelson	Sieben, H.
Becklin	Enebo	Jude	Newcome	Sieben, M.
Belisle	Erdahl	Kahn	Niehaus	Skaar
Bell	Erickson	Kelly	Norton	Smith
Bennett	Esau	Kempe	Ohnstad	Stangeland
Berg	Faricy	Klaus	Ojala	Stanton
Berglin	Ferderer	Knickerbocker	Parish	Swanson
Biersdorf	Fjoslien	Laidig	Patton	Tomlinson
Boland	Flakne	Larson	Pavlak, R.	Ulland
Braun	Forsythe	LaVoy	Pavlak, R. L.	Vanasek
Brinkman	Fudro	Lemke	Pehler	Vento
Carlson, A.	Fugina	Lindstrom, E.	Peterson	Voss
Carlson, B.	Graba	Lombardi	Pieper	Weaver
Carlson, D.	Graw	Long	Prahl	Wenzel
Carlson, L.	Growe	McArthur	Quirin	Wigley
Casserly	Hagedorn	McCarron	Resner	Wohlwend
Cleary	Hanson	McCauley	Rice	Wolcott
Clifford	Haugerud	McEachern	Ryan	Mr. Speaker
Connors	Heinitz	McFarlin	St. Onge	
Cummiskey	Hook	Menke	Samuelson	

The bill was passed and its title agreed to.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of H. F. No. 2530; S. F. Nos. 985, 1120, 56, 1699, and 1582; H. F. No. 258; and S. F. Nos. 325 and 1404.

H. F. No. 2530 was reported to the House.

Norton moved to amend H. F. No. 2530, the printed bill, as follows:

Page 7, line 25, strike "legislative building commission" and insert in lieu thereof "chairman of the house appropriations committee and the chairman of the senate finance committee".

Page 7, lines 29 and 30, strike "legislative building commission" and insert in lieu thereof "chairman of the house appropriations committee and the chairman of the senate finance committee".

The motion prevailed and the amendment was adopted.

H. F. No. 2530, A bill for an act relating to the organization and operation of state government; providing for public buildings of the state of Minnesota; authorizing the alteration, repair, rehabilitation of said buildings, the equipping and the replacement of equipment of certain of said buildings; appropriating money therefor.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 122, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Mueller	Savelkoul
Adams, S.	DeGroat	Johnson, J.	Munger	Schreiber
Andersen, R.	Dieterich	Johnson, R.	Myrah	Schulz
Anderson, D.	Dirlam	Jude	Nelson	Sherwood
Anderson, G.	Eckstein	Kahn	Newcome	Sieben, H.
Anderson, I.	Eken	Kelly	Niehau	Sieben, M.
Belisle	Enebo	Kempe	Norton	Skaar
Bell	Erdahl	Klaus	Ohnstad	Smith
Bennett	Erickson	Knickerbocker	Ojala	Spanish
Berg	Esau	Laidig	Parish	Stangeland
Berglin	Faricy	Larson	Patton	Stanton
Biersdorf	Ferderer	LaVoy	Pavlak, R.	Swanson
Boland	Fjoslien	Lemke	Pavlak, R. L.	Tomlinson
Braun	Forsythe	Lindstrom, E.	Pehler	Ulland
Brinkman	Fudro	Lombardi	Peterson	Vanasek
Carlson, A.	Fugina	Long	Pieper	Vento
Carlson, B.	Graw	Mann	Pleasant	Voss
Carlson, D.	Grove	McArthur	Prahl	Weaver
Carlson, L.	Hanson	McCarron	Quirin	Wenzel
Cassery	Haugerud	McCauley	Resner	Wohlwend
Cleary	Heinitz	McEachern	Rice	Wolcott
Clifford	Hook	McFarlin	Ryan	Mr. Speaker
Connors	Jacobs	Miller, D.	St. Onge	
Culhane	Jaros	Miller, M.	Samuelson	
Cummiskey	Johnson, C.	Moe	Sarna	

Those who voted in the negative were:

Becklin Hagedorn

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

S. F. No. 985 was reported to the House.

Swanson moved to amend S. F. No. 985, the printed bill, as follows:

Page 33, at the end of line 4, insert: "This appropriation shall be available until June 30, 1975."

The motion prevailed and the amendment was adopted.

Swanson moved to amend S. F. No. 985, the printed bill, as follows:

Page 10, line 1, after the word "section" strike "3" and insert in lieu thereof "4" and after the word "subdivision" strike "4" and insert in lieu thereof "1".

The motion prevailed and the amendment was adopted.

Quirin moved to amend S. F. No. 985, the printed bill, as amended, as follows:

Page 33, after line 4 insert a new section to read as follows:

"Sec. 31. [EFFECTIVE DATE.] Sections 1 through 25 of this act shall take effect January 1, 1974. Sections 26 through 30 of this act, relating to planning and development grants, shall take effect July 1, 1973."

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

S. F. No. 985, A bill for an act relating to health; authorizing the establishment of health maintenance organizations and prescribing powers and duties; providing for financial assistance to certain health maintenance organizations; providing for open enrollment in certain health plans; appropriating money; and providing penalties.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 114, and nays 8, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, B.	Esau	Johnson, D.	Lombardi
Andersen, R.	Carlson, D.	Faricy	Johnson, J.	Long
Anderson, D.	Carlson, L.	Ferderer	Johnson, R.	Mann
Anderson, G.	Casserly	Fjoslien	Jopp	McArthur
Anderson, I.	Cleary	Forsythe	Jude	McCarron
Becklin	Connors	Fudro	Kahn	McEachern
Belisle	Culhane	Fugina	Kelly	McFarlin
Bell	Cummiskey	Grove	Kempe	McMillan
Bennett	Dahl	Hanson	Klaus	Menke
Berg	Dieterich	Haugerud	Knickerbocker	Miller, D.
Berglin	Dirlam	Heinitz	Laidig	Miller, M.
Boland	Eckstein	Hook	Larson	Moe
Braun	Eken	Jacobs	LaVoy	Mueller
Brinkman	Enebo	Jaros	Lindstrom, E.	Nelson
Carlson, A.	Erickson	Johnson, C.	Lindstrom, J.	Newcome

Niehaus	Pehler	Samuelson	Skaar	Vento
Norton	Peterson	Sarna	Smith	Voss
Ohnstad	Prahl	Savelkoul	Spanish	Wenzel
Ojala	Quirin	Schreiber	Stanton	Wigley
Parish	Resner	Schulz	Swanson	Wohlwend
Patton	Rice	Sherwood	Tomlinson	Wolcott
Pavlak, R.	Ryan	Sieben, H.	Ulland	Mr. Speaker
Pavlak, R. L.	St. Onge	Sieben, M.	Vanasek	

Those who voted in the negative were:

Clifford	Graw	McCauley	Pieper	Stangeland
Erdahl	Hagedorn	Myrah		

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

S. F. No. 1120, A bill for an act relating to manpower services; authorizing the summer employment of young persons for state service; appropriating money.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, R.	Mueller	Schreiber
Adams, S.	Dieterich	Jude	Munger	Schulz
Andersen, R.	Dirlam	Kahn	Myrah	Searle
Anderson, D.	Eckstein	Kelly	Nelson	Sherwood
Anderson, G.	Eken	Kempe	Newcome	Sieben, H.
Anderson, I.	Enebo	Klaus	Niehaus	Sieben, M.
Becklin	Erdahl	Knickerbocker	Norton	Skaar
Bell	Erickson	Laidig	Ohnstad	Smith
Bennett	Esau	Larson	Ojala	Spanish
Berg	Faricy	LaVoy	Parish	Stangeland
Berglin	Ferderer	Lemke	Patton	Stanton
Biersdorf	Forsythe	Lindstrom, E.	Pavlak, R.	Swanson
Boland	Fudro	Lindstrom, J.	Pavlak, R. L.	Tomlinson
Braun	Fugina	Lombardi	Pehler	Ulland
Brinkman	Graw	Long	Peterson	Vanasek
Carlson, A.	Grove	Mann	Pieper	Vento
Carlson, B.	Hagedorn	McArthur	Pleasant	Voss
Carlson, D.	Hanson	McCarron	Prahl	Wenzel
Carlson, L.	Haugerud	McCauley	Quirin	Wigley
Casserly	Heintz	McEachern	Resner	Wohlwend
Cleary	Hook	McFarlin	Rice	Wolcott
Clifford	Jacobs	McMillan	Ryan	Mr. Speaker
Connors	Jaros	Menke	St. Onge	
Culhane	Johnson, C.	Miller, D.	Samuelson	
Cummiskey	Johnson, D.	Miller, M.	Sarna	
Dahl	Johnson, J.	Moe	Savelkoul	

Those who voted in the negative were:

Belisle	Fjoslien	Jopp
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The bill was passed and its title agreed to.

S. F. No. 56, A bill for an act relating to welfare; establishing and empowering a Gillette hospital authority for the purpose of operating a children's hospital in conjunction with Ramsey county hospital; appropriating funds; amending Minnesota

Statutes 1971, Sections 246.01; 256.01, Subdivision 2; repealing Minnesota Statutes 1971, Section 246.02, Subdivision 3; and Chapter 250.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 116, and nays 7, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, M.	Saveikoul
Adams, S.	Dieterich	Johnson, J.	Moe	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Mueller	Schulz
Anderson, D.	Eckstein	Jopp	Munger	Searle
Anderson, G.	Eken	Jude	Nelson	Sherwood
Anderson, I.	Enebo	Kahn	Newcome	Sieben, H.
Becklin	Erdahl	Kelly	Niehaus	Sieben, M.
Belisle	Erickson	Kempe	Norton	Skaar
Bell	Esau	Klaus	Ohnstad	Smith
Bennett	Faricy	Knickerbocker	Ojala	Spanish
Berg	Ferderer	Laidig	Parish	Stangeland
Biersdorf	Fjoslien	Larson	Patton	Stanton
Boland	Forsythe	LaVoy	Pavlak, R.	Swanson
Brinkman	Fudro	Lemke	Pavlak, R. L.	Tomlinson
Carlson, A.	Fugina	Lindstrom, E.	Pehler	Vento
Carlson, B.	Graw	Lombardi	Peterson	Wenzel
Carlson, D.	Growe	Long	Pieper	Wigley
Carlson, L.	Hagedorn	Mann	Pleasant	Wohlwend
Casserly	Hanson	McArthur	Prahl	Wolcott
Clifford	Haugerud	McCauley	Quirin	Mr. Speaker
Connors	Heinitz	McFarlin	Ryan	
Culhane	Hook	McMillan	St. Onge	
Cummiskey	Jacobs	Menke	Samuelson	
Dahl	Johnson, C.	Miller, D.	Sarna	

Those who voted in the negative were:

Berglin	McCarron	Ulland	Vanasek	Voss
Jaros	Resner			

The bill was passed and its title agreed to.

S. F. No. 1699, A bill for an act relating to education; veteran farmer cooperative training program; appropriating money.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Bennett	Carlson, D.	DeGroat	Faricy
Adams, S.	Berg	Carlson, L.	Dieterich	Ferderer
Andersen, R.	Berglin	Casserly	Dirlam	Fjoslien
Anderson, D.	Biersdorf	Cleary	Eckstein	Forsythe
Anderson, G.	Boland	Clifford	Eken	Fudro
Anderson, I.	Braun	Connors	Enebo	Fugina
Becklin	Brinkman	Culhane	Erdahl	Graw
Belisle	Carlson, A.	Cummiskey	Erickson	Growe
Bell	Carlson, B.	Dahl	Esau	Hagedorn

Hanson	Laidig	Moe	Pleasant	Smith
Haugerud	Larson	Mueller	Prahl	Spanish
Heinitz	LaVoy	Munger	Quirin	Stangeland
Hook	Lemke	Myrah	Resner	Stanton
Jacobs	Lindstrom, E.	Nelson	Rice	Swanson
Jaros	Lindstrom, J.	Newcome	Ryan	Tomlinson
Johnson, C.	Lombardi	Niehaus	St. Onge	Ulland
Johnson, D.	Long	Norton	Samuelson	Vanasek
Johnson, J.	Mann	Ohnstad	Sarna	Vento
Johnson, R.	McArthur	Ojala	Savelkoul	Voss
Jopp	McCarron	Parish	Schreiber	Wenzel
Jude	McCauley	Patton	Schulz	Wigley
Kahn	McFarlin	Pavlak, R.	Searle	Wohlwend
Kelly	McMillan	Pavlak, R. L.	Sherwood	Mr. Speaker
Kempe	Menke	Pehler	Sieben, H.	
Klaus	Miller, D.	Peterson	Sieben, M.	
Knickerbocker	Miller, M.	Pieper	Skaar	

The bill was passed and its title agreed to.

S. F. No. 1582, A bill for an act relating to agriculture, beef industry promotion board; appropriating money.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 120, and nays 8, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Jaros	McFarlin	Ryan
Adams, S.	Dahl	Johnson, C.	McMillan	St. Onge
Andersen, R.	DeGroat	Johnson, D.	Menke	Samuelson
Anderson, D.	Dieterich	Johnson, J.	Miller, D.	Sarna
Anderson, G.	Dirlam	Johnson, R.	Miller, M.	Schreiber
Anderson, I.	Eckstein	Jopp	Mueller	Schulz
Becklin	Eken	Jude	Munger	Searle
Belisle	Enebo	Kahn	Myrah	Sherwood
Bennett	Erdahl	Kelly	Nelson	Sieben, H.
Berg	Erickson	Kempe	Newcome	Sieben, M.
Berglin	Esau	Klaus	Niehaus	Skaar
Biersdorf	Faricy	Knickerbocker	Norton	Smith
Boland	Fjoslien	Laidig	Ohnstad	Spanish
Braun	Forsythe	Larson	Ojala	Stangeland
Brinkman	Fudro	LaVoy	Parish	Stanton
Carlson, A.	Fugina	Lemke	Patton	Swanson
Carlson, B.	Graba	Lindstrom, J.	Pavlak, R.	Tomlinson
Carlson, D.	Graw	Lombardi	Pavlak, R. L.	Vanasek
Carlson, L.	Grove	Long	Pehler	Vento
Casserly	Hagedorn	Mann	Peterson	Voss
Cleary	Hanson	McArthur	Prahl	Wenzel
Clifford	Haugerud	McCarron	Quirin	Wigley
Connors	Heinitz	McCauley	Resner	Wohlwend
Culhane	Jacobs	McEachern	Rice	Mr. Speaker

Those who voted in the negative were:

Bell	Hook	Pieper	Savelkoul	Ulland
Ferderer	Lindstrom, E.	Pleasant		

The bill was passed and its title agreed to.

H. F. No. 258, A bill for an act relating to education; education of gifted children; appropriating money.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Menke	Samuelson
Adams, S.	DeGroat	Johnson, D.	Miller, D.	Sarna
Andersen, R.	Dieterich	Johnson, J.	Miller, M.	Savelkoul
Anderson, D.	Dirlam	Johnson, R.	Moe	Schreiber
Anderson, G.	Eckstein	Jopp	Mueller	Schulz
Anderson, I.	Eken	Jude	Myrah	Searle
Becklin	Enebo	Kahn	Nelson	Sherwood
Belisle	Erdahl	Kelly	Newcome	Sieben, H.
Bell	Erickson	Kempe	Niehaus	Sieben, M.
Bennett	Esau	Klaus	Norton	Skaar
Berg	Faricy	Knickerbocker	Ohnstad	Smith
Berglin	Ferderer	Laidig	Ojala	Spanish
Biersdorf	Fjoslien	Larson	Parish	Stangeland
Boland	Forsythe	LaVoy	Patton	Stanton
Braun	Fudro	Lemke	Pavlak, R.	Swanson
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, A.	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, B.	Graw	Lombardi	Peterson	Vanasek
Carlson, D.	Grove	Long	Pieper	Vento
Carlson, L.	Hagedorn	Mann	Pleasant	Voss
Casserly	Hanson	McArthur	Prahl	Wenzel
Cleary	Haugerud	McCarron	Quirin	Wigley
Clifford	Heinitz	McCauley	Resner	Wohlwend
Connors	Hook	McEachern	Rice	Wolcott
Culhane	Jacobs	McFarlin	Ryan	Mr. Speaker
Cummiskey	Jaros	McMillan	St. Onge	

The bill was passed and its title agreed to.

S. F. No. 325, A bill for an act relating to the claim of Carlton county; arising from agreement of highway department to participate in costs of improvement of county road 6; appropriating money for the payment thereof.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Brinkman	Eckstein	Grove	Kelly
Adams, S.	Carlson, A.	Eken	Hagedorn	Kempe
Andersen, R.	Carlson, B.	Enebo	Haugerud	Klaus
Anderson, D.	Carlson, D.	Erdahl	Heinitz	Knickerbocker
Anderson, G.	Carlson, L.	Erickson	Hook	Laidig
Anderson, I.	Casserly	Esau	Jacobs	Larson
Becklin	Cleary	Faricy	Jaros	LaVoy
Belisle	Clifford	Ferderer	Johnson, C.	Lemke
Bell	Connors	Fjoslien	Johnson, D.	Lindstrom, E.
Bennett	Cummiskey	Forsythe	Johnson, J.	Lindstrom, J.
Berg	Dahl	Fudro	Johnson, R.	Lombardi
Berglin	DeGroat	Fugina	Jopp	Long
Boland	Dieterich	Graba	Jude	Mann
Braun	Dirlam	Graw	Kahn	McArthur

McCarron	Myrah	Pehler	Sarna	Stanton
McCauley	Nelson	Peterson	Savelkoul	Tomlinson
McEachern	Newcome	Pieper	Schreiber	Ulland
McFarlin	Niehaus	Pleasant	Searle	Vanasek
McMillan	Norton	Prahl	Sherwood	Vento
Menke	Ohnstad	Quirin	Sieben, H.	Voss
Miller, D.	Ojala	Resner	Sieben, M.	Wenzel
Miller, M.	Parish	Rice	Skaar	Wigley
Moe	Patton	Ryan	Smith	Wohlwend
Mueller	Pavlak, R.	St. Onge	Spanish	Wolcott
Munger	Pavlak, R. L.	Samuelson	Stangeland	Mr. Speaker

Those who voted in the negative were:

Hanson

The bill was passed and its title agreed to.

S. F. No. 1404, A bill for an act relating to veterans; the enforcement of veterans' preference rights by the commissioner of veterans affairs; authorizing the attorney general to represent veterans in certain cases; appropriating money; amending Minnesota Statutes 1971, Chapter 197, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Menke	Samuelson
Adams, S.	DeGroat	Johnson, D.	Miller, D.	Sarna
Andersen, R.	Dirlam	Johnson, J.	Miller, M.	Savelkoul
Anderson, D.	Eckstein	Johnson, R.	Moe	Schreiber
Anderson, G.	Eken	Jopp	Munger	Schulz
Anderson, I.	Enebo	Jude	Myrah	Searle
Becklin	Erdahl	Kelly	Nelson	Sherwood
Belisle	Erickson	Kempe	Newcome	Sieben, H.
Bell	Esau	Klaus	Niehaus	Sieben, M.
Bennett	Faricy	Knickerbocker	Norton	Skaar
Berg	Ferderer	Laidig	Ohnstad	Smith
Biersdorf	Fjoslien	Larson	Parish	Spanish
Boland	Forsythe	LaVoy	Patton	Stangeland
Braun	Fudro	Lemke	Pavlak, R.	Stanton
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Swanson
Carlson, A.	Graba	Lindstrom, J.	Pehler	Tomlinson
Carlson, B.	Graw	Lombardi	Peterson	Ulland
Carlson, D.	Grove	Long	Pieper	Vanasek
Carlson, L.	Hagedorn	Mann	Pleasant	Vento
Casserly	Hanson	McArthur	Prahl	Voss
Cleary	Haugerud	McCarron	Quirin	Wenzel
Clifford	Heinitz	McCauley	Resner	Wigley
Connors	Hook	McEachern	Rice	Wohlwend
Culhane	Jacobs	McFarlin	Ryan	Wolcott
Cummiskey	Jaros	McMillan	St. Onge	Mr. Speaker

Those who voted in the negative were:

Dieterich Ojala

The bill was passed and its title agreed to.

Pursuant to Rule 72, Pavlak, R., requested immediate consideration of S. F. No. 256, H. F. No. 991, and S. F. No. 2113.

S. F. No. 256, A bill for an act relating to taxation; providing for the payment of taxes and assessments on property acquired by the state or a political subdivision thereof; amending Minnesota Statutes 1971, Section 272.68, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Moe	Savelkoul
Adams, S.	DeGroat	Johnson, J.	Munger	Schreiber
Andersen, R.	Dieterich	Johnson, R.	Myrah	Schulz
Anderson, D.	Dirlam	Jopp	Nelson	Searle
Anderson, G.	Eckstein	Jude	Newcome	Sherwood
Anderson, I.	Enebo	Kahn	Niehaus	Sieben, H.
Becklin	Erdahl	Kempe	Norton	Sieben, M.
Belisle	Erickson	Klaus	Ohnstad	Skaar
Bell	Esau	Knickerbocker	Ojala	Smith
Bennett	Faricy	Laidig	Parish	Spanish
Berg	Ferderer	Larson	Patton	Stangeland
Berglin	Fjoslien	LaVoy	Paviak, R.	Stanton
Biersdorf	Forsythe	Lemke	Paviak, R. L.	Swanson
Boland	Fudro	Lindstrom, E.	Pehler	Tomlinson
Braun	Fugina	Lindstrom, J.	Peterson	Ulland
Brinkman	Graba	Lombardi	Pieper	Vanasek
Carlson, A.	Graw	Long	Pleasant	Vento
Carlson, B.	Growe	Mann	Prahl	Voss
Carlson, D.	Hagedorn	McArthur	Quirin	Wenzel
Carlson, L.	Hanson	McCarron	Resner	Wigley
Cassery	Haugerud	McEachern	Rice	Wohlwend
Cleary	Heinitz	McFarlin	Ryan	Wolcott
Clifford	Hook	McMillan	St. Onge	Mr. Speaker
Connors	Jacobs	Menke	Salchert	
Culhane	Jaros	Miller, D.	Samuelson	
Cummiskey	Johnson, C.	Miller, M.	Sarna	

The bill was passed and its title agreed to.

H. F. No. 991 was reported to the House.

Dahl moved to amend H. F. No. 991, the printed bill, as follows:

Page 2, strike lines 1 through 5 and insert in lieu thereof, the following:

"[270.493] [CERTAIN TOWNSHIPS OPTION TO CONTINUE EXISTING SYSTEM.] *Notwithstanding the provisions of section 270.49, any township which failed to certify by resolution to the commissioner of taxation its intention to employ or continue to employ a certified assessor on or before April 1, 1972, may if done prior to December 1, 1974, hire a certified assessor in which case the assessment function will be returned to the local assessor by the county assessor.*"

The motion prevailed and the amendment was adopted.

H. F. No. 991, A bill for an act relating to taxation; assessment of real property; location of training courses for assessors;

examinations; amending Minnesota Statutes 1971, Sections 270.46; 270.47; and Chapter 270, by adding a section.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Miller, D.	Samuelson
Adams, S.	Dieterich	Johnson, D.	Miller, M.	Sarna
Andersen, R.	Dirlam	Johnson, J.	Moe	Saveikoul
Anderson, D.	Eckstein	Johnson, R.	Munger	Schreiber
Anderson, G.	Eken	Jopp	Myrah	Schulz
Becklin	Enebo	Jude	Nelson	Searle
Belisle	Erdahl	Kahn	Newcome	Sherwood
Bell	Erickson	Kelly	Nichaus	Sieben, H.
Bennett	Esau	Kempe	Norton	Sieben, M.
Berg	Faricy	Klaus	Ohnstad	Skaar
Berglin	Ferderer	Knickerbocker	Ojala	Smith
Biersdorf	Fjoslien	Laidig	Parish	Spanish
Boland	Flakne	Larson	Patton	Stangeland
Braun	Forsythe	LaVoy	Pavlak, R.	Stanton
Brinkman	Fudro	Lemke	Pavlak, R. L.	Swanson
Carlson, A.	Fugina	Lindstrom, E.	Pehler	Tomlinson
Carlson, B.	Graba	Lindstrom, J.	Peterson	Ulland
Carlson, D.	Graw	Lombardi	Pieper	Vanasek
Carlson, L.	Growe	Long	Pleasant	Vento
Cassery	Hagedorn	Mann	Prahl	Voss
Cleary	Hanson	McArthur	Quirin	Wenzel
Clifford	Haugerud	McCarron	Resner	Wigley
Connors	Heinitz	McCauley	Rice	Wohlwend
Culhane	Hook	McEachern	Ryan	Wolcott
Cummiskey	Jacobs	McFarlin	St. Onge	Mr. Speaker
Dahl	Jaros	Menke	Salchert	

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

S. F. No. 2113 was reported to the House.

Salchert moved to amend S. F. No. 2113, the typewritten bill, as follows:

Line 17, strike "subdivision" and insert "subdivisions 7 and".

The motion prevailed and the amendment was adopted.

Berglin moved to amend S. F. No. 2113, the typewritten bill, as follows:

Line 24, after "thereof;" add "in cities of the first class the provisions of this subdivision shall apply only to property zoned for commercial-residential use."

A roll call was requested and properly seconded.

The question was taken on the adoption of the Berglin amendment and the roll being called, there were yeas 42, and nays 73, as follows:

Those who voted in the affirmative were:

Adams, S.	Culhane	Johnson, C.	Nelson	Sieben, H.
Anderson, D.	Dieterich	Johnson, D.	Ojala	Sieben, M.
Anderson, I.	Eckstein	Kahn	Pavlak, R.	Stanton
Becklin	Faricy	Kelly	Pehler	Tomlinson
Berg	Graw	LaVoy	Prahl	Vanasek
Berglin	Growe	McMillan	Quirin	Mr. Speaker
Boland	Hanson	Menke	Resner	
Clifford	Haugerud	Miller, D.	Salchert	
Connors	Jaros	Moe	Schulz	

Those who voted in the negative were:

Andersen, R.	Erdahl	Kempe	Newcome	Sherwood
Anderson, G.	Erickson	Klaus	Niehaus	Skaar
Belisle	Esau	Knickerbocker	Ohnstad	Smith
Bennett	Fjoslien	Laidig	Parish	Spanish
Brinkman	Flakne	Larson	Patton	Stangeland
Carlson, A.	Forsythe	Lindstrom, E.	Pavlak, R. L.	Swanson
Carlson, B.	Fudro	Lindstrom, J.	Peterson	Ulland
Carlson, D.	Graba	Lombardi	Pieper	Vento
Carlson, L.	Hagedorn	Long	Rice,	Voss
Casserly	Hook	Mann	Ryan	Wenzel
Cummiskey	Jacobs	McArthur	Samuelson	Wigley
DeGroat	Johnson, J.	McCarron	Sarna	Wohlwend
Dirlam	Johnson, R.	McEachern	Savelkoul	Wolcott
Eken	Jopp	McFarlin	Schreiber	
Enebo	Jude	Myrah	Searle	

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

Dieterich moved to amend S. F. No. 2113, the printed bill, as follows:

Page 1, line 24, after "thereof," add "in cities of the first class the provisions of this subdivision shall not apply in those cases where a variance or special use permit was granted to authorize the construction of a multiple dwelling not authorized by the existing zoning classification or where a zoning classification has been changed to accommodate the construction of a multiple dwelling;"

A roll call was requested and properly seconded.

The question was taken on the adoption of the Dieterich amendment and the roll being called, there were yeas 15, and nays 88, as follows:

Those who voted in the affirmative were:

Brinkman	Fugina	Johnson, D.	Ojala	Stanton
Connors	Jaros	Kahn	Pehler	Tomlinson
Dieterich	Johnson, C.	McEachern	Pleasant	Vento

Those who voted in the negative were:

Adams, J.	Belisle	Casserly	Esau	Growe
Adams, S.	Bennett	Cleary	Faricy	Hagedorn
Andersen, R.	Biersdorf	Clifford	Fjoslien	Hanson
Anderson, D.	Boland	Cummiskey	Flakne	Haugerud
Anderson, G.	Carlson, A.	DeGroat	Fudro	Heinitz
Anderson, I.	Carlson, D.	Dirlam	Graba	Hook
Becklin	Carlson, L.	Erickson	Graw	Jacobs

Johnson, J.	Lombardi	Myrah	Rice	Stangeland
Johnson, R.	Long	Niehaus	Ryan	Swanson
Jopp	Mann	Ohnstad	Salchert	Ulland
Jude	McArthur	Parish	Sarna	Voss
Kempe	McCarron	Patton	Savelkoul	Wenzel
Klaus	McFarlin	Pavlak, R.	Schreiber	Wigley
Knickerbocker	McMillan	Pavlak, R. L.	Schulz	Wohlwend
Laidig	Menke	Peterson	Searle	Wolcott
Larson	Miller, D.	Pieper	Sieben, H.	Mr. Speaker
Lindstrom, E.	Moe	Prahl	Skaar	
Lindstrom, J.	Munger	Quirin	Spanish	

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

S. F. No. 2113, A bill for an act relating to taxation; providing for a reduction in assessed value of apartment housing of type I or II construction; amending Minnesota Statutes 1971, Section 273.13, by adding a subdivision.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 70, and nays 47, as follows:

Those who voted in the affirmative were:

Adams, J.	Ferderer	Johnson, R.	Norton	Schulz
Anderson, G.	Fjoslien	Jopp	Parish	Sieben, H.
Bennett	Flakne	Jude	Patton	Smith
Berg	Fudro	Kelly	Pavlak, R.	Spanish
Brinkman	Fugina	Laidig	Pavlak, R. L.	Stangeland
Carlson, A.	Graba	LaVoy	Peterson	Stanton
Carlson, B.	Growe	Lindstrom, J.	Quirin	Swanson
Carlson, D.	Hagedorn	Mann	Resner	Tomlinson
Carlson, L.	Hanson	McMillan	Rice	Vanasek
Casserly	Haugerud	Menke	Ryan	Vento
Cummiskey	Jaros	Miller, D.	St. Onge	Voss
Diriam	Johnson, C.	Moe	Salchert	Wenzel
Enebo	Johnson, D.	Munger	Samuelson	Wolcott
Faricy	Johnson, J.	Nelson	Sarna	Mr. Speaker

Those who voted in the negative were:

Adams, S.	Connors	Klaus	Newcome	Searle
Andersen, R.	Dieterich	Knickerbocker	Niehaus	Sieben, M.
Anderson, D.	Eckstein	Larson	Ohnstad	Skaar
Becklin	Eken	Lemke	Ojala	Ulland
Belisle	Erdahl	Lombardi	Pehler	Weaver
Bell	Esau	Long	Pieper	Wigley
Boland	Forsythe	McArthur	Pleasant	Wohlwend
Braun	Graw	McCarron	Prahl	
Cleary	Heinitz	McFarlin	Savelkoul	
Clifford	Hook	Miller, M.	Schreiber	

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

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 647, A bill for an act relating to agriculture; collective bargaining; providing for mandatory bargaining between producers or associations and handlers; providing criteria.

PATRICK E. FLAHAVEN, Secretary of the Senate

Lemke moved that the House refuse to concur in the Senate amendments to H. F. No. 647, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 1302: Quirin, St. Onge, and Erickson.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 647: Lemke; Mann; Lindstrom, J.; Stanton; and Dirlam.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 1964: Kelly, Lombardi, and Sherwood.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 334: Vento, Faricy, and Ferderer.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1436: Parish, McArthur, and Casserly.

Anderson, I., moved that the House recess until 7:00 p.m. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

MOTION FOR RECONSIDERATION

Lemke moved that the vote whereby the House refused to concur in the Senate amendments to H. F. No. 647 be now reconsidered. The motion prevailed.

CONCURRENCE AND REPASSAGE

Lemke moved that the House concur in the Senate amendments to H. F. No. 647 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 647, A bill for an act relating to agriculture; collective bargaining; providing for bargaining between producers or associations and handlers; providing criteria.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 119, and nays 7, as follows:

Those who voted in the affirmative were:

Andersen, R.	Dirlam	Jopp	Miller, M.	Sarna
Anderson, D.	Eckstein	Jude	Moe	Schreiber
Anderson, G.	Eken	Kahn	Munger	Schulz
Anderson, I.	Enebo	Kelly	Myrah	Searle
Becklin	Erdahl	Kempe	Nelson	Sherwood
Belisle	Erickson	Klaus	Newcome	Sieben, H.
Bell	Esau	Knickerbocker	Niehaus	Sieben, M.
Bennett	Faricy	Kvam	Norton	Skaar
Berg	Ferderer	Laidig	Ohnstad	Smith
Berglin	Fjoslien	Larson	Ojala	Spanish
Biersdorf	Fudro	LaVoy	Parish	Stangeland
Boland	Fugina	Lemke	Patton	Stanton
Braun	Graba	Lindstrom, E.	Pavlak, R.	Swanson
Brinkman	Graw	Lindstrom, J.	Pavlak, R. L.	Tomlinson
Carlson, A.	Grove	Lombardi	Pehler	Ulland
Carlson, B.	Hagedorn	Long	Peterson	Vanasek
Carlson, L.	Hanson	Mann	Pleasant	Vento
Casserly	Haugerud	McArthur	Prahl	Voss
Connors	Jacobs	McCarron	Quirin	Wenzel
Culhane	Jaros	McCauley	Resner	Wigley
Cummiskey	Johnson, C.	McEachern	Rice	Wohlwend.
Dahl	Johnson, D.	McMillan	St. Onge	Wolcott
DeGroat	Johnson, J.	Menke	Salchert	Mr. Speaker
Dieterich	Johnson, R.	Miller, D.	Samuelson	

Those who voted in the negative were:

Cleary	Flakne	McFarlin	Pieper	Weaver
Clifford	Heintz			

The bill was repassed, as amended by the Senate, and its title agreed to.

MESSAGES FROM THE SENATE, Continued

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 1536, A bill for an act relating to the department of corrections; community corrections centers; amending Minnesota Statutes 1971, Sections 241.31; and 241.32.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 1772, A bill for an act relating to the Minnesota historical society; commissioning a painting concerning Indian life; appropriating money.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 134, A bill for an act relating to labor; establishing procedures for determining wage rates on state projects and state highway construction; prohibiting wage rates lower than prevailing wage rates; providing penalties.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Samuelson moved that the House concur in the Senate amendments to H. F. No. 134 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 134, A bill for an act relating to labor; establishing procedures for determining wage rates on state projects and state highway construction; prohibiting wage rates lower than prevailing wage rates; providing penalties.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 98, and nays 29, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Kelly	Munger	Sarna
Andersen, R.	Enebo	Kempe	Nelson	Savelkoul
Anderson, G.	Faricy	Klaus	Norton	Schulz
Anderson, I.	Ferderer	Knickerbocker	Ohnstad	Sieben, H.
Bell	Fjoslien	Larson	Ojala	Sieben, M.
Bennett	Flakne	LaVoy	Parish	Smith
Berg	Forsythe	Lemke	Patton	Spanish
Berglin	Fudro	Lindstrom, J.	Pavlak, R.	Stanton
Biersdorf	Fugina	Lombardi	Pavlak, R. L.	Swanson
Boland	Graba	Mann	Pehler	Tomlinson
Braun	Growe	McArthur	Peterson	Vanasek
Carlson, B.	Hanson	McCarron	Pleasant	Vento
Carlson, L.	Haugerud	McCauley	Prahl	Voss
Casserly	Jacobs	McEachern	Quirin	Wenzel
Connors	Jaros	McFarlin	Resner	Wigley
Culhane	Johnson, C.	McMillan	Rice	Wohlwend
Cummiskey	Johnson, D.	Menke	Ryan	Wolcott
Dahl	Jopp	Miller, D.	St. Onge	Mr. Speaker
Dieterich	Jude	Miller, M.	Salchert	
Dirlam	Kahn	Moe	Samuelson	

Those who voted in the negative were:

Anderson, D.	Clifford	Heinitz	Lindstrom, E.	Schreiber
Becklin	Erdahl	Hook	Long	Skaar
Belisle	Erickson	Johnson, J.	Myrah	Stangeland
Brinkman	Esau	Johnson, R.	Newcome	Ulland
Carlson, A.	Graw	Kvam	Niehaus	Weaver
Cleary	Hagedorn	Laidig	Pieper	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1626, A bill for an act relating to retirement; the Minnesota unclassified employees retirement program; amending Minnesota Statutes 1971, Chapter 352D, by adding sections; Sections 352D.01, 352D.02, 352D.03, 352D.04, 352D.05, 352D.06, and 352D.09; repealing Minnesota Statutes 1971, Sections 352D.07, and 352D.08.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Moe moved that the House concur in the Senate amendments to H. F. No. 1626 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1626, A bill for an act relating to retirement; the Minnesota unclassified employees retirement program; amending Minnesota Statutes 1971, Chapter 352D, by adding sections; Sections 352D.01, 352D.02, 352D.03, 352D.04, 352D.05, 352D.06, and 352D.09; repealing Minnesota Statutes 1971, Sections 352D.07, and 352D.08.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 129, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, J.	Miller, D.	Sarna
Andersen, R.	Eckstein	Johnson, R.	Miller, M.	Savelkoul
Anderson, D.	Eken	Jopp	Moe	Schreiber
Anderson, G.	Enebo	Jude	Munger	Schulz
Anderson, I.	Erdahl	Kahn	Myrah	Searle
Becklin	Erickson	Kelly	Nelson	Sherwood
Belisle	Esau	Kempe	Newcome	Sieben, H.
Bell	Faricy	Klaus	Niehaus	Sieben, M.
Bennett	Ferderer	Knickerbocker	Norton	Skaar
Berg	Fjoslien	Kvam	Ohnstad	Smith
Berglin	Flakne	Laidig	Ojala	Spanish
Biersdorf	Forsythe	Larson	Parish	Stangeland
Boland	Fudro	LaVoy	Patton	Stanton
Braun	Fugina	Lemke	Pavlak, R.	Swanson
Brinkman	Graba	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, A.	Graw	Lindstrom, J.	Pehler	Ulland
Carlson, B.	Growe	Lombardi	Peterson	Vanasek
Carlson, L.	Hagedorn	Long	Pieper	Vento
Casserly	Hanson	Mann	Pleasant	Voss
Cleary	Haugerud	McArthur	Prahl	Weaver
Connors	Heinitz	McCarron	Quirin	Wenzel
Culhane	Hook	McCauley	Resner	Wigley
Cummiskey	Jacobs	McEachern	Rice	Wohlwend
Dahl	Jaros	McFarlin	St. Onge	Wolcott
DeGroat	Johnson, C.	McMillan	Salchert	Mr. Speaker
Dieterich	Johnson, D.	Menke	Samuelson	

Those who voted in the negative were:

Clifford

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 938, A bill for an act relating to employment agencies; providing reimbursement to a referred job applicant where there is no job opening; providing a penalty; amending Minnesota Statutes 1971, Sections 184.21, by adding a subdivision; 184.38, Subdivisions 6 and 8, and by adding a subdivision, and Section 184.33.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Growe moved that the House concur in the Senate amendments to H. F. No. 938 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 938, A bill for an act relating to employment agencies; providing reimbursement to a referred job applicant where there is no job opening; amending Minnesota Statutes 1971, Sections 184.21, by adding a subdivision; 184.38, 184.33, Subdivisions 6 and 8, and by adding a subdivision.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Miller, D.	Samuelson
Andersen, R.	Dirlam	Johnson, R.	Miller, M.	Sarna
Anderson, D.	Eckstein	Jopp	Moe	Savelkoul
Anderson, G.	Eken	Jude	Munger	Schreiber
Anderson, I.	Enebo	Kahn	Myrah	Schulz
Becklin	Erdahl	Kelly	Nelson	Searle
Belisle	Erickson	Kempe	Newcome	Sherwood
Bell	Esau	Klaus	Niehaus	Sieben, H.
Bennett	Faricy	Knickerbocker	Norton	Sieben, M.
Berg	Ferderer	Kvam	Ohnstad	Skaar
Berglin	Fjoslien	Laidig	Ojala	Smith
Biersdorf	Flakne	Larson	Parish	Spanish
Boland	Forsythe	LaVoy	Patton	Stangeland
Braun	Fudro	Lemke	Pavlak, R.	Stanton
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Swanson
Carlson, A.	Graba	Lindstrom, J.	Pehler	Tomlinson
Carlson, B.	Graw	Lombardi	Peterson	Ulland
Carlson, L.	Growe	Long	Pieper	Vanasek
Casserly	Hagedorn	Mann	Pleasant	Vento
Cleary	Hanson	McArthur	Prahl	Voss
Clifford	Haugerud	McCarron	Quirin	Weaver
Connors	Hook	McCauley	Resner	Wenzel
Culhane	Jacobs	McEachern	Rice	Wigley
Cummiskey	Jaros	McFarlin	Ryan	Wohlwend
Dahl	Johnson, C.	McMillan	St. Onge	Wolcott
DeGroat	Johnson, D.	Menke	Salchert	Mr. Speaker

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1230, A bill for an act relating to Hennepin county; medical care for the poor; amending Laws 1963, Chapter 738, Section 1, Subdivision 2.

PATRICK E. FLAHAVERN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Berglin moved that the House concur in the Senate amendments to H. F. No. 1230 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1230, A bill for an act relating to Hennepin county general hospital; providing for medical care and treatment at various locations and providing for financing thereof; amending Laws 1963, Chapter 738, Section 1, by adding a subdivision.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 131, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Moe	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Munger	Schulz
Anderson, D.	Eckstein	Jopp	Myrah	Searle
Anderson, G.	Eken	Jude	Nelson	Sherwood
Anderson, I.	Enebo	Kahn	Newcome	Sieben, H.
Becklin	Erdahl	Kelly	Niehaus	Sieben, M.
Belisle	Erickson	Kempe	Norton	Skaar
Bell	Esau	Knickerbocker	Ohnstad	Smith
Bennett	Faricy	Kvam	Ojala	Spanish
Berg	Ferderer	Laidig	Parish	Stangeland
Berglin	Fjoslien	Larson	Patton	Stanton
Biersdorf	Flakne	LaVoy	Pavlak, R.	Swanson
Boland	Forsythe	Lemke	Pavlak, R. L.	Tomlinson
Braun	Fudro	Lindstrom, E.	Pehler	Ulland
Brinkman	Fugina	Lindstrom, J.	Peterson	Vanasek
Carlson, A.	Graba	Lombardi	Pieper	Vento
Carlson, B.	Graw	Long	Pleasant	Voss
Carlson, D.	Growe	Mann	Prahl	Weaver
Carlson, L.	Hagedorn	McArthur	Quirin	Wenzel
Cassery	Hanson	McCarron	Resner	Wigley
Cleary	Haugerud	McCauley	Rice	Wohlwend
Clifford	Heinitz	McEachern	Ryan	Wolcott
Connors	Hook	McFarlin	St. Onge	Mr. Speaker
Culhane	Jacobs	McMillan	Salchert	
Cummiskey	Jaros	Menke	Samuelson	
Dahl	Johnson, C.	Miller, D.	Sarna	
DeGroat	Johnson, D.	Miller, M.	Savelkoul	

Those who voted in the negative were:

Klaus

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1638, A bill for an act relating to labor relations; charitable hospitals; amending Minnesota Statutes 1971, Section 179.35, Subdivision 2.

PATRICK E. FLAHAVER, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Quirin moved that the House concur in the Senate amendments to H. F. No. 1638 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1638, A bill for an act relating to labor relations; charitable hospitals; amending Minnesota Statutes 1971, Section 179.35, Subdivision 2.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 121, and nays 11, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Jopp	Munger	Schulz
Andersen, R.	Eken	Jude	Myrah	Sherwood
Anderson, G.	Enebo	Kahn	Nelson	Sieben, H.
Anderson, I.	Erdahl	Kelly	Newcome	Sieben, M.
Becklin	Erickson	Kempe	Niehaus	Skaar
Bell	Fariy	Klaus	Norton	Smith
Bennett	Ferderer	Knickerbocker	Ohnstad	Spanish
Berg	Fjoslien	Kvam	Ojala	Stangeland
Berglin	Flakne	Laidig	Parish	Stanton
Biersdorf	Forsythe	LaVoy	Patton	Swanson
Boland	Fudro	Lemke	Pavlak, R.	Tomlinson
Braun	Fugina	Lindstrom, J.	Pavlak, R. L.	Ulland
Brinkman	Graba	Lombardi	Pehler	Vanasek
Carlson, A.	Graw	Long	Peterson	Vento
Carlson, B.	Grove	Mann	Prahl	Voss
Carlson, D.	Hagedorn	McArthur	Quirin	Weaver
Carlson, L.	Hanson	McCarron	Resner	Wenzel
Casserly	Haugerud	McCauley	Rice	Wigley
Cleary	Heinitz	McEachern	Ryan	Wohlwend
Clifford	Hook	McFarlin	St. Onge	Wolcott
Connors	Jacobs	McMillan	Salchert	Mr. Speaker
Culhane	Jaros	Menke	Samuelson	
Cummiskey	Johnson, C.	Miller, D.	Sarna	
Dahl	Johnson, D.	Miller, M.	Savelkoul	
Dieterich	Johnson, R.	Moe	Schreiber	

Those who voted in the negative were:

Anderson, D.	Dirlam	Larson	Pleasant	Searle
Belisle	Esau	Lindstrom, E.		
DeGroat	Johnson, J.	Pieper		

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 765, A bill for an act relating to waters; authorizing the commissioner of natural resources to limit or prohibit the use of motorboats on certain reaches of the St. Croix river; providing penalties; amending Minnesota Statutes 1971, Chapter 85, by adding a section.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 765

May 15, 1973

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 765, report that we have agreed upon the items in dispute and recommend as follows: That the House recede from its amendments and that S. F. No. 765 be amended as follows:

Page 1, line 18, after "REGULATIONS" and before "." insert "ABOVE THE MOUTH OF THE SNAKE RIVER".

Page 1, line 20, after "90-542" and before "of" insert "and Public Law 92-560".

Page 1, line 23, after "90-542" and before "," insert "and Public Law 92-560".

Page 1, line 29, after "West." and before "Rules" insert:

"Subd. 3. [REGULATIONS BELOW THE MOUTH OF THE SNAKE RIVER.] After October 1, 1974, if the commissioner of natural resources has not established regulations relating to the use of watercraft on that part of the St. Croix river south of the mouth of the Snake river but north of the nine foot navigational channel at mile 24.5, measured from the mouth of the St. Croix river, pursuant to the request of a local governmental unit in the manner provided by Minnesota Statutes, Section 361.26, he may establish such regulations pursuant to section 361.26 notwithstanding the absence of a request from a local governmental unit and notwithstanding the absence of approval of the regulations by a majority of the counties affected.

Subd. 4. [CONCURRENT REGULATIONS REQUIRED.]".

Page 1, line 30, after "commissioner" and before "are" insert "pursuant to this act".

Page 2, line 8, strike "3" and insert in lieu thereof "5".

Further amend the title in line 4 by striking "motorboats" and inserting in lieu thereof "watercraft".

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

Senate Conferees: JERALD C. ANDERSON and FLORIAN CHMIELEWSKI.

House Conferees: PHYLLIS KAHN, RODNEY SEARLE, and FRED NORTON.

Kahn moved that the report of the Conference Committee on S. F. No. 765 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 765, A bill for an act relating to waters; authorizing the commissioner of natural resources to limit or prohibit the use of motorboats on certain reaches of the St. Croix river; providing penalties; amending Minnesota Statutes 1971, Chapter 85, by adding a section.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 123, and nays 5, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, D.	Moe	Savelkoul
Adams, S.	Eckstein	Johnson, J.	Munger	Schreiber
Andersen, R.	Eken	Johnson, R.	Myrah	Schulz
Anderson, D.	Enebo	Jopp	Nelson	Searle
Anderson, G.	Erdahl	Jude	Newcome	Sherwood
Anderson, I.	Erickson	Kahn	Niehaus	Sieben, H.
Becklin	Esau	Kelly	Norton	Skaar
Belisle	Faricy	Knickerbocker	Ojala	Smith
Bell	Ferderer	Kvam	Parish	Spanish
Bennett	Fjoslien	Larson	Patton	Stangeland
Berg	Flakne	LaVoy	Pavlak, R.	Stanton
Berglin	Forsythe	Lemke	Pavlak, R. L.	Swanson
Biersdorf	Fudro	Lindstrom, E.	Pehler	Tomlinson
Boland	Fugina	Lindstrom, J.	Peterson	Ulland
Carlson, A.	Graba	Lombardi	Pieper	Vanasek
Carlson, L.	Graw	Long	Pleasant	Vento
Casserly	Grove	Mann	Prahl	Voss
Cleary	Hagedorn	McArthur	Quirin	Weaver
Clifford	Hanson	McCarron	Resner	Wenzel
Connors	Haugerud	McCauley	Rice	Wigley
Culhane	Heinitz	McFarlin	Ryan	Wohlwend
Cummiskey	Hook	McMillan	St. Onge	Wolcott
Dahl	Jacobs	Menke	Salchert	Mr. Speaker
DeGroat	Jaros	Miller, D.	Samuelson	
Dieterich	Johnson, C.	Miller, M.	Sarna	

Those who voted in the negative were:

Braun	Klaus	Laidig	Ohnstad	Sieben, M.
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The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 5 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 2531, A bill for an act relating to public buildings and public lands of the state of Minnesota; authorizing the acquisition and betterment of public land and buildings and other public improvements of a capital nature; the acquisition by gift, purchase, or condemnation of certain real property therefor; the equipping and replacement of equipment of certain said buildings; appropriating and reappropriating moneys therefor, including necessary expenses from the Minnesota state building fund; authorizing the issuance of the sale of bonds under the

provisions of the Constitution, Article IX, section 6, to finance said fund appropriating moneys in connection therewith.

The Senate has appointed as such committee Messrs. Arnold; Novak; Olson, J. L.; Fitzsimons and Davies.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker :

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File :

H. F. No. 23, A bill for an act relating to pharmacists; permitting price advertising of prescription drugs; restricting the content of such advertisements and requiring certain disclosure of prices; amending Minnesota Statutes 1971, Section 151.06, by adding a subdivision.

The Senate has appointed as such committee Messrs. Keefe, S.; Tennessen and Kowalczyk.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker :

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File :

H. F. No. 1547, A bill for an act relating to Hennepin county; permitting county to lease real property for periods up to 15 years; amending Laws 1969, Chapter 476, Section 1.

The Senate has appointed as such committee Messrs. Ogdahl, Kirchner and Stokowski.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker :

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File :

H. F. No. 1203, A bill for an act relating to pollution; pollution control agency; providing for the certification of operators of solid waste disposal facilities; providing for enforcement;

amending Minnesota Statutes 1971, Chapter 116, by adding sections.

The Senate has appointed as such committee Messrs. Willet, Lord and Bernhagen.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 805, A bill for an act relating to taxes on and measured by net income; limiting the deductions attributable to farming; amending Minnesota Statutes 1971, Sections 290.01, Subdivision 20; and 290.09, by adding a subdivision.

The Senate has appointed as such committee Messrs. Conzemius; Olson, A. G.; and Jensen.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to:

S. F. No. 2047, A bill for an act relating to state government; establishing salaries for certain unclassified employees in the executive and judicial branch of government; amending Minnesota Statutes 1971, Sections 15A.081; 15A.083; 15A.084; 15A.085; and 15A.101.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Gearty, Schaaf and Ogdahl have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Quirin moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 2047. The motion prevailed.

Mr. Speaker :

I hereby announce that the Senate refuses to concur in the House amendments to:

S. F. No. 879, A bill for an act relating to Ramsey county; providing for the commissioner districts, membership, and the removal of the mayor of the city of Saint Paul as a member and chairman of the board of commissioners; amending Special Laws 1891, Chapter 438, Section 1, as amended; and Special Laws 1871, Chapter 73, Section 4.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Chenoweth, North and O'Neill have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Vento moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 879. The motion prevailed.

Mr. Speaker :

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 552.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker :

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 2021.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 552, A bill for an act relating to agriculture; amending Minnesota Statutes 1971, Sections 32A.06, Subdivision 2; and 32A.09, Subdivisions 1, 2, and 6.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

S. F. No. 2021, A bill for an act relating to education; private trade schools; providing penalties; amending Minnesota Statutes 1971, Sections 141.21, Subdivisions 4 and 7; 141.25, Subdivisions

3, 4, 7, 8, 9, 10, and by adding a subdivision; 141.26, Subdivisions 2 and 5; 141.28, Subdivision 3, and by adding subdivisions; 141.29, Subdivision 1, and by adding a subdivision; 141.30; 141.32; 141.35; and Chapter 141, by adding a section; repealing Minnesota Statutes 1971, Section 141.27.

The bill was read for the first time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 20, of the Constitution of the state of Minnesota, Johnson, C., moved that the Rule therein be suspended and an urgency be declared so that S. F. No. 2021 be given its second and third readings and be placed upon its final passage. The motion prevailed.

Johnson, C., moved that the rules of the House be so far suspended that S. F. No. 2021 be given its second and third readings and be placed upon its final passage. The motion prevailed.

The bill was read for the second time.

S. F. No. 2021, A bill for an act relating to education; private trade schools; providing penalties; amending Minnesota Statutes 1971, Sections 141.21, Subdivisions 4 and 7; 141.25, Subdivisions 3, 4, 7, 8, 9, 10, and by adding a subdivision; 141.26, Subdivisions 2 and 5; 141.28, Subdivision 3, and by adding subdivisions; 141.29, Subdivision 1, and by adding a subdivision; 141.30; 141.32; 141.35; and Chapter 141, by adding a section; repealing Minnesota Statutes 1971, Section 141.27.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 122, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Hanson	Long	Peterson
Andersen, R.	Cummiskey	Hook	Mann	Pieper
Anderson, D.	Dahl	Jacobs	McArthur	Pleasant
Anderson, G.	DeGroat	Jaros	McCarron	Prahl
Anderson, I.	Dieterich	Johnson, C.	McEachern	Quirin
Becklin	Dirlam	Johnson, D.	McFarlin	Resner
Belisle	Eckstein	Johnson, J.	McMillan	Rice
Bell	Eken	Jopp	Menke	Ryan
Bennett	Enebo	Jude	Miller, D.	St. Onge
Berg	Erdahl	Kahn	Miller, M.	Salchert
Berglin	Erickson	Kelly	Moe	Samuelson
Biersdorf	Esau	Kempe	Munger	Sarna
Boland	Faricy	Klaus	Myrah	Savelkoul
Braun	Ferderer	Knickerbocker	Nelson	Schreiber
Brinkman	Fjoslien	Kvam	Newcome	Schulz
Carlson, A.	Flakne	Laidig	Niehaus	Searle
Carlson, B.	Forsythe	Larson	Norton	Sherwood
Carlson, D.	Fudro	LaVoy	Ohnstad	Sieben, H.
Carlson, L.	Fugina	Lemke	Ojala	Sieben, M.
Cassery	Graba	Lindstrom, E.	Parish	Skaar
Cleary	Grove	Lindstrom, J.	Pavlak, R.	Smith
Connors	Hagedorn	Lombardi	Pehler	Spanish

Stanton	Ulland	Voss	Wohlwend	Mr. Speaker
Swanson	Vanasek	Wenzel	Wolcott	
Tomlinson	Vento	Wigley		

Those who voted in the negative were:

Clifford	Heinitz	Patton	Weaver
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The bill was passed and its title agreed to.

The following Conference Committee Reports were received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 437

May 16, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 437, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 437 be amended as follows:

Page 2, line 7, delete "*under 4,000 pounds*" and insert in lieu thereof "*, passenger automobile, motor scooter or station wagon as defined in Minnesota Statutes, Section 168.011, or motorcycle as defined in Minnesota Statutes, Section 169.01, Subdivision 4*".

Page 2, lines 9, 10 and 11, delete "*unless such alterations or modifications are approved by the commissioner of public safety or are in accordance with*" and insert in lieu thereof "*which has been prohibited by*".

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

House Conferees: THADDEUS JUDE and NORMAN PRAHL.

Senate Conferees: ROGER A. LAUFENBURGER, ROBERT J. BROWN, and ED SCHROM.

Jude moved that the report of the Conference Committee on H. F. No. 437 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 437, A bill for an act relating to highway traffic regulations; unsafe equipment; prohibiting design modifications of certain vehicles without approval of the commissioner of public safety; prescribing penalties; amending Minnesota Statutes 1971, Section 169.47.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 105, and nays 24, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	Miller, M.	Salchert
Adams, S.	Dieterich	Johnson, D.	Moe	Samuelson
Andersen, R.	Eckstein	Johnson, R.	Munger	Sarna
Anderson, D.	Eken	Jopp	Myrah	Schreiber
Anderson, G.	Enebo	Jude	Nelson	Schulz
Belisle	Erdahl	Kahn	Newcome	Sherwood
Bell	Erickson	Kelly	Niehaus	Sieben, H.
Bennett	Esau	Kempe	Norton	Sieben, M.
Berg	Faricy	Klaus	Ohnstad	Skaar
Berglin	Ferderer	Laidig	Parish	Smith
Biersdorf	Fjoslien	LaVoy	Patton	Spanish
Boland	Fudro	Lemke	Pavlak, R.	Stanton
Braun	Fugina	Lombardi	Pavlak, R. L.	Swanson
Brinkman	Graba	Long	Pehler	Tomlinson
Carlson, B.	Graw	Mann	Peterson	Vanasek
Carlson, L.	Growe	McCarron	Prahl	Vento
Casserly	Hagedorn	McCauley	Quirin	Voss
Cleary	Hanson	McEachern	Resner	Wenzel
Clifford	Haugerud	McMillan	Rice	Wohlwend
Connors	Heinitz	Menke	Ryan	Wolcott
Cummiskey	Jacobs	Miller, D.	St. Onge	Mr. Speaker

Those who voted in the negative were:

Becklin	Dirlam	Kvam	Ojala	Stangeland
Carlson, A.	Forsythe	Larson	Pieper	Ulland
Carlson, D.	Hook	Lindstrom, E.	Pleasant	Weaver
Culhane	Johnson, J.	Lindstrom, J.	Savelkoul	Wigley
DeGroat	Knickerbocker	McFarlin	Searle	

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 835

May 16, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 835, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 835 be amended as follows:

Page 4, after line 14, insert:

"Subd. 2. If both of the parties, by petition or otherwise, have stated under oath or affirmation that the marriage is irretrievably broken, or if one of the parties has so stated and the other has not denied it, there is a presumption of such fact and unless controverted by the evidence, the court, after a hearing, shall find the marriage to be irretrievably broken."

Page 4, line 15, delete "*Subd. 2.*" and insert in lieu thereof "*Subd. 3.*".

Page 4, lines 15 and 16, delete "*subdivision 1*" and insert in lieu thereof "*subdivisions 1 and 2*".

Page 4, delete lines 19 and 20.

Page 4, line 21, delete "(3)" and insert in lieu thereof "(1)".

Page 4, line 22, delete "*of the party seeking the dissolution*".

Page 4, line 23, delete "(4)" and insert in lieu thereof "(2)".

Page 4, delete lines 27 and 28, and insert in lieu thereof "(3) *Habitual alcoholism or chemical dependency*;"

Page 5, delete lines 1 and 2.

Page 5, line 3, delete "(7) *Three years under*" and insert in lieu thereof "(4)".

Page 5, line 6, delete "*the*".

Page 5, line 7, delete "*three years need not be continuous; (c)*".

Page 5, line 15, delete "(d)" and insert in lieu thereof "(e)".

Page 5, line 17, delete "(e)" and insert in lieu thereof "(d)".

Page 5, line 20, delete "(f)" and insert in lieu thereof "(e)".

Page 5, line 22, delete "(g)" and insert in lieu thereof "(f)".

Page 5, delete lines 24 and 25.

Page 5, line 26, delete "*commencement of the action, and*" and insert in lieu thereof "(5)".

Page 5, line 28, delete "*two years*" and insert in lieu thereof "*one year*".

Page 6, line 1, delete "*action*" and insert in lieu thereof "*proceeding*".

Page 6, line 2, delete "*Subd. 3.*" and insert in lieu thereof "*Subd. 4.*".

Page 6, line 2, delete "2" and insert in lieu thereof "3".

Page 6, line 4, delete "*aforementioned grounds*" and insert in lieu thereof "*foregoing*".

Page 6, line 6, delete "*subdivision 1*" and insert in lieu thereof "*subdivisions 1 and 2*".

Page 8, line 18, delete "*without enumerating the*".

Page 8, line 19, delete "*amounts thereof*".

Page 8, line 25, delete "*and that the maintenance of the*" and insert in lieu thereof a period.

Page 8, delete lines 26 and 27.

Page 14, line 5, after "OF" insert "DISSOLUTION".

Page 14, line 20, insert before the stricken language "18", restore the stricken language, and delete "the age of majority".

Page 20, after line 15, insert a new section to read:

"Sec. 28. *Wherever the word "divorce" is used in the statutes, it has the same meaning as "dissolution" or "dissolution of marriage".*"

Page 20, line 16, after "518.08" delete the comma and insert in lieu thereof a semicolon.

Page 20, line 17, after "518.26" delete the comma and insert in lieu thereof a semicolon and after "518.28" delete the semicolon.

Renumber the remaining sections in sequence.

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

House Conferees: PHYLLIS KAHN, CHARLES R. WEAVER, and ROBERT C. BELL.

Senate Conferees: ALLAN H. SPEAR, ROBERT J. TENNESSEN, and JOHN B. KEEFE.

Kahn moved that the report of the Conference Committee on H. F. No. 835 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 835, A bill for an act relating to divorce; abolishing the action and substituting proceedings for dissolution; amending Minnesota Statutes 1971, Sections 518.001; 518.01; 518.03; 518.06; 518.07; 518.09; 518.10; 518.11; 518.12; 518.13; 518.14; 518.15; 518.16; 518.17; 518.175, Subdivision 1; 518.25; 518.27; 518.54; 518.55; 518.551; 518.57; 518.58; 518.59; 518.62; 518.63; 518.64 and 518.66; repealing Minnesota Statutes 1971, Sections 518.08; 518.26 and 518.28.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 73, and nays 46, as follows:

Those who voted in the affirmative were:

Adams, J.	Connors	Heinitz	Moe	Sarna
Adams, S.	Cummiskey	Jaros	Munger	Schreiber
Andersen, R.	Dahl	Johnson, D.	Myrah	Sherwood
Bell	Dieterich	Johnson, J.	Nelson	Sieben, H.
Bennett	Eckstein	Johnson, R.	Norton	Sieben, M.
Berg	Eken	Jude	Ojala	Stanton
Berglin	Enebo	Kahn	Parish	Swanson
Boland	Faricy	Kelly	Pehler	Tomlinson
Brinkman	Forsythe	Laidig	Pleasant	Ulland
Carlson, A.	Fudro	LaVoy	Quirin	Vanasek
Carlson, B.	Fugina	Lemke	Resner	Vento
Carlson, L.	Graba	Lindstrom, E.	Rice	Voss
Casserly	Growe	McCarron	Ryan	Weaver
Cleary	Hagedorn	McMillan	Salchert	
Clifford	Haugerud	Menke	Samuelson	

Those who voted in the negative were:

Anderson, D.	Esau	Kvam	Niehaus	Skaar
Anderson, G.	Ferderer	Larson	Ohnstad	Smith
Becklin	Fjoslien	Lindstrom, J.	Patton	Stangeland
Belisle	Flakne	Lombardi	Pavlak, R. L.	Wenzel
Biersdorf	Graw	Long	Peterson	Wigley
Braun	Hook	Mann	Pieper	Wohlwend
Carlson, D.	Jopp	McEachern	St. Onge	
Dirlam	Kempe	McFarlin	Savelkoul	
Erdahl	Klaus	Miller, M.	Schulz	
Erickson	Knickerbocker	Newcome	Searle	

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1642

May 14, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 1642, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment.

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

House Conferees: CALVIN R. LARSON, JOSEPH P. GRABA, and WILLIS EKEN.

Senate Conferees: WAYNE OLHOFT, ROGER HANSON, and MYRTON O. WEGENER.

Larson moved that the report of the Conference Committee on H. F. No. 1642 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1642, A bill for an act relating to Otter Tail county; authorizing a levy for county extension work.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Bennett	Carlson, B.	Cummiskey	Erickson
Adams, S.	Berg	Carlson, D.	Dahl	Esau
Andersen, R.	Berglin	Carlson, L.	Dieterich	Farcy
Anderson, D.	Biersdorf	Casserly	Dirlam	Ferderer
Anderson, G.	Boland	Cleary	Eckstein	Fjoslien
Becklin	Braun	Clifford	Eken	Flakne
Belisle	Brinkman	Connors	Enebo	Forsythe
Bell	Carlson, A.	Culhane	Erdahl	Fudro

Fugina	Kempe	McMillan	Peterson	Skaar
Graba	Klaus	Menke	Pieper	Smith
Graw	Knickerbocker	Miller, D.	Pleasant	Spanish
Growe	Kvam	Miller, M.	Prahl	Stangeland
Hagedorn	Laidig	Moe	Quirin	Stanton
Hanson	Larson	Munger	Resner	Swanson
Haugerud	LaVoy	Myrah	Rice	Tomlinson
Heinitz	Lemke	Nelson	Ryan	Ulland
Hook	Lindstrom, E.	Newcome	St. Onge	Vanasek
Jacobs	Lindstrom, J.	Niehaus	Salchert	Vento
Jaros	Lombardi	Norton	Samuelson	Voss
Johnson, D.	Long	Ohnstad	Sarna	Weaver
Johnson, J.	Mann	Ojala	Savelkoul	Wenzel
Johnson, R.	McArthur	Parish	Schreiber	Wigley
Jopp	McCarron	Patton	Searle	Wohlwend
Jude	McCauley	Pavlak, R.	Sherwood	Wolcott
Kahn	McEachern	Pavlak, R. L.	Sieben, H.	Mr. Speaker
Kelly	McFarlin	Pehler	Sieben, M.	

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1053

May 14, 1973

Honorable Martin Olav Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 1053, report that we have agreed upon the items in dispute and recommend as follows: that the senate recede from its amendments and that

H. F. No. 1053 be further amended as follows:

Page 9, after line 23, insert:

"Sec. 4. Minnesota Statutes 1971, Section 176.101, Subdivision 4, is amended to read:

Subd. 4. [PERMANENT TOTAL DISABILITY.] For permanent total disability, as defined in subdivision 5, the compensation shall be $66 \frac{2}{3}$ percent of the daily wage at the time of the injury, subject to a maximum compensation of (\$80) \$100 per week and a minimum compensation of \$17.50 per week. If the wages of the employee at the time of the injury are \$17.50 or less per week, he shall receive the full amount of his wages per week. This compensation shall be paid during the permanent total disability of the injured employee but after a total of \$25,000 of weekly compensation has been paid, the amount of the weekly compensation benefits being paid by the employer shall be reduced by the amount of any disability benefits being paid by any government disability benefit program if such disability benefits

are occasioned by the same injury or injuries which give rise to payments under this subdivision. Such reduction shall also apply to any old age and survivor insurance benefits. Payments shall be made at the intervals when the wage was payable, as nearly as may be. In case an employee who is permanently and totally disabled becomes an inmate of a public institution, no compensation shall be payable during the period of his confinement in such institution, unless he has wholly dependent on him for support some person named in section 176.111, subdivisions 1, 2 or 3, in which case the compensation provided for in section 176.111, during the period of such confinement, shall be paid for the benefits of such dependent person during dependency. The dependency of such persons shall be determined as though the employee were deceased."

Renumber the sections in sequence.

Amend the title as follows:

Line 9, after "2," strike "and".

Line 10, after "3" insert ", and 4".

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

House Conferees: BRUCE F. VENTO and HARRY SIEBEN, JR.

Senate Conferees: STANLEY N. THORUP and ALLAN H. SPEAR.

Vento moved that the report of the Conference Committee on H. F. No. 1053 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1053, A bill for an act relating to workmen's compensation; raising minimum weekly benefits; coordinating the payment of workmen's compensation death benefits with governmental death benefits; extending coverage to occupational diseases; amending Minnesota Statutes 1971, Sections 176.101, Subdivisions 1, 2, and 3; 176.111, Subdivisions 19, 20, and by adding a subdivision; 176.131, Subdivision 7; 176.132, Subdivision 2; 176.151; 176.66, Subdivision 1; and repealing Minnesota Statutes 1971, Sections 176.66, Subdivisions 2, 3, 4, 5, 6, 7, 8 and 9; 176.661 to 176.668.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Belisle	Boland	Carlson, L.	Cummiskey
Adams, S.	Bell	Braun	Casserly	Dahl
Andersen, R.	Bennett	Brinkman	Cleary	Dieterich
Anderson, D.	Berg	Carlson, A.	Clifford	Dirlam
Anderson, G.	Berglin	Carlson, B.	Connors	Eckstein
Becklin	Biersdorf	Carlson, D.	Culhane	Eken

Enebo	Jaros	Mann	Fatton	Sieben, H.
Erdahl	Johnson, D.	McArthur	Pavlak, R.	Sieben, M.
Erickson	Johnson, J.	McCarron	Pavlak, R. L.	Skaar
Esau	Johnson, R.	McCauley	Pehler	Smith
Faricy	Jopp	McEachern	Peterson	Spanish
Ferderer	Jude	McFarlin	Pieper	Stangeland
Fjoslien	Kahn	McMillan	Pleasant	Stanton
Flakne	Kelly	Menke	Prahl	Swanson
Forsythe	Kempe	Miller, D.	Quirin	Tomlinson
Fudro	Klaus	Miller, M.	Resner	Ulland
Fugina	Knickerbocker	Moe	Rice	Vanasek
Graba	Kvam	Munger	Ryan	Vento
Graw	Laidig	Myrah	St. Onge	Voss
Growe	Larson	Nelson	Salchert	Weaver
Hagedorn	LaVoy	Newcome	Samuelson	Wenzel
Hanson	Lemke	Niehaus	Sarna	Wigley
Haugerud	Lindstrom, E.	Norton	Savelkoul	Wohlwend
Heinitz	Lindstrom, J.	Ohnstad	Schreiber	Wolcott
Hook	Lombardi	Ojala	Searle	Mr. Speaker
Jacobs	Long	Parish	Sherwood	

The bill was repassed, as amended by Conference, and its title agreed to.

Nelson was excused for the remainder of today's session.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Pavlak, R., requested immediate consideration of S. F. No. 257, H. F. No. 2011, and S. F. No. 1950.

S. F. No. 257, A bill for an act relating to highways; authorizing the commissioner of highways to lease certain real estate acquired for trunk highway purposes, and providing for the distribution of rents therefor; amending Minnesota Statutes 1971, Section 161.23, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Cleary	Fugina	Knickerbocker	Moe
Adams, S.	Clifford	Graba	Kvam	Munger
Andersen, R.	Connors	Graw	Laidig	Myrah
Anderson, D.	Culhane	Growe	Larson	Newcome
Anderson, G.	Cummiskey	Hagedorn	LaVoy	Niehaus
Becklin	Dahl	Hanson	Lemke	Norton
Beifisle	Dieterich	Haugerud	Lindstrom, E.	Ohnstad
Bell	Dirlam	Heinitz	Lindstrom, J.	Ojala
Bennett	Eckstein	Hook	Lombardi	Parish
Berg	Eken	Jacobs	Long	Patton
Berglin	Enebo	Jaros	Mann	Pavlak, R.
Biersdorf	Erdahl	Johnson, D.	McArthur	Pavlak, R. L.
Boland	Erickson	Johnson, J.	McCarron	Pehler
Braun	Esau	Johnson, R.	McCauley	Peterson
Brinkman	Faricy	Jopp	McEachern	Pieper
Carlson, A.	Ferderer	Jude	McFarlin	Pleasant
Carlson, B.	Fjoslien	Kahn	McMillan	Prahl
Carlson, D.	Flakne	Kelly	Menke	Quirin
Carlson, L.	Forsythe	Kempe	Miller, D.	Resner
Casserly	Fudro	Klaus	Miller, M.	Rice

Ryan	Schreiber	Skaar	Tomlinson	Wenzel
St. Onge	Schulz	Smith	Ulland	Wigley
Salchert	Searle	Spanish	Vanasek	Wohlwend
Samuelson	Sherwood	Stangeland	Vento	Wolcott
Sarna	Sieben, H.	Stanton	Voss	Mr. Speaker
Savelkoul	Sieben, M.	Swanson	Weaver	

The bill was passed and its title agreed to.

H. F. No. 2011, A bill for an act relating to St. Louis county; levy of taxes for major capital improvements.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, R.	Miller, M.	Savelkoul
Adams, S.	Dieterich	Jopp	Moe	Schulz
Andersen, R.	Eckstein	Jude	Munger	Searle
Anderson, D.	Eken	Kelly	Myrah	Sherwood
Anderson, G.	Enebo	Kempe	Newcome	Sieben, H.
Becklin	Erickson	Klaus	Niehaus	Sieben, M.
Belisle	Faricy	Knickerbocker	Norton	Skaar
Bell	Ferderer	Kvam	Ojala	Smith
Bennett	Fjoslien	Laidig	Parish	Spanish
Berg	Flakne	Larson	Patton	Stangeland
Berglin	Forsythe	LaVoy	Pavlak, R.	Stanton
Biersdorf	Fudro	Lemke	Pavlak, R. L.	Swanson
Boland	Fugina	Lindstrom, E.	Pehler	Tomlinson
Braun	Graba	Lindstrom, J.	Peterson	Ulland
Brinkman	Graw	Lombardi	Pieper	Vanasek
Carlson, A.	Grove	Long	Pleasant	Vento
Carlson, B.	Hagedorn	Mann	Prahl	Voss
Carlson, D.	Hanson	McArthur	Quirin	Weaver
Carlson, L.	Haugerud	McCarron	Resner	Wenzel
Casserly	Heinitz	McCauley	Rice	Wigley
Cleary	Hook	McEachern	Ryan	Wohlwend
Clifford	Jacobs	McFarlin	St. Onge	Wolcott
Connors	Jaros	McMillan	Salchert	Mr. Speaker
Culhane	Johnson, D.	Menke	Samuelson	
Cumiskey	Johnson, J.	Miller, D.	Sarna	

Those who voted in the negative were:

Erdahl	Esau	Ohnstad	Schreiber
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The bill was passed and its title agreed to.

S. F. No. 1950, A bill for an act relating to St. Louis county; tax levy for the county road and bridge fund; repealing Minnesota Statutes 1971, Section 163.05, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Anderson, D.	Belisle	Berg	Boland
Adams, S.	Anderson, G.	Bell	Berglin	Braun
Andersen, R.	Becklin	Bennett	Biersdorf	Brinkman

Carlson, A.	Forsythe	Kvam	Niehaus	Schulz
Carlson, B.	Fudro	Laidig	Norton	Searle
Carlson, D.	Fugina	Larson	Ohnstad	Sherwood
Carlson, L.	Graba	LaVoy	Ojala	Sieben, H.
Casserly	Graw	Lemke	Parish	Sieben, M.
Cleary	Growe	Lindstrom, E.	Patton	Skaar
Clifford	Hagedorn	Lindstrom, J.	Pavlak, R.	Smith
Connors	Hanson	Lombardi	Pavlak, R. L.	Spanish
Culhane	Haugerud	Long	Pehler	Stangeland
Cummiskey	Heinitz	Mann	Peterson	Stanton
Dahl	Hook	McArthur	Pieper	Swanson
Dieterich	Jacobs	McCarron	Pleasant	Tomlinson
Dirlam	Jaros	McCauley	Prahl	Ulland
Eckstein	Johnson, D.	McEachern	Quirin	Vanasek
Eken	Johnson, J.	MrFarlin	Resner	Vento
Enebo	Johnson, R.	McMillan	Rice	Voss
Erdahl	Jopp	Menke	Ryan	Weaver
Erickson	Jude	Miller, D.	St. Onge	Wenzel
Esau	Kahn	Miller, M.	Salchert	Wigley
Faricy	Kelly	Moe	Samuelson	Wolcott
Ferderer	Kempe	Munger	Sarna	Mr. Speaker
Fjoslien	Klaus	Myrah	Savelkoul	
Flakne	Knickerbocker	Newcome	Schreiber	

The bill was passed and its title agreed to.

SPECIAL ORDERS

S. F. No. 1445 was reported to the House.

There being no objection, S. F. No. 1445 was continued on Special Orders for tomorrow.

S. F. No. 1895, A bill for an act relating to health benefits provided through nonprofit health service plans and insurance; requiring the provision of certain health benefits for the treatment of alcoholism and drug and chemical dependencies.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 5, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Hanson	Lombardi	Patton
Adams, S.	Cummiskey	Heinitz	Long	Pavlak, R.
Andersen, R.	Dahl	Hook	Mann	Pavlak, R. L.
Anderson, D.	Dieterich	Jacobs	McArthur	Pehler
Becklin	Dirlam	Jaros	McCarron	Peterson
Belisle	Eckstein	Johnson, D.	McCauley	Pleasant
Bell	Eken	Johnson, J.	McEachern	Prahl
Bennett	Enebo	Johnson, R.	McFarlin	Quirin
Berg	Esau	Jopp	McMillan	Resner
Berglin	Faricy	Jude	Menke	Rice
Biersdorf	Ferderer	Kahn	Miller, D.	Ryan
Boland	Fjoslien	Kelly	Moe	Salchert
Brinkman	Flakne	Kempe	Munger	Samuelson
Carlson, A.	Forsythe	Klaus	Myrah	Sarna
Carlson, D.	Fudro	Knickerbocker	Newcome	Savelkoul
Carlson, L.	Fugina	Kvam	Niehaus	Schreiber
Casserly	Graba	Laidig	Norton	Schulz
Cleary	Graw	Larson	Ohnstad	Searle
Clifford	Growe	Lemke	Ojala	Sherwood
Connors	Hagedorn	Lindstrom, E.	Parish	Sieben, H.

Sieben, M.	Stangeland	Ulland	Weaver	Wolcott
Skaar	Stanton	Vanasek	Wenzel	Mr. Speaker
Smith	Swanson	Vento	Wigley	
Spanish	Tomlinson	Voss	Wohlwend	

Those who voted in the negative were:

Anderson, G.	Braun	Erdahl	Erickson	Pieper
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The bill was passed and its title agreed to.

S. F. No. 1004 was reported to the House.

Boland moved to amend S. F. No. 1004 by striking everything after the enacting clause and inserting in lieu thereof:

“Section 1. [DEFINITIONS.] Subdivision 1. As used in sections 1 and 2, the terms defined in this section shall have the meanings given them.

Subd. 2. [HUMAN CONCEPTUS.] “Human conceptus” means any human organism, conceived either in the human body or produced in an artificial environment other than the human body, from fertilization through the first 265 days thereafter.

Subd. 3. [LIVING.] “Living”, as defined for the sole purpose of this act, means the presence of evidence of life, such as movement, heart or respiratory activity, the presence of electroencephalographic or electrocardiographic activity.

Sec. 2. [EXPERIMENTATION OR SALE.] Subdivision 1. Whoever uses or permits the use of a living human conceptus for any type of scientific, laboratory research or other experimentation except to protect the life or health of the conceptus, or except as herein provided, shall be guilty of a gross misdemeanor.

Subd. 2. The use of a living human conceptus for research or experimentation which verifiable scientific evidence has shown to be harmless to the conceptus shall be permitted.

Subd. 3. Whoever shall buy or sell a living human conceptus shall be guilty of a gross misdemeanor, provided that nothing herein shall prohibit the buying and selling of a cell culture line or lines taken from a non-living human conceptus.

Sec. 3. This act is in effect the day following its final enactment.”.

The motion prevailed and the amendment was adopted.

S. F. No. 1004, A bill for an act relating to crimes and criminals; prohibiting experimentation and research on a living human conceptus or the sale of such living human conceptus; providing penalties.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, S.	Dahl	Johnson, D.	McMillan	Salchert
Andersen, R.	Dieterich	Johnson, J.	Menke	Samuelson
Anderson, D.	Dirlam	Johnson, R.	Miller, D.	Savelkoul
Anderson, G.	Eckstein	Jopp	Moe	Schulz
Becklin	Eken	Jude	Munger	Searle
Belisle	Enebo	Kelly	Myrah	Sherwood
Bell	Erdahl	Kempe	Newcome	Sieben, H.
Bennett	Erickson	Klaus	Niehaus	Sieben, M.
Berg	Esau	Knickerbocker	Norton	Skaar
Berglin	Faricy	Kvam	Ohnstad	Smith
Biersdorf	Ferderer	Laidig	Ojala	Spanish
Boland	Fjoslien	Larson	Parish	Stangeland
Braun	Forsythe	LaVoy	Patton	Stanton
Brinkman	Fugina	Lemke	Pavlak, R.	Swanson
Carlson, A.	Graba	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, B.	Graw	Lindstrom, J.	Pehler	Vanasek
Carlson, D.	Growe	Lombardi	Peterson	Vento
Carlson, L.	Hagedorn	Long	Pieper	Weaver
Casserly	Hanson	Mann	Pleasant	Wenzel
Cleary	Haugerud	McArthur	Prahl	Wigley
Clifford	Heinitz	McCarron	Quirin	Wohlwend
Connors	Hook	McCauley	Resner	Wolcott
Culhane	Jacobs	McEachern	Rice	
Cummiskey	Jaros	McFarlin	St. Onge	

Those who voted in the negative were:

Miller, M. Ulland

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

H. F. No. 2235 was reported to the House.

There being no objection, H. F. No. 2235 was continued on Special Orders for tomorrow.

Carlson, B., was excused for the remainder of today's session.

S. F. No. 405, A bill for an act relating to banks; installment loans; interest; amending Minnesota Statutes 1971, Section 48.153.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 102, and nays 16, as follows:

Those who voted in the affirmative were:

Adams, S.	Clifford	Graba	Knickerbocker	McMillan
Anderson, G.	Connors	Graw	Kvam	Menke
Becklin	Culhane	Growe	Laidig	Miller, D.
Belisle	Cummiskey	Hagedorn	Larson	Miller, M.
Bell	Dahl	Heinitz	LaVoy	Munger
Berg	Dirlam	Jacobs	Lemke	Myrah
Berglin	Eckstein	Jaros	Lindstrom, E.	Newcome
Biersdorf	Eken	Johnson, J.	Lindstrom, J.	Niehaus
Boland	Erdahl	Johnson, R.	Lombardi	Norton
Braun	Erickson	Jopp	Long	Ohnstad
Brinkman	Esau	Jude	McArthur	Parish
Carlson, D.	Ferderer	Kahn	McCarron	Patton
Carlson, L.	Fjoslien	Kelly	McCauley	Pavlak, R.
Casserly	Forsythe	Kempe	McEachern	Pavlak, R. L.
Cleary	Fudro	Klaus	McFarlin	Peterson

Pieper	Savelkoul	Sieben, M.	Swanson	Wigley
Pleasant	Schreiber	Skaar	Tomlinson	Wohlwend
Quirin	Schulz	Smith	Ulland	Wolcott
Resner	Searle	Spanish	Vanasek	
Rice	Sherwood	Stangeland	Weaver	
Samuelson	Sieben, H.	Stanton	Wenzel	

Those who voted in the negative were:

Bennett	Faricy	Johnson, D.	Prahl	Sarna
Carlson, A.	Fugina	Moe	Salchert	Vento
Dieterich	Hanson	Ojala		
Enebo	Hook	Pehler		

The bill was passed and its title agreed to.

S. F. No. 1726, A bill for an act authorizing the commissioner of natural resources to convey the interests of the state in certain lands in Goodhue county.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, R.	Miller, D.	Samuelson
Adams, S.	Eckstein	Jopp	Miller, M.	Sarna
Andersen, R.	Eken	Jude	Moe	Schreiber
Anderson, D.	Enebo	Kahn	Munger	Schulz
Anderson, G.	Erdahl	Kelly	Myrah	Searle
Becklin	Erickson	Kempe	Newcome	Sherwood
Belisle	Esau	Klaus	Niehaus	Sieben, H.
Bell	Faricy	Knickerbocker	Norton	Sieben, M.
Bennett	Ferderer	Kvam	Ohnstad	Skaar
Berg	Fjoslien	Laidig	Ojala	Smith
Berglin	Flakne	Larson	Parish	Spanish
Biersdorf	Forsythe	LaVoy	Patton	Stangeland
Boland	Fudro	Lemke	Pavlak, R.	Stanton
Braun	Fugina	Lindstrom, E.	Pavlak, R. L.	Swanson
Carlson, A.	Graba	Lindstrom, J.	Pehler	Tomlinson
Carlson, D.	Graw	Lombardi	Peterson	Ulland
Carlson, L.	Grove	Long	Pieper	Vanasek
Casserly	Hagedorn	Mann	Pleasant	Vento
Cleary	Hanson	McArthur	Prahl	Weaver
Clifford	Heinitz	McCarron	Quirin	Wenzel
Connors	Hook	McCauley	Resner	Wigley
Culhane	Jacobs	McEachern	Rice	Wohlwend
Cummiskey	Jaros	McFarlin	Ryan	Wolcott
Dahl	Johnson, D.	McMillan	St. Onge	Mr. Speaker
Dieterich	Johnson, J.	Menke	Salchert	

The bill was passed and its title agreed to.

S. F. No. 1029 was reported to the House.

Sherwood moved to amend S. F. No. 1029, as amended, as follows:

In the House Daily Journal:

Page 3255, line 29, after "361.26" and before the words "the commissioner" insert "*subdivision 2 (c)*".

Page 3257, line 49, at the end of the line, strike "*Within*". Line 50, strike all the language in the line.

Page 3258, lines 1 and 2, strike all the language in the lines. Line 3, at the beginning of the line, strike "*with a copy of the ordinance.*", and insert in lieu thereof the following: "*Any surface use zoning ordinances adopted pursuant to this section by a local governmental unit subsequent to the effective date of this act is invalid unless it is approved by the commissioner. Proposed surface use zoning ordinances shall be submitted to the commissioner for his review and approval prior to adoption. The commissioner shall approve or disapprove the proposed ordinance within 120 days after receiving it. If the commissioner disapproves the proposed ordinance, he shall return it to the local governmental unit with a written statement of his reasons for disapproval.*".

The motion prevailed and the amendment was adopted.

Savelkoul moved to amend S. F. No. 1029, as amended, as follows:

In the daily Journal of the House:

Page 3259, line 3, after "*county,*" strike the following "*which shall not be subject to any statutory millage limitation and shall not affect the amount or rate of taxes which may be levied for other county purposes, and*".

The motion prevailed and the amendment was adopted.

Savelkoul moved to amend S. F. No. 1029, as amended as follows:

In the daily Journal of the House.

Page 3256, line 42, after "*waters*" strike the comma.

Strike line 43 and line 44 to the semicolon.

The motion prevailed and the amendment was adopted.

S. F. No. 1029, A bill for an act relating to local water and related land resources management; granting counties authority to undertake water and related land resource management programs; granting counties authority to establish subordinate service areas to finance water and related land resource management programs; granting authority to county boards to construct sewage systems in unincorporated areas; requiring municipalities and counties to recover the local share of the cost of constructing, operating and maintaining sewage disposal systems through an equitable system of user charges; amending Minnesota Statutes 1971, Sections 116A.01, by adding a subdivision; 361.25; 361.26, Subdivision 1, and by adding a subdivision; Chapter 378, by adding sections; 429.011, Subdivision 2a; 444.075; and Chapter 459, by adding a section; repealing Minnesota Statutes 1971, Sections 110.121 to 110.126; 115.15 to 115.17;

115.61 to 115.67; 440.33 to 440.36; 443.02; 444.09 to 444.14; 456.24 to 456.28; 457.03 to 457.08; 457.085; and Chapter 445.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 116, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Jude	Newcome	Searle
Adams, S.	Eken	Kahn	Niehaus	Sherwood
Andersen, R.	Enebo	Kelly	Norton	Sieben, H.
Andersen, D.	Erdahl	Klaus	Ohnstad	Sieben, M.
Anderson, G.	Erickson	Knickerbocker	Ojala	Skaar
Becklin	Esau	Kvam	Parish	Smith
Belisle	Faricy	Laidig	Patton	Spanish
Berg	Ferderer	LaVoy	Pavlak, R.	Stangeland
Biersdorf	Fjoslien	Lemke	Pavlak, R. L.	Stanton
Boland	Forsythe	Lindstrom, E.	Pehler	Swanson
Braun	Fudro	Lindstrom, J.	Peterson	Tomlinson
Brinkman	Fugina	Lombardi	Pieper	Ulland
Carlson, A.	Graba	Long	Pleasant	Vanasek
Carlson, D.	Graw	Mann	Prahl	Vento
Carlson, L.	Grove	McArthur	Quirin	Weaver
Casserly	Hagedorn	McCarron	Resner	Wenzel
Cleary	Hanson	McEachern	Rice	Wigley
Clifford	Heinitz	McFarlin	Ryan	Wohlwend
Connors	Hook	McMillan	St. Onge	Wolcott
Culhane	Jaros	Menke	Salchert	Mr. Speaker
Cummiskey	Johnson, D.	Miller, D.	Sarna	
Dahl	Johnson, J.	Miller, M.	Savelkoul	
Dieterich	Johnson, R.	Munger	Schreiber	
Dirlam	Jopp	Myrah	Schulz	

Those who voted in the negative were:

Larson

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

S. F. No. 943, A bill for an act relating to education; interest on installment purchase of buses; amending Minnesota Statutes 1971, Section 123.39, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 107, and nays 9, as follows:

Those who voted in the affirmative were:

Adams, J.	Braun	Eckstein	Grove	Klaus
Adams, S.	Brinkman	Eken	Hanson	Knickerbocker
Andersen, R.	Carlson, A.	Enebo	Haugerud	Laidig
Andersen, D.	Carlson, D.	Erdahl	Hook	Larson
Anderson, G.	Carlson, L.	Esau	Jacobs	LaVoy
Becklin	Casserly	Ferderer	Jaros	Lemke
Belisle	Cleary	Fjoslien	Johnson, D.	Lindstrom, E.
Bell	Connors	Forsythe	Johnson, J.	Lindstrom, J.
Bennett	Cummiskey	Fudro	Johnson, R.	Lombardi
Berg	Dahl	Fugina	Jude	Long
Biersdorf	Dieterich	Graba	Kahn	Mann
Boland	Dirlam	Graw	Kelly	McArthur

McEachern	Norton	Quirin	Sherwood	Vanasek
McFarlin	Ohnstad	Resner	Sieben, H.	Vento
McMillan	Ojala	Rice	Sieben, M.	Weaver
Menke	Parish	Ryan	Skaar	Wenzel
Miller, D.	Patton	St. Onge	Smith	Wohlwend
Miller, M.	Pavlak, R.	Salchert	Spanish	Wolcott
Munger	Pavlak, R. L.	Sarna	Stanton	Mr. Speaker
Myrah	Pehler	Savelkoul	Swanson	
Newcome	Peterson	Schulz	Tomlinson	
Niehaus	Prahl	Searle	Ulland	

Those who voted in the negative were:

Berglin	Faricy	Heinitz	Pieper	Stangeland
Clifford	Hagedorn	Kvam	Schreiber	

The bill was passed and its title agreed to.

Brinkman was excused for the remainder of today's session.

S. F. No. 2014, A bill for an act relating to natural resources; enlarging certain trail acquisition authority; amending Minnesota Statutes 1971, Section 84.029, Subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 101, and nays 12, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Jacobs	Menke	Schreiber
Adams, S.	Dirlam	Jaros	Moe	Sherwood
Andersen, R.	Eckstein	Johnson, D.	Munger	Sieben, H.
Anderson, D.	Eken	Johnson, J.	Newcome	Sieben, M.
Anderson, G.	Enebo	Jopp	Norton	Skaar
Belisle	Erdahl	Jude	Ohnstad	Spanish
Bell	Erickson	Kelly	Ojala	Swanson
Bennett	Esau	Kempe	Parish	Tomlinson
Berg	Faricy	Klaus	Patton	Ulland
Berglin	Ferderer	Knickerbocker	Pehler	Vanasek
Biersdorf	Fjoslien	Laidig	Peterson	Vento
Boland	Forsythe	Larson	Pieper	Voss
Carlson, A.	Fudro	LaVoy	Pleasant	Weaver
Carlson, D.	Fugina	Lemke	Prahl	Wigley
Carlson, L.	Graba	Lindstrom, E.	Quirin	Wohlwend
Casserly	Graw	Lombardi	Resner	Wolcott
Cleary	Growe	Long	Rice	Mr. Speaker
Clifford	Hanson	Mann	Ryan	
Connors	Haugerud	McArthur	St. Onge	
Cummiskey	Heinitz	McFarlin	Sarna	
Dahl	Hook	McMillan	Savelkoul	

Those who voted in the negative were:

Becklin	Johnson, R.	Miller, M.	Stangeland	Wenzel
Culhane	Kvam	Njehaus	Stanton	
Hagedorn	Lindstrom, J.	Schulz		

The bill was passed and its title agreed to.

McMillan was excused for the remainder of today's session.

S. F. No. 681, A bill for an act relating to sheriffs; providing for qualifications; amending Minnesota Statutes 1971, Section 387.01.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, R.	Moe	Schreiber
Adams, S.	Eckstein	Jopp	Munger	Schulz
Andersen, R.	Eken	Jude	Myrah	Searle
Anderson, D.	Enebo	Kahn	Newcome	Sherwood
Anderson, G.	Erdahl	Kelly	Niehaus	Sieben, H.
Becklin	Erickson	Klaus	Norton	Sieben, M.
Belisle	Esau	Knickerbocker	Ohnstad	Skaar
Bell	Faricy	Kvam	Ojala	Smith
Bennett	Ferderer	Laidig	Parish	Stangeland
Berg	Fjoslien	Larson	Patton	Stanton
Berglin	Forsythe	LaVoy	Pavlak, R. L.	Swanson
Biersdorf	Fudro	Lemke	Pehler	Tomlinson
Boland	Fugina	Lindstrom, E.	Peterson	Ulland
Carlson, A.	Graba	Lindstrom, J.	Pieper	Vanasek
Carlson, D.	Graw	Lombardi	Pleasant	Vento
Carlson, L.	Growe	Long	Prahl	Voss
Casserly	Hagedorn	Mann	Quirin	Weaver
Cleary	Hanson	McArthur	Resner	Wenzel
Clifford	Haugerud	McCauley	Rice	Wigley
Connors	Heinitz	McEachern	Ryan	Wohlwend
Culhane	Hook	McFarlin	St. Onge	Wolcott
Cummiskey	Jaros	Menke	Salchert	Mr. Speaker
Dahl	Johnson, D.	Miller, D.	Sarna	
Dieterich	Johnson, J.	Miller, M.	Savelkoul	

The bill was passed and its title agreed to.

S. F. No. 1374, A bill for an act relating to elections; nomination; affidavits and election of county court judges; amending Minnesota Statutes 1971, Sections 202.03, Subdivision 1; 202.04, Subdivisions 1 and 3; 203.41; 487.03, Subdivision 2; and repealing Minnesota Statutes 1971, Section 487.03, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 120, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Biersdorf	Dahl	Forsythe	Jaros
Adams, S.	Boland	Dieterich	Fudro	Johnson, D.
Andersen, R.	Braun	Dirlam	Fugina	Johnson, J.
Anderson, D.	Carlson, A.	Eckstein	Graba	Johnson, R.
Anderson, G.	Carlson, D.	Eken	Graw	Jopp
Becklin	Carlson, L.	Erdahl	Growe	Jude
Belisle	Casserly	Erickson	Hagedorn	Kahn
Bell	Cleary	Esau	Hanson	Kelly
Bennett	Clifford	Faricy	Heinitz	Kempe
Berg	Connors	Ferderer	Hook	Klaus
Berglin	Cummiskey	Fjoslien	Jacobs	Knickerbocker

Kvam	Menke	Pavlak, R.	Samuelson	Stanton
Laidig	Miller, D.	Pavlak, R. L.	Sarna	Swanson
Larson	Miller, M.	Pehler	Savelkoul	Tomlinson
LaVoy	Moe	Peterson	Schreiber	Ulland
Lemke	Munger	Pieper	Schulz	Vanasek
Lindstrom, E.	Myrah	Pleasant	Searle	Vento
Lombardi	Newcome	Prahl	Sherwood	Voss
Long	Niehaus	Quirin	Sieben, H.	Weaver
Mann	Norton	Resner	Sieben, M.	Wenzel
McArthur	Ohnstad	Rice	Skaar	Wigley
McCarron	Ojala	Ryan	Smith	Wohlwend
McEachern	Parish	St. Onge	Spanish	Wolcott
McFarlin	Patton	Salchert	Stangeland	Mr. Speaker

Those who voted in the negative were:

Culhane

The bill was passed and its title agreed to.

S. F. No. 537, A bill for an act relating to agriculture; nurserymen's and dealer's certificates; providing penalties; amending Minnesota Statutes 1971, Sections 18.46, Subdivision 9; 18.51, Subdivision 2; and 18.52, Subdivision 5.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 92, and nays 31, as follows:

Those who voted in the affirmative were:

Adams, J.	Enebo	Kahn	Parish	Sieben, H.
Andersen, R.	Esau	Kelly	Patton	Sieben, M.
Anderson, G.	Faricy	Kempe	Pavlak, R.	Smith
Anderson, I.	Ferderer	Klaus	Pavlak, R. L.	Spanish
Bell	Fjoslien	Knickerbocker	Pehler	Stanton
Bennett	Forsythe	LaVoy	Peterson	Swanson
Berg	Fudro	Lemke	Pleasant	Tomlinson
Berglin	Graba	Mann	Prahl	Ulland
Boland	Graw	McArthur	Quirin	Vanasek
Braun	Grove	McCarron	Resner	Vento
Carlson, A.	Hagedorn	McEachern	Rice	Voss
Carlson, L.	Hanson	McFarlin	Ryan	Weaver
Cassery	Haugerud	Menke	St. Onge	Wenzel
Connors	Jacobs	Miller, D.	Salchert	Wohlwend
Cummiskey	Jaros	Miller, M.	Samuelson	Wolcott
Dahl	Johnson, D.	Moe	Sarna	Mr. Speaker
Dieterich	Johnson, R.	Munger	Schreiber	
Eckstein	Jopp	Newcome	Schulz	
Eken	Jude	Norton	Sherwood	

Those who voted in the negative were:

Anderson, D.	Culhane	Johnson, J.	Myrah	Skaar
Becklin	Dirlam	Kvam	Niehaus	Stangeland
Belisle	Erdahl	Laidig	Ohnstad	Wigley
Biersdorf	Erickson	Larson	Ojala	
Carlson, D.	Fugina	Lindstrom, E.	Pieper	
Cleary	Heinitz	Lombardi	Savelkoul	
Clifford	Hook	Long	Searle	

The bill was passed and its title agreed to.

Johnson, D., was excused for the remainder of today's session.

S. F. No. 973 was reported to the House.

Savelkoul moved to amend S. F. No. 973, the printed bill, as follows:

Page 1, lines 27 and 28, reinsert the stricken language.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Savelkoul amendment and the roll being called there were yeas 57, and nays 52, as follows:

Those who voted in the affirmative were:

Anderson, D.	Dirlam	Johnson, J.	McFarlin	Searle
Anderson, G.	Eckstein	Jopp	Miller, M.	Skaar
Becklin	Erdahl	Klaus	Myrah	Smith
Belisle	Erickson	Knickerbocker	Newcome	Stangeland
Bell	Fjoslien	Kvam	Niehaus	Weaver
Biersdorf	Flakne	Laidig	Ohnstad	Wenzel
Braun	Forsythe	Larson	Patton	Wigley
Carlson, A.	Graw	Lemke	Peterson	Wohlwend
Carlson, D.	Hagedorn	Lindstrom, E.	Pieper	Wolcott
Cleary	Haugerud	Lombardi	Savelkoul	
Clifford	Heinitz	Long	Schreiber	
Culhane	Hook	Mann	Schulz	

Those who voted in the negative were:

Adams, J.	Dieterich	Jude	Ojala	Sieben, M.
Andersen, R.	Eken	Kahn	Parish	Spanish
Bennett	Enebo	Kempe	Pavlak, R. L.	Stanton
Berg	Faricy	LaVoy	Pehler	Swanson
Berglin	Ferderer	Lindstrom, J.	Prahl	Ulland
Boland	Fugina	McArthur	Quirin	Vanasek
Carlson, L.	Growe	McCarron	Resner	Vento
Casserly	Hanson	Menke	Rice	Voss
Connors	Jacobs	Moe	Ryan	
Cummiskey	Jaros	Munger	Sarna	
Dahl	Johnson, R.	Norton	Sieben, H.	

The motion prevailed and the amendment was adopted.

S. F. No. 973, A bill for an act relating to peace officer training; regulating certain peace officer training; amending Minnesota Statutes 1971, Sections 626.846; 626.847; 626.852; and 626.853.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Berg	Casserly	Dirlam	Fjoslien
Andersen, R.	Berglin	Cleary	Eckstein	Flakne
Anderson, D.	Biersdorf	Clifford	Eken	Forsythe
Anderson, G.	Boland	Connors	Enebo	Fudro
Becklin	Braun	Culhane	Erdahl	Fugina
Belisle	Carlson, A.	Cummiskey	Erickson	Graba
Bell	Carlson, D.	Dahl	Faricy	Graw
Bennett	Carlson, L.	Dieterich	Ferderer	Growe

Hagedorn	Kvam	Miller, M.	Quirin	Stangeland
Hanson	Laidig	Moe	Resner	Stanton
Haugerud	Larson	Munger	Rice	Swanson
Heinitz	LaVoy	Myrah	Ryan	Tomlinson
Hook	Lemke	Newcome	St. Onge	Ulland
Jacobs	Lindstrom, E.	Niehaus	Sarna	Vanasek
Jaros	Lindstrom, J.	Ohnstad	Saveikoull	Vento
Johnson, J.	Lombardi	Ojala	Schreiber	Voss
Johnson, R.	Long	Parish	Schulz	Weaver
Jopp	Mann	Patton	Searle	Wenzel
Jude	McArthur	Pavlak, R.	Sherwood	Wigley
Kahn	McCarron	Pavlak, R. L.	Sieben, H.	Wohlwend
Kelly	McEachern	Pehler	Sieben, M.	Wolcott
Kempe	McFarlin	Peterson	Skaar	Mr. Speaker
Klaus	Menke	Pieper	Smith	
Knickerbocker	Miller, D.	Prahl	Spanish	

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

S. F. No. 938, A bill for an act relating to zoning; providing notice and procedures for amending ordinances in cities of the first class; amending Minnesota Statutes 1971, Section 462.357, Subdivisions 3 and 5.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 116, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Jude	Myrah	Searle
Andersen, R.	Eken	Kahn	Newcome	Sherwood
Anderson, D.	Enebo	Kelly	Niehaus	Sieben, H.
Anderson, G.	Erdahl	Kempe	Norton	Sieben, M.
Anderson, I.	Erickson	Klaus	Ohnstad	Skaar
Becklin	Faricy	Knickerbocker	Ojala	Smith
Belisle	Ferderer	Kvam	Parish	Spanish
Bell	Fjoshien	Laidig	Pavlak, R.	Stangeland
Bennett	Flakne	Larson	Pavlak, R. L.	Stanton
Berg	Forsythe	LaVoy	Pehler	Swanson
Berglin	Fudro	Lemke	Peterson	Tomlinson
Biersdorf	Fugina	Lindstrom, E.	Pieper	Ulland
Boland	Graba	Lindstrom, J.	Pleasant	Vanasek
Braun	Graw	Lombardi	Prahl	Vento
Carlson, A.	Grove	Long	Quirin	Voss
Carlson, D.	Hagedorn	McArthur	Resner	Weaver
Carlson, L.	Hanson	McCarron	Rice	Wenzel
Casserly	Haugerud	McCauley	Ryan	Wigley
Cleary	Heinitz	McFarlin	St. Onge	Wolcott
Clifford	Hook	Menke	Salchert	Mr. Speaker
Connors	Jacobs	Miller, D.	Sarna	
Culhane	Jaros	Miller, M.	Saveikoull	
Cummiskey	Johnson, R.	Moe	Schreiber	
Dieterich	Jopp	Munger	Schulz	

Those who voted in the negative were:

Johnson, J. Patton

The bill was passed and its title agreed to.

S. F. No. 1592, A bill for an act relating to elections; defining "county auditor" for the purpose of the election laws; amending Minnesota Statutes 1971, Section 200.2, by adding a subdivision.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 120, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Miller, M.	Savelkoul
Andersen, R.	Dirlam	Johnson, R.	Moe	Schreiber
Anderson, D.	Eckstein	Jopp	Munger	Schulz
Anderson, G.	Eken	Jude	Myrah	Searle
Anderson, I.	Enebo	Kahn	Newcome	Sherwood
Becklin	Erdahl	Kelly	Niehaus	Sieben, H.
Belisle	Erickson	Kempe	Norton	Sieben, M.
Bell	Esau	Klaus	Ohnstad	Skaar
Bennett	Faricy	Knickerbocker	Ojala	Smith
Berg	Ferderer	Kvam	Parish	Spanish
Berglin	Fjoslien	Laidig	Patton	Stangeland
Biersdorf	Flakne	Larson	Pavlak, R.	Stanton
Boland	Forsythe	LaVoy	Pavlak, R. L.	Swanson
Braun	Fudro	Lemke	Pehler	Tomlinson
Carlson, A.	Fugina	Lindstrom, E.	Peterson	Ulland
Carlson, D.	Graba	Lindstrom, J.	Pieper	Vanasek
Carlson, L.	Graw	Lombardi	Pleasant	Vento
Casserly	Grove	Long	Prahl	Voss
Cleary	Hagedorn	McArthur	Quirin	Weaver
Clifford	Hanson	McCarron	Resner	Wenzel
Connors	Haugerud	McEachern	Ryan	Wigley
Culhane	Heinitz	McFarlin	St. Onge	Wohlwend
Cummiskey	Hook	Menke	Salchert	Wolcott
Dahl	Jacobs	Miller, D.	Sarna	Mr. Speaker

The bill was passed and its title agreed to.

S. F. No. 2250, A bill for an act relating to public welfare; placing a limit on assets for old age assistance applicants in order to restore conformity with federal regulations; amending Minnesota Statutes 1971, Section 256.18.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 116, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Casserly	Fjoslien	Jopp	McEachern
Andersen, R.	Cleary	Flakne	Jude	McFarlin
Anderson, D.	Clifford	Forsythe	Kahn	Menke
Anderson, G.	Connors	Fudro	Kelly	Miller, M.
Anderson, I.	Culhane	Fugina	Kempe	Moe
Becklin	Cummiskey	Graba	Klaus	Munger
Belisle	Dahl	Graw	Knickerbocker	Myrah
Bell	Dieterich	Grove	Kvam	Newcome
Bennett	Dirlam	Hagedorn	Laidig	Niehaus
Berg	Eckstein	Hanson	Larson	Norton
Berglin	Eken	Haugerud	LaVoy	Ohnstad
Biersdorf	Enebo	Heinitz	Lemke	Ojala
Boland	Erdahl	Hook	Lindstrom, E.	Parish
Braun	Erickson	Jacobs	Lindstrom, J.	Patton
Carlson, A.	Esau	Jaros	Lombardi	Pavlak, R.
Carlson, D.	Faricy	Johnson, J.	Long	Pavlak, R. L.
Carlson, L.	Ferderer	Johnson, R.	McArthur	Pehler

Peterson	Sarna	Skaar	Ulland	Wohlwend
Pieper	Savelkoul	Smith	Vanasek	Wolcott
Pleasant	Schulz	Spanish	Vento	Mr. Speaker
Prahl	Searle	Stangeland	Voss	
Resner	Sherwood	Stanton	Weaver	
Ryan	Sieben, H.	Swanson	Wenzel	
St. Onge	Sieben, M.	Tomlinson	Wigley	

The bill was passed and its title agreed to.

S. F. No. 1540, A bill for an act relating to St. Louis county, providing for a charter commission to recommend a form of county government and providing for its adoption.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 93, and nays 23, as follow:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Jacobs	Moe	Schulz
Anderson, G.	Dahl	Jaros	Munger	Searle
Anderson, I.	Dieterich	Johnson, J.	Newcome	Sherwood
Becklin	Eckstein	Johnson, R.	Norton	Sieben, H.
Belisle	Eken	Jude	Ojala	Sieben, M.
Bell	Enebo	Kahn	Parish	Smith
Bennett	Faricy	Kelly	Patton	Stangeland
Berg	Ferderer	Kempe	Pavlak, R.	Stanton
Berglin	Fjoslien	Klaus	Pavlak, R. L.	Swanson
Biersdorf	Flakne	Laidig	Peterson	Tomlinson
Boland	Forsythe	LaVoy	Pieper	Ulland
Braun	Fudro	Lemke	Prahl	Vanasek
Carlson, A.	Fugina	Lindstrom, E.	Quirin	Vento
Carlson, D.	Graba	Lombardi	Resner	Voss
Carlson, L.	Graw	McArthur	Ryan	Wenzel
Casserly	Growe	McEachern	St. Onge	Wolcott
Cleary	Hagedorn	McFarlin	Salchert	Mr. Speaker
Connors	Hanson	Menke	Sarna	
Culhane	Haugerud	Miller, D.	Savelkoul	

Those who voted in the negative were:

Adams, S.	Erdahl	Knickerbocker	Niehaus	Weaver
Andersen, R.	Erickson	Kvam	Ohnstad	Wigley
Anderson, D.	Esau	Larson	Pehler	Wohlwend
Clifford	Heinitz	Long	Pleasant	
Dirlam	Jopp	Myrah	Skaar	

The bill was passed and its title agreed to.

S. F. No. 568 was reported to the House.

There being no objection, S. F. No. 568 was continued on Special Orders for tomorrow.

S. F. No. 1797, A bill for an act relating to Ramsey county; establishing a commission for the study of local government; prescribing duties and obligations; providing for report by the commission to the legislature; appropriating money.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 109, and nays 6, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Johnson, R.	Moe	Searle
Adams, S.	Erdahl	Jopp	Munger	Sherwood
Becklin	Erickson	Jude	Myrah	Sieben, H.
Belisle	Esau	Kahn	Norton	Sieben, M.
Bennett	Faricy	Kelly	Ohnstad	Skaar
Berg	Ferderer	Kempe	Ojala	Smith
Berglin	Fjoslien	Klaus	Parish	Spanish
Biersdorf	Flakne	Knickerbocker	Patton	Stangeland
Boland	Forsythe	Laidig	Pavlak, R.	Stanton
Carlson, A.	Fudro	Larson	Pavlak, R. L.	Swanson
Carlson, D.	Fugina	LaVoy	Peterson	Tomlinson
Carlson, L.	Graba	Lemke	Pieper	Ulland
Casserly	Graw	Lindstrom, E.	Pleasant	Vanasek
Cleary	Growe	Lindstrom, J.	Prahl	Vento
Clifford	Hagedorn	Lombardi	Quirin	Voss
Connors	Hanson	Long	Resner	Weaver
Culhane	Haugerud	McArthur	Ryan	Wenzel
Cummiskey	Heinitz	McEachern	Salchert	Wigley
Dahl	Hook	McFarlin	Sarna	Wohlwend
Dieterich	Jacobs	Menke	Savelkoul	Wolcott
Dirlam	Jaros	Miller, D.	Schreiber	Mr. Speaker
Eckstein	Johnson, J.	Miller, M.	Schulz	

Those who voted in the negative were:

Andersen, R.	Kvam	Newcome	Niehaus	Pehler
Anderson, D.				

The bill was passed and its title agreed to.

Haugerud moved that the remaining bills on Special Orders for today be continued on Special Orders for Friday, May 18, 1973. The motion prevailed.

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce that the Senate refuses to concur in the House amendments to:

S. F. No. 1824, A bill for an act relating to motor carriers; permit carriers; providing that permits may be assigned or transferred under certain conditions; amending Minnesota Statutes 1971, Section 221.151, Subdivision 1; and repealing Minnesota Statutes 1971, Section 221.151, Subdivision 2.

And the Senate respectfully requests that a Conference Committee of 3 members be appointed thereon. Messrs. Chmielewski, Laufenburger and Jensen have been appointed as such committee on the part of the Senate.

Said Senate File is herewith transmitted to the House with the request that the House appoint a like committee.

PATRICK E. FLAHAVEN, Secretary of the Senate

Eckstein moved that the House accede to the request of the Senate for the appointment of a Conference Committee of 3 members of the House to meet with a like committee appointed by the Senate on the disagreeing votes of the two Houses on S. F. No. 1824. The motion prevailed.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 2047:

Quirin, Haugerud, and Bell.

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 879:

Vento, Boland, and Pavlak, R. L.

ADJOURNMENT

Mr. Haugerud moved that when the House adjourns today it adjourn until 10:00 a.m., Friday, May 18, 1973. The motion prevailed.

Mr. Haugerud moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 10:00 a.m., Friday, May 18, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

SIXTY-FOURTH DAY

SAINT PAUL, MINNESOTA, FRIDAY, MAY 18, 1973

The House convened at 10:00 a.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Savelkoul
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Moe	Schulz
Anderson, D.	Eckstein	Jopp	Munger	Searle
Anderson, G.	Eken	Jude	Myrah	Sherwood
Anderson, I.	Enebo	Kahn	Nelson	Sieben, H.
Becklin	Erdahl	Kelly	Newcome	Sieben, M.
Belisle	Erickson	Kempe	Norton	Skaar
Bell	Esau	Klaus	Ohnstad	Smith
Bennett	Faricy	Knickerbocker	Ojala	Spanish
Berg	Ferderer	Kvam	Parish	Stangeland
Berglin	Fjoslien	Laidig	Patton	Stanton
Biersdorf	Flakne	Larson	Pavlak, R.	Swanson
Boland	Forsythe	LaVoy	Pavlak, R. L.	Tomlinson
Braun	Fudro	Lemke	Pehler	Ulland
Brinkman	Fugina	Lindstrom, E.	Peterson	Vanasek
Carlson, A.	Graba	Lindstrom, J.	Pieper	Vento
Carlson, B.	Graw	Lombardi	Pleasant	Voss
Carlson, D.	Grove	Long	Prahl	Weaver
Carlson, L.	Hagedorn	Mann	Quirin	Wenzel
Casslerly	Hanson	McArthur	Resner	Wigley
Cleary	Haugerud	McCarron	Rice	Wohlwend
Clifford	Heinitz	McCauley	Ryan	Wolcott
Connors	Hook	McEachern	St. Onge	Mr. Speaker
Culhane	Jacobs	McFarlin	Salchert	
Cummiskey	Jaros	McMillan	Samuelson	
Dahl	Johnson, C.	Menke	Sarna	

A quorum was present.

Niehaus was excused until 4:15 p.m.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. Salchert, the further reading was dispensed with and the Journal was approved as corrected.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. Nos. 2056, 991, and 2530 and S. F. No. 1283 have been placed in the members' files.

PETITIONS AND COMMUNICATIONS

The following report was received and filed in the Chief Clerk's Office. The State Auditor's Quarterly Report.

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

May 16, 1973

The Honorable Martin O. Sabo
Speaker of the House

Sir:

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

H. F. No. 356, An act relating to teachers retirement; amending Minnesota Statutes 1971, Sections 136.82, Subdivision 2; 354.05, Subdivision 26; 354.07, Subdivision 5; 354.09, Subdivision 3; 354.145, Subdivisions 1 and 2; 354.34, Subdivision 2; 354.38; 354.42, Subdivision 2; 354.44, Subdivision 4; 354.49, Subdivision 5; 354.53; 354.55, by adding a subdivision; and 354.62, Subdivisions 3, 4 and 5.

H. F. No. 672, An act relating to natural resources; preservation and management of wild and scenic rivers; establishing a system of classifications of such rivers as wild, scenic, or recreational; providing policies and standards for administration thereof.

H. F. No. 748, An act relating to the city of Minneapolis; policemen's pension fund, uses and membership; amending Laws 1949, Chapter 406, Sections 7 and 10, as amended.

H. F. No. 843, An act relating to taxes on and measured by net income; declaration of estimated tax; amending Minnesota Statutes 1971, Section 290.93, Subdivisions 1 and 4.

H. F. No. 917, An act relating to the city of North Mankato; authorizing the common council of the city of North Mankato to establish a contingent fund for use by the common council for incidental and promotional expenses.

H. F. No. 1166, An act relating to inheritance taxes; providing for certain deductions; amending Minnesota Statutes 1971, Section 291.08.

H. F. No. 1198, An act relating to St. Louis county; transfer of state owned lands; state trust lands.

H. F. No. 1214, An act relating to the village of McKinley; authorizing division and distribution of the assets of its volunteer fire department relief association among existing members thereof.

H. F. No. 1257, An act relating to taxation; providing a method of determining the percentage of gross earnings assignable to Minnesota for railroad gross earnings tax; amending Minnesota Statutes 1971, Section 295.01, Subdivision 2.

H. F. No. 1259, An act relating to taxes on and measured by net income; nondeductible items; amending Minnesota Statutes 1971, Section 290.10.

H. F. No. 1319, An act relating to the city of Stillwater; firemen's service pensions.

H. F. No. 1467, An act relating to elections; providing for the time of elections and taking office in the city of Duluth and Independent School District No. 709, Duluth.

H. F. No. 1472, An act relating to Hennepin county; abolishing board of tax levy; repealing Special Laws 1879, Chapter 338 as amended.

H. F. No. 1510, An act relating to the city of Anoka; fire department relief association benefits; amending Laws 1971, Chapter 184, Section 1, Subdivisions 2, 3, 4, 5, and 6; Section 2, Subdivision 2; and Sections 4 and 5.

H. F. No. 1522, An act relating to the town of Taconite Harbor; authorizing the taking of a special federal census and its use.

H. F. No. 1537, An act relating to tax-forfeited lands; regulating certain sale and lease provisions; amending Minnesota Statutes 1971, Section 282.04, Subdivision 1.

H. F. No. 1579, An act relating to police pensions in the city of Saint Paul; amending Laws 1955, Chapter 151, Section 9, Subdivision 6.

H. F. No. 1580, An act relating to the firemen's relief association in the city of Saint Paul; amending Laws 1955, Chapter 375, Section 22.

H. F. No. 1671, An act relating to the fire department relief association and firemen's service pensions in the city of Bemidji.

H. F. No. 1711, An act relating to independent school district No. 94, assumption of indebtedness of former independent school district No. 98 by independent school district No. 94.

H. F. No. 1727, An act relating to retirement; volunteer firemen's service pensions; amending Minnesota Statutes 1971, Section 69.06.

H. F. No. 1841, An act authorizing the commissioner of administration to convey the water system at the St. Peter state hospital to the city of St. Peter, Nicollet County, Minnesota.

H. F. No. 1873, An act authorizing the city of Saint Paul to utilize certain power and authority to provide automobile parking facilities; amending Minnesota Statutes 1971, Section 459.14, by adding a subdivision.

H. F. No. 1932, An act relating to electricity; regulating certain terms for the purchase of electricity by certain cities; amending Minnesota Statutes 1971, Section 455.13.

H. F. No. 2365, An act relating to claims against the state; appropriating moneys for the payment thereof.

Sincerely,

WENDELL R. ANDERSON
Governor

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
6		247	May 15	May 15
	178	248	May 15	May 15

Sincerely,

ARLEN ERDAHL
Secretary of State

REPORTS OF STANDING COMMITTEES

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

H. F. No. 2550, A bill for an act establishing an energy policy commission; developing a state energy plan; appropriating money.

Reported the same back with the following amendments:

Strike everything after the enacting clause and insert in lieu thereof:

"Section 1. [CITATION.] This act may be cited as the Minnesota energy policy and conservation act.

Sec. 2. [POLICY.] The legislature seeks to encourage thrift in the use of energy, and to maximize the efficiency of energy systems while minimizing their environmental impact and the depletion of nonrenewable resources.

Sec. 3. [ENERGY POLICY COMMISSION.] A state energy policy commission is established to study the energy needs of the state and the environmental impact of satisfying those needs and to develop a state energy plan. The commission shall consist of five persons appointed by the governor for terms continuous with his own, five senators appointed by the senate committee on committees to serve for their terms as senators and five representatives appointed by the speaker to serve for their terms as representatives. Any vacancy shall be filled by the appointing authority.

Sec. 4. [DEVELOPMENT OF A STATE ENERGY PLAN.] The commission shall promptly initiate a public planning process where all interested persons can participate in developing the state energy plan.

The state energy plan shall contain a full and complete assessment of the present and future supply, consumption, demand and need for all forms of energy within the state, including but not limited to the electricity, natural and synthetic gas, petroleum fuels, coal, nuclear, hydroelectric, and solar energy, and the energy production and distribution facilities and resources necessary to satisfy projected needs. It shall include, but not be limited to (a) an assessment of the accuracy of energy demand forecasts and of the alternatives to meeting that demand such as reducing consumption; (b) an energy conservation program; (c) an evaluation of the impact of existing energy conservation programs and a projection of the anticipated future impact of additional conservation programs, rules and regulations; (d) an examination of the interrelationship between short and long range growth and energy policies recommended to the governor and legislature; (e) identification of the major energy suppliers, uses, and users in the state and recommended criteria to be used in the determination of requirements for energy supply facilities and energy uses, and (f) recommendations for necessary legislation.

The energy policy commission shall develop and present the state energy plan to the legislature and the governor before January 1, 1975.

Sec. 5. [POWERS AND DUTIES.] The commission may hold hearings, subpoena witnesses and records, conduct studies, recommend public energy conservation education programs, select officers, purchase supplies, hire employees and do anything

necessary or convenient to carry out the purposes of this act. The commission shall report its conclusions and recommendations to the governor and legislature biennially or, if it sees fit, more often.

Sec. 6. [EXPENSES, EMPLOYEES.] Members of the commission shall serve without compensation but shall be allowed and paid their actual traveling and other expenses necessarily incurred in the performance of their duties. The commission shall use the available facilities and personnel of the legislature, the governor, and the revisor of statutes.

Sec. 7. [ACCEPTANCE OF GIFTS AND GRANTS.] The commission may, in the name and on behalf of the state of Minnesota, accept and dispose of gifts, grants, or loans of money or other property from the United States or any other source for the purpose of carrying out its duties.

Sec. 8. [APPROPRIATION.] The sum of \$50,000 is appropriated from the general fund to the energy policy commission for the purposes of this act. This appropriation shall expire June 30, 1975, notwithstanding Minnesota Statutes, Section 16.17, or other law."

With the recommendation that when so amended the bill do pass and be re-referred to the Committee on Appropriations.

The report was adopted.

PURSUANT TO JOINT RULE 20, THE FOLLOWING COMMITTEE REPORT
WAS RE-REFERRED TO THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Mr. Munger from the Committee on Environmental Preservation and Natural Resources to which was referred:

S. F. No. 2015, A bill for an act relating to snowmobiles; operation and regulation; contests; amending Minnesota Statutes 1971, Section 84.87, Subdivision 1a.

Reported the same back with the recommendation that the bill do pass.

The report was adopted and re-referred to the Committee on Rules and Legislative Administration.

INTRODUCTION OF BILLS

Nelson, LaVoy, Ferderer, Berglin, and Ulland introduced:

H. F. No. 2557, A bill for an act relating to education; authorizing the establishment of programs to enhance school-community interaction in high transiency areas; appropriating money.

The bill was read for the first time and referred to the Committee on Education.

Spanish; Fugina; Johnson, D.; Ojala; and Prael introduced:

H. F. 2558, A bill for an act relating to the city of Chisholm; expenditure of police and firemen's relief association funds.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Anderson, I., moved that the House recess until 12:00 noon. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 2050, A bill for an act relating to Aitkin county; authorizing issuance of additional on-sale intoxicating liquor licenses.

H. F. No. 2087, A bill for an act relating to the city of Duluth, authorizing the city of Duluth to create development districts within the city boundaries; to acquire, construct, reconstruct, improve, alter, extend, operate, maintain, and promote development programs to be carried out in each of the districts created; to authorize the city to issue bonds to carry out such development programs; to authorize the city and the county auditor to use the tax increment created in the development districts to pay off the principal and interest on such bonds; to authorize the city to operate pedestrian systems and special lighting and similar systems; to authorize the city to assess the cost of operations against the development districts; to authorize the city to lease space in structures and to lease or sell air rights over structures and to lease or sell property for private development.

H. F. No. 2100, A bill for an act relating to taxation; occupation and royalty taxes on ores; providing for change of dates for assessment, payment and collection; transferring certain administrative duties to commissioner of taxation; amending Minnesota Statutes 1971, Sections 298.01, Subdivisions 1 and 2; 298.10; 298.12; 298.13; 298.28, Subdivision 1; 298.282, Subdivisions 2, 3, and 4; 298.283; 299.012, Subdivision 3; 299.05; 299.06; 299.07; 299.08; 299.09; and 299.10.

H. F. No. 2438, A bill for an act relating to the fees of the abstract clerk in Ramsey county; amending Laws 1945, Chapter 561, Section 4 as amended by Laws 1957, Chapter 855, Section 1;

Laws 1965, Chapter 628, Section 2 and Laws 1969, Chapter 667, Section 1.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 1712, A bill for an act relating to Independent School District No. 659, and Area Vocational-Technical School District No. 917; authorizing Independent School District No. 659 to join Area Vocational-Technical School District No. 917.

H. F. No. 2381, A bill for an act relating to retirement; bureau of health personnel in cities of the first class; repealing Laws 1971, Chapter 578, Section 2.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 565, A bill for an act relating to a tax study commission; amending Extra Session Laws 1971, Chapter 31, Article 13, Section 1.

H. F. No. 1697, A bill for an act relating to the city of Wheaton; authorizing special tax treatment for real properties used for recreational swimming.

H. F. No. 2303, A bill for an act relating to certain industries regulated by the department of public service; fees for certain motor carriers and livestock buyers and agents; amending Minnesota Statutes 1971, Sections 221.131; 221.296, Subdivision 5; 221.64; and 239.18, Subdivision 3.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 1404, A bill for an act relating to the attorney general; requiring the appointment of a deputy attorney general for the department of public welfare and the appointment of an assistant attorney general for the department of corrections; amending Minnesota Statutes 1971, Section 8.024.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 133, A bill for an act relating to charitable hospitals; requiring mandatory arbitration on issue of union security; amending Minnesota Statutes 1971, Section 179.38.

H. F. No. 735, A bill for an act relating to commerce; administration of the unfair cigarette sales act; providing penalties; amending Minnesota Statutes 1971, Sections 325.66, Subdivision 4; 325.67; 325.74, Subdivision 1; and 325.75, Subdivisions 1, 2, and 3.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 437, A bill for an act relating to highway traffic regulations; unsafe equipment; prohibiting design modifications of certain vehicles without approval of the commissioner of public safety; prescribing penalties; amending Minnesota Statutes 1971, Section 169.47.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1821, A bill for an act relating to the environmental impact, reduction, reuse and recycling of solid waste; authorizing state grants to regions, municipalities, and institutions therefor; prescribing duties and powers of the Minnesota pollution control agency; providing penalties; imposing a solid waste disposal charge; appropriating funds.

PATRICK E. FLAHAVEN, Secretary of the Senate

Munger moved that the House refuse to concur in the Senate amendments to H. F. No. 1821, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 82, A bill for an act relating to the joint or cooperative exercise of powers by cities, villages, boroughs, counties,

towns, school districts, other political subdivisions, agencies of the state and the United States; authorizing boards of county commissioners to perform services for other governmental units; amending Minnesota Statutes 1971, Section 471.59, by adding a subdivision.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 82

May 15, 1973

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 82, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S. F. No. 82 be amended as follows:

Page 1, line 23, after the period add a sentence to read: "*The provisions of this subdivision do not apply to any county wherein the chairman of the board by county commissioners is a mayor of any municipality within that county.*".

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

Senate Conferees: JOHN MILTON, ROBERT G. DUNN, and JOSEPH T. O'NEILL.

House Conferees: ARLAN I. STANGELAND, THOMAS W. NEWCOME, and JOHN E. BOLAND.

Stangeland moved that the report of the Conference Committee on S. F. No. 82 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 82, A bill for an act relating to the joint or cooperative exercise of powers by cities, villages, boroughs, counties, towns, school districts, other political subdivisions, agencies of the state and the United States; authorizing boards of county commissioners to perform services for other governmental units; amending Minnesota Statutes 1971, Section 471.59, by adding a subdivision.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 115, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Hook	McEachern	Ryan
Adams, S.	Dahl	Jacobs	McFarlin	St. Onge
Andersen, R.	DeGroat	Johnson, C.	McMillan	Salchert
Anderson, G.	Dieterich	Johnson, D.	Menke	Sarna
Anderson, I.	Dirlam	Johnson, J.	Miller, D.	Savelkoul
Becklin	Eken	Johnson, R.	Miller, M.	Schreiber
Belisle	Enebo	Jopp	Moe	Schulz
Bell	Erdahl	Jude	Myrah	Sherwood
Bennett	Erickson	Kahn	Nelson	Sieben, H.
Berg	Esau	Kelly	Newcome	Sieben, M.
Berglin	Faricy	Klaus	Norton	Spanish
Biersdorf	Ferderer	Knickerbocker	Ohnstad	Stangeland
Boland	Fjoslien	Kvam	Ojala	Stanton
Braun	Forsythe	Laidig	Parish	Swanson
Brinkman	Fudro	Larson	Patton	Tomlinson
Carlson, A.	Fugina	Lindstrom, E.	Pavlak, R.	Ulland
Carlson, B.	Graba	Lindstrom, J.	Pavlak, R. L.	Vanasek
Carlson, D.	Graw	Lombardi	Pehler	Weaver
Carlson, L.	Grove	Long	Peterson	Wenzel
Casserly	Hagedorn	Mann	Pieper	Wigley
Cleary	Hanson	McArthur	Pleasant	Wohlwend
Clifford	Haugerud	McCarron	Quirin	Wolcott
Connors	Heinitz	McCauley	Resner	Mr. Speaker

Those who voted in the negative were:

Jaros LaVoy Vento

The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 211, A bill for an act relating to county government; providing for optional forms of county government and the optional combination of certain county offices.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVER, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 211

May 8, 1973

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 211, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and the bill be further amended as follows:

Page 4, at the end of line 14 following the word "create" strike the comma and insert a semicolon. Strike lines 15 and 16.

Page 7, at the end of line 17 following the word "create" strike the comma and insert a semicolon. Strike lines 18 and 19.

Page 10, line 12, after "abolished" strike ", the office of civil".

Page 10, strike all of line 13.

Page 10, line 14, strike "this option pursuant to section 9 of this act,".

Page 10, line 15, strike "county sheriff,".

Page 16, at the end of line 3 insert:

"This subdivision shall not apply to any person who on January 1, 1973, held the office of county administrator pursuant to Minnesota Statutes, Sections 375.48 to 375.50 and did not on that date concurrently hold an elective county office."

Page 18, strike all of lines 21 and 22 and insert in lieu thereof "any other law to the contrary and in addition to the other options provided by this act,".

Page 19, line 1, strike "Unless a county has" and insert in lieu thereof "In addition to the other options provided by this act,".

Page 19, strike all of line 2.

Page 19, line 3, strike "plan".

Page 19, line 10, after "offices" insert "if they have not been abolished by the adoption of other options".

Page 20, line 19, after "office" insert "; provided that if a county adopts either the elected executive or the county manager plan, the county civil counsel shall be appointed and removed by the elected executive or county manager, subject to the approval of the county board".

Page 21, line 2, after "counsel" insert "and the county attorney".

Page 21, line 4, after "general" strike "in the same manner as the county attorney" and insert in lieu thereof "on matters of public importance".

Page 23, line 26, strike "through" and insert in lieu thereof "to".

Page 26, lines 5 and 6, strike all the language on line 5 and before "upon" on line 6.

Page 26, line 18, after "15." insert:

"A non-commissioner from each commissioner district shall be appointed to a study commission. In addition three members

shall be county commissioners and two shall be elected county officials.”.

Page 28, line 5, strike “11” and insert in lieu thereof “12”.

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

Senate Conferees: ROBERT G. DUNN, FLORIAN CHMIELEWSKI, ARNULF UELAND, JACK KLEINBAUM, and JIM LORD.

House Conferees: ARLAN STANGELAND, HARRY PETERSON, DAVID CUMMISKEY, WILLIS EKEN, and NEIL HAUGERUD.

Stangeland moved that the report of the Conference Committee on S. F. No. 211 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 211, A bill for an act relating to county government; providing for optional forms of county government and the optional combination of certain county offices.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 109, and nays 12, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Hook	McFarlin	Salchert
Adams, S.	Dieterich	Jacobs	McMillan	Sarna
Andersen, R.	Dirlam	Johnson, C.	Menke	Schreiber
Anderson, G.	Eckstein	Johnson, D.	Miller, D.	Schulz
Anderson, I.	Eken	Johnson, J.	Moe	Sherwood
Becklin	Erdahl	Johnson, R.	Munger	Sieben, H.
Belisle	Erickson	Jopp	Myrah	Sieben, M.
Bell	Esau	Jude	Nelson	Stangeland
Bennett	Faricy	Kahn	Newcome	Stanton
Berg	Ferderer	Kelly	Ohnstad	Swanson
Berglin	Fjoslien	Klaus	Ojala	Tomlinson
Biersdorf	Flakne	Knickerbocker	Parish	Ulland
Boland	Forsythe	Kvam	Pavlak, R.	Vanasek
Brinkman	Fudro	Larson	Pavlak, R. L.	Vento
Carlson, A.	Fugina	Lemke	Pehler	Voss
Carlson, D.	Graba	Lindstrom, E.	Peterson	Weaver
Carlson, L.	Graw	Lindstrom, J.	Pleasant	Wenzel
Casserly	Grove	Lombardi	Prahl	Wigley
Cleary	Hagedorn	Long	Quirin	Wohlwend
Clifford	Hanson	Mann	Resner	Wolcott
Connors	Haugerud	McArthur	Ryan	Mr. Speaker
Cummiskey	Heinitz	McCarron	St. Onge	

Those who voted in the negative were:

Culhane	Kempe	Miller, M.	Savelkoul	Spanish
Enebo	LaVoy	Patton	Searle	
Jaros	McEachern	Pieper		

The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 488, A bill for an act relating to wild animals; authorizing the confiscation of wild rice, other aquatic vegetation, and wild rice harvesting equipment, in the event of violation of certain laws; amending Minnesota Statutes 1971, Section 97.50, Subdivision 5.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVER, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 488

May 11, 1973

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 488, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate accede to the House amendments.

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

Senate Conferees: RALPH R. DOTY, GEORGE R. CONZEMIUS, and WILLIAM G. KIRCHNER.

House Conferees: JACK H. LAVOY, RICHARD A. ANDERSEN, and DOUGLAS J. JOHNSON.

LaVoy moved that the report of the Conference Committee on S. F. No. 488 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 488, A bill for an act relating to wild animals; authorizing the confiscation of wild rice, other aquatic vegetation, and wild rice harvesting equipment, in the event of violation of certain laws; amending Minnesota Statutes 1971, Section 97.50, Subdivision 5.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 119, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, S.	DeGroat	Jaros	McEachern	Salchert
Andersen, R.	Dieterich	Johnson, C.	McFarlin	Sarna
Anderson, G.	Dirlam	Johnson, D.	McMillan	Savelkoul
Anderson, I.	Eckstein	Johnson, J.	Menke	Schreiber
Becklin	Eken	Johnson, R.	Miller, D.	Schulz
Belisle	Enebo	Jopp	Miller, M.	Searle
Bell	Erdahl	Jude	Moe	Sherwood
Bennett	Erickson	Kahn	Munger	Sieben, H.
Berg	Esau	Kelly	Myrah	Sieben, M.
Berglin	Faricy	Kempe	Nelson	Spanish
Biersdorf	Ferderer	Klaus	Newcome	Stanton
Boland	Fjoslien	Knickerbocker	Ohnstad	Swanson
Braun	Flakne	Kvam	Ojala	Tomlinson
Brinkman	Forsythe	Laidig	Parish	Ulland
Carlson, A.	Fudro	Larson	Patton	Vanasek
Carlson, B.	Fugina	LaVoy	Pavlak, R.	Vento
Carlson, D.	Graba	Lemke	Pavlak, R. L.	Voss
Carlson, L.	Graw	Lindstrom, E.	Pehler	Weaver
Casserly	Growe	Lindstrom, J.	Peterson	Wenzel
Cleary	Hagedorn	Lombardi	Pieper	Wigley
Clifford	Hanson	Long	Prahl	Wohlwend
Connors	Heinitz	Mann	Quirin	Wolcott
Cummiskey	Hook	McArthur	Resner	Mr. Speaker
Dahl	Jacobs	McCarron	St. Onge	

The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 690, A bill for an act relating to highway traffic regulations; chemical tests for intoxication; manner of taking tests; amending Minnesota Statutes 1971, Section 169.123, Subdivision 3.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 690

May 11, 1973

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 690, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendment and that S. F. No. 690 be amended as follows:

Page 1, line 18, after "choosing" insert "to".

Page 1, line 27, after "nurse" strike the comma and insert "of his own choosing".

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

Senate Conferees: ALEC G. OLSON, ROGER HANSON, and B. ROBERT LEWIS.

House Conferees: JOHN C. LINDSTROM, JOHN J. SALCHERT, and CHARLES R. WEAVER.

Lindstrom, J. moved that the report of the Conference Committee on S. F. No. 690 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 690, A bill for an act relating to highway traffic regulations; chemical tests for intoxication; manner of taking tests; amending Minnesota Statutes 1971, Section 169.123, Subdivision 3.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 123, and nays 5, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Savelkoul
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Moe	Schulz
Anderson, G.	Eckstein	Jopp	Munger	Searle
Anderson, I.	Eken	Jude	Myrah	Sherwood
Belisle	Enebo	Kahn	Nelson	Sieben, H.
Bell	Erdahl	Kelly	Newcome	Sieben, M.
Bennett	Erickson	Kempe	Norton	Skaar
Berg	Esau	Klaus	Ohnstad	Smith
Berglin	Faricy	Knickerbocker	Parish	Spanish
Biersdorf	Ferderer	Kvam	Patton	Stangeland
Boland	Fjoslien	Laidig	Pavlak, R.	Stanton
Braun	Flakne	Larson	Pavlak, R. L.	Swanson
Brinkman	Foraythe	Lemke	Pehler	Tomlinson
Carlson, A.	Fudro	Lindstrom, E.	Peterson	Vanasek
Carlson, B.	Graba	Lindstrom, J.	Pieper	Vento
Carlson, D.	Graw	Lombardi	Pleasant	Voss
Carlson, L.	Growe	Long	Prahl	Weaver
Casserly	Hagedorn	Mann	Quirin	Wenzel
Cleary	Hanson	McArthur	Resner	Wigley
Clifford	Heinitz	McCarron	Rice	Wohlwend
Connors	Hook	McEachern	Ryan	Wolcott
Culhane	Jacobs	McFarlin	St. Onge	Mr. Speaker
Cummiskey	Jaros	McMillan	Salchert	
Dahl	Johnson, C.	Menke	Sarna	

Those who voted in the negative were:

Becklin	Fugina	LaVoy	Ojala	Ulland
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The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker :

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 2166, A bill for an act relating to the organization and operations of the state government; appropriating money to the department of highways, and for other purposes.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 2166

May 14, 1973

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 2166, report that we have agreed upon the items in dispute and recommend as follows: Strike everything after the enacting clause and insert in lieu thereof the following:

"Sec. 1. The sums hereinafter set forth and designated "APPROPRIATIONS", or so much thereof as may be necessary, are hereby appropriated out of the trunk highway fund in the state treasury to the department of highways for the purposes specified in the following sections of the act, to be available for the fiscal year indicated for each purpose. The figures "1973", "1974", "1975" wherever used herein mean the appropriations listed thereunder to be available for the year ending June 30, 1973, June 30, 1974, and June 30, 1975, respectively.

	APPROPRIATIONS Available for the Year Ending June 30,		
	1973	1974	1975
	\$	\$	\$
Sec. 2. LEGAL DIVISION			
Subdivision 1. Salaries		465,498	466,926
Subd. 2. Supplies and Expense		23,525	25,025
Sec. 3. ADMINISTRATIVE OPERATIONS			
Subdivision 1. Salaries		2,187,853	2,187,853

	1973.	1974	1975
	\$	\$	\$
Subd. 2. Supplies and Expense		1,469,207	1,548,337
Sec. 4. MAINTENANCE, SALARIES, SUPPLIES AND EXPENSE		44,646,270	44,737,570
Sec. 5. CONSTRUCTION OPERATIONS, SALARIES, SUPPLIES AND EXPENSE			
(a) Construction Design		7,266,046	7,143,812
(b) Right of Way Operations		2,862,282	2,686,315
(c) Central Office		4,742,884	4,646,789
(d) District Offices		19,594,941	19,388,533
Sec. 6. RESEARCH AND STANDARDS, SALARIES, SUPPLIES AND EXPENSE		1,186,449	1,198,006
Sec. 7. STATE AID ADMIN- ISTRATION, SALARIES, SUPPLIES AND EXPENSE		218,657	218,957
Sec. 8. PLANNING AND PROGRAMMING, SALARIES, SUPPLIES AND EXPENSE		2,552,442	2,567,114
Sec. 9. EQUIPMENT		3,875,000	3,298,000
Sec. 10. BUILDINGS AND IMPROVEMENTS		1,100,250	

As recommended on page 129 of the report of the legislative building commission to the 1973 legislature, the location of the equipment storage buildings at Hopkins and Proctor authorized by Laws 1967, Chapter 887, are hereby changed to Eden Prairie and Nopeming respectively. The location of the equipment storage building at Big Lake authorized by laws 1971, Chapter 965, is hereby changed to Monticello.

In addition, moneys are provided for the purchase of land for a driver training facility near Duluth, the construction of field maintenance stations at Caledonia and Littlefork, and 4% planning for headquarters buildings at Morris, Willmar and Marshall.

No building shall be constructed to be paid for out of moneys appropriated by

	1973	1974	1975
	\$	\$	\$

this act or by any other act unless the commissioner of highways has first consulted with and obtained advice from the finance and appropriation committees.

Sec. 11. WEIGH STATION FACILITIES NEAR SCANLON ON INTERSTATE HIGHWAY		319,000	
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Not more than 25% of the cost of these facilities shall be from trunk highway funds.

Sec. 12. INTERSTATE SAFETY REST AREA FACILITIES		626,400	
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Includes safety rest area facilities and tourist information centers as enumerated on page 129 of the report of the legislative building commission to the 1973 legislature.

Sec. 13. TRUNK HIGHWAY REST AREA FACILITIES		300,000	
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Improvement of existing and development of new safety rest areas provided that federal funds are available for that purpose. Not more than 30 percent of the cost of these facilities shall be from trunk highway funds. The appropriations provided in sections 10, 11, 12, and 13 shall be available until expended or the projects or purposes are completed or abandoned.

Sec. 14. FEDERAL/STATE SAFETY ACCOUNT. The Commissioner of Highways may establish a Federal/State Safety Account within the trunk highway fund, and he may transfer unobligated appropriation balances from the appropriations in Sections 3 through 8 to said account if needed to advance state funds for approved federal highway safety projects; and may receive funds from state or local governmental agencies to be used for projects under the Federal Highway Safety Program. All federal reimbursements shall be deposited in the state treasury and are hereby appropriated to the Federal/State Safety Account and will be available until June 30, 1975.

Sec. 15. TRANSFER OF FUNDS. Authority is hereby granted to the commissioner of highways to transfer unobligated appropriation balances between the various accounts and appropriations in sections 3 through 8.

Sec. 16. Notwithstanding any provisions of Minnesota Statutes, Section 161.50, to the contrary, the standing appropriation authority for maintenance of trunk highways, for construction operations, research, standards, state aid and planning and programming are hereby suspended and made inoperative. This section has no application to moneys for the actual construction or reconstruction of highways and for the actual payment to landowners for lands acquired for highway right of way and other costs necessary to construction and acquisition such as payments to leasees, interest subsidies and relocation expenses.

Sec. 17. **APPROPRIATION CANCELLATIONS.** The commissioner of highways may at any time cancel back to the trunk highway fund any unobligated balance of the appropriations made in sections 3 through 9 for the purpose of providing funds for highway land purchase and road and bridge construction.

Sec. 18. **CONTINGENCY ACCOUNT.** If any of the appropriations made in sections 3 through 8 are insufficient, the commissioner of highways with the approval of the Governor may expend any of the moneys in the trunk highway fund standing appropriation for purposes enumerated in these sections after consultation with the legislative advisory committee in the manner provided in Minnesota Statutes in Section 3.30.

Sec. 19. **UNOBLIGATED BALANCES ON HAND, CANCELLED INTO TRUNK HIGHWAY FUND.** Except as otherwise provided in this act, any unexpended and unencumbered balances of the appropriations made hereby on June 30 of any fiscal year shall cancel into the trunk highway fund.

Sec. 20. Any moneys made available to any state department or agency by this act by appropriation, transfer or otherwise for the payment of salaries is a source of revenue to such department or agency under the provisions of Minnesota Statutes, Section 355.50 and 352.04, Subdivision 5.

Sec. 21. The trunk highway fund shall be reimbursed for moneys expended by the highway department in performing services for the public service commission. The reimbursement shall not exceed \$25,500 each year from the general fund, and \$21,100 each year from the Minnesota highway safety account, M. S. 219.401."

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

Senate Conferees: NORBERT ARNOLD, GERALD WILLET, HARMON OGDahl, MEL HANSEN, and RALPH DOTY.

House Conferees: TONY ECKSTEIN, ROBERT CULHANE, DELBERT ANDERSON, WALTER KLAUS, and PHYLLIS KAHN.

Culhane moved that the report of the Conference Committee on S. F. No. 2166 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 2166, A bill for an act relating to the organization and operations of the state government; appropriating money to the department of highways, and for other purposes.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 122, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, S.	Dieterich	Johnson, D.	Miller, D.	Schulz
Andersen, R.	Dirlam	Johnson, J.	Miller, M.	Searle
Anderson, G.	Eckstein	Johnson, R.	Moe	Sherwood
Anderson, I.	Eken	Jopp	Myrah	Sieben, H.
Becklin	Enebo	Jude	Nelson	Sieben, M.
Belisle	Erdahl	Kahn	Newcome	Skaar
Bell	Erickson	Kelly	Norton	Smith
Bennett	Esau	Kempe	Ojala	Spanish
Berg	Faricy	Klaus	Parish	Stangeland
Berglin	Ferderer	Kvam	Patton	Stanton
Biersdorf	Fjoslien	Laidig	Pavlak, R.	Swanson
Boland	Flakne	Larson	Pavlak, R. L.	Tomlinson
Braun	Forsythe	LaVoy	Pehler	Ulland
Brinkman	Fudro	Lemke	Peterson	Vanasek
Carlson, A.	Fugina	Lindstrom, E.	Pleasant	Vento
Carlson, B.	Graba	Lindstrom, J.	Prahl	Voss
Carlson, D.	Graw	Lombardi	Quirin	Weaver
Carlson, L.	Growe	Long	Resner	Wenzel
Casserly	Hagedorn	Mann	Rice	Wigley
Clifford	Hanson	McArthur	Ryan	Wohlwend
Connors	Heinitz	McCarron	St. Onge	Wolcott
Culhane	Hook	McEachern	Salchert	Mr. Speaker
Cummiskey	Jacobs	McFarlin	Sarna	
Dahl	Jaros	McMillan	Savelkoul	
DeGroat	Johnson, C.	Menke	Schreiber	

Those who voted in the negative were:

Knickerbocker Ohnstad Pieper

The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 624, A bill for an act relating to the free flow of information, the protection of sources of information of the news media, and prohibiting disclosure of sources of information.

PATRICK E. FLAHAVEN, Secretary of the Senate

Stanton moved that the House refuse to concur in the Senate amendments to H. F. No. 624, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate

to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 2243.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 2246.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate File, herewith transmitted:

S. F. No. 1558.

PATRICK E. FLAHAVEN, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1558, A bill for an act appropriating money to the state department of education for deficiencies in special education for the handicapped reimbursement aids.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 2246, A bill for an act relating to savings banks; authorized investments; amending Minnesota Statutes 1971, Section 50.14, Subdivision 2.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

S. F. No. 2243, A bill for an act relating to public indebtedness; sinking fund; amending Minnesota Statutes 1971, Section 475.66.

The bill was read for the first time and referred to the Committee on Financial Institutions and Insurance.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on S. F. No. 1824:

Eckstein; McCauley; and Anderson, G.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 1821:

Munger, Hanson, and Savelkoul.

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 624:

Stanton, Adams, S., and Faricy.

The following Conference Committee reports were received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1355

May 17, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 1355, report that we have agreed upon the items in dispute and recommend as follows:

That H. F. No. 1355 be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 3A.02, Subdivision 1, is amended to read:

3A.02 [RETIREMENT ALLOWANCE.] Subdivision 1. [QUALIFICATIONS.] Any member of the legislature:

(1) Who has served at least eight years or who has served during all or part of four regular sessions as such member of the legislature, which service need not be continuous, but must have been after January 1, 1965 except as hereinafter provided; and

(2) Who attains the age of (65) 60 years; and

(3) Who has retired as a member of the legislature; and

(4) Who has made all contributions provided for in sections 3A.01 to 3A.10, or who has made payments in lieu of all contributions provided for in sections 3A.01 to 3A.10 as provided for in subdivision 2; shall be entitled upon written application to the state auditor to receive a retirement allowance monthly of 40 percent of his average monthly salary during the period of his service as a member of the legislature since January 1, (1967) 1973, beginning with the first day of the month (FOLLOWING) of receipt of such application and for the remainder

of his life, provided he is not serving as a member of the legislature or as a constitutional officer or commissioner.

In addition to the amount provided above, the retired member who meets the qualifications of paragraphs (1), (2), (3) and (4) of this subdivision shall receive for every year of service over 8 years a monthly allowance which equals two and one-half percent of the average monthly salary determined pursuant to paragraph (4).

This subdivision is applicable to members of the legislature who retire after January 1, (1971) 1973, and to any widow or dependent child of any such member who retires after January 1, (1971) 1973.

Sec. 2. Minnesota Statutes 1971, Section 3A.02, Subdivision 2, is amended to read:

Subd. 2. [PAYMENT FOR PAST SERVICE.] Any member of the legislature who is a member on July 1, 1965 or thereafter, may, notwithstanding the provisions of subdivision 1, clause (1), receive credit for service rendered as a member of the legislature prior to July 1, 1965, and the pension based thereon provided that he pays to the state treasurer for credit to his account an amount equal to (SEVEN) *eight* percent of all salary received by him for all periods of service rendered by him as a member of the legislature, even if such periods are not continuous and exceed ten years in duration. Such payment may be made at any time after the commencement of any regular session of the legislature of which he is a member.

Sec. 3. Minnesota Statutes 1971, Section 3A.02, is amended by adding a subdivision to read:

Subd. 4. [DEFERRED ANNUITIES AUGMENTATION.] *The deferred annuity of any member of the legislature who retires after July 1, 1973, shall be computed in the manner provided in subdivision 1 and augmented as provided herein. The required resources applicable to the deferred annuity, determined as of the date the benefit begins to accrue using an appropriate mortality table and an interest assumption of five percent, shall be augmented by interest at the rate of three and one-half percent per annum compounded annually from the rate of retirement to the first day of the month in which the annuity begins to accrue.*

Sec. 4. Minnesota Statutes 1971, Section 3A.03, Subdivision 1, is amended to read:

3A.03 [CONTRIBUTIONS.] Subdivision 1. [PERCENT-AGE.] Every member of the legislature shall contribute (SEVEN) *eight* percent of his total salary, by payroll deduction, to be paid into the state treasury and deposited in the general fund. It shall be the duty of the state treasurer to record the periodic contributions of each member of the legislature and credit such contribution to the member's account.

Sec. 5. Minnesota Statutes 1971, Section 3A.04, Subdivision 1, is amended to read:

3A.04 [SURVIVOR BENEFIT.] Subdivision 1. **[SURVIVING SPOUSE.]** Upon the death of a member of the legislature while serving as such member, who has served as a member of the legislature for at least two years, or upon the death of a member of the legislature with at least eight years of service as required by section 3A.02, subdivision 1 (1), whether in the legislature or not and regardless of age, the surviving spouse shall be paid a survivor benefit in the amount of one-half of the retirement allowance of the member of the legislature computed as though the member (**HAD SERVED EIGHT YEARS AND**) had retired at age (65) 60 on the date of his death *and shall be based upon his allowable service or eight years whichever is greater.* Such benefit shall be paid during the lifetime of the surviving spouse, but shall cease and terminate upon the remarriage of the surviving spouse.

Sec. 6. Minnesota Statutes 1971, Section 3A.04, Subdivision 2, is amended to read:

Subd. 2. **[DEPENDENT CHILDREN.]** Upon the death of a member of the legislature while serving as such member, who has served as a member of the legislature for at least two years, or upon the death of a member of the legislature with at least eight years of service as required by section 3A.02, subdivision 1 (1), whether in the legislature or not and regardless of age, each dependent child of such member shall be paid a survivor benefit in the following amount: First dependent child, a monthly allowance which equals 25 percent of the monthly allowance of the member of the legislature computed as though the member had retired at age (65) 60 on the date of his death; for each additional dependent child, a monthly allowance which equals 12 1/2 percent of the monthly allowance of the member computed as in the case of the first child; but the total amount paid to the surviving spouse and dependent children shall not exceed in any one month 100 percent of the monthly allowance of the member computed as in the case of the first child. The payments for dependent children shall be made to the surviving spouse or the guardian of the estate of the dependent children, if there is one. A posthumous child qualifies as a dependent child for benefits provided herein from the date of its birth.

Sec. 7. Minnesota Statutes 1971, Chapter 3A, is amended by adding a section to read:

[3A.11] [PARTICIPATION IN MINNESOTA ADJUSTABLE FIXED BENEFIT FUND.] *Subdivision 1. The reserves necessary to fund the retirement benefits granted under section 3A.02 to retired legislators and legislators retiring in the future, shall be transferred by the state auditor to the Minnesota adjustable fixed benefit fund as of June 30, 1973, or as of the date benefits begin to accrue, whichever is later, in accord with section 11.25 as amended. The amount of the transfer made hereunder shall be determined by an approved actuary as defined in section 352.01, subdivision 15, in accord with appropriate mortality table using an interest assumption of five percent.*

Subd. 2. Annuities and benefits shall be adjusted in accord with the provisions of section 11.25 as amended.

Subd. 3. There is herein appropriated from general revenue moneys sufficient to fund the reserves required by this section.

Subd. 4. Notwithstanding section 356.18 increases in benefit payments pursuant to this section will be made automatically unless the intended recipient files written notice with the auditor requesting that the increase shall not be made.

Sec. 8. Minnesota Statutes 1971, Section 43.01, Subdivision 9, is amended to read:

Subd. 9. [RATE OF PAY.] "Rate of pay" means rate of pay for a (WORK MONTH, AND "SALARY" MEANS COMPENSATION FOR A WORK MONTH) regular work hour, "monthly rate of pay" means compensation for 174 regular hours of work and "annual rate of pay" means compensation for 2,088 regular hours of work.

Sec. 9. Minnesota Statutes 1971, Section 43.01, is amended by adding a subdivision to read:

Subd. 15. [TOTAL COMPENSATION.] "Total compensation" means salary, paid time off, group insurance benefits, the retirement plan, and other direct and indirect items of compensation.

Sec. 10. Minnesota Statutes 1971, Section 43.01, is amended by adding a subdivision to read:

Subd. 16. [COMPETITIVE.] "Competitive" means a level which is generally equal to the total compensation paid for similar types of work.

Sec. 11. Minnesota Statutes 1971, Section 43.03, Subdivision 3, is amended to read:

Subd. 3. Each member of the board shall be paid \$35 per day for each day actually devoted to duties as a member of the board, but in no case shall any member be paid more than (\$1,050) \$1,200 in any one year; provided, that this limitation shall not apply to payments on account of expenses. Members of the board shall be paid for expenses in travel to and from meetings and for necessary expenses incurred during meetings of the board.

Sec. 12. Minnesota Statutes 1971, Section 43.051, is amended to read:

43.051 [AGE FOR RETIREMENT.] Subdivision 1. Notwithstanding the provisions of Minnesota Statutes, Sections 197.45, 197.46, 197.47, 43.30, (OR ANY OTHER LAW TO THE CONTRARY) effective July 1, 1974, an officer or employee of the state of Minnesota in the classified or unclassified service of the state civil service and who is subject to the provisions of the Minnesota state retirement system must retire from his employment by the state if such officer or employee has reached the age of 68 prior to July 1, 1974, or upon reaching the age of (70) 68. Effective July 1, 1975, an officer or employee of the state of Minnesota in the classified or unclassified service of the

state civil service and who is subject to the provisions of the Minnesota state retirement system must retire from his employment by the state if such officer or employee has reached the age of 65 prior to July 1, 1975, or upon reaching the age of 65. The mandatory retirement age for all other classified officers and employees of the state, if not otherwise provided for by law, shall be 70. Nothing in this subdivision shall apply to persons in the judicial branch.

Subd. 2. Notwithstanding any provision to the contrary, a physician in the classified or unclassified state service may upon reaching the *maximum retirement age* (OF 70 YEARS) *specified in subdivision 1*, continue to be employed (IN THE DEPARTMENT OF PUBLIC WELFARE OR ONE OF ITS INSTITUTIONS) subject to annual certification by the (COMMISSIONER UPON THE RECOMMENDATION OF THE MEDICAL POLICY DIRECTIONAL COMMITTEE ON MENTAL HEALTH) *appointing authority of the department in which the physician is employed to the director that the employee is physically and mentally competent to fulfill the duties of his position.*

Subd. 3. Notwithstanding the provisions of subdivision 1, any employee of the state of Minnesota in a covered classification as defined in the special retirement program for correctional personnel defined in Minnesota Statutes, Chapter 352, must retire from such covered classification upon having reached or upon reaching the mandatory retirement age as of the effective dates established herein:

<i>Effective Date</i>	<i>Mandatory Retirement Age</i>
July 1, 1974	65
January 1, 1975	62
July 1, 1975	59
January 1, 1976	57
July 1, 1976	55

Subd. 4. (1) Notwithstanding any provisions of Minnesota Statutes, Chapters 352A and 352B or any other law to the contrary, conservation officers and crime bureau officers who are first employed on or after July 1, 1973 and are members of the highway patrolmen's retirement association by reason of their employment, shall not continue employment after attaining the age of 60 years, except for such fractional portion of one year as will enable the employee to complete his next full year of allowable service.

(2) Notwithstanding any provisions of Minnesota Statutes, Chapters 352A and 352B or any other law to the contrary, conservation officers and crime bureau officers who are first employed and are members of the highway patrolmen's retirement association by reason of their employment before July 1, 1973, shall be governed by the same mandatory retirement regulations

applied to other state employees who are covered by the Minnesota state retirement system.

Sec. 13. Minnesota Statutes 1971, Section 43.111, is amended to read:

43.111 [POLICY.] It is the public policy of the state of Minnesota that an efficient and well trained work force be maintained to carry out the work ordained by the legislature. It is further directed that modern methods of selection, training and salary administration be established and maintained. The standards of selection shall be of such a nature as to provide the proper level of preparation and experience. Recognizing the cost of excessive employee turnover, it is directed that priority be given to the maintenance of a steady work force. To this end, training, by way of in-service programs and stipend allowances shall be encouraged. It is also established as the policy of the state of Minnesota that employees be paid (ON THE SAME LEVEL AS THEIR COUNTERPARTS IN OTHER PRIVATE AND PUBLIC EMPLOYMENT) *a total compensation which is competitive with that paid for like positions in other private and public employment. Proper attention will also be given to equitable internal pay relationships between related job classes and among the various levels within the same job family or department.* Continuing analysis of pay rates and supplementary pay practices shall be carried on, as well as analyses of jobs to determine comparability of job content.

Sec. 14. Minnesota Statutes 1971, Section 43.12, Subdivision 2, is amended to read:

Subd. 2. [SALARY RANGES.] (1) The following procedure will be used in establishing rates of pay for all (EMPLOYEES IN THE STATE CLASSIFIED SERVICE EXCEPT AS PROVIDED ELSEWHERE IN CHAPTER 43. CLASSES WILL BE ASSIGNED SALARY RANGES WITHIN AN AREA OF COMPENSATION BEGINNING AT A PRESCRIBED MONTHLY BASE RATE AND EXTENDING UPWARD BY A MAXIMUM OF 50 ADDITIONAL FOUR PERCENT INCREMENTS ROUNDED TO THE NEAREST DOLLAR. SALARY RANGE ASSIGNMENTS FOR EACH CLASS OF WORK WILL INCLUDE NO MORE THAN TEN SALARY STEPS. EFFECTIVE NOVEMBER 17, 1971, THE PRESCRIBED MONTHLY BASE RATE WILL BE \$290 PER MONTH.)

(IN ASSIGNING CLASSES OF WORK TO THIS SCHEDULE THE BOARD SHALL GIVE CONSIDERATION TO THE REDUCTION OF SUPERVISORY LEVELS AND SEPARATE CLASSIFICATIONS) *state employees in the classified service whose positions are assigned to classes in the administrative, management, and professional salary schedule, hereinafter referred to as schedule "A". Classes shall be assigned salary ranges within an area of compensation beginning at a prescribed minimum monthly rate of pay and extending upward by a maximum of 30 additional salary increments. Salary range assignments*

for each class of employment in this schedule shall include no more than ten salary steps. Effective July 11, 1973, the prescribed minimum monthly rate of pay shall be \$708. The maximum monthly rate of pay shall be \$2,294.

(2) All employees whose rates of pay are established according to (THE SALARY SCHEDULE CITED IN SECTION 43.12, SUBDIVISION 2 CLAUSE (1), EFFECTIVE NOVEMBER 17, 1971, SHALL BE ADVANCED IN SALARY TO THE NEW MINIMUM RATE FOR THEIR CLASS OR TWO AND ONE-HALF SALARY STEPS, WHICHEVER IS GREATER.) salary schedule "A" as cited in section 43.12, subdivision 2, clause (1), effective July 11, 1973, shall be advanced in salary from their rate of pay and step in salary range immediately preceding that date to the comparable step in the new salary range for their class or to the new minimum rate of pay for their class, whichever rate is greater provided that all employees shall receive at least a one step salary increase so long as that increase does not cause the employee's compensation to exceed the new range maximum.

(3) (EFFECTIVE THE BEGINNING OF THE FIRST PAYROLL PERIOD IN FISCAL YEAR 1972-1973, ALL EMPLOYEES COMPENSATED ACCORDING TO THE SALARY SCHEDULE CITED IN 43.12, SUBDIVISION 2(1), SHALL BE ADVANCED BY ONE SALARY STEP WITHIN THEIR RESPECTIVE SALARY RANGE TO THE NEXT HIGHER STEP. THE ONE SALARY STEP ADVANCEMENT WILL ALSO APPLY TO THOSE EMPLOYEES WHOSE RATES OF PAY ARE AT OR ABOVE THE MAXIMUM RATE FOR THEIR CLASS AS A RESULT OF THE ADJUSTMENT PROVIDED FOR IN SECTION 43.12, SUBDIVISION 2 CLAUSE (2). HOWEVER, ANY PERSON SERVING HIS INITIAL PROBATIONARY PERIOD AT THE TIME OF THE FISCAL YEAR 1972-1973 ADJUSTMENT, SHALL NOT RECEIVE THE ONE SALARY STEP ADVANCEMENT WITHIN HIS SALARY RANGE UNTIL HE SATISFACTORILY COMPLETES HIS INITIAL PROBATIONARY PERIOD.) Employees compensated according to salary schedule "A" as cited in section 43.12, subdivision 2, clause (1), whose monthly rate of pay immediately preceding July 11, 1973, equals or exceeds the new maximum monthly rate of pay for their class shall be advanced in salary by an amount equal to one-half the difference between the new maximum monthly rate of pay for their class and the next lowest monthly rate of pay in their salary range, rounded to the next highest dollar, effective July 11, 1973.

(4) The following (SCHEDULE OF HOURLY RATES IS) procedure shall be used to (ESTABLISHED AS THE) establish rates of pay for all state employees in the classified service (EMPLOYED IN SKILLED, SEMI-SKILLED, AND) whose positions are assigned to classes in the maintenance (CLASSES) and related trades schedule, hereinafter referred to as schedule "B". Classes shall be assigned an orientation and base rate, one consecutive wage step apart. The orientation rate shall be paid

during the probationary period, and the base rate thereafter. In assigning rates of pay to classes of work covered by this schedule, the board shall give *primary* consideration to the (MOST COMMONLY) *median of rates paid (RATES) by other public and private employers* for (EACH CLASS) *similar types* of work. Supplementary pay practices shall be evaluated and costs considered in comparing the rates (TO BE PRIVATE) *being paid by other (EMPLOYMENT) employers*. The board is authorized to establish a percentage differential based upon full annual employment and tenure where such advantages are not common in employment outside of the state service.

(RANGE	ORIENTATION	BASE)
(1B	3.33	3.47)
(2B	3.47	3.61)
(3B	3.61	3.76)
(4B	3.76	3.91)
(5B	3.91	4.07)
(6B	4.07	4.23)
(7B	4.23	4.40)
(8B	4.40	4.50)
(9B	4.50	4.76)
(10B	4.76	4.95)
(11B	4.95	5.15)
(12B	5.15	5.35)
(13B	5.35	5.57)
(14B	5.57	5.79)
(15B	5.79	6.03)

Effective July 11, 1973, the minimum hourly rate of pay in the maintenance and related trades schedule shall be \$3.69. The schedule shall provide for 13 additional wage steps with a maximum rate of \$6.19 per hour.

Notwithstanding any provision of chapter 43 to the contrary, the board is authorized to establish (a) hourly equipment rates to provide appropriate compensation to employees intermittently engaged in operating maintenance equipment and (b) an hourly rate to provide appropriate compensation to employees intermittently assigned to first level highway foreman work. The director (OF CIVIL SERVICE) shall establish regulations and procedures to equitably implement such hourly differential rates.

(5) All permanent employees whose rates of pay are established according to (THE WAGE SCHEDULE CITED IN SECTION 43.12, SUBDIVISION 2 CLAUSE (4), EFFECTIVE

NOVEMBER 17, 1971, SHALL BE ADVANCED IN SALARY TO THE ESTABLISHED BASE RATE FOR THEIR CLASS OR TWO AND ONE-HALF WAGE STEPS, WHICHEVER IS GREATER. TO RECEIVE THE TWO AND ONE-HALF WAGE STEP ADVANCEMENT, AN EMPLOYEE SHALL BE PERMITTED TO BE PAID AT A RATE HIGHER THAN THE ESTABLISHED BASE RATE FOR HIS CLASS. PROBATIONARY EMPLOYEES, EFFECTIVE NOVEMBER 17, 1971, SHALL BE ADVANCED IN SALARY TO THE ORIENTATION RATE FOR THEIR CLASS EXCEPT, IF THEY HAVE PERMANENT STATUS IN ANOTHER CLASS THEY SHALL BE ADVANCED IN SALARY BY ONE AND ONE-HALF WAGE STEPS. THE CIVIL SERVICE BOARD IS DIRECTED TO PREPARE AND ADOPT A SUPPLEMENTAL SCHEDULE OF HOURLY WAGE RATES TO IMPLEMENT THE PROVISIONS OF THIS CLAUSE.) *schedule "B" as cited in section 43.12, subdivision 2, clause (4), effective July 11, 1973, shall be advanced in salary to the established base rate for their class or receive one-half the difference between the monthly equivalence of the base rate for their class and the orientation rate for their class, rounded to the next highest dollar, whichever is greater.*

Probationary employees, effective July 11, 1973, shall be advanced in salary to the established orientation rate for their class.

(6) (EFFECTIVE THE BEGINNING OF THE FIRST PAYROLL PERIOD FOR THE FISCAL YEAR 1972-1973, THE HOURLY ORIENTATION AND BASE RATES CITED IN SECTION 43.12, SUBDIVISION 2, CLAUSE (4) SHALL BE ADJUSTED UPWARD BY FOUR PERCENT. CONCURRENT WITH THIS ADJUSTMENT OF THE HOURLY ORIENTATION AND BASE RATES, ALL WAGE ASSIGNMENTS AND INDIVIDUAL WAGE RATES WILL BE ADJUSTED UPWARD BY FOUR PERCENT. THE CIVIL SERVICE BOARD IS DIRECTED TO PREPARE AND ADOPT A SUPPLEMENTAL SCHEDULE OF HOURLY WAGE RATES TO IMPLEMENT THE PROVISIONS OF THIS CLAUSE.) *The following procedure shall be used to establish rates of pay for all state employees in the classified service whose positions are assigned to classes in the clerical, technical, service and related salary schedule, hereinafter referred to as schedule "C". Classes shall be assigned salary ranges within an area of compensation beginning at a prescribed monthly rate of pay and extending upward 27 additional fixed salary increments. Salary range assignments for each class of employment in this schedule shall not include more than seven salary steps. Effective July 11, 1973, the prescribed minimum monthly rate of pay shall be \$340. The maximum monthly rate of pay shall be \$1,100.*

(7) *All employees whose rates of pay are established according to salary schedule "C" as cited in section 43.12, subdivision 2, clause (6), effective July 11, 1973, shall be advanced in salary from their rate of pay and step in salary range immediately*

preceding that date, to the comparable step in the new salary range for their class unless otherwise provided in procedures established by the board.

(8) Employees compensated according to salary schedule "C" as cited in section 43.12, subdivision 2, clause (6), whose monthly rate of pay immediately preceding July 11, 1973, equals or exceeds the new maximum monthly rate of pay for their class shall be advanced in salary by an amount equal to one-half the difference between the new maximum monthly rate of pay for their class and the next lowest monthly rate of pay in their salary range, rounded to the next highest dollar, effective July 11, 1973.

(9) For each full four-tenths point increase in the consumers price index for Minneapolis-St. Paul, as published by the Bureau of Labor Statistics for the months of July, 1973, and April, 1974, new series index (1967=100), all monthly rates of pay in the "A" and special teacher salary schedules as cited in sections 43.12, subdivision 2, clause (1), and 43.121, subdivision 3, shall be increased by two-tenths of one percent, rounded to the nearest dollar. All hourly rates of pay in the "B" and "C" schedules as cited in section 43.12, subdivision 2, clauses (4) and (6), shall be increased by one cent per hour.

The increase, if any, in wages and salaries generated by this formula shall be effective with the first full payroll period after July 1, 1974, and shall continue in effect until the first full payroll period after January 1, 1975.

A redetermination of the cost of living allowance shall be made in October, 1974. For each full four-tenths point increase in the consumer price index for Minneapolis-St. Paul, as published by the Bureau of Labor Statistics for the months of July, 1973, through October, 1974, all monthly rates of pay in the "A" and special teacher salary schedules as cited in sections 43.12, subdivision 2, clause (1), and 43.121, subdivision 3, shall be increased by two-tenths of one percent, rounded to the nearest dollar. All hourly rates in the "B" and "C" schedules as cited in section 43.12, subdivision 2, clauses (4) and (6), shall be increased by one cent per hour. The increase, if any, in wages and salaries generated by this redetermination shall be effective with the first full payroll period after January 1, 1975.

During periods when such cost of living allowance is in effect, it shall be added to the applicable basic hourly and monthly rates of pay of each employee, including those that are above the maximum step of their range, and treated as a part thereof in all calculations involving employees' pay.

(10) The commissioner of administration may direct the state auditor to transfer to the various departments and agencies the necessary amounts to finance clause (9) into effect. These transfers shall be from such accounts and funds from which each department or agency receives its revenue, including appropriations from the general fund and from any other fund, now or

hereafter existing for the payment of salaries and in the same proportion as it pays therefrom the amounts of such salaries. Such sums of money as are necessary for such purposes are hereby appropriated to such departments or agencies from such account and fund in the state treasury. The accounts and funds referred to from which agencies receive appropriations under the terms of this section are hereby declared to be a source of revenue for the purposes of any other law or statutory enactment.

((7)) (11) Overtime worked shall be compensated for either by cash payment or compensatory time off as provided for in overtime schedules approved under the provisions of the civil service rules.

((8)) (12) None of the provisions of sections 43.12, subdivision 2, to 43.122, shall apply to employees in the classified service under the state civil service act who are paid on a fee basis, or to such employees who are department heads.

((9) AN EMPLOYEE APPOINTED ON OR SUBSEQUENT TO JULY 14, 1971, AND PRIOR TO NOVEMBER 17, 1971, MAY RECEIVE THE PRESCRIBED SALARY AND WAGE INCREASES SET FORTH IN SECTION 43.12, SUBDIVISION 2, CLAUSES (2) AND (5) WITH THE APPROVAL OF HIS APPOINTING AUTHORITY. HOWEVER, SO THAT ALL EMPLOYEES ARE COMPENSATED AT AN ESTABLISHED RATE OF PAY, AN EMPLOYEE WHO IS NOT GRANTED THE PRESCRIBED SALARY OR WAGE INCREASE PROVIDED UNDER THE PROVISIONS OF THIS CLAUSE SHALL HAVE HIS RATE OF PAY ADVANCED TO THE NEXT HIGHER SALARY OR WAGE STEP ESTABLISHED FOR HIS CLASS OR THE NEW MINIMUM SALARY RATE OR PROBATIONARY WAGE RATE FOR HIS CLASS, WHICHEVER IS GREATER.)

((10)) (13) Except as otherwise provided in section 43.12, subdivision 2, no class will be reassigned to a higher salary range by the civil service board during the (1971-1973) 1973-1975 biennium.

((11) NOTWITHSTANDING THE PROVISIONS OF ANY OTHER LAW TO THE CONTRARY, THE CIVIL SERVICE BOARD IS DIRECTED TO REDUCE ALL ADOPTED SALARY ASSIGNMENTS BY TWO PERCENT FOR CLASSES OF WORK COMPENSATED ACCORDING TO THE SALARY SCHEDULES CITED IN SECTION 43.12, SUBDIVISION 2, CLAUSES (1) AND (4) AND SECTION 43.121, SUBDIVISION 3, EXCEPT IN NO INSTANCE SHALL THE MINIMUM RATE OF A SALARY ASSIGNMENT BE LESS THAN THE PRESCRIBED MONTHLY BASE RATE. THE CIVIL SERVICE BOARD IS DIRECTED TO PREPARE AND ADOPT A SUPPLEMENTAL SCHEDULE OF SALARY RATES TO IMPLEMENT THE PROVISIONS OF THE CLAUSE ROUNDED OFF TO THE NEAREST DOLLAR.)

(12) IF THE MINNEAPOLIS-ST. PAUL CONSUMERS' PRICE INDEX INCREASES AT LEAST ONE AND ONE HALF PERCENT BETWEEN OCTOBER, 1971, AND APRIL, 1972, ALL SALARY AND WAGE RATES CITED IN SECTION 43.12, SUBDIVISION 2 CLAUSES (1) AND (4) SHALL BE INCREASED IN VALUE BY TWO PERCENT EFFECTIVE AT THE BEGINNING OF THE FIRST PAYROLL PERIOD FOR FISCAL YEAR 1972-1973. CONCURRENT WITH THIS ADJUSTMENT, ALL SALARY AND WAGE ASSIGNMENTS SHALL BE INCREASED BY TWO PERCENT AND EMPLOYEES SHALL BE ADVANCED TO THE COMPARABLE STEP OF THE REVISED SCHEDULE OF RATES. IN THE EVENT THIS INCREASE SHOULD OCCUR, THE CIVIL SERVICE BOARD IS DIRECTED TO ESTABLISH SUPPLEMENTAL SALARY SCHEDULES WITH STEPS TWO PERCENT HIGHER THAN THE SCHEDULES THEN IN EFFECT. WHERE NECESSARY TO RECEIVE THIS ADVANCEMENT, AN EMPLOYEE SHALL BE PERMITTED TO BE PAID AT A RATE HIGHER THAN THE ESTABLISHED MAXIMUM RATE FOR HIS CLASS.)

(13) THE COMMISSIONER OF ADMINISTRATION IS HEREBY AUTHORIZED TO DIRECT THE STATE AUDITOR TO TRANSFER TO THE VARIOUS DEPARTMENTS AND AGENCIES THE NECESSARY AMOUNTS TO FINANCE CLAUSE (12) INTO EFFECT. THESE TRANSFERS SHALL BE FROM SUCH ACCOUNTS AND FUNDS FROM WHICH EACH DEPARTMENT OR AGENCY RECEIVES ITS REVENUE, INCLUDING APPROPRIATIONS FROM THE GENERAL FUND AND FROM ANY OTHER FUND, NOW OR HEREAFTER EXISTING FOR THE PAYMENT OF SALARIES AND IN THE SAME PROPORTION AS IT PAYS THEREFROM THE AMOUNTS OF SUCH SALARIES. SUCH SUMS OF MONEY AS ARE NECESSARY FOR SUCH PURPOSES ARE HEREBY APPROPRIATED TO SUCH DEPARTMENTS OR AGENCIES FROM SUCH ACCOUNT AND FUND IN THE STATE TREASURY. THE ACCOUNTS AND FUNDS REFERRED TO FROM WHICH AGENCIES RECEIVE APPROPRIATIONS UNDER THE TERMS OF THIS SECTION ARE HEREBY DECLARED TO BE A SOURCE OF REVENUE FOR THE PURPOSES OF ANY OTHER LAW OR STATUTORY ENACTMENT.)

(14) Notwithstanding the provisions of any other law to the contrary, when making an appointment to the unclassified service of the executive branch of government, the appointing authority shall provide the director (OF CIVIL SERVICE) with a personal resume of the appointee and a detailed job description outlining the duties and responsibilities of the position which the appointee will occupy in such form as the director may prescribe. Any changes in work assignment shall be reported in writing to the director. If, in the judgment of the director, additional information is required in order to establish comparability with positions in the classified service, the director shall review the

duties of the position in the same manner as a position in the classified service would be investigated. All persons in the unclassified service of the executive branch of government, except those whose salary is set specifically by statute, (MAY, WITH THE APPROVAL OF THE APPOINTING AUTHORITY, BE GRANTED SALARY INCREASES ON THE SAME EFFECTIVE DATES AS ALL EMPLOYEES OF THE CLASSIFIED STATE CIVIL SERVICE, BUT IN NO EVENT MAY THESE SALARY INCREASES EXCEED THE SALARY INCREASES AUTHORIZED FOR PERSONNEL IN THE CLASSIFIED SERVICE NOR) shall be paid according to the compensation provisions applicable to employees performing comparable work in the classified service, but in no event shall unclassified personnel receive rates of pay which exceed the maximum rate of the salary range established for comparable work in the classified service.

(15) NOTWITHSTANDING THE PROVISIONS OF ANY OTHER LAW TO THE CONTRARY, ALL NON-ACADEMIC EMPLOYEES OF THE UNIVERSITY OF MINNESOTA AND THE UNIVERSITY OF MINNESOTA DEPARTMENT OF CIVIL SERVICE PERSONNEL SHALL BE SUBJECT TO ALL OF THE PRECEDING CLAUSES AS IF THEY WERE CLASSIFIED EMPLOYEES OF THE MINNESOTA CIVIL SERVICE AND THE MINNESOTA CIVIL SERVICE BOARD).

(15) *Effective July 1, 1974, employees whose positions are assigned to classes in the A, B and C compensation schedules working an assigned shift that begins before 6:00 a.m. or which ends on or after 7:00 p.m. shall receive a shift differential of ten cents per hour for all hours worked on that shift in addition to their regular rate of pay. Such differential shall be included in all payroll computations for hours worked but shall not apply during periods of paid leave.*

Employees working the regular day schedule who are required to work overtime or who are called back to work for special projects shall not be eligible for the shift differential.

(16) *Effective July 1, 1973, any permanent employee who is separated from the state classified service by reason of death, mandatory retirement, layoff, excluding seasonal layoffs, or who is separated after completing 20 years of state service shall be entitled upon such separation, to pay in an amount equal to ten percent of the employee's regular accumulated but unused sick leave balance at the time of separation. Effective July 1, 1974, severance pay shall be computed upon 20 percent of the employee's regular accumulated but unused sick leave balance. The provisions of this clause shall apply to unclassified employees in the same manner as they apply to employees in the classified service.*

Should any employee who has received severance pay be subsequently reappointed to state service, eligibility for future sever-

ance pay shall be computed upon the difference between the amount of accumulated but unused sick leave to the employee's credit at the time the employee was separated and the amount of accumulated but unused sick leave balance at the time of the employee's subsequent eligibility for severance pay.

The base for computing the severance pay provided for in this clause shall not exceed 800 hours, nor shall said base include lapsed sick leave hours as defined by departmental rules and regulations.

Such severance pay shall be excluded from retirement deductions and from any calculations in retirement benefits and shall be paid over a period not to exceed five years from termination of employment. In the event that a terminated employee dies before all or a portion of the severance pay has been disbursed, that balance due shall be paid to a named beneficiary or, lacking same, to the deceased's estate.

(17) The board is hereby empowered to establish by rule an injured on duty compensation plan for certain classes of state employees in hazardous or dangerous classes of employment. Said plan shall not be subject to the limitations contained in Minnesota Statutes, Section 176.021, Subdivision 5.

Sec. 15. Minnesota Statutes 1971, Section 43.12, Subdivision 2a, is amended to read:

Subd. 2a. [CAREER EXECUTIVE SERVICE.] (a) There is established a career executive service within the Minnesota state service.

The purpose of the career executive service is to foster managerial and high level professional identification, development, utilization, mobility and responsiveness in the state service.

((A) (b) The director (OF CIVIL SERVICE, WITH THE APPROVAL OF THE BOARD,) shall designate (CLASSES) positions in the classified service of the state as eligible for (ASSIGNMENT TO) inclusion in the career executive (COMPENSATION SCHEDULE) service. Such (CLASSES) positions shall include those which carry basic responsibilities for high level professional or scientific competence, policy determination, leadership, or the internal management and administration of a department or other major unit.

The incumbents of such (CLASSES) positions shall be selected from among the employees of the state, or its political subdivisions, as set forth in this subdivision (2A, CLAUSES (B), (C), AND (D)).

((B)) (c) Eligibility for appointment to (ASSIGNMENT IN) the career executive (COMPENSATION SCHEDULE) service shall be (ESTABLISHED AS A RESULT OF AN EXAMINATION OF PERSONS WHO FIRST MEET SUCH QUALIFICATIONS) in accordance with regulations and procedures as the (BOARD) director shall determine. (THE BOARD SHALL SELECT INDIVIDUALS KNOWLEDGEABLE IN

THE FIELD OF ADMINISTRATIVE MANAGEMENT WHO SHALL SERVE IN AN EXAMINING CAPACITY TO REVIEW IN DETAIL THE APPLICANTS' QUALIFICATIONS. THE REVIEW SHALL INCLUDE BUT NOT BE LIMITED TO THE FOLLOWING MATTERS: (1) EDUCATIONAL QUALIFICATIONS, (2) PERTINENT WORK EXPERIENCE, (3) EVIDENCE OF CONTINUING ACADEMIC DEVELOPMENT, (4) MEMBERSHIP IN PROFESSIONAL ORGANIZATIONS, AND (5) ESTIMATE OF CONTINUING PROFESSIONAL GROWTH IN A PARTICULAR DISCIPLINE.) *Assignments will be made only after the nominee has achieved permanent or probationary civil service status in the class occupied at the time nomination is made and after meeting requirements as determined by the director.*

((C)) (d) The provisions of chapter 43, and sections 197.45 to 197.48 insofar as they relate to the selection, classification, preference, transfer, tenure and other conditions of employment shall not apply in the selection and assignment of personnel in the career executive (COMPENSATION SCHEDULE) service. (ASSIGNMENTS) *Appointments may be terminated by the appointing authority, provided, however, that (A WRITTEN REPORT RELATIVE TO SUCH) the termination is (FIRST SUBMITTED TO THE BOARD) not based on reasons of politics, religion, race, age, sex, or disability.*

((D)) (e) The director shall certify the names of those persons (PASSING A SCREENING EXAMINATION) *meeting requirements established elsewhere in this subdivision to the appointing authority (IN THE ORDER OF THEIR PERFORMANCE IN SAID EXAMINATION), and the appointing authority shall be limited in his appointment to such list.*

((E)) (f) No person (ASSIGNED) *appointed to the career executive (COMPENSATION SCHEDULE) service shall be deemed to acquire any vested rights or tenure to such (ASSIGNMENT) appointment, provided however, that the time served in such (ASSIGNMENT) appointment shall be credited to (HIS) the employee's seniority, sick leave, vacation, and retirement rights (. UPON THE TERMINATION OF HIS ASSIGNMENT TO THE CAREER EXECUTIVE COMPENSATION SCHEDULE,) if the employee was appointed to the career executive service from the classified service. An employee may be reassigned to another career executive service position at the same or lower level at the discretion of his appointing authority. An employee removed from the career executive service who was appointed from the classified state service shall be reinstated to his former grade in the same or similar position under the civil service laws and his compensation shall be at the level formerly received plus any annual increments he would have received had he remained in the schedule provided in subdivision 2, clause (1).*

(g) *The director may establish and enforce regulations and procedures with respect to the career executive service to ensure compliance with the purposes and intent of this subdivision.*

(h) *Notwithstanding any provision to the contrary, persons appointed to the career executive service shall be subject to the retirement requirements set forth in section 43.051.*

Sec. 16. Minnesota Statutes 1971, Section 43.12, Subdivision 2b, is amended to read:

Subd. 2b. [CAREER EXECUTIVE SERVICE.] The following schedule of rates is established as the annual rates of pay for the employees selected under subdivision 2a:

CES-I	(13,000)	13,500	to	(18,000)	21,500
CES-II	(\$15,000)	15,500	to	(21,000)	24,500
CES-III	(18,000)	18,500	to	(24,000)	28,000
CES-IV	(22,000)	23,000	to	(28,000)	32,000

The salary rate to be paid an employee, within the range assigned by the director, shall be determined by the appointing authority. The beginning salary rate and any subsequent changes shall be reported to the director by the appointing authority.

Sec. 17. Minnesota Statutes 1971, Section 43.12, Subdivision 3, is amended to read:

Subd. 3. [ALLOCATIONS.] (1) The director shall allocate each position in the classified civil service to one of the classes within the classification plan, subject to review of the board if an application is made in writing to the board upon one of the grounds set forth in clause (7) by the appointing authority immediately affected at any time within 30 days following notice to him of that allocation, or within 30 days from the date of notice of the final action of the director in case of an application for reconsideration, as hereinafter provided for, and thereafter all salary rates, schedules, or compensation policies shall apply uniformly to all positions within each class, in accordance with rules and regulations established by the board, except those positions for which special provision is made in clause (6) below. When a position which has not been allocated to one of the classes within the classification plan is established, the appointing authority shall notify the director, who shall allocate that new position to its appropriate class, subject to the same right of review by the board as heretofore provided in this clause.

(2) After the director makes an allocation under clause (1), he shall notify the appointing authority affected, in writing, of that allocation. The allocation shall become immediately effective, but the appointing authority may within ten days file with the director an application for reconsideration, together with any written evidence by way of affidavits, statements or exhibits which that appointing authority may desire considered by him. The director shall act upon that application within ten days after receiving it, and notify the appointing authority of his final action. In case of the filing of such application for reconsideration, the time for asking a review by the board shall

commence to run from the date of notice to the appointing authority of the director's final action.

(3) Whenever, because of changes in the organizational structure of an agency, in the duties of a position, or for some other reason, a position appears to be improperly allocated, the director shall, upon his own initiative, or upon the written request of a permanent employee or an appointing authority, investigate the duties of the affected position. Following that investigation he may reallocate it to an appropriate class. If the director makes a reallocation or denies an application for reallocation, under this clause, he shall notify the appointing authority and the employee affected of his action. A permanent employee or appointing authority affected by any such action shall have the same right to make an application for reconsideration as is granted an appointing authority in the case of an original allocation by clause (2), and the procedure set out in clause (2) shall apply to such application. Except as provided in clause (6) below, any reallocation granted by the director shall become effective upon the expiration of the time fixed for making an application for reconsideration, if none is made, or if one is made, at the date of notice by the director of this final action. A permanent employee or appointing authority shall have the same right of review by the board of a reallocation which changes the class of a position as is granted an appointing authority in the case of an original allocation. Application for such a review must be made within 30 days from the date of notice by the director of his original action, or, if a reconsideration has been asked, within 30 days from the date of the director's final action upon that application.

(4) In case of any allocation under clause (1), or any reallocation under clause (3), no examination of witnesses nor any trial or hearing shall be required, but the director may act upon such matters as are submitted to him in writing by the employee whose position will be affected by a reallocation or by the appointing authority who will be affected by an allocation or a reallocation, and reports and records of investigators of the department, and may take official notice of the records of the department and of allocations of other comparable positions. The matters of which he takes official notice shall be set out by him in a memorandum to be filed with his order or report of investigation and made a part of his record. In all cases of applications for reallocation, the burden of proof shall be upon the person requesting the reallocation.

(5) Except as provided in clause (6) below, the incumbent of a position which has been reallocated shall continue in the position only if he is eligible for and actually is appointed to the position of the new class in accordance with the rules of the board governing promotion, transfer, and demotion. In any case in which the incumbent is ineligible to continue in the position and he is not transferred, promoted or demoted, the layoff provisions of this chapter and the rules of the board shall apply. Per-

sonnel changes required by the reallocation of positions shall be completed within a period of 60 days following the date of reallocation notice to an appointing authority. Any employee with permanent or probationary status whose position is reallocated shall be considered eligible to compete in any promotional examination held to fill the reallocated position, as provided in the rules of the board.

(6) When a position is reallocated by the director to a class in a lower salary range, *or when an employee is demoted to a position in a lower salary range*, the director and the commissioner of administration may give consideration to the employee's long or outstanding service, exceptional or technical qualifications, age, health, or *substantial changes in work assignment or operational changes in state government which eliminate positions held by classified employees with permanent status*. When, as a result of such consideration, the director and the commissioner determine that the best interests of the state will be served by such action, the position shall be reallocated but the employee shall continue at the same rate of pay. Thereafter, as long as he remains in the same position, such employee shall not be eligible to receive any salary increases, *except those economic adjustment increases based on the consumer's price index authorized by law*, until such time as his salary once again may be within the range of the class to which his position has been reallocated.

(7) A review by the board as provided for in this subdivision may be had when the employee or appointing authority affected files an application for review in writing on the ground:

(a) That the action of the director was not in accordance with the civil service act;

(b) That the action of the director was unwarranted by the evidence before him, or was procured by fraud, coercion or other improper conduct of any party in interest.

The board after receiving any application for review shall order the director to submit to it the record upon which he acted and thereafter, upon that record, may sustain, reverse or modify the action of the director or, in its discretion, may order that further evidence be taken by him to be submitted to the board and considered by it upon its review.

Sec. 18. Minnesota Statutes 1971, Section 43.121, Subdivision 2, is amended to read:

Subd. 2. When an additional class is added to the classification plan, it shall be assigned to one of the salary (RANGES) schedules set forth in section 43.12, subdivision 2 (, AND, IF THE DUTIES AND RESPONSIBILITIES OF A CLASS IN THE PLAN ARE SUBSTANTIALLY CHANGED, OR IF AN APPARENT INEQUITY EXISTS IN THE ASSIGNMENT OF A CLASS TO A SALARY RANGE, THAT CLASS SHALL BE REASSIGNED TO ANOTHER SALARY RANGE BY THE DIRECTOR OF CIVIL SERVICE). Such assignment (OR RE-

ASSIGNMENT) to a salary (RANGE) *schedule* when approved by the civil service board after public hearing shall be submitted to the commissioner of administration who shall determine whether funds are available for such purposes. The commissioner of administration may approve or reject such schedules. These schedules shall become effective when approved by the commissioner and shall be used by him in connection with all payrolls and accounting records and with all budget estimates for all departments or agencies of the state government. Upon his approval, the commissioner shall file such new schedules in the office of the secretary of state.

Sec. 19. Minnesota Statutes 1971, Section 43.122, is amended to read:

43.122 [SALARY INCREASES.] Subdivision 1. Appointing authorities are authorized to grant achievement awards in the amount of one salary step for employees assigned to (THE) schedule A, as set forth in section 43.12, subdivision 2 clause (1), who have demonstrated outstanding performance. Justification to the director must be in writing setting forth qualitative and quantitative criteria on which the determination was made. In no instance shall such awards be granted in excess of 20 percent of employees authorized at the beginning of each fiscal year, nor to employees whose rates of pay are at or above the maximum rate of pay established for their class. Appointing authorities shall make every effort to distribute achievement awards equitably among and within all classifications to eligible employees. (TO INSURE CONFORMANCE TO LEGISLATIVE INTENT, APPOINTING AUTHORITIES SHALL SUBMIT QUARTERLY REPORTS TO THE CHAIRMAN OF THE SENATE CIVIL ADMINISTRATION AND HOUSE GOVERNMENTAL OPERATIONS COMMITTEES INDICATING THE NAME AND CLASSIFICATION OF EACH EMPLOYEE GRANTED AN ACHIEVEMENT AWARD, AND THE SALARY STEP AT WHICH THE EMPLOYEE IS BEING COMPENSATED WITHIN HIS SALARY RANGE. A COPY OF EACH SUCH REPORT MUST BE FILED WITH THE CIVIL SERVICE DIRECTOR. THE FIRST QUARTERLY REPORT IS DUE APRIL 1, 1972.)

Subd. 2. Within the limits of available appropriations an appointing authority may propose salary increases *within the range* of more than one step or more frequently than provided in this section upon detailed written statements to the director specifying the unusual employment conditions that make such action necessary. The director shall review each such proposal giving due consideration to the salary rates paid other employees in the same class and agency and may deny any request which in his judgment is contrary to the best interest of the service.

Subd. 3. (a) *Employees in classes assigned to the "A" schedule as cited in section 43.12, subdivision 2, clause (1), may receive a one step salary increase annually, on their anniversary*

date, to the position rate in their salary range, provided performance is satisfactory as indicated by their appointing authority.

The position rate shall be as follows:

9 step salary range — 5th step

8 step salary range — 5th step

7 step salary range — 4th step

6 step salary range — 4th step

5 step salary range — 4th step

4 step salary range — 3rd step

3 step salary range — 3rd step

Beyond the position rate, employees may receive one step satisfactory performance increases biennially, on their anniversary date, upon the recommendation of their appointing authority, up to and including the maximum rate of the salary range for their class.

No increases authorized by this subdivision shall be granted by the appointing authority until an appropriate employee evaluation program is filed with the director. Authorized increases shall be recommended in the context of performance measured against specific performance standards or objectives.

Appointing authorities shall not recommend increases for those employees in this schedule who have not met, or only marginally attained, performance standards or objectives. Increases withheld may subsequently be granted by the appointing authority upon certification to the director that the employee is achieving performance standards or objectives.

(b) Employees in classes assigned to the "C" schedule as cited in section 43.12, subdivision 2, clause (6), shall progress through the salary range for their class according to the following procedure:

Employees compensated at the first step in their salary range shall be advanced to the second step following the completion of 1,044 hours of satisfactory service subsequent to the implementation of the provisions of section 43.12, subdivision 2, clause (7). Employees compensated at the second step in their salary range shall be advanced to the third step following the completion of 1,044 hours of satisfactory service subsequent to the implementation of the provisions of section 43.12, subdivision 2, clause (7).

Employees compensated at or beyond the third step in their salary range shall advance to the next highest rate in their salary range at the completion of each increment of 2,088 hours of satisfactory service subsequent to the implementation of the provisions of section 43.12, subdivision 2, clause (7), until the maximum rate of pay is attained.

Employees compensated at the maximum step in their range or above shall receive no salary adjustments under the provisions of this subdivision.

(c) Appointing authorities may withhold increases authorized in section 43.122, subdivision 3, clause (b). Those employees who will be denied an increase because of unsatisfactory service must be notified in writing. Increases withheld may subsequently be granted by the appointing authority upon certification to the director that the employee has achieved a satisfactory level of performance.

(d) All salary increase provisions for the "A" schedule cited in section 43.122, subdivision 3, shall be effective beginning with the payroll period following the employee's anniversary date but in no instance prior to the first full payroll period subsequent to May 30, 1974.

Subd. 4. [ANNIVERSARY DATES.] To determine anniversary dates for the purposes of this section, the following procedure shall be used. For all persons employed on or before May 30, 1973, annual anniversary dates shall be computed from that date. For those employed subsequent to May 30, 1973, the anniversary date shall be computed from the date of employment. For those promoted, reinstated, reemployed, or returned from leave of absence subsequent to May 30, 1973, the anniversary date shall be computed from the date of the action. Anniversary dates shall not be affected by the withholding of increases authorized in section 43.122, subdivision 3, clause (1).

Sec. 20. Minnesota Statutes 1971, Section 43.126, Subdivision 1, is amended to read:

43.126 [SPECIAL RATES OF PAY.] Subdivision 1. Notwithstanding the provisions of sections 43.12 and 43.121 to 43.123, the following salary ranges are established with annual salaries as shown:

Range A	(\$19,500)	\$23,000	to	(\$28,000)	\$32,000
Range B	(\$23,500)	\$28,000	to	(\$32,000)	\$38,000
Range C	(\$27,500)	\$30,000	to	(\$37,000)	\$45,000

Sec. 21. Minnesota Statutes 1971, Section 43.24, Subdivision 1, is amended to read:

43.24 [REMOVAL.] Subdivision 1. [WRITTEN STATEMENT.] No permanent employee in the classified service, under the provisions of this chapter or the rules made pursuant thereto, shall be removed, discharged, suspended without pay for more than 30 days, or reduced in pay or position, except for just cause, which shall not be religious or political, or because of the employee's race, sex, disability or age, subject however to the mandatory retirement ages specified by law. In case of any disciplinary action, as enumerated in this section, the employee shall, before the action is taken, be furnished with a statement, in writing, setting forth the reasons for the disciplinary

action, be permitted five days time to reply thereto, in writing, or upon his request, to appear personally and reply to the head of the department. A copy of the statement and the employee's reply, if any, shall be filed with the director (OF CIVIL SERVICE) prior to the effective date thereof.

Sec. 22. Minnesota Statutes 1971, Section 43.50, Subdivision 1, is amended to read:

43.50 [PAYMENT OF PREMIUMS.] Subdivision 1. Each department or agency of the state government shall pay the amounts due for basic life insurance and basic health benefits coverage authorized for eligible state employees as provided by Laws 1967, Chapter 103. *Additionally, and notwithstanding any law to the contrary, effective July 1, 1974, each department or agency of the state government shall contribute \$10 per month toward the cost of dependent hospital-medical insurance coverage premiums for their eligible employees who have eligible dependents. To enable employees to receive benefit from this provision, an open enrollment period of not less than one month, commencing May 1, 1974, is established. During said open enrollment period employees may enroll their dependents without proof of insurability. Effective January 1, 1975, the state contribution provided herein shall apply to eligible members of the legislature who have eligible dependents.* Each of such departments and agencies shall pay such amounts from such accounts and funds from which each department or agency receives its revenues, including appropriations from the general fund and from any other fund, now or hereafter existing for the payment of salaries and in the same proportion as it pays therefrom the amounts of such salaries. Such sums of money as are necessary for such purposes are hereby appropriated to such departments and agencies from such account and funds in the state treasury. In order to enable the state auditor to maintain proper records covering the appropriations made by this section, he may require such certifications in connection therewith as he may deem necessary from any state department or agency whose officers and employees receive benefits pursuant to Laws 1967, Chapter 103. The accounts and funds referred to from which departments and agencies receive appropriations under the terms of this section are hereby declared to be a source of revenue for the purposes of any other law or statutory enactment.

Sec. 23. Minnesota Statutes 1971, Section 299D.03, Subdivision 2, is amended to read:

Subd. 2. [SALARIES.] (1) Each such employee other than the chief supervisor, lieutenant colonel, majors, captains, and sergeants hereinafter designated shall be known as patrol officers.

(2) There may be appointed one lieutenant colonel; and such majors, captains, sergeants and officers as the commissioner deems necessary to carry out the duties and functions of the highway patrol. Persons in above named positions shall be appointed by law and have such duties as the commissioner may

direct and, except for officers, shall be selected from the patrol officers, sergeants, captains, and majors who shall have had at least five years' experience as either patrol officers, sergeants, or supervisors. (THE TOTAL NUMBER OF SUPERVISORS SHALL NOT EXCEED ONE FOR EACH TEN PATROL OFFICERS, BUT NO SUPERVISOR SHALL BE DEMOTED IN ORDER TO OBTAIN THIS RATIO. VACANCIES IN SUPERVISORY POSITIONS, HOWEVER, SHALL NOT BE FILLED UNTIL THE RATIO PROVIDED FOR HEREIN IS REACHED.)

(3) Commencing (NOVEMBER 17, 1971) *July 11, 1973*, the salaries for all members of the highway patrol, except for the chief supervisor (AND THOSE MEMBERS SUBJECT TO THE PROVISIONS OF CLAUSE (7),) shall be as shown in the following table:

(TIME IN RANK)

	(BASE) (SALARY)	(1) (YEAR)	(2) (YEARS)	(3) (YEARS)
(OFFICER	\$ 736	766	797	828)
(SERGEANT	1008	1008	1008	1049)
(CAPTAIN	1134	1134	1134	1179)
(MAJOR	1275	1275	1275	1326)
(LT. COL.	1434	1434	1434	1491)
	(4) (YEARS)	(5 & 6) (YEARS)	(7) (THRU) (11) (YEARS)	(12) (YEARS) (AND) (OVER)
(OFFICER	\$ 861	896	931	969)
(SERGEANT	1049	1090	1090	1090)
(CAPTAIN	1179	1226	1226	1226)
(MAJOR	1326	1379	1379	1379)
(LT. COL.	1491	1550	1550	1550)

((4) BEGINNING WITH THE FIRST PAYROLL PERIOD IN FISCAL YEAR 1972-73, THE SALARIES FOR ALL MEMBERS OF THE HIGHWAY PATROL, EXCEPT FOR THE CHIEF SUPERVISOR, AND THOSE MEMBERS SUBJECT TO THE PROVISIONS OF CLAUSE (7), SHALL BE AS SHOWN IN THE FOLLOWING TABLE:)

TIME IN RANK

	Base Salary	1 Year	2 Years	3 Years
Officer	\$(766) 808	(797) 851	(828) 894	(861) 938
Sergeant	(1049) 1113	(1049) 1113	(1049) 1158	(1090) 1158
Captain	(1179) 1252	(1179) 1252	(1179) 1302	(1226) 1302
Major	(1326) 1408	(1326) 1408	(1326) 1464	(1379) 1464
Lt. Col.	(1491) 1584	(1491) 1584	(1491) 1647	(1550) 1647
	4 (thru 6) Years	5 & 6 Years	7 thru 11 Years	12 Years and Over
Officer	\$(896) 982	(931) 969	1026	(1008) 1070
Sergeant	(1090) 1204	(1134) 1134	1204	(1134) 1204
Captain	(1226) 1354	(1275) 1275	1354	(1275) 1354
Major	(1379) 1523	(1434) 1434	1523	(1434) 1523
Lt. Col.	(1550) 1713	(1613) 1613	1713	(1613) 1713

Commencing July 10, 1974, the salary rates for all highway patrol officers and sergeants as cited in section 299D.03, subdivision 2, clause (3), shall be increased by \$10 per month in lieu of receiving any salary differential for working evening and night hours.

(THE SALARY FIGURES SHOWN IN THE TABLE ABOVE SHALL BE INCREASED IN VALUE BY TWO PERCENT, EFFECTIVE AT THE BEGINNING OF THE FIRST PAYROLL PERIOD IN FISCAL YEAR 1972-73, IF THE CLASSIFIED CIVIL SERVICE RECEIVES A TWO PERCENT COST OF LIVING INCREASE PURSUANT TO OTHER LAW.)

In addition to the rates of pay provided above, all employees compensated according to the above salary table shall be paid a cost of living allowance to be determined and redetermined in the following manner:

The difference, if any, between the consumers price index for the city of Minneapolis-St. Paul, Minnesota (new series index 1967=100) as published for the months of July, 1973, and April, 1974, by the Bureau of Labor Statistics of the United States Department of Labor shall be computed. For each full four-tenths point increase so computed, one cent per hour shall be added to the hourly rate of pay of each highway patrol officer; and two-tenths of one percent rounded to the nearest dollar shall be added to the monthly rate of pay of each sergeant, captain, major, and lieutenant colonel. Such cost of living allowance shall become effective the first full payroll period after July 1, 1974, and shall continue in effect until the first full payroll period after January

1, 1975. A redetermination of the cost of living allowance shall be made in October, 1974, and will involve computation of the difference, if any, between the aforementioned index as published for the base month of July, 1973, and the month of October, 1974. For each full four tenths point increase so computed one cent per hour shall be added to the hourly rate of pay of each officer; and two-tenths of one percent rounded to the nearest dollar shall be added to the monthly rate of pay of each sergeant, captain, major and lieutenant colonel as a cost of living allowance. Such cost of living allowance shall become effective the first full payroll after January 1, 1975.

During periods when such cost of living allowance is in effect, it shall be added to the applicable basic hourly and monthly rates of pay for highway patrol officer, sergeant, captain, major and lieutenant colonel, and treated as a part thereof in all calculations involving employees' pay.

The commissioner of administration may direct the state auditor to transfer to the department of public safety the necessary amount to finance the increased cost of the cost of living provisions of this clause. This amount is appropriated from the trunk highway fund to the department of public safety for this purpose.

(5) (4) Upon promotion, the person will be paid at the base salary rate of pay in effect for that rank, and (IF INITIALLY APPOINTED TO THE HIGHWAY PATROL ON OR BEFORE THE EFFECTIVE DATE OF THIS ACT,) shall subsequently be eligible for the time in rank increases calculated from the effective date of promotion.

(6) (5) Any time in rank increases in salary provided for in the tables in (CLAUSES) clause (3) (AND (4)), shall be effective for the payroll period nearest the employee's anniversary date of employment.

(7) PATROL OFFICERS APPOINTED ON OR AFTER THE EFFECTIVE DATE OF THIS ACT, SHALL BE PAID THE BASE SALARY ASSIGNED TO THE RANK OF PATROL OFFICER. IN LIEU OF TIME IN RANK INCREASES, 20 PERCENT OF SUCH OFFICERS SHALL BE ELIGIBLE FOR ACHIEVEMENT AWARDS CONTEMPLATED BY MINNESOTA STATUTES, SECTION 43.122, SUBDIVISION 1.)

(8) NO TIME IN RANK INCREASES SHALL BE GRANTED AFTER JUNE 30, 1973.)

The salary rates for all highway patrol officers and sergeants as cited in section 299D.03, subdivision 2, clause (3) shall be deemed to include reimbursement for meal and business expenses incurred by highway patrol officers and sergeants in the performance of their assigned duties in their patrol areas; business expenses include, but are not limited to: uniform costs, home garaging of squad cars and maintenance of home office.

Sec. 24. Minnesota Statutes 1971, Section 352.03, Subdivision 1, is amended to read:

352.03 [BOARD OF DIRECTORS, COMPOSITION, EXECUTIVE DIRECTOR; DUTIES, POWERS.] Subdivision 1. [MEMBERSHIP OF BOARD; ELECTION; TERM.] The policy making function of the system is hereby vested in a board of seven members, who shall be known as the board of directors, hereinafter called the board. This board shall consist of (THE STATE AUDITOR, THE STATE TREASURER, THE INSURANCE COMMISSIONER,) *three members appointed by the governor, one of whom shall be a constitutional officer or appointed state official and two public members knowledgeable in pension matters,* and four state employees who shall be elected by state employees covered by the system at a time and in a manner to be fixed by the board. Two board members, whose terms of office shall begin on the first Monday in March next succeeding their election, shall be elected biennially. The term of the two board members whose terms expire in 1968 shall terminate on the first Monday in March, 1968, and the terms of the two board members whose terms expire in 1970 shall terminate on the first Monday in March, 1970. The members of the board so elected shall hold office for a term of four years and until their successors are elected, and have qualified. A state employee on leave of absence shall not be eligible for election or re-election to membership on the board of directors; and the term of any board member who is on leave for more than six months shall automatically terminate upon the expiration of such period.

Sec. 25. Minnesota Statutes 1971, Section 352.03, Subdivision 3, is amended to read:

Subd. 3. [DIRECTORS SERVE WITHOUT COMPENSATION.] The members of the board *employed by the state* shall serve without compensation, but shall be reimbursed out of the retirement fund for expenses actually and necessarily paid or incurred in the performance of their duties, and shall suffer no loss of salary or wages through service on the board. *The public members of the board shall be paid \$35 per day for each day actually devoted to duties as a member of the board. Members of the board shall be paid for expenses in travel to and from meetings and for necessary expenses incurred during meetings of the board.*

Sec. 26. Minnesota Statutes 1971, Section 352.04, Subdivision 2, is amended to read:

Subd. 2. [EMPLOYEE CONTRIBUTIONS.] The employee contribution to the fund ((A) BY THOSE EMPLOYEES WHOSE STATE SERVICE IS COVERED BY THE FEDERAL SOCIAL SECURITY ACT) shall be an amount equal to (THREE) *four* percent of salary, (AND (B) BY THOSE EMPLOYEES WHOSE STATE SERVICE IS NOT COVERED BY THE FEDERAL SOCIAL SECURITY ACT SHALL BE AN AMOUNT EQUAL TO SIX PERCENT OF SALARY) *beginning with the first full pay period after June 30, 1973.* These contributions shall be made by deduction from salary in the manner provided in subdivision 4.

Sec. 27. Minnesota Statutes 1971, Section 352.04, Subdivision 3, is amended to read:

Subd. 3. [EMPLOYER CONTRIBUTIONS.] The employer contribution to the fund shall be ((1)) an amount equal to the total amount deducted from the salaries of employees on each payroll abstract, plus ((2) (A) AN ADDITIONAL ONE-HALF OF THE AMOUNT OF SUCH DEDUCTIONS BEGINNING WITH THE FIRST FULL PAY PERIOD AFTER JUNE 30, 1969, FOR EMPLOYEES PAYING THREE PERCENT CONTRIBUTIONS, SUCH AMOUNT TO BE REDUCED TO ONE-THIRD OF SUCH DEDUCTIONS BEGINNING WITH THE FIRST FULL PAY PERIOD AFTER JUNE 30, 1970; OR (B) AN ADDITIONAL ONE-SIXTH OF THE AMOUNT OF SUCH DEDUCTIONS FOR EMPLOYEES PAYING SIX PERCENT CONTRIBUTIONS) *an additional two percent of salary beginning with the first full pay period after June 30, 1973.* The employer contribution shall be made in the manner provided in subdivisions 5 and 6.

Sec. 28. Minnesota Statutes 1971, Section 352.115, Subdivision 2, is amended to read:

Subd. 2. [AVERAGE SALARY.] The retirement annuity hereunder payable at age 65 or thereafter shall be computed in accordance with the applicable provisions of the formula stated in subdivision 3 hereof, on the basis of the employee's average salary for the period of his allowable service. Such retirement annuity is known as the "normal" retirement annuity.

((A) FOR YEARS PRIOR TO JULY 1, 1957, "AVERAGE SALARY" FOR THE PURPOSE OF DETERMINING AN EMPLOYEE'S RETIREMENT ANNUITY MEANS THE AVERAGE OF HIS HIGHEST SALARY UPON WHICH DEDUCTIONS WERE BASED FOR ANY FIVE CONSECUTIVE YEARS PRIOR TO THAT DATE.)

((B)) For each year of allowable service (SUBSEQUENT TO JUNE 30, 1957), "average salary" of an employee for the purpose of determining his retirement annuity means the average of (HIS) *the highest five successive years of salary* upon which he has made contributions to the retirement fund by payroll deductions.

Sec. 29. Minnesota Statutes 1971, Section 352.115, Subdivision 3, is amended to read:

Subd. 3. [RETIREMENT ANNUITY FORMULA.] The employee's average salary, as defined in subdivision 2 multiplied by (THE APPLICABLE PERCENTAGES INDICATED BELOW) *1 percent per year of allowable service for the first ten years and 1.5 percent for each subsequent year of allowable service and pro rata for completed months less than a full year* shall determine the amount of the retirement annuity to which the employee qualifying therefor is entitled (:).

- (1) FOR YEARS OF ALLOW-ABLE SERVICE RENDERED PRIOR TO JULY 1, 1969 PERCENTAGES AT THE RATE OF:
- (A) FIRST TEN YEARS 1 PERCENT PER YEAR OF SERVICE
- (B) SECOND TEN YEARS OR COMPLETED MONTHS OF SERVICE LESS THAN SUCH PERIOD 1.1 PERCENT PER YEAR OF SERVICE
- (C) THIRD TEN YEARS OR COMPLETED MONTHS OF SERVICE LESS THAN SUCH PERIOD 1.7 PERCENT PER YEAR OF SERVICE
- (D) SUBSEQUENT YEARS OR COMPLETED MONTHS OF SERVICE LESS THAN SUCH PERIOD 2 PERCENT PER YEAR OF SERVICE)
- ((2) FOR YEARS OF ALLOW-ABLE SERVICE RENDERED SUBSEQUENT TO JUNE 30, 1969 PERCENTAGE AT THE RATE OF
- (A) FIRST TEN YEARS OF 1 PERCENT PER YEAR OF SERVICE
- (B) SECOND TEN YEARS OF COMPLETED MONTHS OF SERVICE LESS THAN SUCH PERIOD 1.3 PERCENT PER YEAR OF SERVICE
- (C) THIRD TEN YEARS OF COMPLETED MONTHS OF SERVICE LESS THAN SUCH PERIOD 2 PERCENT PER YEAR OF SERVICE
- (D) SUBSEQUENT YEARS OF COMPLETED MONTHS OF SERVICE LESS THAN SUCH PERIOD 2.5 PERCENT PER YEAR OF SERVICE)

((3) IF A COMBINATION OF THE ABOVE FORMULAS IS USED, THE FORMULA PERCENTAGE USED SHALL BE THOSE PERCENTAGES IN EACH FORMULA AS CONTINUED FOR THE RESPECTIVE YEARS OF ALLOWABLE SERVICE FROM ONE FORMULA TO THE NEXT.)

Sec. 30. Minnesota Statutes 1971, Section 352.115, is amended by adding a subdivision to read:

Subd. 13. [PROPORTIONATE ANNUITY IN CERTAIN CASES.] *Any employee who prior to July 1, 1973, was less than 60 years of age when entering covered state service who, due to the lowering of the mandatory retirement age, does not qualify for an annuity at the time he is required to retire, shall be entitled upon application to a proportionate annuity based upon his allowable service credit at time of mandatory retirement.*

Sec. 31. Minnesota Statutes 1971, Section 352.116, Subdivision 1, is amended to read:

352.116 [ANNUITIES UPON RETIREMENT.] Subdivision 1. [REDUCED ANNUITY BEFORE AGE 65.] Any employee who retires prior to age 65 shall be paid the normal retirement annuity provided in sections 352.115, subdivisions 2 and 3, or 352.715, subdivision 2, as the case may be, reduced by one-half of one percent for each month that the employee is under age 65 on the last day for which he is entitled to service credit as provided in section 352.01, subdivision 11, clause (3), or the date state service terminated, or the date the application for the annuity is filed with the director, whichever is later, *provided however that if any employee is entitled to credit for not less than 30 years allowable service, such reduction shall be applied only for each month the employee is under age 62.*

Sec. 32. Minnesota Statutes 1971, Section 352.118, is amended to read:

352.118 [INCREASE IN BENEFITS.] The retirement annuities and disability benefits authorized and in effect on June 30, (1969) 1973 shall be increased in the same ratio that the actuarially computed reserve for such benefits determined by using an interest assumption of three *and one-half* percent bears to the actuarially computed reserve for such benefits determined by using an interest assumption of (THREE AND ONE-HALF) *five* percent. The reserves upon which such increase shall be based shall be the actuarially determined reserve for benefits in effect at (DECEMBER 31, 1968) *June 30, 1972*, in accordance with the mortality assumptions then in effect and at interest assumptions of three *and one-half* percent and (THREE AND ONE-HALF) *five* percent. Such ratio of increase computed to the last full one one-hundredth of one percent shall be applied to benefits in effect on June 30, (1969) 1973 and shall begin to accrue July 1, (1969) 1973. Notwithstanding section 356.18, increases in benefit payments pursuant to this section will be made automatically unless the intended recipient files written notice with the Minnesota state retirement system requesting that the increase shall not be made.

Sec. 33. Minnesota Statutes 1971, Section 352.119, Subdivision 2, is amended to read:

Subd. 2. [VALUATION OF ASSETS; ADJUSTMENT OF BENEFITS.] ((1) AS OF JUNE 30, 1969, THE PRESENT VALUE OF ALL ANNUITIES IN FORCE AS OF JUNE 30, 1969 AND AS AMENDED IN ACCORDANCE WITH LAWS

1969, CHAPTER 893, SHALL BE DETERMINED IN ACCORDANCE WITH THE 1937 STANDARD ANNUITY TABLE OF MORTALITY, CALCULATED SEPARATELY AS TO SEX, WITH AN INTEREST ASSUMPTION OF THREE AND ONE-HALF PERCENT AND ASSETS REPRESENTING THE REQUIRED RESERVES FOR THESE ANNUITIES SHALL BE TRANSFERRED TO THE MINNESOTA ADJUSTABLE FIXED BENEFIT FUND, DURING A PERIOD OF ONE YEAR IN ACCORDANCE WITH THE PROCEDURES SPECIFIED BY LAW FOR THE MINNESOTA ADJUSTABLE FIXED BENEFIT FUND.)

((2)) (1) Effective July 1, 1969, for those employees commencing to receive benefits pursuant to chapter 352, and acts amendatory thereof, the required reserves as determined in accordance with (THIS SECTION) *the interest assumption then in effect and appropriate mortality table based on experience of the fund as recommended by the system's actuary* shall be transferred to the Minnesota adjustable fixed benefit fund as of the date benefits begin to accrue.

((3)) (2) Annuity payments shall be adjusted in accordance with the provisions of section 11.25, subdivisions 12 and 13.

Sec. 34. Minnesota Statutes 1971, Chapter 352, is amended by adding a section to read:

[352.1191] [SURVIVOR BENEFIT INCREASE.] *The survivor benefits payable from the state employees retirement fund as provided by section 352.715, subdivision 4, which are authorized and in effect on January 1, 1974 shall be increased 25 percent. Such increase shall apply to the accrual of benefits commencing January 1, 1974.*

Sec. 35. Minnesota Statutes 1971, Section 352.22, Subdivision 1, is amended to read:

352.22 [REFUNDMENTS OR DEFERRED ANNUITIES.] Subdivision 1. [SERVICE TERMINATION.] Any employee who ceases to be a state employee by reason of termination of state service, shall be entitled to a refundment provided in subdivision 2 or a deferred retirement annuity as provided in subdivision 3. Application for a refundment may be made 60 or more days after the termination of state service if the applicant has not again become a state employee required to be covered by the system; except that employees (OF THE UNIVERSITY OF MINNESOTA, HAVING ATTAINED THE AGE OF 68 YEARS OR MORE, AND EMPLOYEES OF OTHER DEPARTMENTS AND AGENCIES OF THE STATE HAVING ATTAINED THE AGE OF 70 YEARS OR MORE, WHOSE STATE SERVICE IS TERMINATED BY OPERATION OF LAW, OR BY DIRECTION OF THE APPOINTING AUTHORITY,) *who attain mandatory retirement age and are required to retire and who are not eligible to receive an annuity under*

sections 352.115 or 352.72, may apply for refundment without any waiting period.

Sec. 36. Minnesota Statutes 1971, Section 352.22, Subdivision 2, is amended to read:

Subd. 2. [AMOUNT OF REFUNDMENT.] Except as provided in subdivision 3, any person who ceased to be a state employee *after June 30, 1973*, by reason of termination of state service (SHALL RECEIVE A REFUNDMENT IN AN AMOUNT EQUAL TO HIS ACCUMULATED CONTRIBUTIONS WITHOUT INTEREST, EXCEPT THAT AN EMPLOYEE TERMINATING STATE SERVICE AT THE AGE OF 65 OR MORE) shall receive a refundment in an amount equal to his accumulated contributions plus interest (THEREON TO THE DATE OF TERMINATION AT THE RATE OF THREE AND ONE-HALF PERCENT PER ANNUM COMPOUNDED ANNUALLY IF THE EMPLOYEE DUE TO AGE COULD NOT QUALIFY FOR AN ANNUITY UPON REACHING COMPULSORY RETIREMENT AGE HAD HE CONTINUED IN COVERED EMPLOYMENT. INTEREST SHALL NOT BE PAID ON ANY CONTRIBUTIONS FOR SERVICE RENDERED PRIOR TO AGE 50) *at the rate of three and one-half percent per annum compounded annually on deductions taken after the third year of coverage except that if the employee, due to age, could not qualify for an annuity upon reaching compulsory retirement age had he continued in covered employment, he shall be paid interest from the date of coverage. Such interest shall be computed to the first day of the month in which the refund is processed and shall be based on fiscal year balances.*

Sec. 37. Minnesota Statutes 1971, Section 352.23, is amended to read:

352.23 [TERMINATION OF RIGHTS.] When any employee accepts a refundment as provided in section 352.22, all existing service credits and all rights and benefits to which the employee was entitled prior to the acceptance of such refundment shall terminate and shall not again be restored until the former employee acquires not less than one year's allowable service credit subsequent to taking his last refundment. In that event, he may repay all refundments which he had taken from the retirement fund. Repayment of refundments will entitle the employee only to credit for service covered by (a) salary deductions, (b) payments made in lieu of salary deductions, and (c) payments made to obtain credit for service as permitted by laws in effect at the time payment was made. If an employee before taking one or more refundments had credit for prior service or for military service without payment in either case, he may obtain credit for such forfeited service prior to July 1, 1929, and for such forfeited military service by making payments at a contribution rate of three percent of his average salary upon which deductions for the retirement fund were based, for the three year period immediately preceding repayment of refund-

ment for service credit prior to July 1, 1929, and on the salary received by him at the time of entering military service to restore his military service credit. All such payments and repayment of refundments are to be paid with interest at (FOUR) six percent per annum compounded annually.

Sec. 38. Minnesota Statutes 1971, Section 352.27, is amended to read:

352.27 [CREDIT FOR MILITARY SERVICE.] Any employee given a leave of absence to enter military service who returns to state service upon discharge from military service as provided in section 192.262, may obtain credit for his period of military service but he shall not be entitled to credit for any voluntary extension of military service at the instance of the employee beyond the initial period of enlistment, induction or call to active duty, nor to credit for any period of service following a voluntary return to military service. Such employee may obtain such credit by paying into the fund an employee contribution based upon his salary at the date of return from military service. The amount of this contribution shall be the applicable amounts required in section 352.04, subdivision 2, plus interest at (FOUR) six percent per annum compounded annually. In such cases the matching employer contribution and additional contribution provided in section 352.04 shall be paid by the department employing such employee upon his return to state service from funds available to such department at the time and in the manner provided in section 352.04.

Sec. 39. Minnesota Statutes 1971, Chapter 352, is amended by adding a section to read:

[352.90] [CORRECTIONAL EMPLOYEES.] *It is the policy of the legislature to provide special retirement benefits and contributions for certain correctional employees who, because of the nature of their employment, are required to retire at an early age. For the purpose of Minnesota Statutes, Chapter 356, the actuary shall make separate reports with respect to these employees. Except as otherwise provided, the provisions of Minnesota Statutes, Chapter 352, apply to covered correctional employees.*

Sec. 40. Minnesota Statutes 1971, Chapter 352, is amended by adding a section to read:

[352.91] [COVERED CORRECTIONAL SERVICE.] *Covered correctional service means: (a) services performed on, before, or after July 1, 1973, by a state employee, as defined in section 352.01, as an attendant guard, attendant guard supervisor, correctional captain, correctional counselor I, correctional counselor II, correctional counselor III, correctional counselor IV, correctional lieutenant, correctional officer, correctional sergeant, director of attendant guards and guard farmer garden, provided the employee was employed in such position on July 1, 1973 or thereafter; (b) services performed before July 1, 1973 by an employee covered under clause (a) in a position classified as a houseparent or guard instructor; and (c) services per-*

formed before July 1, 1973 in a position listed in clause (a) and positions classified as houseparent, guard instructor and guard farmer dairy, by a person employed on July 1, 1973 in a position classified as a license plant manager, prison industry foreman (general, metal fabricating and foundry), prison industry supervisor, food service manager, prison farmer supervisor, prison farmer assistant supervisor or rehabilitation therapist employed at the Minnesota security hospital. However an employee shall not be covered hereunder if first employed after July 1, 1973 and who because of his age could not acquire ten years of service to qualify for an annuity as a correctional employee.

Sec. 41. Minnesota Statutes 1971, Chapter 352, is amended by adding a section to read:

[352.92] [CORRECTIONAL EMPLOYEE CONTRIBUTIONS.] *Subdivision 1. [EMPLOYEE CONTRIBUTIONS.] Beginning with the first full pay period after June 30, 1973, in lieu of employee contributions payable under section 352.04, subdivision 2, contributions by covered correctional employees shall be in an amount equal to six percent of salary.*

Subd. 2. [EMPLOYER CONTRIBUTIONS.] Beginning with the first full pay period after June 30, 1973, in lieu of employer contributions payable under section 352.04, subdivision 3, the employer shall contribute for covered correctional employees (1) an amount equal to 1 1/2 times the deduction from salaries of covered correctional employees on each payroll abstract, plus (2) an additional amount of five percent of salaries of covered correctional employees on each payroll abstract.

Sec. 42. Minnesota Statutes 1971, Chapter 352, is amended by adding a section to read:

[352.93] [RETIREMENT ANNUITY.] *Subdivision 1. After separation from state service an employee covered under section 34 of this act who has attained the age of at least 55 years and has credit for not less than a total of ten years of covered correctional service and regular Minnesota state retirement system service shall be entitled upon application to a retirement annuity under this section based only on covered correctional employees' service.*

For the purpose of this section, average salary means the average of the monthly salary during the employees' highest five successive years of salary as a correctional employee.

Subd. 2. The monthly annuity under this section shall be determined by multiplying the average monthly salary by the number of years, or completed months, of covered correctional service by 2.5 percent for the first 20 years of correctional service and two percent for each year thereafter; provided however, the monthly annuity shall not exceed 75 percent of the average monthly salary.

Subd. 3. The annuity under this section shall begin to accrue as provided in section 352.115, subdivision 8, and shall be paid for an additional 84 full calendar months or to the first of the

month following the month in which he becomes age 65, whichever occurs first, and then be reduced to the amount as calculated under section 352.115, except that if this amount, when added to the social security benefit based on state service the employee is eligible to receive at such time, is less than the benefit payable under subdivision 2, the retired employee shall receive an amount that when added to such social security benefit will equal the amount payable under subdivision 2. When an annuity is reduced under this subdivision, the percentage adjustments, if any, that have been applied to the original annuity under Minnesota Statutes, Section 11.25, prior to the reduction, shall be compounded and applied to the reduced annuity. A former correctional employee employed by the state in a position covered by the regular plan between the ages of 58 and 65 shall receive a partial return of his correctional contributions at retirement with five percent interest based on the following formula:

<p>Employee contributions contributed as a correctional employee in excess of the contributions such employee would have contributed as a regular employee</p>	<p>X</p>	<p>Years and complete months of regular service between ages 58 and 65</p>
		<p>.....</p>
		<p>7</p>

Subd. 4. A former employee who has both regular and correctional service shall, if qualified, receive an annuity based on both periods of service under applicable sections of law but no period of service shall be used more than once in calculating the annuity.

Subd. 5. Notwithstanding the provisions of subdivision 1 an employee who was in a covered correctional position on July 1, 1973; was employed in a position covered by Minnesota Statutes, Chapter 352, prior to reaching age 60; and was required to retire because of the lowering of the mandatory age, shall be entitled to an annuity under this section even though he does not have ten years of covered service under Minnesota Statutes, Chapter 352.

Subd. 6. This section shall apply to qualified employees who retire on or after July 1, 1973, but the annuity payable hereunder shall not begin to accrue until July 1, 1974.

Sec. 43. Minnesota Statutes 1971, Chapter 352, is amended by adding a section to read:

[352.94] [AUGMENTATION.] Subdivision 1. An employee who becomes a correctional employee after serving as a regular employee shall be covered under section 352.72, subdivision 2, with respect to the regular service.

Subd. 2. An employee who becomes a regular employee after serving as a correctional employee shall not be covered under section 352.72, subdivision 2, with respect to his correctional service.

Sec. 44. Minnesota Statutes 1971, Chapter 352, is amended by adding a section to read:

[352.95] [DISABILITY BENEFITS.] *An employee who becomes totally and permanently disabled while in a covered correctional position shall have his disability benefit rights determined under section 352.113 except that when such person becomes 55 years of age he shall be deemed to be retired and shall be entitled to receive the benefit provided under section 352.113, subdivision 3, whether or not disabled at such age. An employee who receives a disability benefit shall not be entitled to an annuity under Minnesota Statutes, Section 352.93, even though otherwise qualified, until reemployed in a covered correctional position for a period of at least one year.*

Sec. 45. Minnesota Statutes 1971, Section 356.21, Subdivision 5, is amended to read:

Subd. 5. [ACTUARIAL SURVEY; CONTENTS.] Each actuarial survey required under this section shall include:

(1) For each fund providing any benefits under a benefit formula, the level normal cost of the benefits provided by the laws governing the fund as of the date of the survey, computed in accordance with the Entry Age Normal Cost (Level Normal Cost) Method. Accrued liabilities of the fund shall also be calculated in accordance with that method.

(2) For each fund providing benefits under the money purchase method, the member contributions accumulated at interest as apportioned to members' accounts to the date of the survey. These accumulations shall be separately tabulated in such manner as to reflect properly any differences in money purchase annuity rates which may apply.

(3) An interest assumption of (THREE AND ONE-HALF) five percent.

(4) Other assumptions as to mortality, disability, withdrawal, and salary scale that are appropriate to the fund, which shall be set forth in the survey report.

(5) A balance sheet showing accrued assets, accrued liabilities, and the deficit from full funding of liabilities (unfunded accrued liability). The accrued liabilities shall include the following required reserves:

(a) For active members

1. Retirement benefits
2. Disability benefits
3. Refundment liability due to death or withdrawal
4. Survivors' benefits

(b) For deferred annuitants' benefits

(c) For former members without vested rights

- (d) For annuitants
 - 1. Retirement annuities
 - 3. Widows' annuities
 - 4. Surviving children's annuities

In addition to the above required reserves, separate items shall be shown for additional benefits, if any, which may not be appropriately included in the reserves listed above.

(6) In addition to the level normal cost, such additional rate of support as is required to amortize any deficit in the fund by the end of the fiscal year occurring in 1997.

(7) Each actuarial survey shall measure all aspects of the fund in accordance with such changes in benefit plans, if any, as will be in force during the following fiscal year.

(8) An actuarial balance sheet shall not include as an asset any amount representing the present value of contributions to be made for the purpose of amortizing the present deficit in the fund.

(9) A statement of the average entry ages at which employment commences.

(a) For all those currently active members at the date of the actuarial valuation.

(b) Separately as to new entrants for each of the last five fiscal years.

(10) A statement of the average ages at which service retirements have taken place.

(a) For all service retirement annuitants living at the date of the actuarial valuation.

(b) Separately as to new retirements for each of the last five fiscal years.

(11) A separate item of administrative expense and a statement of level normal cost. The administrative expense and level normal cost shall also be expressed as a percentage of covered payroll.

(12) For each fund providing any benefit that is based entirely on the rate of compensation in the year of retirement or later years or on a limited period of years in which compensation was at its highest level, an assumption that in each future year the salary on which a retirement or other benefit is based is 1.035 multiplied by the salary for the preceding year.

Sec. 46. Section 45 of this act is effective June 30, 1973.

Sec. 47. Minnesota Statutes 1971, Sections 3A.02, Subdivision 1a; and 16.02, Subdivision 20a, are repealed.

Sec. 48. Except as otherwise specifically provided, the effective date of this act is July 1, 1973."

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

"A bill for an act relating to the operation of the state government; prescribing compensation, retirement and related benefits for certain state officers and employees, and establishing certain compulsory retirement requirements; amending Minnesota Statutes 1971, Sections 3A.02, Subdivisions 1 and 2, and by adding a subdivision; 3A.03, Subdivision 1; 3A.04, Subdivisions 1 and 2; 43.01, Subdivision 9, and by adding subdivisions; 43.03, Subdivision 3; 43.051; 43.111; 43.12, Subdivisions 2, 2a, 2b and 3; 43.121, Subdivision 2; 43.122; 43.126, Subdivision 1; 43.24, Subdivision 1; 43.50, Subdivision 1; 299D.03, Subdivision 2; 352.03, Subdivisions 1 and 3; 352.04, Subdivisions 2 and 3; 352.115, Subdivisions 2 and 3, and by adding a subdivision; 352.116, Subdivision 1; 352.118; 352.119, Subdivision 2; 352.22, Subdivisions 1 and 2; 352.23; 352.27; 356.21, Subdivision 5; and Chapters 3A, by adding a section; and 352, by adding sections; repealing Minnesota Statutes 1971, Sections 3A.02, Subdivision 1a; and 16.02, Subdivision 20a."

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

House Conferees: JOHN C. LINDSTROM, E. W. QUIRIN, RICHARD J. PARISH, DONALD M. MOE, and CHARLES R. WEAVER.

Senate Conferees: JOHN C. CHENOWETH, CLARENCE M. PURFEERST, HARMON T. OGDahl, JACK KLEINBAUM, and JOSEPH T. O'NEILL.

Lindstrom, J., moved that the report of the Conference Committee on H. F. No. 1355 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1355, A bill for an act relating to the operation of the state government; prescribing compensation, retirement and related benefits for certain state officers and employees, and establishing certain compulsory retirement requirements; amending Minnesota Statutes 1971, Sections 43.01, Subdivision 9, and by adding subdivisions; 43.03, Subdivision 3; 43.051; 43.111; 43.12, Subdivisions 2, 2a, 2b and 3; 43.121, Subdivision 2; 43.122; 43.126, Subdivision 1; 43.24, Subdivision 1; 43.50, Subdivision 1; 299D.03, Subdivision 2; 352.04, Subdivisions 2 and 3; 352.115, Subdivisions 2 and 3, and by adding subdivisions; 352.116, Subdivision 1; 352.118; 352.22, Subdivision 1; 356.21, Subdivision 5; and Chapter 352, by adding sections; repealing Minnesota Statutes 1971, Section 16.02, Subdivision 20a.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 119, and nays 7, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Miller, M.	Sarna
Adams, S.	Dieterich	Johnson, R.	Moe	Savelkoul
Andersen, R.	Dirlam	Jopp	Munger	Schreiber
Anderson, G.	Eckstein	Jude	Myrah	Schulz
Anderson, I.	Eken	Kahn	Nelson	Searle
Becklin	Enebo	Kelly	Newcome	Sherwood
Belisle	Erdahl	Kempe	Norton	Sieben, H.
Bell	Erickson	Klaus	Ohnstad	Sieben, M.
Bennett	Esau	Knickerbocker	Ojala	Smith
Berg	Faricy	Laidig	Parish	Spanish
Berglin	Ferderer	Larson	Patton	Stanton
Biersdorf	Fjoslien	LaVoy	Pavlak, R.	Swanson
Boland	Flakne	Lemke	Pavlak, R. L.	Tomlinson
Braun	Forsythe	Lindstrom, J.	Pehler	Ulland
Brinkman	Fudro	Lombardi	Peterson	Vanasek
Carlson, B.	Fugina	Long	Pieper	Vento
Carlson, D.	Graba	Mann	Pleasant	Voss
Carlson, L.	Graw	McArthur	Prahl	Weaver
Casserly	Growe	McCarron	Quirin	Wenzel
Cleary	Hanson	McEachern	Resner	Wigley
Clifford	Heinitz	McFarlin	Rice	Wohlwend
Connors	Jacobs	McMillan	Ryan	Wolcott
Culhane	Jaros	Menke	St. Onge	Mr. Speaker
Cummiskey	Johnson, C.	Miller, D.	Salchert	

Those who voted in the negative were:

DeGroat	Hook	Kvam	Lindstrom, E.	Stangeland
Hagedorn	Johnson, J.			

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 295

May 16, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives
Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 295, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments, and that H. F. No. 295 be amended as follows:

Page 2, line 14, strike "such action" and insert "*any of the aforesaid actions*".

Page 2, line 22, after "*means*" and before "*any*" insert "*the administrative head and his assistant of a municipality, municipal utility, police or fire department, or*".

Page 3, lines 19, 20, and 21, strike "terms mean the hours of employment, the compensation therefor, and economic aspects relating to employment, but" and insert "*term*".

Page 4, after line 24, insert a new section to read as follows:

"Sec. 9. Minnesota Statutes 1971, Section 179.65, Subdivision 1, is amended to read:

179.65 [RIGHTS AND OBLIGATIONS OF EMPLOYEES.]
Subdivision 1. Nothing contained in sections 179.61 to 179.77 shall be construed to limit, impair or affect the right of any public employee or his representative to the expression or communication of a view, grievance, complaint or opinion on any matter related to the conditions or compensation of public employment or their betterment, so long as the same is not designed to and does not interfere with the full faithful and proper performance of the duties of employment or circumvent the rights of the exclusive representative if there be one; nor shall it be construed to require any public employee to perform labor or services against his will. *If no exclusive representative has been certified, any public employee individually, or group of employees through their representative, shall have the right of expression or communication of a view, grievance, complaint or opinion on any matter related to the conditions or compensation of public employment or their betterment, by meeting with their public employer or his representative so long as the same is not designed to and does not interfere with the full, faithful and proper performance of the duties of employment.*"

Page 5, line 16, after the period, add a new sentence to read: *"In no instance shall the required contribution exceed a pro rata share of the specific expenses incurred for services rendered by the representative in relationship to negotiations and administration of grievance procedures."*

Page 7, line 1, after "act" and before the period insert "*as though they were essential employees*".

Page 8, line 1, delete "*statute*".

Page 8, lines 3 and 4, strike "*shall be void and of no effect*" and insert "*and shall be returned to the arbitrator for an amendment to make the provision consistent with the statute, rule, regulation, charter, ordinance or resolution*".

Page 12, line 21, after the stricken "(13)" restore the stricken "*picketing which has an unlawful purpose such as*".

Page 12, line 22, restore the stricken semicolon and insert before the restored semicolon "*secondary boycott*".

Page 12, line 23, after the stricken "(14)" insert "(13)".

Page 12, line 25, delete "(13)" and insert in lieu thereof "(14)".

Page 12, line 27, delete "(14)" and insert in lieu thereof "(15)".

Page 13, line 15, after "shall" insert "only".

Page 13, line 20, after "petition" insert "*and determination by the mediator*".

Page 13, line 23, after "arbitration" insert "*and the director has determined that an impasse has been reached*".

Page 14, line 24, delete "board" and insert in lieu thereof "director".

Page 15, line 2, after "November 15" and before the period insert "of even-numbered years".

Page 15, line 3, after "petition" insert "the director".

Page 16, line 9, after the period insert a new sentence to read: "If the employer has not petitioned for binding arbitration under subdivision 3 or 5 or if the employer has not joined in an employee's petition for binding arbitration under subdivision 3 or 5, Minnesota Statutes, Section 179.72, Subdivision 6 shall not be applicable. If no petition has been filed within the time specified under subdivision 3 or 5, at any time thereafter the parties may invoke the provisions of subdivision 3 or 5 and Minnesota Statutes, Section 179.72, Subdivision 6 shall be applicable.

Page 16, delete all of lines 12 through 28 and insert in lieu thereof the following:

"179.70 [CONTRACTS; GRIEVANCES; ARBITRATION.]
Subdivision 1. A written contract or memorandum of contract containing the agreed upon terms and conditions of employment and such other matters as may be agreed upon by the employer and exclusive representative shall be executed by the parties. **(THE CONTRACTS SHALL NOT BE FOR A TERM EXCEEDING THREE YEARS.)** *The duration of the contract shall be negotiable except in no event shall contracts be for a term exceeding three years. Any contract between employer school board and an exclusive representative of teachers shall in every instance be for (A) an initial term of (TWO YEARS) one year commencing on July 1 (OF EACH EVEN NUMBERED YEAR, EXCEPT, HOWEVER, SUCH CONTRACTS ENTERED INTO PRIOR TO JULY 1, 1972 SHALL EXPIRE ON JUNE 30, 1972), 1974, through June 30, 1975, and thereafter for a term of two years beginning on July 1 of each odd-numbered year. All contracts shall include a grievance procedure which shall provide compulsory binding arbitration of grievances. In the event that the parties cannot reach agreement on the grievance procedure, they shall be subject to the grievance procedure promulgated by the director pursuant to section 179.71, subdivision 5(i)."*

Page 17, delete line 1.

Page 17, line 18, after "find" insert "that an employee may perform or effectively recommend".

Page 17, line 21, after the period, insert a new sentence to read: "However, in every case the administrative head, and his assistant, of a municipality, municipal utility, police or fire department shall be considered a supervisory employee."

Page 17, after line 25, insert a new section to read:

"Sec. 27. Minnesota Statutes 1971, Section 179.71, Subdivision 5, is amended to read:

Subd. 5. In addition to all other duties imposed by this section, the director shall:

(a) retain mediation jurisdiction over the parties for purposes of this subdivision until such time as the parties reach agreement; provided, however, he may continue to assist parties after the parties have submitted their final positions as provided or required under section 179.72, subdivision 6; or section 179.69, subdivision 6;

(b) issue notices, subpoenas and orders as may be required by law to carry out his duties under sections 179.61 to 179.77. Issuance of orders shall include those orders of the Minnesota public employment relations board;

(c) certify to the Minnesota public employment relations board those items of dispute between parties to be subject to the action of the Minnesota public employment relations board under section 179.69, subdivision 3;

(d) assist the parties in formulating petitions, notices, and other papers required to be filed with the director or the board;

(e) certify the final results of any election or other voting procedure conducted pursuant to sections 179.61 to 179.77;

(f) furnish clerical and administrative services to the Minnesota public employment relations board as may be required;

(g) adopt reasonable and proper rules and regulations relative to and regulating the forms of petitions, notices, orders and the conduct of hearings and elections subject to final approval of the Minnesota public employment relations board. Such rules and regulations shall be printed and made available to the public and a copy delivered with each notice of hearing; provided, that every such rule or regulation shall be filed with the secretary of state, and any change therein or additions thereto shall not take effect until 20 days after such filing;

(h) receive, catalogue and file in a logical manner all orders and decisions of the Minnesota public employment relations board and all arbitration panels authorized by sections 179.61 to 179.77 as well as all grievance arbitration decisions and the director's own orders and decisions. All orders and decisions catalogued and filed shall be made readily available to the public;

(i) promulgate a grievance procedure to effectuate the purposes of section 179.70, subdivision 1. Such grievance procedures shall not provide for the services of the bureau of mediation services. The exercise of authority granted by this clause shall be subject to the provisions of chapter 15; *said grievance procedure to be available to any public employee employed in a unit not covered by a negotiated grievance procedure as contained in section 179.70, subdivision 1;*

(j) conduct elections."

Page 20, restore the stricken language in lines 3 and 4.

Page 20, line 5, restore the stricken language "contracts for teacher units shall be effective to the".

Page 20, line 6, after the stricken "year" and before the period

insert "end of the contract period as determined by section 179.70, subdivision 1".

Page 20, line 6, restore the stricken period.

Page 22, line 15, after "legislature" and before the period, insert "to be accepted, rejected or modified".

Page 22, after line 27, insert a new section to read as follows:

"Sec. 37. [EFFECTIVE DATE.] *This act shall take effect the day following its final enactment.*"

Renumber the sections in sequence.

Further, amend the title on page 1 as follows:

Line 11, after "Subdivisions" insert "1,".

Line 16, strike "Subdivision 3" and insert in lieu thereof "Subdivisions 3 and 5".

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

House Conferees: JACK H. LAVOY, E. W. QUIRIN, STANLEY A. ENEBO, HARRY A. SIEBEN, JR., and ROBERT C. BELL.

Senate Conferees: STANLEY N. THORUP, C. R. HANSEN, RALPH R. DOTY, WILLIAM MCCUTCHEON, and HARMON T. OGDahl.

CALL OF THE HOUSE

On the motion of Mr. Hook and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Savelkoul
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Moe	Schulz
Anderson, G.	Eckstein	Jopp	Munger	Searle
Anderson, I.	Eken	Jude	Myrah	Sherwood
Becklin	Enebo	Kahn	Nelson	Sieben, H.
Belisle	Erdahl	Kempe	Newcome	Sieben, M.
Bell	Erickson	Knickerbocker	Ohnstad	Skaar
Berg	Esau	Kvam	Ojala	Spanish
Berglin	Farcy	Laidig	Parish	Stangeland
Biersdorf	Ferderer	Larson	Patton	Stanton
Boland	Fjoslien	LaVoy	Pavlak, R.	Swanson
Braun	Flakne	Lemke	Pavlak, R. L.	Ulland
Brinkman	Fudro	Lindstrom, E.	Pehler	Vanasek
Carlson, A.	Fugina	Lindstrom, J.	Peterson	Vento
Carlson, B.	Graba	Lombardi	Pieper	Voss
Carlson, D.	Graw	Long	Pleasant	Weaver
Carlson, L.	Growe	Mann	Prahl	Wenzel
Casserly	Hagedorn	McArthur	Quirin	Wigley
Cleary	Hanson	McCarron	Resner	Wohlwend
Clifford	Heinitz	McCauley	Rice	Wolcott
Connors	Hook	McEachern	Ryan	Mr. Speaker
Culhane	Jacobs	McFarlin	St. Onge	
Cummiskey	Jaros	McMillan	Salchert	
Dahl	Johnson, C.	Menke	Sarna	

Mr. Hook moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

LaVoy moved that the report of the Conference Committee on H. F. No. 295 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 295, A bill for an act relating to public employees; giving public employees and employers certain rights and obligations; defining unfair practices; amending the public employment labor relations act of 1971; amending Minnesota Statutes 1971, Sections 179.63, Subdivisions 6, 8, 9, 13, and 18, and by adding a subdivision; 179.64, Subdivisions 1 and 7; 179.65, Subdivisions 2, 3, 5, 6 and 7; 179.66, Subdivisions 4 and 5; 179.66, by adding a subdivision; 179.67, Subdivisions 7, 11, and 12; 179.68; 179.69, Subdivisions 3, 5 and 6; 179.70, Subdivision 1; 179.71, Subdivision 3; 179.72, Subdivisions 1, 7, 9, and 10; 179.73, Subdivision 2; 179.74, Subdivisions 2, 4 and 5; 179.75, Subdivision 8; repealing Minnesota Statutes 1971, Sections 179.69, Subdivision 7; 179.72, Subdivisions 11 and 13; 179.73, Subdivisions 3, 4, and 5; 179.75, Subdivisions 1, 2, 3, 4, 5, 6, 7, and 9; and 179.77.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 83, and nays 45, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Kelly	Ojala	Sherwood
Adams, S.	Dahl	Kempe	Parish	Sieben, H.
Andersen, R.	Dieterich	Knickerbocker	Patton	Sieben, M.
Anderson, G.	Enebo	LaVoy	Pavlak, R.	Smith
Anderson, I.	Faricy	Lemke	Pehler	Spanish
Becklin	Ferderer	Lindstrom, J.	Peterson	Stanton
Bell	Fudro	McArthur	Pieper	Swanson
Berg	Fugina	McCarron	Prahl	Tomlinson
Berglin	Graba	McCauley	Quirin	Vanasek
Boland	Graw	McEachern	Resner	Vento
Braun	Growe	McMillan	Rice	Voss
Carlson, A.	Hanson	Menke	Ryan	Wenzel
Carlson, B.	Jacobs	Miller, M.	St. Onge	Wohlwend
Carlson, L.	Jaros	Moe	Salchert	Wolcott
Casserly	Johnson, D.	Munger	Samuelson	Mr. Speaker
Cleary	Jude	Nelson	Sarna	
Connors	Kahn	Norton	Schreiber	

Those who voted in the negative were:

Belisle	Eken	Hook	Lombardi	Pleasant
Biersdorf	Erdahl	Johnson, C.	Long	Savelkoul
Brinkman	Erickson	Johnson, J.	Mann	Schulz
Carlson, D.	Esau	Johnson, R.	McFarlin	Searle
Clifford	Fjoslien	Klaus	Miller, D.	Skaar
Culhane	Flakne	Kvam	Myrah	Stangeland
DeGroat	Forsythe	Laidig	Newcome	Ulland
Dirlam	Hagedorn	Larson	Ohnstad	Weaver
Eckstein	Heinitz	Lindstrom, E.	Pavlak, R. L.	Wigley

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 491

May 17, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 491, report that we have agreed upon the items in dispute and recommend as follows:

That the House accede to the Senate amendments and that H. F. No. 491 be further amended as follows:

Page 1, line 17, delete "25" and insert in lieu thereof "26".

Page 19, line 6, delete ", and to be" and insert in lieu thereof a period.

Page 19, delete line 7.

Page 24, delete lines 6 through 8 and insert in lieu thereof:

"Subd. 3. If an employer notifies the commissioner that he intends to contest the citation or the proposed assessment of penalty or the employee or the employee representative notifies the commissioner that he intends to contest the time fixed for abatement in".

Page 24, line 25, after "order" insert ", after consultation either by phone or in person with the commissioner and upon the commissioner's recommendation,".

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

House Conferees: IRVIN N. ANDERSON, STANLEY A. ENEBO, and ROBERT J. MCFARLIN.

Senate Conferees: JOHN C. CHENOWETH, STANLEY N. THORUP, and ROGER HANSON.

Anderson, I., moved that the report of the Conference Committee on H. F. No. 491 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 491, A bill for an act relating to labor and industry; providing for safe and healthful working conditions for working men and women; authorizing the commissioner of labor and industry to promulgate standards and rules and regulations therefor; creating an occupational safety and health advisory board; prescribing penalties; amending Minnesota Statutes 1971, Section 175.16; repealing Minnesota Statutes 1971, Sections 182.01 to 182.08; 182.10 to 182.62; and 183.05 to 183.34.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 111, and nays 17, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Jude	Nelson	Schulz
Adams, S.	Dieterich	Kahn	Newcome	Sherwood
Andersen, R.	Enebo	Kelly	Norton	Sieben, H.
Anderson, G.	Faricy	Kempe	Ohnstad	Sieben, M.
Anderson, I.	Ferderer	Knickerbocker	Ojala	Skaar
Becklin	Fjoslien	Kvam	Parish	Smith
Belisle	Flakne	Larson	Patton	Spanish
Bell	Forsythe	LaVoy	Pavlak, R.	Stanton
Berg	Fudro	Lemke	Pavlak, R. L.	Swanson
Berglin	Fugina	Lindstrom, J.	Pehler	Tomlinson
Biersdorf	Graba	Lombardi	Peterson	Ulland
Boland	Graw	Mann	Pleasant	Vanasek
Brinkman	Grove	McArthur	Prahl	Vento
Carlson, A.	Hanson	McCarron	Quirin	Voss
Carlson, B.	Heinitz	McCauley	Resner	Weaver
Carlson, D.	Hook	McEachern	Rice	Wenzel
Carlson, L.	Jacobs	McFarlin	Ryan	Wohlwend
Casserly	Jaros	McMillan	St. Onge	Wolcott
Clifford	Johnson, C.	Menke	Salchert	Mr. Speaker
Connors	Johnson, D.	Miller, D.	Samuelson	
Culhane	Johnson, J.	Miller, M.	Sarna	
Cumiskey	Johnson, R.	Moe	Savelkoul	
Dahl	Jopp	Munger	Schreiber	

Those who voted in the negative were:

Braun	Eken	Hagedorn	Myrah	Wigley
Cleary	Erdahl	Klaus	Pieper	
Dirlam	Erickson	Lindstrom, E.	Searle	
Eckstein	Esau	Long	Stangeland	

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1203

May 17, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 1203, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendment adopted May 14, 1973 and that the House concur in the other Senate amendments.

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

House Conferees: GLEN SHERWOOD, ROBERT J. MCFARLIN, and PHYLLIS KAHN.

Senate Conferees: GERALD L. WILLET, JAMES F. LORD, and JOHN J. BERNHAGEN.

Sherwood moved that report of the Conference Committee on H. F. No. 1203 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1203, A bill for an act relating to pollution; pollution control agency; providing for the certification of operators of solid waste disposal facilities; providing for enforcement; amending Minnesota Statutes 1971, Chapter 116, by adding sections.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 121, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, J.	Miller, M.	Schulz
Adams, S.	Eckstein	Johnson, R.	Moe	Searle
Andersen, R.	Eken	Jopp	Munger	Sherwood
Anderson, G.	Enebo	Jude	Myrah	Sieben, H.
Anderson, I.	Erdahl	Kahn	Nelson	Sieben, M.
Becklin	Erickson	Kelly	Newcome	Skaar
Belisle	Esau	Kempe	Norton	Smith
Bell	Faricy	Klaus	Ohnstad	Spanish
Berg	Ferderer	Knickerbocker	Ojala	Stanton
Berglin	Fjoslien	Laidig	Parish	Swanson
Biersdorf	Flakne	Larson	Patton	Tomlinson
Boland	Forsythe	LaVoy	Pavlak, R.	Ulland
Braun	Fudro	Lemke	Pavlak, R. L.	Vanasek
Brinkman	Fugina	Lindstrom, E.	Pehler	Vento
Carlson, A.	Graba	Lindstrom, J.	Peterson	Voss
Carlson, D.	Graw	Lombardi	Pieper	Weaver
Carlson, L.	Growe	Long	Pleasant	Wenzel
Cassery	Hagedorn	Mann	Quirin	Wigley
Cleary	Hanson	McArthur	Resner	Wohlwend
Clifford	Heinitz	McCarron	Rice	Wolcott
Connors	Hook	McCauley	Ryan	Mr. Speaker
Culhane	Jacobs	McFarlin	St. Onge	
Cummiskey	Jaros	McMillan	Salchert	
Dahl	Johnson, C.	Menke	Sarna	
Dieterich	Johnson, D.	Miller, D.	Savelkoul	

Those who voted in the negative were:

DeGroat Kvam Stangeland

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1673

May 16, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 1673, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 1673 be further amended as follows:

Page 2, line 7, delete the comma and insert in lieu thereof "and".

Page 2, line 8, delete "and the highway patrolmen's retirement".

Page 2, line 9, delete "association".

Page 2, line 14, delete the comma and insert in lieu thereof "and".

Page 2, line 14, after "association" delete "and".

Page 2, line 15, delete everything before the period.

Page 2, after line 15, add a section to read:

"Sec. 2. Minnesota Statutes 1971, Section 11.25, is amended by adding a subdivision to read:

Subd. 14. All assets in the annuity stabilization reserve and suspense account shall be credited proportionately to the individual retirement funds' participation in the Minnesota adjustable fixed benefit fund, except that the share attributable to the municipal employees retirement fund of Minneapolis shall be used to increase benefits or may at the discretion of its board of trustees be returned to such fund.

Effective January 1, 1974 each participating fund in the Minnesota adjustable fixed benefit fund, except the municipal employees retirement fund of Minneapolis, shall increase the benefits in effect on June 30, 1973 by an amount that when added to the interest assumption increase granted to such benefits effective July 1, 1973, equals 25 percent. The increase shall apply to the accrual of benefits commencing January 1, 1974 and shall be in lieu of the adjustment provided by section 11.25, subdivisions 12 and 13 scheduled to take effect January 1, 1974.

The actuary for each participating fund, except the municipal employees retirement fund of Minneapolis, shall calculate the reserve required to support the benefits in effect on June 30, 1973 as increased July 1, 1973 and herein. As of December 31, 1973, each participating fund shall transfer to or from the Minnesota Adjustable fixed benefit fund assets so that its participation equals the total of such required reserve and the reserve for benefits authorized on or after July 1, 1973.

The increased benefits accruing as of January 1, 1974 shall be considered the "originally determined benefits" for the purpose of future adjustments.

Notwithstanding section 356.18, increases in payments pursuant to this section will be made automatically unless the intend-

ed recipient files written notice with the public employees retirement association requesting that the increase shall not be made."

Page 8, after line 12, insert the following:

"(p) Nothing in this act shall be interpreted to impair or revoke any option exercised under Laws 1963, Chapter 793."

Page 11, line 9, restore the stricken "his".

Page 11, line 15, restore the stricken language and delete the underscored language.

Page 11, line 16, restore the stricken "his".

Page 14, delete lines 24 through 28.

Page 15, delete lines 1 and 2.

Page 32, delete all of lines 7 through 28 and insert in lieu thereof the following:

"Subd. 2. [VALUATION OF ASSETS; ADJUSTMENT OF BENEFITS.] ((1) AS OF JUNE 30, 1969, THE PRESENT VALUE OF ALL ANNUITIES IN FORCE AS OF JUNE 30, 1969, EXCEPT FOR SUPPLEMENTARY BENEFITS PAYABLE FROM THE GENERAL FUND OF THE STATE AND EXCEPT FOR SURVIVOR OR DISABILITY BENEFITS, SHALL BE DETERMINED BY THE 1965 GROUP ANNUITY TABLE—MALES, THE 1965 GROUP ANNUITY TABLE—FEMALES, AND THREE AND ONE-HALF PERCENT INTEREST, AND ASSETS REPRESENTING THE REQUIRED RESERVES FOR THESE ANNUITIES SHALL BE TRANSFERRED TO THE MINNESOTA ADJUSTABLE FIXED BENEFIT FUND, DURING A PERIOD OF ONE YEAR IN ACCORDANCE WITH PROCEDURES SPECIFIED IN SECTION 11.25.)

((2)) (1) Effective July 1, (1969) 1973, for (THOSE) members retiring (PURSUANT TO THE PROVISIONS OF THE LAW RELATING TO THE PUBLIC EMPLOYEES RETIREMENT ASSOCIATION), the required reserves (AS) determined (IN ACCORDANCE WITH THESE SECTIONS) *on a five percent interest assumption* shall be transferred to the Minnesota adjustable fixed benefit fund as of the date of retirement. (THE 1965 GROUP ANNUITY TABLE—MALES, THE 1965 GROUP ANNUITY TABLE—FEMALES, AND THREE AND ONE-HALF PERCENT INTEREST, WILL BE USED TO DETERMINE THE AMOUNT TO BE TRANSFERRED.)

((3)) (2) Annuity payments shall be adjusted in accordance with the provisions of section 11.25, subdivisions 12 and 13.

((4)) (3) Notwithstanding section 356.18, increases in (ANNUITY) payments pursuant to this section will be made automatically unless *the intended recipient files written notice (IS FILED BY THE ANNUITANT) with the public employees retirement association requesting that the increase shall not be made."*

- Page 33, delete all of lines 1 through 6.
- Page 33, line 10, delete "and benefits".
- Page 33, line 15, delete "and benefits".
- Page 33, line 18, delete "and benefits".
- Page 33, line 23, delete "and benefits".
- Page 35, delete lines 12 through 28.
- Page 36, delete line 1.
- Page 37, after line 33, insert "for the first ten years and thereafter by 2.5 percent per year of allowable service".
- Page 37, line 35, delete "1.25" and insert in lieu thereof "one".
- Page 37, after line 35, insert "for the first ten years and thereafter by 1.5 percent per year of allowable service".
- Page 39, line 22, delete "a subdivision" and insert in lieu thereof "subdivisions".
- Page 40, after line 1, insert the following:
- "Subd. 1b. [EARLY RETIREMENT; REDUCTION IN ANNUITY IN CERTAIN CASES.]** *Any person with 30 years or more of allowable service credit who elects early retirement under subdivision 1, shall receive an annuity reduced by one-half of one percent for each month that such person is under age 62 at the time of retirement."*
- Page 40, line 8, restore the stricken language and delete the underscored language.
- Page 40, line 10, restore the stricken language and delete the underscored language.
- Page 40, line 12, restore the stricken language and delete the underscored language.
- Page 40, line 13, after the period insert "Upon retirement a member may select an optional form of annuity in lieu of accepting any other form of annuity which might otherwise be available."
- Page 43, line 26, after "member" insert "or former member who terminated public service after June 30, 1973,".
- Page 44, line 6, strike "two" and insert in lieu thereof "three and one-half".
- Page 44, line 7, delete the underscored language.
- Page 44, line 13, strike "If a former member dies before he".
- Page 44, strike all of lines 14 through 18.
- Page 49, line 6, strike "He may instead".
- Page 49, strike all of lines 7 through 11.
- Page 49, line 12, strike "section 353.31."
- Page 49, line 19, after "employee" insert "after June 30, 1973".

Page 49, line 20, after "interest" insert "*for the first three years of membership and thereafter accumulated deductions with interest to the first day of the month in which the refund is processed at the rate of three and one-half percent per annum compounded annually after the third year of membership based on fiscal year balances*".

Page 50, line 28, strike "without interest".

Page 59, line 12, before "*The rights*" insert "*Except as provided in section 84 of this act,*".

Page 60, delete all of lines 20 through 27.

Page 63, line 17, delete "73" and insert in lieu thereof "71".

Page 64, line 1, strike the comma.

Page 64, strike all of lines 2 and 3.

Page 64, line 4, strike "then available to other members retiring at the time".

Page 65, strike all of lines 9 through 17.

Page 66, line 7, delete ", including surviving spouse and".

Page 66, line 8, delete "children,".

Page 66, line 18, delete "73" and insert in lieu thereof "71".

Page 71, line 14, delete "20" and insert in lieu thereof "25".

Page 71, line 18, delete "20" and insert in lieu thereof "25".

Page 71, after line 21, insert the following:

"Notwithstanding section 356.18, increases in payments pursuant to this section will be made automatically unless the intended recipient files written notice with the public employees retirement association requesting that the increase shall not be made."

Page 71, delete lines 22 through 28.

Page 72, delete lines 1 through 17.

Page 72, line 18, after "*Sections*" insert "*353.01, Subdivision 25,*".

Page 72, line 20, after "*353.31, Subdivisions*" insert "*2,*".

Renumber the sections in sequence.

Further amend the title as follows:

Line 12, after "*Sections*" insert "*11.25, by adding a subdivision;*".

Line 14, delete "25,".

Line 21, before "6" insert "and" and after "6" delete ", and 8".

Line 24, delete "a subdivision" and insert in lieu thereof "subdivisions".

Line 33, after "2 and 3" delete ", and".

Line 34, delete "by adding a subdivision".

Line 38, delete "490.12,".

Line 39, delete "Subdivision 5;".

Line 41, after "Sections" insert "353.01, Subdivision 25;".

Line 44, after "Subdivisions" insert "2,".

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

House Conferees: RICHARD J. PARISH, E. W. QUIRIN, DONALD M. MOE, CALVIN R. LARSON, and AL PATTON.

Senate Conferees: JOHN C. CHENOWETH, JACK KLEINBAUM, EUGENE STOKOWSKI, HARMON T. OGDahl, and EDWARD J. GEARTY.

Parish moved that the report of the Conference Committee on H. F. No. 1673 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1673, A bill for an act relating to the public employees retirement association; appointment of assistant attorney general to serve three funds; clarification of language, elimination of unnecessary language; increased contributions, actuarial interest assumption, and benefits on high five years final average salary; providing penalties; amending Minnesota Statutes 1971, Chapter 8, by adding a section; Sections 353.01, Subdivisions 2, 4, 6, 7, 10, 11, 12, 15, 16, 20, 23, 25, 27, 29, and 31, and by adding subdivisions; 353.03, Subdivision 1, and by adding a subdivision; 353.06; 353.08; 353.14; 353.15; 353.18; 353.19; 353.27, Subdivisions 1, 2, 3, 4, and 7, and by adding subdivisions; 353.271, Subdivisions 1 and 2; 353.28, Subdivisions 1, 6, and 8; 353.29, Subdivisions 1, 2, and 3, and by adding subdivisions; 353.30, Subdivisions 3 and 4, and by adding a subdivision; 353.31, Subdivisions 1 and 8; 353.32, Subdivisions 1, 2, 4, and 5, and by adding a subdivision; 353.33, Subdivisions 1, 2, 3, and 11; 353.34, Subdivisions 2, 3, and 6; 353.35; 353.36, Subdivision 2, and by adding subdivisions; 353.37, Subdivision 1; 353.40; 353.46, Subdivisions 1, 2, 3, and 4; 353.65, Subdivisions 2 and 3, and by adding a subdivision; 353.656, Subdivisions 1, 3 and 6; 353.657, Subdivisions 1, 2, and 3; 353.68, Subdivision 4; 353.69; 353.71, Subdivisions 1, 2, 3, and 4; 490.12, Subdivision 5; and Chapter 353, by adding sections; repealing Minnesota Statutes 1971, Sections 353.015; 353.07; 353.13; 353.26; 353.27, Subdivision 5; 353.28, Subdivisions 2, 3, 4, 7, 9, and 10; 353.31, Subdivisions 3, 4, 5, 6, 7, and 10; 353.33, Subdivision 10; 353.36, Subdivisions 5, 6, 7, 8, 9, and 10; 353.37, Subdivisions 2 and 3; 353.39; 353.44; 353.45; 353.46, Subdivision 5; 353.51; 353.52; 353.53; 353.54; 353.55; 353.56; 353.57; 353.58; 353.59; 353.591; 353.60; 353.61; 353.65, Subdivision 5; 353.654; 353.655; 353.66; 353.68, Subdivisions 2, 3, 5, 6, 7, 8, and 9.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 125, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	McMillan	Salchert
Adams, S.	DeGroat	Johnson, D.	Menke	Sarna
Andersen, R.	Dieterich	Johnson, J.	Miller, D.	Savelkoul
Anderson, G.	Dirlam	Johnson, R.	Miller, M.	Schulz
Anderson, I.	Eckstein	Jopp	Moe	Searle
Becklin	Eken	Jude	Munger	Sherwood
Belisle	Enebo	Kahn	Myrah	Sieben, H.
Bell	Erdahl	Kelly	Nelson	Sieben, M.
Bennett	Erickson	Kempe	Newcome	Skaar
Berg	Esau	Klaus	Norton	Smith
Berglin	Faricy	Knickerbocker	Ohnstad	Spanish
Biersdorf	Ferderer	Kvam	Ojala	Stangeland
Boland	Fjoslien	Larson	Parish	Stanton
Braun	Forsythe	LaVoy	Patton	Swanson
Brinkman	Fudro	Lemke	Pavlak, R.	Tomlinson
Carlson, A.	Fugina	Lindstrom, E.	Pehler	Ulland
Carlson, B.	Graba	Lindstrom, J.	Peterson	Vanasek
Carlson, D.	Graw	Lombardi	Pieper	Vento
Carlson, L.	Growe	Long	Pleasant	Voss
Cassery	Hagedorn	Mann	Prahl	Weaver
Clary	Hanson	McArthur	Quirin	Wenzel
Clifford	Heinitz	McCarron	Resner	Wigley
Connors	Hook	McCauley	Rice	Wohlwend
Culhane	Jacobs	McEachern	Ryan	Wolcott
Cummiskey	Jaros	McFarlin	St. Onge	Mr. Speaker

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 2353

May 15, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 2353, report that we have agreed upon the items in dispute and recommendation as follows:

That H. F. No. 2353 be amended by striking everything after the enacting clause and inserting in lieu thereof the following:

"Section 1. The county board of commissioners of Ramsey county may appropriate a sum not exceeding \$30,000 for the preliminary plans for a detention center or centers, juvenile and adult, in Ramsey county or in conjunction with any adjoining county.

Sec. 2. The county board of commissioners may levy a tax for the purposes of the plans and designs which power is in addition to all other taxing powers of the county and independently of any restrictions upon the power of the county to levy taxes

for other purposes, except the restrictions contained in Minnesota Statutes, Sections 275.50 to 275.56.

Sec. 3. The final report shall be submitted to the county board on or before December 15, 1973. An interim progress report shall be submitted to the county board not later than October 1, 1973.

Sec. 4. This act becomes effective on the date following its enactment."

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

House Conferees: JOHN D. TOMLINSON, NEIL DIETERICH, and RICHARD A. ANDERSEN.

Senate Conferees: WILLIAM MCCUTCHEON, JOHN MILTON, and DAVID D. SCHAAF.

Tomlinson moved that the report of the Conference Committee on H. F. No. 2353 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 2353, A bill for an act relating to Ramsey county; appropriations by the county for the preliminary plans of a detention center or centers.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	McMillan	St. Onge
Adams, S.	DeGroat	Johnson, D.	Menke	Salchert
Andersen, R.	Dieterich	Johnson, J.	Miller, D.	Sarna
Anderson, G.	Dirlam	Johnson, R.	Miller, M.	Savelkoul
Anderson, I.	Eckstein	Jopp	Moe	Schulz
Becklin	Eken	Jude	Munger	Sherwood
Belisle	Enebo	Kahn	Myrah	Sieben, H.
Bell	Erdahl	Kelly	Nelson	Sieben, M.
Bennett	Erickson	Kempe	Newcome	Skaar
Berg	Esau	Klaus	Norton	Smith
Berglin	Faricy	Knickerbocker	Ohnstad	Spanish
Biersdorf	Ferderer	Kvam	Ojala	Stangeland
Boland	Fjoslien	Laidig	Parish	Stanton
Braun	Flakne	LaVoy	Patton	Swanson
Brinkman	Forsythe	Lemke	Pavlak, R.	Tomlinson
Carlson, A.	Fudro	Lindstrom, E.	Pavlak, R. L.	Ulland
Carlson, B.	Fugina	Lindstrom, J.	Pehler	Vanasek
Carlson, D.	Graba	Lombardi	Peterson	Vento
Carlson, L.	Graw	Long	Pieper	Voss
Casserly	Grove	Mann	Pleasant	Weaver
Cleary	Hagedorn	McArthur	Prahl	Wenzel
Clifford	Hanson	McCarron	Quirin	Wigley
Connors	Heinitz	McCauley	Resner	Wolcott
Culhane	Hook	McEachern	Rice	Mr. Speaker
Cummiskey	Jacobs	McFarlin	Ryan	

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1854

May 17, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 1854, report that we have agreed upon the items in dispute and recommend as follows:

That the House accede to the amendments of the Senate and that H. F. No. 1854 be further amended as follows:

Page 2, line 5, delete "*December*" and insert in lieu thereof "*July*".

Page 2, line 14, delete "*December*" and insert in lieu thereof "*July*".

Page 2, line 18, delete "*, provided that*" and insert in lieu thereof a period.

Page 2, line 19, delete "*15*" and insert in lieu thereof "*30*".

Page 4, line 12, after "*vice-chairman*" strike "*and*" and insert in lieu thereof "*,*".

Page 4, line 12, after "*secretary,*" insert "*and other officers as they deem necessary,*".

Page 4, line 23, strike "*September*" and insert in lieu thereof "*November*".

Page 5, line 2, after the period, insert "*The Ramsey county board of commissioners shall consult with the commission before approval.*".

Page 9, after line 7, add the following section:

"Sec. 10. [EFFECTIVE DATE.] *This act is effective upon its approval by the board of county commissioners of Ramsey county and by the city council of the city of St. Paul, and upon compliance with Minnesota Statutes, Section 645.021.*"

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

House Conferees: BRUCE F. VENTO, ROBERT J. FERDERER, and RAY W. FARICY.

Senate Conferees: JOSEPH T. O'NEILL, JOHN MILTON, and ROBERT D. NORTH.

Vento moved that the report of the Conference Committee on H. F. No. 1854 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1854, A bill for an act relating to Ramsey county; renewing authority of Ramsey county hospital and sanitarium commission and revising its membership; amending Laws 1969, Chapter 1104, Sections 2; 3; 4, Subdivisions 2, 3, 4 and 5; 6, Subdivisions 1 and 3; and repealing Laws 1969, Chapter 1104, Section 11.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 126, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, J.	Miller, D.	Savelkoul
Adams, S.	Dieterich	Johnson, R.	Miller, M.	Schulz
Andersen, R.	Dirlam	Jopp	Moe	Searle
Anderson, G.	Eckstein	Jude	Munger	Sherwood
Anderson, I.	Eken	Kahn	Myrah	Sieben, H.
Becklin	Enebo	Kelly	Nelson	Sieben, M.
Belisle	Erdahl	Kempe	Newcome	Skaar
Bell	Erickson	Klaus	Norton	Smith
Bennett	Esau	Knickerbocker	Ohnstad	Spanish
Berg	Faricy	Kvam	Ojala	Stanton
Berglin	Ferderer	Laidig	Parish	Swanson
Biersdorf	Fjoslien	Larson	Patton	Tomlinson
Boland	Forsythe	LaVoy	Pavlak, R.	Ulland
Braun	Fudro	Lemke	Pavlak, R. L.	Vanasek
Brinkman	Fugina	Lindstrom, E.	Pehler	Vento
Carlson, A.	Graba	Lindstrom, J.	Peterson	Voss
Carlson, B.	Graw	Lombardi	Pieper	Weaver
Carlson, D.	Grove	Long	Pleasant	Wenzel
Carlson, L.	Hagedorn	Mann	Prahl	Wigley
Casserly	Hanson	McArthur	Quirin	Wohlwend
Cleary	Heinitz	McCarron	Resner	Wolcott
Clifford	Hook	McCauley	Rice	Mr. Speaker
Connors	Jacobs	McEachern	Ryan	
Culhane	Jaros	McFarlin	St. Onge	
Cummiskey	Johnson, C.	McMillan	Salchert	
Dahl	Johnson, D.	Menke	Sarna	

Those who voted in the negative were:

Stangeland

The bill was repassed, as amended by Conference, and its title agreed to.

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 1940, A bill for an act relating to insurance; automobile insurance plan governing committee, revising the mem-

bership of said committee; amending Minnesota Statutes 1971, Section 65B.03.

H. F. No. 2482, A bill for an act relating to taxation; providing for the correction of mill rates stated in Minnesota Statutes.

H. F. No. 2485, A bill for an act relating to taxation; transferring administration of homestead property tax relief in taconite and iron ore areas to commissioner of taxation; amending Minnesota Statutes 1971, Sections 273.135, Subdivisions 3 and 4; and 273.136, Subdivisions 2 and 3.

H. F. No. 2491, A bill for an act relating to reassessment of improperly valued property; removing residency as a qualification for assessors; amending Minnesota Statutes 1971, Section 270.17.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following Senate Files, herewith transmitted:

S. F. Nos. 1418 and 1840.

PATRICK E. FLAHAVER, Secretary of the Senate

FIRST READING OF SENATE BILLS

S. F. No. 1418, A bill for an act relating to education; transportation aids; appropriating money to cover certain deficiencies for fiscal year 1972-73.

The bill was read for the first time and referred to the Committee on Appropriations.

S. F. No. 1840, A bill for an act relating to bicycles; providing for a statewide bicycle registration system; providing penalties for violation thereof; fixing and limiting the amount of fees to be collected in certain cases; appropriating money annually.

The bill was read for the first time and referred to the Committee on Appropriations.

CONSENT CALENDAR

S. F. No. 615, A bill for an act relating to commerce; fuel information report to the governor on energy sources; providing subpoena power.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 116, and nays 8, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jopp	Myrah	Searle
Adams, S.	DeGroat	Jude	Nelson	Sherwood
Anderson, R.	Dieterich	Kahn	Newcome	Sieben, H.
Anderson, G.	Dirlam	Kelly	Norton	Sieben, M.
Anderson, I.	Eckstein	Kempe	Ohnstad	Skaar
Becklin	Eken	Klaus	Ojala	Smith
Bell	Enebo	Knickerbocker	Parish	Spanish
Bennett	Erdahl	Laidig	Patton	Stanton
Berg	Erickson	Larson	Pavlak, R.	Swanson
Berglin	Faricy	LaVoy	Pavlak, R. L.	Tomlinson
Biersdorf	Ferderer	Lemke	Pehler	Ulland
Boland	Fjoslien	Lindstrom, J.	Peterson	Vanasek
Braun	Forsythe	Long	Pieper	Vento
Brinkman	Fudro	Mann	Pleasant	Voss
Carlson, A.	Fugina	McArthur	Prahl	Weaver
Carlson, B.	Graba	McCarron	Quirin	Wenzel
Carlson, D.	Graw	McCauley	Resner	Wigley
Carlson, L.	Hanson	McEachern	Rice	Wohlwend
Cassery	Heinitz	McFarlin	Ryan	Wolcott
Cleary	Jacobs	McMillan	St. Onge	Mr. Speaker
Clifford	Jaros	Miller, D.	Salchert	
Connors	Johnson, C.	Miller, M.	Sarna	
Culhane	Johnson, D.	Moe	Savelkoul	
Cummiskey	Johnson, R.	Munger	Schulz	

Those who voted in the negative were:

Belisle	Hagedorn	Johnson, J.	Lindstrom, E.	Stangeland
Esau	Hook	Kvam		

The bill was passed and its title agreed to.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of H. F. Nos. 2444 and 1996 and S. F. No. 1742.

H. F. No. 2444 was reported to the House.

Anderson, I., moved to amend H. F. No. 2444, the printed bill, as follows:

Page 2, line 26, after "highways." insert "Grants appropriated pursuant to this section shall not exceed \$20,000,000 in any one fiscal year of the State of Minnesota."

Page 5, line 20, after "agency." insert "Grants appropriated pursuant to this section shall not exceed \$14,000,000 in any one fiscal year of the State of Minnesota."

The motion prevailed and the amendment was adopted.

Tomlinson moved to amend H. F. No. 2444, the printed bill, as follows:

Page 8, after line 20, add sections to read:

"Sec. 7. Minnesota Statutes 1971, Section 473A.065, is amended to read:

473A.065 [IMPLEMENTATION OF TRANSIT DEVELOPMENT PROGRAM.] The metropolitan transit commission shall implement the transit elements of (THE TRANSPORTATION DEVELOPMENT PROGRAM AS ADOPTED BY)

the metropolitan (COUNCIL AS A PART OF ITS) *council's* development guide prepared in accordance with the requirements of Minnesota Statutes 1969, Section 473B.06, Subdivision 5, including such amendments as may be adopted from time to time by the council. *The transit elements of that guide shall be based upon the 1972 transit development program prepared by the metropolitan transit commission, including immediate programming for an automatic fixed guideway. The metropolitan transit commission shall complete at the earliest practicable date its transit development program, prepared as required by Minnesota Statutes 1971, Section 473A.06, beginning with all required socio-economic and environmental studies and preliminary engineering.* The commission shall consult with and inform the council as to the nature and progress of its work. No portion of the public or mass transit system shall be acquired, constructed, or reconstructed in the metropolitan area except in accordance with the council's (PLAN) *guide*.

Sec. 8. Minnesota Statutes 1971, Section 473A.111, Subdivision 1, is amended to read:

473A.111 [TRANSIT TAX LEIVES.] Subdivision 1. [AMOUNT.] For the purposes of chapter 473A, and the metropolitan transit system on or after August 1 of 1971 the metropolitan transit commission may levy upon all taxable property within the metropolitan transit taxing district, defined herein, a transit tax shall not in any year exceed the sum of the following:

(a) An amount equal to ((2.9)) 1.6 mills times the assessed value of all such property some or all of the proceeds of which may be used to provide for the full and timely payment of its certificates of indebtedness and other obligations of the commission to which collections of the wheelage tax and replacement property tax under Minnesota Statutes 1969, Section 473A.14, have been pledged, plus any amount needed for compliance with any final judgment of a court of competent jurisdiction requiring payment of any amount of the wheelage tax levied by the commission for 1971 and prior years; plus

(b) such additional amount, if any, as the commission determines to be necessary to provide for the full and timely payment of its certificates of its indebtedness and other obligations to which property taxes under this section have been pledged, provided that the amount of principal and interest to come due on such obligations shall not exceed \$3,000,000 in any year."

Renumber sections accordingly.

Amend the title, in the last line thereof, after "therewith" and before the period insert "; amending Minnesota Statutes 1971, Sections 473A.065; and 473A.111, Subdivision 1."

A roll call was requested and properly seconded.

POINT OF ORDER

Connors raised a point of order pursuant to Rule 45b that the

Tomlinson amendment was not in order. The Speaker ruled the point of order not well taken.

The question was taken on the adoption of the Tomlinson amendment and the roll being called, there were yeas 69, and nays 47, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	LaVoy	Pehler	Sieben, M.
Andersen, R.	Enebo	Lindstrom, J.	Peterson	Smith
Anderson, G.	Faricy	Mann	Prahl	Spanish
Anderson, I.	Fugina	McEachern	Quirin	Stanton
Bell	Graba	McMillan	Resner	Swanson
Bennett	Hanson	Menke	Rice	Tomlinson
Boland	Jaros	Miller, D.	Ryan	Ulland
Brinkman	Johnson, C.	Miller, M.	St. Onge	Vanasek
Carlson, B.	Johnson, D.	Moe	Salchert	Vento
Carlson, L.	Johnson, J.	Munger	Samuelson	Voss
Casserly	Kahn	Newcome	Sarna	Wenzel
Cummiskey	Kelly	Parish	Schreiber	Wolcott
Dahl	Knickerbocker	Patton	Sherwood	Mr. Speaker
Dieterich	Laidig	Pavlak, R.	Sieben, H.	

Those who voted in the negative were:

Adams, S.	Clifford	Graw	Lemke	Pleasant
Anderson, D.	Connors	Hagedorn	Lindstrom, E.	Savelkoul
Becklin	Culhane	Heinitz	Long	Skaar
Belisle	Dirlam	Johnson, R.	McArthur	Stangeland
Berg	Eckstein	Jopp	McCarron	Weaver
Berglin	Erdahl	Jude	Myrah	Wigley
Braun	Erickson	Kempe	Norton	Wohlwend
Carlson, A.	Esau	Klaus	Ohnstad	
Carlson, D.	Fjoslien	Kvam	Pavlak, R. L.	
Cleary	Fudro	Larson	Pieper	

The motion prevailed and the amendment was adopted.

Knickerbocker moved to amend H. F. No. 2444, the printed bill, as follows:

Page 2, line 19, delete "\$120,000,000" and insert in lieu thereof "\$100,000,000".

Page 5, line 10, delete "\$80,000,000" and insert in lieu thereof "\$100,000,000".

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

H. F. No. 2444, A bill for an act relating to transportation; providing principal arterial highway funds for the appropriation of money to counties and municipalities of the state for the purposes of constructing and reconstructing the state's principal arterial highways, authorizing the issuance of state bonds for the purposes thereof and appropriating money in connection therewith; establishing the Minnesota state transportation fund for the appropriation of money to subdivisions of the state for public lands, buildings, and capital improvements needed for public transportation, authorizing the issuance of state bonds for the purposes of the transportation fund and appropriating money in connection therewith; amending Minnesota Statutes 1971, Sections 473A.065; and 473A.111, Subdivision 1.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 81, and nays 52, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Kelly	Ojala	Sherwood
Anderson, D.	Eckstein	LaVoy	Parish	Sieben, H.
Anderson, G.	Eken	Lemke	Patton	Sieben, M.
Anderson, I.	Enebo	Lindstrom, J.	Pavlak, R.	Smith
Becklin	Esau	Mann	Pehler	Spanish
Berglin	Faricy	McCarron	Peterson	Stanton
Boland	Fudro	McCauley	Prahl	Swanson
Braun	Fugina	McEachern	Quirin	Tomlinson
Brinkman	Graba	McMillan	Resner	Vanasek
Carlson, B.	Growe	Menke	Rice	Vento
Carlson, L.	Hanson	Miller, D.	Ryan	Voss
Cassery	Haugerud	Miller, M.	St. Onge	Wenzel
Culhane	Jacobs	Moe	Salchert	Mr. Speaker
Cummiskey	Jaros	Mueller	Samuelson	
Dahl	Johnson, C.	Munger	Sarna	
DeGroat	Johnson, D.	Nelson	Schreiber	
Dieterich	Kahn	Norton	Searle	

Those who voted in the negative were:

Adams, S.	Connors	Johnson, J.	Lombardi	Schulz
Andersen, R.	Erdahl	Johnson, R.	Long	Skaar
Belisle	Erickson	Jopp	McArthur	Stangeland
Bell	Ferderer	Jude	McFarlin	Ulland
Bennett	Fjoslien	Kempe	Myrah	Weaver
Berg	Flakne	Klaus	Newcome	Wigley
Biersdorf	Forsythe	Knickerbocker	Ohnstad	Wohlwend
Carlson, A.	Graw	Kvam	Pavlak, R. L.	Wolcott
Carlson, D.	Hagedorn	Laidig	Pieper	
Cleary	Heinitz	Larson	Pleasant	
Clifford	Hook	Lindstrom, E.	Savelkoul	

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

H. F. No. 1996, A bill for an act relating to the Minnesota state college board; appropriating money and authorizing a loan to the board for the refunding of outstanding revenue bonds; authorizing the issuance and sale of bonds under the provisions of Article IX, Section 6 of the Constitution to provide money for such loan, and appropriating money in connection with such bonds; amending Minnesota Statutes 1971, Section 136.40, by adding a subdivision.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 111, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, S.	Berg	Carlson, B.	Cummiskey	Enebo
Andersen, R.	Berglin	Carlson, D.	Dahl	Erdahl
Anderson, D.	Biersdorf	Carlson, L.	DeGroat	Erickson
Anderson, G.	Boland	Cassery	Dieterich	Esau
Anderson, I.	Braun	Cleary	Dirlam	Faricy
Becklin	Brinkman	Connors	Eckstein	Flakne
Bennett	Carlson, A.	Culhane	Eken	Forsythe

Fudro	Kelly	Menke	Peterson	Stanton
Fugina	Klaus	Miller, D.	Pieper	Swanson
Graba	Knickerbocker	Miller, M.	Prahl	Tomlinson
Graw	Laidig	Moe	Quirin	Ulland
Grove	Larson	Munger	Resner	Vanasek
Hagedorn	LaVoy	Myrah	Rice	Vento
Hanson	Lemke	Nelson	St. Onge	Voss
Hook	Lindstrom, E.	Newcome	Salchert	Weaver
Jacobs	Lindstrom, J.	Norton	Sarna	Wenzel
Jaros	Lombardi	Ohnstad	Savelkoul	Wohlwend
Johnson, C.	Long	Ojala	Sherwood	Wolcott
Johnson, D.	Mann	Parish	Sieben, H.	Mr. Speaker
Johnson, J.	McArthur	Patton	Sieben, M.	
Johnson, R.	McEachern	Pavlak, R.	Skaar	
Jude	McFarlin	Pavlak, R. L.	Smith	
Kahn	McMillan	Pehler	Stangeland	

Those who voted in the negative were:

Belisle Jopp Wigley

The bill was passed and its title agreed to.

S. F. No. 1742 was reported to the House.

Carlson, L., moved to amend S. F. No. 1742, the typewritten bill, as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [LEGISLATIVE INTENT.] It is the intention of the legislature to promote the establishment of such allied health manpower as may be useful in the health care delivery system and to coordinate the development of credentialing policy with the existing licensing boards. To this end the state board of health is encouraged to establish reasonable procedures for the identification and credentialing of categories of allied health manpower as such are determined by the board of health to constitute a useful new category of health care responsibility and important to regulate in the public interest. The decision of the board of health to credential a specific category of allied health manpower shall include detailed consultation with the professional health licensing boards to define the scope and range of delegation authorized. The board of health shall exercise care to prevent the proliferation of unessential allied health manpower categories.

Sec. 2. [DEFINITIONS.] Subdivision 1. As used in sections 1 to 7, the terms herein defined shall have the meanings given them unless the context clearly requires otherwise.

Subd. 2. "Board" means the state board of health.

Subd. 3. "Committee" means the advisory committee on allied health manpower credentialing.

Subd. 4. "Existing state health licensing boards" means the existing professional health licensing boards provided for in Minnesota Statutes 1971, Sections 144.952, 146.02, 147.01, 148.02, 148.52, 148.79, 148.181, 148.296, 150A.02, 151.02, 153.02, 156.01, as well as any other professional health licensing boards that

may be created hereafter unless specifically exempted therefrom.

Subd. 5. "Public member" means a person who is not, or never was, a member of a health care delivery profession, or the spouse of any such person, or a person who has not, nor never has had, a material financial interest in either the providing of health care or a directly related activity.

Sec. 3. [DUTIES OF THE BOARD.] The board shall carry out the following duties:

(a) Review all laws, regulations, guidelines and policies promulgated by and applicable to and administered by the existing licensing boards with the purpose of making recommendations for appropriate changes.

(b) Receive and review annual reports from each existing licensing board, summarizing actions taken relating to the enforcement of the licensing statutes, rules and regulations under the authority of such boards.

(c) Initiate, receive and review proposals for credentialing of new health manpower categories. Recommend credentialing of new categories as deemed appropriate, wherever possible through appropriate licensing boards.

Sec. 4. [CREDENTIALING; REGULATIONS AND PROCEDURES.] The board, pursuant to Minnesota Statutes, Chapter 15, may promulgate rules and regulations establishing procedures for the credentialing of categories of allied health manpower which do not duplicate categories including, but not limited to, the following: credentialing requirement; scope of practice authorized; supervision required; continuing education; career progression; and disciplinary procedures. The board also may establish such procedures as are necessary to the administration of this act including, but not limited to, the development, administration, and grading of examinations to verify the qualifications of applicants for credentialing in allied health manpower categories authorized by the board. Such rules and regulations may provide for the credentialing by the board or by such existing licensing board as the board may designate. Before promulgating any such rule or regulation, in the concerned health area as to the scope and range of the activities and tasks to be authorized and the extent of supervision to be required.

Sec. 5. [ADVISORY COMMITTEE.] Subdivision 1. The board shall establish an advisory committee to assist in formulating policies pursuant to this act. The board shall determine the duties of the committee, shall establish procedures for the proper functioning of the committee including, but not limited to the following, the method of selection of membership, the terms of membership, the selection of a committee chairman and methods of communicating recommendations and advice to the board for its consideration. Each of the existing state health licensing boards, the consumer services section of the department of commerce, the state comprehensive health planning advisory council and the higher education coordinating commission shall

have a representative selected by such boards, section or commission. The governor shall appoint the remaining members which shall not exceed eleven and shall include six persons broadly representative of health care services particularly allied health professions not presently licensed, registered or certified pursuant to existing law and five public members unrelated to any health care delivery profession.

Subd. 2. The committee shall receive \$35 per day spent on the activities of the committee and shall be reimbursed for reasonable expenses necessitated by the performance of their committee duties in the same manner and amount as state employees.

Subd. 3. The secretary of the board or his designee shall serve as secretary to the committee and shall provide such additional assistance as is necessary to facilitate the work of the committee.

Sec. 6. [FEES.] The board, subject to the approval of the department of administration shall establish reasonable fees for the processing of applications, for the administration of the examination and for the issuance of original and renewal credentialing certificates. All fees received shall be deposited with the state treasurer to be credited to the general fund.

Sec. 7. There is hereby appropriated to the board from the general fund in the state treasury the sum of \$30,000 each year of the biennium ending June 30, 1975, for the administration of this act."

The motion prevailed and the amendment was adopted.

Carlson, L., moved to amend S. F. No. 1742, the typewritten bill, as amended, as follows:

Page 3, line 15, following "regulation", insert "*the board shall first consult with the licensing board*".

The motion prevailed and the amendment was adopted.

Pavlak, R. L., moved to amend S. F. No. 1742, the printed bill, as amended, as follows:

Page 4 of the amendment, line 12, after "committee" and before "shall" insert "members".

The motion prevailed and the amendment was adopted.

S. F. No. 1742, A bill for an act relating to the credentialing of allied health manpower under the state board of health; appropriating money.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 117, and nays 1, as follows:

Those who voted in the affirmative were:

Andersen, R.	Anderson, G.	Becklin	Bell	Berg
Anderson, D.	Anderson, I.	Belisle	Bennett	Berglin

Biersdorf	Ferderer	Klaus	Newcome	Searle
Boland	Fjoslien	Knickerbocker	Niehaus	Sherwood
Braun	Flakne	Kvam	Norton	Sieben, H.
Carlson, A.	Forsythe	Laidig	Ohnstad	Sieben, M.
Carlson, B.	Fudro	Larson	Ojala	Skaar
Carlson, D.	Fugina	LaVoy	Parish	Smith
Carlson, L.	Graba	Lemke	Patton	Stangeland
Casserly	Grove	Lindstrom, E.	Pavlak, R.	Stanton
Cleary	Hagedorn	Lindstrom, J.	Pavlak, R. L.	Swanson
Clifford	Hanson	Lombardi	Pehler	Tomlinson
Connors	Hook	Long	Peterson	Ulland
Culhane	Jacobs	Mann	Pieper	Vanasek
Cummiskey	Jaros	McArthur	Prahl	Vento
Dahl	Johnson, C.	McFarlin	Quirin	Voss
Dieterich	Johnson, D.	McMillan	Resner	Weaver
Dirlam	Johnson, J.	Menke	Rice	Wenzel
Eckstein	Johnson, R.	Miller, D.	St. Onge	Wigley
Eken	Jopp	Miller, M.	Salchert	Wolcott
Erdahl	Jude	Moe	Sarna	Mr. Speaker
Erickson	Kahn	Mueller	Savelkoul	
Esau	Kelly	Munger	Schreiber	
Faricy	Kempe	Nelson	Schulz	

Those who voted in the negative were:

DeGroat

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

The following Conference Committee Report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 633

May 17, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 633, report that we have agreed upon the items in dispute and recommend as follows:

That the House accede to the Senate amendment and that H. F. No. 633 be further amended as follows:

Section 1, line 3, of the Senate amendment, after "town" and before "in the" insert "not having the powers granted herein pursuant to any other law".

Section 1, line 6 of the Senate amendment after "subdivision 1," delete "clause (1)" and insert in lieu thereof "clauses (1), (2), (4), (5), (6), (7), (8) and (10); provided that any improvement or assessments authorized by this subdivision may be made only upon the affirmative vote of the election of the town at the annual town meeting or at a special town meeting held pursuant to Minnesota Statutes, Sections 365.52 to 365.58".

After section 1 of the Senate amendment add:

"Sec. 2. This act is effective the day following final enactment."

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

House Conferees: JOSEPH T. NIEHAUS, HARRY PETERSON, and VICTOR SCHULZ.

Senate Conferees: EARL W. RENNEKE, FLORIAN CHMIELEWSKI, and GERALD L. WILLET.

Niehaus moved that the report of the Conference Committee on H. F. No. 633 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 633, A bill for an act relating to towns; authorizing all towns to make local improvements and to assess the cost thereof against benefited property; amending Minnesota Statutes 1971, Sections 429.011, Subdivision 2; and 435.19, Subdivision 1.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Miller, M.	Schreiber
Adams, S.	DeGroat	Johnson, J.	Moe	Schulz
Andersen, R.	Dieterich	Johnson, R.	Mueller	Searle
Anderson, D.	Dirlam	Jopp	Munger	Sherwood
Anderson, G.	Eckstein	Jude	Nelson	Sieben, H.
Anderson, I.	Eken	Kahn	Newcome	Sieben, M.
Becklin	Erdahl	Kelly	Niehaus	Skaar
Belisle	Erickson	Kempe	Norton	Smith
Bell	Esau	Klaus	Ohnstad	Stangeland
Bennett	Faricy	Knickerbocker	Ojala	Stanton
Berg	Ferderer	Kvam	Parish	Swanson
Berglin	Fjoslien	Laidig	Patton	Tomlinson
Biersdorf	Flakne	Larson	Pavlak, R.	Ulland
Boland	Forsythe	LaVoy	Pavlak, R. L.	Vanasek
Braun	Fudro	Lemke	Pehler	Vento
Brinkman	Fugina	Lindstrom, E.	Peterson	Voss
Carlson, A.	Graba	Lindstrom, J.	Pieper	Weaver
Carlson, B.	Graw	Lombardi	Prahl	Wenzel
Carlson, D.	Growe	Long	Quirin	Wigley
Carlson, L.	Hagedorn	Mann	Resner	Wohlwend
Cassery	Hanson	McArthur	Rice	Wolcott
Cleary	Heinitz	McEachern	Ryan	Mr. Speaker
Clifford	Hook	McFarlin	St. Onge	
Connors	Jacobs	McMillan	Salchert	
Culhane	Jaros	Menke	Sarna	
Cummiskey	Johnson, C.	Miller, D.	Savelkoul	

The bill was repassed, as amended by Conference, and its title agreed to.

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following message was received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2530, A bill for an act relating to the organization and operation of state government; providing for public buildings of the state of Minnesota; authorizing the alteration, repair, rehabilitation of said buildings, the equipping and the replacement of equipment of certain of said buildings, appropriating money therefor.

PATRICK E. FLAHAVER, Secretary of the Senate

Norton moved that the House refuse to concur in the Senate amendments to H. F. No. 2530, that the Speaker appoint a Conference Committee of 5 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 2530:

Norton, Haugerud, Smith, Samuelson, and Anderson, D.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of S. F. Nos. 581, 926, 1091, 1557, 1653, 1893, 1283, 1232, 1364, and 1059.

S. F. No. 581 was reported to the House.

Swanson moved to amend S. F. No. 581, the printed bill, as follows:

Page 1, line 15, strike "\$90,000" and insert in lieu thereof "\$1.00".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Swanson amendment and the roll being called, there were yeas 23, and nays 79, as follows:

Those who voted in the affirmative were:

Adams, J.	Enebo	Johnson, D.	Pehler	Swanson
Braun	Faricy	McEachern	Sarna	Voss
Connors	Fudro	Moe	Schulz	Wenzel
Eckstein	Fugina	Ojala	Sherwood	
Eken	Jaros	Parish	Smith	

Those who voted in the negative were:

Adams, S.	Dahl	Johnson, J.	McFarlin	Savelkoul
Andersen, R.	DeGroat	Johnson, R.	Mueller	Searle
Anderson, D.	Dirlam	Jopp	Munger	Sieben, H.
Anderson, G.	Erdahl	Jude	Myrah	Skaar
Anderson, I.	Erickson	Kelly	Nelson	Stangeland
Becklin	Esau	Kempe	Newcome	Stanton
Belisle	Ferderer	Klaus	Niehaus	Tomlinson
Bell	Fjoslien	Knickerbocker	Norton	Ulland
Bennett	Forsythe	Kvam	Ohnstad	Vanasek
Biersdorf	Graw	Laidig	Patton	Vento
Boland	Grove	Larson	Pavlak, R.	Weaver
Carlson, A.	Hagedorn	Lindstrom, E.	Pavlak, R. L.	Wigley
Carlson, D.	Heinitz	Lindstrom, J.	Peterson	Wohlwend
Casserly	Hook	Lombardi	Pieper	Wolcott
Clifford	Jacobs	Long	Prahl	Mr. Speaker
Cummiskey	Johnson, C.	Mann	Ryan	

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

Swanson moved to amend S. F. No. 581, the printed bill, as follows:

Wherever "St. Paul-Ramsey hospital" appears in the bill, add "and Hennepin County hospital".

Further, amend the title, line 6, after "hospital", insert "and Hennepin County hospital".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Swanson amendment and the roll being called, there were yeas 24, and nays 81, as follows:

Those who voted in the affirmative were:

Adams, J.	Enebo	Lemke	Parish	Spanish
Berglin	Fudro	McEachern	Pehler	Swanson
Brinkman	Fugina	Miller, M.	Sarna	Vento
Carlson, L.	Johnson, D.	Nelson	Schulz	Wenzel
Connors	Kahn	Ojala	Sherwood	

Those who voted in the negative were:

Adams, S.	Dirlam	Jude	Myrah	Sieben, M.
Andersen, R.	Erdahl	Kelly	Newcome	Skaar
Anderson, D.	Erickson	Kempe	Niehaus	Smith
Anderson, G.	Esau	Klaus	Norton	Stangeland
Anderson, I.	Faricy	Kvam	Ohnstad	Stanton
Becklin	Ferderer	Laidig	Patton	Tomlinson
Belisle	Fjoslien	Larson	Pavlak, R.	Ulland
Bell	Forsythe	Lindstrom, E.	Pavlak, R. L.	Vanasek
Bennett	Graba	Lindstrom, J.	Peterson	Voss
Berg	Grove	Lombardi	Pieper	Weaver
Biersdorf	Hagedorn	Long	Prahl	Wigley
Boland	Hook	Mann	Resner	Wohlwend
Carlson, A.	Jacobs	McFarlin	Ryan	Mr. Speaker
Carlson, D.	Johnson, C.	McMillan	St. Onge	
Cummiskey	Johnson, J.	Menke	Savelkoul	
Dahl	Johnson, R.	Mueller	Searle	
DeGroat	Jopp	Munger	Sieben, H.	

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

S. F. No. 581, A bill for an act relating to medical education; appropriating moneys to the regents of the university of Minnesota for a medical education facility at St. Paul-Ramsey hospital and for other related purposes; amending Laws 1971, Chapter 851.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 96, and nays 22, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Hook	McArthur	Sarna
Adams, S.	Cummiskey	Jacobs	McFarlin	Savelkoul
Andersen, R.	Dahl	Johnson, C.	McMillan	Searle
Anderson, D.	DeGroat	Johnson, D.	Menke	Sieben, H.
Anderson, G.	Dieterich	Johnson, J.	Mueller	Sieben, M.
Anderson, I.	Dirlam	Johnson, R.	Munger	Skaar
Becklin	Eckstein	Jopp	Myrah	Stangeland
Belisle	Erdahl	Jude	Newcome	Stanton
Bell	Erickson	Kelly	Niehaus	Tomlinson
Bennett	Esau	Klaus	Norton	Ulland
Berg	Ferderer	Knickerbocker	Ohnstad	Vento
Biersdorf	Fjoslien	Kvam	Parish	Weaver
Boland	Forsythe	Laidig	Patton	Wigley
Brinkman	Fudro	Larson	Pavlak, R. L.	Wohlwend
Carlson, A.	Graba	LaVoy	Peterson	Wolcott
Carlson, B.	Graw	Lindstrom, E.	Pieper	Mr. Speaker
Carlson, D.	Grove	Lindstrom, J.	Prahl	
Carlson, L.	Hagedorn	Lombardi	Ryan	
Casserly	Hanson	Long	St. Onge	
Clifford	Heinitz	Mann	Samuelson	

Those who voted in the negative were:

Berglin	Faricy	Miller, M.	Schulz	Voss
Braun	Fugina	Ojala	Smith	Wenzel
Cleary	Jaros	Pavlak, R.	Spanish	
Connors	Kempe	Pehler	Swanson	
Eken	McEachern	Resner	Vanasek	

The bill was passed and its title agreed to.

S. F. No. 926, A bill for an act establishing the Minnesota environmental education council; and describing the powers and duties thereof.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 109, and nays 11, as follows:

Those who voted in the affirmative were:

Adams, J.	Bell	Brinkman	Connors	Erickson
Andersen, R.	Bennett	Carlson, A.	Cummiskey	Faricy
Anderson, D.	Berg	Carlson, B.	Dahl	Ferderer
Anderson, G.	Berglin	Carlson, D.	Dieterich	Fjoslien
Anderson, I.	Biersdorf	Carlson, L.	Dirlam	Forsythe
Becklin	Boland	Casserly	Eckstein	Fudro
Belisle	Braun	Clifford	Enebo	Fugina

Graba	Laidig	Myrah	Quirin	Smith
Growe	Larson	Nelson	Resner	Spanish
Hanson	LaVoy	Newcome	Rice	Stanton
Heinitz	Lemke	Niehaus	Ryan	Swanson
Jacobs	Lindstrom, E.	Norton	St. Onge	Tomlinson
Jaros	Lindstrom, J.	Ohnstad	Salchert	Ulland
Johnson, C.	Long	Ojala	Sarna	Vanasek
Johnson, D.	McArthur	Parish	Savelkoul	Vento
Johnson, J.	McFarlin	Patton	Schreiber	Weaver
Johnson, R.	McMillan	Pavlak, R.	Schulz	Wenzel
Jopp	Menke	Pavlak, R. L.	Searle	Wigley
Jude	Miller, D.	Pehler	Sherwood	Wohlwend
Kahn	Miller, M.	Peterson	Sieben, H.	Wolcott
Kelly	Moe	Pieper	Sieben, M.	Mr. Speaker
Knickerbocker	Munger	Prahl	Skaar	

Those who voted in the negative were:

Adams, S.	Erdahl	Hagedorn	Stangeland	Voss
Cleary	Esau	Klaus		
DeGroat	Graw	Kvam		

The bill was passed and its title agreed to.

S. F. No. 1091, A bill for an act relating to health; authorizing the commissioner of public welfare to make grants to aid in the purchase, construction or remodeling of community residential facilities for the mentally retarded and cerebral palsied; directing the commissioner of public welfare to establish an advisory board on community residential facilities for the mentally retarded and cerebral palsied; appropriating money.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Miller, D.	Sarna
Andersen, R.	DeGroat	Johnson, D.	Miller, M.	Savelkoul
Anderson, D.	Dieterich	Johnson, J.	Moe	Schreiber
Anderson, G.	Dirlam	Johnson, R.	Munger	Schulz
Anderson, I.	Eckstein	Jopp	Myrah	Searle
Becklin	Eken	Kahn	Nelson	Sherwood
Belisle	Enebo	Kelly	Newcome	Sieben, H.
Bell	Erdahl	Kempe	Niehaus	Sieben, M.
Bennett	Erickson	Klaus	Norton	Skaar
Berg	Esau	Knickerbocker	Ohnstad	Smith
Berglin	Faricy	Kvam	Ojala	Spanish
Biersdorf	Ferderer	Laidig	Parish	Stangeland
Boland	Fjoslien	Larson	Patton	Stanton
Braun	Flakne	LaVoy	Pavlak, R.	Swanson
Brinkman	Forsythe	Lemke	Pavlak, R. L.	Tomlinson
Carlson, A.	Fudro	Lindstrom, E.	Pehler	Ulland
Carlson, B.	Fugina	Lindstrom, J.	Peterson	Vanasek
Carlson, D.	Graba	Lombardi	Pieper	Vento
Carlson, L.	Growe	Long	Prahl	Voss
Casserly	Hagedorn	Mann	Quirin	Weaver
Cleary	Hanson	McArthur	Resner	Wigley
Clifford	Heinitz	McEachern	Rice	Wohlwend
Connors	Hook	McFarlin	Ryan	Wolcott
Culhane	Jacobs	McMillan	St. Onge	Mr. Speaker
Cummiskey	Jaros	Menke	Salchert	

The bill was passed and its title agreed to.

S. F. No. 1557, A bill for an act relating to education; establishing a work-study program for post-secondary education students; appropriating money therefor.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 123, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	Miller, D.	Savelkoul
Adams, S.	DeGroat	Johnson, C.	Miller, M.	Schreiber
Andersen, R.	Dieterich	Johnson, D.	Moe	Schulz
Anderson, D.	Dirlam	Johnson, J.	Munger	Sherwood
Anderson, G.	Eckstein	Johnson, R.	Myrah	Sieben, H.
Anderson, I.	Eken	Jopp	Nelson	Sieben, M.
Becklin	Enebo	Kahn	Newcome	Skaar
Belisle	Erdahl	Kelly	Niehaus	Smith
Bell	Erickson	Kempe	Norton	Spanish
Bennett	Esau	Klaus	Ohnstad	Stangeland
Berg	Faricy	Knickerbocker	Ojala	Stanton
Berglin	Ferderer	Kvam	Parish	Swanson
Biersdorf	Fjoslien	Laidig	Patton	Tomlinson
Boland	Flakne	Larson	Pavlak, R.	Ulland
Braun	Forsythe	LaVoy	Pavlak, R. L.	Vanasek
Brinkman	Fudro	Lemke	Pehler	Vento
Carlson, A.	Fugina	Lindstrom, E.	Peterson	Voss
Carlson, B.	Graba	Lombardi	Pieper	Weaver
Carlson, D.	Graw	Long	Prahl	Wenzel
Carlson, L.	Growe	Mann	Quirin	Wigley
Casserly	Hagedorn	McArthur	Resner	Wohlwend
Clifford	Hanson	McEachern	Ryan	Wolcott
Connors	Heinitz	McFarlin	St. Onge	Mr. Speaker
Culhane	Hook	McMillan	Salchert	
Cummiskey	Jacobs	Menke	Sarna	

Those who voted in the negative were:

Cleary

The bill was passed and its title agreed to.

S. F. No. 1653, A bill for an act relating to education; the establishment of a pilot educational service area in southwest and west central Minnesota to provide educational services and programs on a regional basis; appropriating money therefor.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 110, and nays 14, as follows:

Those who voted in the affirmative were:

Adams, J.	Anderson, I.	Berg	Carlson, A.	Connors
Adams, S.	Becklin	Berglin	Carlson, B.	Culhane
Andersen, R.	Belisle	Biersdorf	Carlson, L.	Cummiskey
Anderson, D.	Bell	Boland	Casserly	Dahl
Anderson, G.	Bennett	Brinkman	Clifford	DeGroat

Dieterich	Hagedorn	Lindstrom, J.	Ojala	Sherwood
Dirlam	Hanson	Lombardi	Parish	Sieben, H.
Eckstein	Heinitz	Long	Patton	Sieben, M.
Eken	Jacobs	Mann	Pavlak, R.	Skaar
Enebo	Jaros	McArthur	Pavlak, R. L.	Smith
Erdahl	Johnson, C.	McEachern	Pehler	Spanish
Erickson	Johnson, D.	McFarlin	Peterson	Stanton
Esau	Johnson, J.	McMillan	Prahl	Swanson
Faricy	Johnson, R.	Menke	Quirin	Tomlinson
Fjoslien	Kahn	Miller, D.	Resner	Vanasek
Flakne	Kelly	Miller, M.	Ryan	Vento
Forsythe	Kempe	Moe	St. Onge	Voss
Fudro	Knickerbocker	Munger	Salchert	Weaver
Fugina	Laidig	Nelson	Sarna	Wenzel
Graba	LaVoy	Newcome	Savelkoul	Wigley
Graw	Lemke	Norton	Schreiber	Wolcott
Growe	Lindstrom, E.	Ohnstad	Schulz	Mr. Speaker

Those who voted in the negative were:

Carlson, D.	Hook	Kvam	Niehaus	Ulland
Cleary	Jopp	Larson	Pieper	Wohlwend
Ferderer	Klaus	Myrah	Stangeland	

The bill was passed and its title agreed to.

S. F. No. 1893, A bill for an act relating to public welfare; authorizing the commissioner of public welfare, and certain counties and municipalities to make grants for child care service and for certain programs for child care; amending Minnesota Statutes 1971, Sections 245.83, Subdivisions 2 and 3, and by adding a subdivision; 245.84; 245.85; 245.86; and 245.87.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 115, and nays 9, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Jacobs	McMillan	Sarna
Adams, S.	Dahl	Jaros	Menke	Savelkoul
Andersen, R.	DeGroat	Johnson, C.	Miller, D.	Schreiber
Anderson, D.	Dieterich	Johnson, D.	Moe	Schulz
Anderson, G.	Dirlam	Johnson, J.	Mueller	Sherwood
Anderson, I.	Eckstein	Johnson, R.	Munger	Sieben, H.
Becklin	Eken	Jopp	Nelson	Sieben, M.
Belisle	Enebo	Jude	Newcome	Skaar
Bell	Erickson	Kahn	Norton	Smith
Bennett	Esau	Kelly	Ohnstad	Spanish
Berg	Faricy	Klaus	Ojala	Stanton
Berglin	Ferderer	Knickerbocker	Parish	Swanson
Biersdorf	Fjoslien	Laidig	Patton	Tomlinson
Boland	Flakne	LaVoy	Pavlak, R.	Ulland
Braun	Forsythe	Lemke	Pavlak, R. L.	Vanasek
Brinkman	Fudro	Lindstrom, E.	Pehler	Vento
Carlson, A.	Fugina	Lindstrom, J.	Peterson	Voss
Carlson, E.	Graba	Lombardi	Prahl	Weaver
Carlson, D.	Graw	Long	Quirin	Wenzel
Carlson, L.	Growe	Mann	Resner	Wigley
Casserly	Hanson	McArthur	Ryan	Wohlwend
Clifford	Heinitz	McEachern	St. Onge	Wolcott
Connors	Hook	McFarlin	Salchert	Mr. Speaker

Those who voted in the negative were:

Cleary	Hagedorn	Larson	Niehaus	Stangeland
Erdahl	Kvam	Myrah	Pieper	

The bill was passed and its title agreed to.

S. F. No. 1283, A bill for an act relating to cable communications; providing penalties; appropriating money; amending Minnesota Statutes 1971, Sections 161.45, Subdivision 1; and 222.37, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill.

There being no objection Lindstrom, J., was excused from voting.

The roll being called, there were yeas 82, and nays 40, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, C.	Miller, D.	Sherwood
Adams, S.	Dahl	Johnson, D.	Moe	Sieben, H.
Andersen, R.	DeGroat	Johnson, J.	Mueller	Sieben, M.
Anderson, G.	Dieterich	Jopp	Munger	Smith
Anderson, I.	Dirlam	Jude	Nelson	Swanson
Bell	Eken	Kahn	Newcome	Tomlinson
Bennett	Enebo	Kelly	Norton	Ulland
Berg	Faricy	Kempe	Ojala	Vanasek
Berglin	Ferderer	Laidig	Parish	Vento
Biersdorf	Fudro	LaVoy	Pavlak, R.	Voss
Boland	Fugina	Lemke	Pehler	Wenzel
Brinkman	Graba	Lindstrom, E.	Rice	Wigley
Carlson, A.	Growe	McArthur	Ryan	Wolcott
Carlson, B.	Hagedorn	McEachern	St. Onge	Mr. Speaker
Carlson, L.	Hanson	McFarlin	Sarna	
Casserly	Jacobs	McMillan	Schreiber	
Connors	Jaros	Menke	Schulz	

Those who voted in the negative were:

Anderson, D.	Erdahl	Johnson, R.	Miller, M.	Savelkoul
Becklin	Erickson	Klaus	Niehaus	Searle
Belisle	Fjoslien	Knickerbocker	Ohnstad	Skaar
Carlson, D.	Flakne	Kvam	Patton	Spanish
Cleary	Forsythe	Larson	Pavlak, R. L.	Stangeland
Clifford	Graw	Lombardi	Pieper	Stanton
Culhane	Heinitz	Long	Pleasant	Weaver
Eckstein	Hook	Mann	Prahl	Wohlwend

The bill was passed and its title agreed to.

S. F. No. 1232 was reported to the House.

Hanson moved to amend S. F. No. 1232 as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. [GIFTED CHILDREN AND TEACHER CO-ORDINATORS; DEFINITIONS AND PROVISIONS.] Every

child who possesses superior intellectual, academic, creative or other special abilities to such degree that he needs special instructions or services as determined by the local school district is a gifted child. Special instructions and services are needed to assist the gifted children to achieve more nearly their potential. The standards for identification of such children shall be determined by school districts or combinations of districts using guidelines established by the state board of education.

Every school district or combination of districts may provide for such teacher coordinators as may be necessary for establishing and maintaining a program for gifted children. A "teacher coordinator" is an educator who instructs gifted children and is responsible for making provisions for the appropriate education of all gifted children in the district or combination of districts in which he serves.

Sec. 2. [INSTRUCTIONS FOR GIFTED CHILDREN.] Subdivision 1. School districts or combinations of districts may provide for programs for gifted children of school age who are residents of the district or combinations of districts and who are gifted as defined in section 1. School age for the gifted shall be from the ages of four years to 18 years. Districts with less than the minimum number of eligible gifted children as determined by the state board of education may cooperate with other districts to maintain a full sequence of programs for education and services for gifted children.

Subd. 2. The state board of education shall advise and cooperate with local school districts or combinations of districts to develop such programs and to determine a basis for selection of personnel to be employed in such programs, and shall determine which programs shall be funded.

Sec. 3. [FUNDING OF PROGRAMS FOR GIFTED CHILDREN.] Subdivision 1. The state shall pay for 60 percent of the annual salary of a teacher coordinator not to exceed \$5,600, in a maximum of 40 districts or combination of districts with approved programs for gifted children.

Subd. 2. To finance the terms of this act there is hereby appropriated from the general fund the sum of \$200,000 beginning July 1, 1973, until June 30, 1975.

Subd. 3. The aids provided for these programs for gifted children shall be paid currently on the same basis as the Minnesota foundation aids. If the appropriation is not adequate, the funds under the formula shall be prorated. Any unexpended balances remaining in the first year shall not cancel but shall be available for the second year of the biennium."

Further, amend the title as follows:

Page 1, line 2, strike the words "defining gifted".

Page 1, line 3, strike the entire line and insert the words "education of gifted children; appropriating money".

Page 1, line 4, strike everything before the period.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Hanson amendment and the roll being called, there were yeas 108, and nays 12, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Jacobs	McEachern	Sarna
Adams, S.	Cummiskey	Johnson, D.	McFarlin	Savelkoul
Andersen, R.	Dahl	Johnson, J.	McMillan	Schulz
Anderson, D.	Dieterich	Johnson, R.	Miller, D.	Searle
Anderson, G.	Dirlam	Jopp	Moe	Sherwood
Anderson, I.	Eken	Jude	Nelson	Sieben, H.
Becklin	Enebo	Kahn	Newcome	Sieben, M.
Belisle	Erdahl	Kelly	Norton	Skaar
Bell	Erickson	Kempe	Ohnstad	Smith
Bennett	Esau	Klaus	Parish	Stangeland
Berg	Faricy	Knickerbocker	Patton	Stanton
Berglin	Ferderer	Kvam	Pavlak, R.	Tomlinson
Biersdorf	Fjoslien	Laidig	Pavlak, R. L.	Vanasek
Boland	Flakne	Larson	Pehler	Vento
Braun	Forsythe	LaVoy	Peterson	Voss
Brinkman	Fudro	Lemke	Pieper	Wenzel
Carlson, A.	Graw	Lindstrom, E.	Pleasant	Wigley
Carlson, B.	Grove	Lindstrom, J.	Quirin	Wohlwend
Carlson, D.	Hagedorn	Long	Resner	Wolcott
Carlson, L.	Hanson	Mann	Rice	Mr. Speaker
Casserly	Heinitz	McArthur	Ryan	
Clifford	Hook	McCauley	Salchert	

Those who voted in the negative were:

Cleary	Graba	Ojala	Schreiber	Ulland
Connors	Johnson, C.	Prahl	Swanson	
Fugina	Niehaus	St. Onge		

The motion prevailed and the amendment was adopted.

S. F. No. 1232, A bill for an act relating to education; defining gifted pupil; permitting school districts to provide services for gifted pupils.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Brinkman	Eken	Hagedorn	Klaus
Adams, S.	Carlson, A.	Enebo	Hanson	Knickerbocker
Andersen, R.	Carlson, B.	Erdahl	Heinitz	Kvam
Anderson, D.	Carlson, D.	Erickson	Hook	Laidig
Anderson, G.	Carlson, L.	Esau	Jacobs	Larson
Anderson, I.	Casserly	Faricy	Jaros	LaVoy
Becklin	Cleary	Ferderer	Johnson, C.	Lemke
Belisle	Clifford	Fjoslien	Johnson, D.	Lindstrom, E.
Bell	Connors	Flakne	Johnson, J.	Lindstrom, J.
Bennett	Culhane	Forsythe	Johnson, R.	Long
Berg	Cummiskey	Fudro	Jopp	Mann
Berglin	Dahl	Fugina	Jude	McArthur
Biersdorf	DeGroat	Graba	Kahn	McCauley
Boland	Dieterich	Graw	Kelly	McEachern
Braun	Dirlam	Grove	Kempe	McFarlin

McMillan	Ojala	Resner	Sieben, H.	Vento
Menke	Parish	Rice	Sieben, M.	Voss
Miller, D.	Patton	Ryan	Skaar	Wenzel
Miller, M.	Pavliak, R.	St. Onge	Smith	Wigley
Moe	Pavliak, R. L.	Salchert	Spanish	Wohlwend
Munger	Pehler	Sarna	Stangeland	Wolcott
Nelson	Peterson	Savelkoul	Stanton	Mr. Speaker
Newcome	Pieper	Schreiber	Swanson	
Niehaus	Pleasant	Schulz	Tomlinson	
Norton	Prahl	Searle	Ulland	
Ohnstad	Quirin	Sherwood	Vanasek	

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

S. F. No. 1364, A bill for an act relating to the Dover, Eyota and St. Charles sanitary district; permitting the advance of moneys in the general fund of the state treasury to the sanitary sewer board for said district; providing for repayment thereof; and appropriating money therefor.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Menke	Salchert
Adams, S.	DeGroat	Johnson, D.	Miller, D.	Sarna
Andersen, R.	Dieterich	Johnson, J.	Miller, M.	Savelkoul
Anderson, D.	Dirlam	Johnson, R.	Moe	Schreiber
Anderson, G.	Eckstein	Jopp	Munger	Schulz
Anderson, I.	Eken	Jude	Nelson	Searle
Becklin	Enebo	Kahn	Newcome	Sherwood
Belisle	Erdahl	Kelly	Niehaus	Sieben, H.
Bell	Erickson	Kempe	Norton	Sieben, M.
Bennett	Esau	Klaus	Ohnstad	Skaar
Berg	Faricy	Knickerbocker	Ojala	Smith
Berglin	Ferderer	Laidig	Parish	Spanish
Biersdorf	Fjoslien	Larson	Patton	Stangeland
Boland	Flakne	LaVoy	Pavliak, R.	Stanton
Braun	Forsythe	Lemke	Pavliak, R. L.	Swanson
Brinkman	Fudro	Lindstrom, E.	Pehler	Tomlinson
Carlson, B.	Fugina	Lindstrom, J.	Peterson	Ulland
Carlson, D.	Graba	Lombardi	Pieper	Vanasek
Carlson, L.	Graw	Long	Pleasant	Vento
Casserly	Grove	Mann	Prahl	Voss
Cleary	Hanson	McArthur	Quirin	Weaver
Clifford	Heinitz	McCauley	Resner	Wenzel
Connors	Hook	McEachern	Rice	Wigley
Culhane	Jacobs	McFarlin	Ryan	Wolcott
Cummiskey	Jaros	McMillan	St. Onge	Mr. Speaker

Those who voted in the negative were:

Carlson, A.	Hagedorn	Kvam	Wohlwend
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The bill was passed and its title agreed to.

S. F. No. 1059, A bill for an act relating to county attorneys; creating a county attorneys council and the office of executive director; prescribing powers and duties; and appropriating money; amending Minnesota Statutes 1971, Section 15A.083, Subdivision 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 81, and nays 43, as follows:

Those who voted in the affirmative were:

Adams, J.	Ferderer	Kelly	Norton	Smith
Andersen, R.	Flakne	Knickerbocker	Ojala	Spanish
Anderson, I.	Forsythe	LaVoy	Parish	Stanton
Becklin	Fudro	Lemke	Pavlak, R.	Swanson
Bell	Fugina	Lindstrom, J.	Pavlak, R. L.	Tomlinson
Bennett	Graba	Lombardi	Quirin	Ulland
Berg	Grove	McCarron	Resner	Vanasek
Boland	Hanson	McCauley	Rice	Vento
Carlson, A.	Haugerud	McEachern	Ryan	Voss
Carlson, L.	Hook	McFarlin	Salchert	Weaver
Cassery	Jacobs	McMillan	Samuelson	Wenzel
Connors	Jaros	Menke	Sarna	Wolcott
Cummiskey	Johnson, C.	Miller, D.	Savelkoul	Mr. Speaker
Dahl	Johnson, D.	Moe	Schulz	
Enebo	Johnson, R.	Munger	Sherwood	
Erdahl	Jude	Nelson	Sieben, H.	
Faricy	Kahn	Newcome	Sieben, M.	

Those who voted in the negative were:

Adams, S.	Clifford	Heinitz	McArthur	Prahl
Anderson, D.	DeGroat	Johnson, J.	Miller, M.	St. Onge
Anderson, G.	Dirlam	Jopp	Myrah	Schreiber
Belisle	Eken	Klaus	Niehaus	Skaar
Biersdorf	Erickson	Kvam	Ohnstad	Stangeland
Braun	Esau	Laidig	Patton	Wigley
Brinkman	Fjoslien	Larson	Pehler	Wohlwend
Carlson, D.	Graw	Lindstrom, E.	Peterson	
Cleary	Hagedorn	Long	Pieper	

The bill was passed and its title agreed to.

Pursuant to Rule 72, Pavlak, R., requested immediate consideration of S. F. No. 2338.

S. F. No. 2338 was reported to the House.

Tomlinson moved to amend S. F. No. 2338, as amended by the House May 15, 1973, as follows:

Section 1, line 3, of the May 15 amendment, delete "\$500,000" and insert in lieu thereof "\$400,000".

Sec. 2, line 1 of the May 15 amendment, delete "This act" and insert in lieu thereof "Section 1".

After Sec. 2. of the May 15 amendment insert:

"Sec. 3. Any other provision of law or charter to the contrary notwithstanding, the council of the city of St. Paul by resolution adopted by at least five affirmative votes may, without a vote of the electorate, borrow not to exceed \$300,000 during the calendar year 1973 for the purpose of providing and appropriating funds to the Ramsey county welfare board for social service programs, and to execute obligations of the city therefore as the council may determine. The obligations shall be pay-

able in not more than 18 months from the date of issuance and may bear interest at a rate as the council shall determine, not in excess of seven percent per annum. The obligations may be issued and sold without publication of any notice for the sale thereof. The full faith and credit of the city shall be pledged irrevocably for the prompt and faithful payment of these obligations and shall be sold in the manner set forth in the council resolution. The council of the city of St. Paul is authorized to levy and collect a tax to repay such obligations issued pursuant to the authority contained herein and this authority is not subject to any tax or appropriation or expenditure limit otherwise imposed by any law or charter provision. Funds derived from this authority shall be and are hereby appropriated without any further action required by the city of St. Paul to the Ramsey county welfare board for the purposes set forth above and to be expended in accordance with the approved budget of the said welfare board, and these funds shall constitute the city's 27 1/2 percent match to Ramsey County's 72 1/2 percent contribution to the said welfare board's total budget.

Sec. 4. Section 3 shall become effective only after its approval by a majority of the governing body of the city of St. Paul and upon compliance with the provisions of Minnesota Statutes, Section 645.021."

Further, strike the entire title, as amended, and insert in lieu thereof:

"A bill for an act relating to public welfare; permitting Ramsey county and the city of St. Paul to incur certain debt and impose taxes to discharge it for public hospital and social service programs."

The motion prevailed and the amendment was adopted.

S. F. No. 2338, A bill for an act relating to the appropriations by the county of Ramsey for the plans and designs of an addition to St. Paul-Ramsey hospital in conjunction with the Gillette hospital authority.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 113, and nays 9, as follows:

Those who voted in the affirmative were:

Adams, J.	Boland	Dirlam	Fudro	Johnson, J.
Andersen, R.	Brinkman	Eckstein	Fugina	Johnson, R.
Anderson, D.	Carlson, B.	Eken	Graba	Jopp
Anderson, G.	Carlson, D.	Enebo	Grove	Jude
Anderson, I.	Carlson, L.	Erdahl	Haugerud	Kahn
Becklin	Casserly	Erickson	Heinitz	Kelly
Bell	Clifford	Esau	Hook	Klaus
Bennett	Connors	Ferderer	Jacobs	Knickerbocker
Berg	Culhane	Fjoslien	Jaros	Kvam
Berglin	Dahl	Flakne	Johnson, C.	Laidig
Biersdorf	DeGroat	Forsythe	Johnson, D.	LaVoy

Lemke	Miller, D.	Pavlak, R.	Savelkoul	Tomlinson
Lindstrom, E.	Miller, M.	Pavlak, R. L.	Schreiber	Ulland
Lindstrom, J.	Moe	Pehler	Schulz	Vento
Lombardi	Munger	Peterson	Searle	Voss
Long	Myrah	Pieper	Sherwood	Weaver
Mann	Nelson	Prahl	Sieben, H.	Wenzel
McArthur	Newcome	Quirin	Sieben, M.	Wigley
McCarron	Norton	Ryan	Skaar	Wohlwend
McCauley	Ohnstad	St. Onge	Spanish	Wolcott
McFarlin	Ojala	Salchert	Stangeland	Mr. Speaker
McMillan	Parish	Samuelson	Stanton	
Menke	Patton	Sarna	Swanson	

Those who voted in the negative were :

Adams, S.	Carlson, A.	Faricy	Larsón	Resner
Belisle	Cleary	Hanson	Niehaus	

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

There being no objection the order of business reverted to Reports of Standing Committees.

REPORTS OF STANDING COMMITTEES

Mr. Norton from the Committee on Appropriations to which was referred :

S. F. No. 1702, A bill for an act relating to the establishment of a riding and hiking trail from Plymouth Village, Hennepin county; authorizing the acquisition of interests in land, and the development, maintenance, and operation of the trail; amending Minnesota Statutes 1971, Section 85.015, Subdivision 1, and by adding a subdivision; repealing Minnesota Statutes 1971, Section 85.015, Subdivision 9.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred :

H. F. No. 1525, A bill for an act relating to outdoor recreation, providing for a regional recreation open space system; authorizing the metropolitan council to issue bonds therefor and levy taxes; authorizing grants to park districts, counties and municipalities for acquisition and development of the system; and appropriating money therefor.

Reported the same back with the following amendments :

Page 3, strike lines 15 through 28 and insert the following :

"Section 5. [SALE OF BONDS.] The metropolitan council may sell and issue general obligation bonds to provide funds for the acquisition and betterment of regional recreation open space in accordance with sections 4, 6, 7, and 8. The maturities and interest rate of each series of such bonds shall be fixed so that

the maximum amount of principal and interest to become due on all such bonds in any one year does not exceed an amount equal to three-tenths of one mill on each dollar of assessed valuation of taxable property in the metropolitan area as assessed in the year immediately preceding the year in which the bonds are issued; provided that any sums received by the council pursuant to Minnesota Statutes 297.01 to 297.13 shall first be applied to pay all principal and interest on bonds issued pursuant to this section coming due the calendar year in which the fiscal year ends. Any amount received by the council pursuant to Minnesota Statutes 297.01 to 297.13 in excess of principal or interest on bonds issued pursuant to this section shall remain available until expended by the council for any purpose of this act.

The council shall sell and issue bonds in the manner provided in Minnesota Statutes, Chapter 475, and shall have the same powers and duties as a municipality issuing bonds under that chapter, except that no election shall be required, and the debt limitation in Chapter 495 or any other law shall not apply to such bonds. The bonds shall be secured in accordance with Minnesota Statutes, Section 475.61, and any taxes required to be levied for their property shall be spread against all taxable property in the metropolitan area and shall not be subject to limitation as to rate or amount.”

Page 4, strike lines 1 through 23.

Page 5, line 7, after “gift” strike “, purchase or eminent domain” and insert “or purchase”.

Page 5, line 8, strike “proceedings.”

Page 6, add a new section as follows:

“Sec. 9. [TAX LEVIES.] The council may levy taxes upon all taxable property in the metropolitan area to provide funds for the purposes of sections 1 to 8. The tax levied for any year shall not exceed three-tenths of one mill for all purposes on each dollar of assessed valuation of all such taxable property less the tax levied for such year to pay debt service on bonds issued pursuant to section 5. The amount of taxes which may be levied in any year shall be further reduced by the amount of any funds received by the council during the previous year from (1) federal grants and (2) appropriations to the council from revenues received from taxes, penalties and interest under Minnesota Statutes 1971, Sections 297.01 to 297.13 or any other taxes collected by the state. The tax shall be levied and collected in the manner provided by Minnesota Statutes, Section 473.08.”

To further amend the title on page 1 by striking “appropriating money therefor” in line 10, and substituting “authorizing a tax levy therefor”.

With the recommendation that when so amended the bill do pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. No. 1525 was read for the second time.

Casserly moved that H. F. No. 1525 be re-referred to the Committee on Metropolitan and Urban Affairs. The motion prevailed.

SECOND READING OF SENATE BILLS

S. F. No. 1702 was read for the second time.

Laidig was excused until 8:15 p.m.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 534, A bill for an act relating to workmen's compensation; compensation for permanent partial disability; amending Minnesota Statutes 1971, Section 176.101, Subdivision 3.

PATRICK E. FLAHAVERN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Salchert moved that the House concur in the Senate amendments to H. F. 534 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 534, A bill for an act relating to workmen's compensation; compensation for permanent partial disability; amending Minnesota Statutes 1971, Section 176.101, Subdivision 3.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, A.	Enebo	Heinitz	Laidig
Adams, S.	Carlson, B.	Erdahl	Hook	Larson
Andersen, R.	Carlson, D.	Erickson	Jacobs	LaVoy
Anderson, D.	Carlson, L.	Esau	Jaros	Lemke
Anderson, G.	Casserly	Faricy	Johnson, C.	Lindstrom, E.
Anderson, I.	Cleary	Ferderer	Johnson, D.	Lindstrom, J.
Becklin	Clifford	Fjoslien	Johnson, J.	Lombardi
Belisle	Connors	Flakne	Johnson, R.	Long
Bell	Culhane	Forsythe	Jopp	Mann
Bennett	Cummiskey	Fudro	Jude	McArthur
Berg	Dahl	Fugina	Kahn	McCarron
Berglin	DeGroat	Graba	Kelly	McCauley
Biersdorf	Dieterich	Graw	Kempe	McEachern
Boland	Dirlam	Grove	Klaus	McFarlin
Braun	Eckstein	Hagedorn	Knickerbocker	McMillan
Brinkman	Eken	Hanson	Kvam	Menke

Miller, D.	Ojala	Resner	Searle	Ulland
Miller, M.	Parish	Rice	Sherwood	Vanasek
Moe	Patton	Ryan	Sieben, H.	Vento
Munger	Pavlak, R.	St. Onge	Sieben, M.	Voss
Myrah	Pavlak, R. L.	Salchert	Skaar	Weaver
Nelson	Pehler	Samuelson	Spanish	Wenzel
Newcome	Peterson	Sarna	Stangeland	Wigley
Niehaus	Pieper	Savelkoul	Stanton	Wohlwend
Norton	Prahl	Schreiber	Swanson	Wolcott
Ohnstad	Quirin	Schulz	Tomlinson	Mr. Speaker

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1000, A bill for an act creating a commission on Minnesota's future; describing its duties and functions; and appropriating funds for its operation; repealing Minnesota Statutes 1971, Section 4.14.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Kelly moved that the House concur in the Senate amendments to H. F. No. 1000 and that the bill be repassed by the Senate. The motion prevailed.

H. F. No. 1000, A bill for an act creating a commission on Minnesota's future; describing its duties and functions; and appropriating funds for its operation; repealing Minnesota Statutes 1971, Section 4.14.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 98, and nays 22, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, L.	Fugina	McEachern	Pehler
Adams, S.	Casserly	Graba	McFarlin	Peterson
Andersen, R.	Clifford	Growe	McMillan	Prahl
Anderson, D.	Connors	Hanson	Menke	Quirin
Anderson, G.	Cummiskey	Jacobs	Miller, D.	Resner
Anderson, I.	Dahl	Jaros	Miller, M.	Rice
Belisle	Dieterich	Johnson, D.	Moe	Ryan
Bell	Dirlam	Jopp	Mueller	St. Onge
Bennett	Eckstein	Jude	Munger	Salchert
Berg	Eken	Kahn	Nelson	Samuelson
Berglin	Enebo	Kelly	Newcome	Sarna
Boland	Erdahl	Kempe	Norton	Savelkoul
Braun	Faricy	Knickerbocker	Ojala	Schreiber
Brinkman	Ferderer	LaVoy	Parish	Schulz
Carlson, A.	Flakne	Lemke	Patton	Sherwood
Carlson, B.	Forsythe	Lindstrom, J.	Pavlak, R.	Sieben, H.
Carlson, D.	Fudro	McArthur	Pavlak, R. L.	Sieben, M.

Stanton	Ulland	Voss	Wigley	Mr. Speaker
Swarson	Vanasek	Weaver	Wohlwend	
Tomlinson	Vento	Wenzel	Wolcott	

Those who voted in the negative were:

Becklin	Fjoslien	Klaus	Myrah	Skaar
Biersdorf	Hagedorn	Kvam	Niehaus	Stangeland
Cleary	Heinitz	Larson	Ohnstad	
Erickson	Johnson, J.	Lindstrom, E.	Pieper	
Esau	Johnson, R.	Long	Searle	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1036, A bill for an act relating to historic sites; regulating the boundaries of the old Fort Snelling historic district and designating the historic hill district; amending Minnesota Statutes 1971, Section 138.73, Subdivision 13; and Section 138.73, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Norton moved that the House concur in the Senate amendments to H. F. No. 1036 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1036, A bill for an act relating to historic sites; regulating the boundaries of the old Fort Snelling historic district and designating the historic hill district; amending Minnesota Statutes 1971, Section 138.73, Subdivision 13; and Section 138.73, by adding a subdivision.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 124, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Biersdorf	Culhane	Farcy	Jacobs
Adams, S.	Boland	Cummiskey	Ferderer	Jaros
Andersen, R.	Braun	Dahl	Fjoslien	Johnson, D.
Anderson, D.	Brinkman	DeGroat	Fudro	Johnson, J.
Anderson, G.	Carlson, A.	Dieterich	Fugina	Johnson, R.
Anderson, I.	Carlson, B.	Dirlam	Graba	Jopp
Becklin	Carlson, D.	Eckstein	Graw	Jude
Belisle	Carlson, L.	Eken	Grove	Kahn
Bell	Casserly	Enebo	Hagedorn	Kelly
Bennett	Cleary	Erdahl	Hanson	Klaus
Berg	Clifford	Erickson	Heinitz	Knickerbocker
Berglin	Connors	Esau	Hook	Kvam

LaVoy	Menke	Patton	Samuelson	Swanson
Lemke	Miller, D.	Pavlak, R.	Sarna	Tomlinson
Lindstrom, E.	Miller, M.	Pavlak, R. L.	Savelkoul	Ulland
Lindstrom, J.	Moe	Pehler	Schreiber	Vanasek
Lombardi	Munger	Peterson	Schulz	Vento
Long	Myrah	Pieper	Searle	Voss
Mann	Nelson	Prahl	Sherwood	Weaver
McArthur	Newcome	Quirin	Sieben, H.	Wenzel
McCarron	Niehaus	Resner	Sieben, M.	Wigley
McCauley	Norton	Rice	Skaar	Wohlwend
McEachern	Ohnstad	Ryan	Spanish	Wolcott
McFarlin	Ojala	St. Onge	Stangeland	Mr. Speaker
McMillan	Parish	Salchert	Stanton	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1473, A bill for an act abolishing the legislative buildings commission; transferring the commission's functions, powers and duties to the legislative advisory committee; repealing Minnesota Statutes 1971, Sections 3.421 to 3.471.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Anderson, I., moved that the House concur in the Senate amendments to H. F. No. 1473 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1473, A bill for an act abolishing the legislative buildings commission; transferring the commission's functions, powers and duties to the chairmen of the house appropriations committee and the senate finance committee; repealing Minnesota Statutes 1971, Sections 3.421 to 3.471.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 111, and nays 14, as follows:

Those who voted in the affirmative were:

Adams, J.	Boland	Dieterich	Fudro	Johnson, R.
Adams, S.	Braun	DeGroat	Fugina	Jude
Andersen, R.	Brinkman	Dirlam	Graba	Kahn
Anderson, G.	Carlson, A.	Eckstein	Graw	Kelly
Anderson, I.	Carlson, B.	Eken	Grove	Kempe
Becklin	Carlson, D.	Enebo	Hagedorn	Klaus
Belisle	Carlson, L.	Erdahl	Hanson	Kvam
Bell	Cassery	Esau	Haugerud	LaVoy
Bennett	Connors	Faricy	Heimitz	Lemke
Berg	Culhane	Ferderer	Jacobs	Mann
Berglin	Cummiskey	Fjoslien	Jaros	McArthur
Biersdorf	Dahl	Flakne	Johnson, D.	McCarron

McEachern	Newcome	Quirin	Searle	Voss
McFarlin	Norton	Resner	Sherwood	Weaver
McMillan	Ohnstad	Rice	Sieben, H.	Wenzel
Menke	Ojala	Ryan	Sieben, M.	Wigley
Miller, D.	Parish	St. Onge	Spanish	Wohlwend
Miller, M.	Patton	Salchert	Stangeland	Wolcott
Moe	Pavlak, R.	Samuelson	Stanton	Mr. Speaker
Mueller	Pavlak, R. L.	Sarna	Swanson	
Munger	Pehler	Savelkoul	Tomlinson	
Myrah	Peterson	Schreiber	Vanasek	
Nelson	Prahl	Schulz	Vento	

Those who voted in the negative were:

Cleary	Johnson, J.	Larson	Long	Skaar
Erickson	Jopp	Lindstrom, E.	Niehau	Ulland
Hook	Knickerbocker	Lombardi	Pieper	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1302, A bill for an act relating to abandoned motor vehicles; amending Minnesota Statutes 1971, Sections 168B.02, Subdivision 2; 168B.05; 168B.06; 168B.08; 168B.09; 168B.10, Subdivisions 1, 2, and 3; repealing Minnesota Statutes 1971, Sections 168B.12 and 168B.13.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Resner moved that the House concur in the Senate amendments to H. F. No. 1302 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1302, A bill for an act relating to abandoned motor vehicles; amending Minnesota Statutes 1971, Sections 168B.02, Subdivision 2; 168B.05; 168B.06; 168B.08; 168B.09; 168B.10, Subdivisions 1, 2, and 3; repealing Minnesota Statutes 1971, Sections 168B.12 and 168B.13.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Becklin	Biersdorf	Carlson, D.	Culhane
Adams, S.	Belisle	Boland	Carlson, L.	Cummiskey
Andersen, R.	Bell	Braun	Casserly	Dahl
Anderson, D.	Bennett	Brinkman	Cleary	Dieterich
Anderson, G.	Berg	Carlson, A.	Clifford	Dirlam
Anderson, I.	Berglin	Carlson, B.	Connors	Eckstein

Eken	Jaros	McArthur	Pavlak, R.	Sieben, M.
Enebo	Johnson, C.	McCarron	Pavlak, R. L.	Skaar
Erdahl	Johnson, D.	McCauley	Pehler	Spanish
Erickson	Johnson, J.	McEachern	Peterson	Stangeland
Esau	Johnson, R.	McFarlin	Pieper	Stanton
Faricy	Jopp	McMillan	Prahl	Swanson
Ferderer	Jude	Menke	Quirin	Tomlinson
Fjoslien	Kahn	Miller, D.	Resner	Ulland
Flakne	Kelly	Miller, M.	Rice	Vanasek
Fudro	Kempe	Moe	Ryan	Vento
Fugina	Klaus	Munger	St. Onge	Voss
Graba	Knickerbocker	Myrah	Salchert	Weaver
Graw	Kvam	Nelson	Samuelson	Wenzel
Grove	Larson	Newcome	Sarna	Wigley
Hagedorn	Lemke	Niehaus	Savelkoul	Wohlwend
Hanson	Lindstrom, E.	Norton	Schreiber	Wolcott
Haugerud	Lindstrom, J.	Ohnstad	Schulz	Mr. Speaker
Heinitz	Lombardi	Ojala	Searle	
Hook	Long	Parish	Sherwood	
Jacobs	Mann	Patton	Sieben, H.	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1372, A bill for an act relating to parole and probation; creating a single authority; transferring the powers and duties of the adult corrections commission and the youth conservation commission to the Minnesota corrections authority established hereby; abolishing the adult corrections commission and the youth conservation commission as now constituted; amending Minnesota Statutes 1971, Sections 242.03; 242.09; 242.10; 242.18; 242.19; 242.20; 242.21; 242.25; 242.27; 242.29; 242.32; 243.09; repealing Minnesota Statutes 1971, Sections 241.03; 241.04; 242.04; 242.05; 242.06; 242.07; 242.08; 242.11; 242.265; 242.54; 243.02; 243.03; and 243.04.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Pehler moved that the House concur in the Senate amendments to H. F. No. 1372 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1372, A bill for an act relating to parole and probation; creating a single authority; transferring the powers and duties of the adult corrections commission and the youth conservation commission to the Minnesota corrections authority established hereby; abolishing the adult corrections commission and the youth conservation commission as now constituted; amending Minnesota Statutes 1971, Sections 242.03; 242.09; 242.10; 242.18; 242.19; 242.20; 242.21; 242.25; 242.27; 242.29; 242.32; 243.09; repealing Minnesota Statutes 1971, Sections

241.03; 241.04; 242.04; 242.05; 242.06; 242.07; 242.08; 242.11; 242.265; 242.54; 243.02; 243.03; and 243.04.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 103, and nays 22, as follows:

Those who voted in the affirmative were:

Adams, J.	Connors	Johnson, C.	Munger	Schreiber
Adams, S.	Culhane	Johnson, D.	Myrah	Schulz
Andersen, R.	Cummiskey	Johnson, R.	Nelson	Sherwood
Anderson, D.	Dahl	Jopp	Newcome	Sieben, H.
Anderson, G.	Dieterich	Jude	Niehaus	Sieben, M.
Anderson, I.	Eckstein	Kahn	Norton	Stangeland
Becklin	Eken	Kelly	Ojala	Stanton
Bellisle	Enebo	Kempe	Parish	Swanson
Bell	Erickson	Knickerbocker	Pavlak, R.	Tomlinson
Bennett	Faricy	LaVoy	Pavlak, R. L.	Ulland
Berg	Ferderer	Lemke	Pehler	Vanasek
Berglin	Fudro	Lindstrom, J.	Peterson	Vento
Biersdorf	Fugina	Mann	Prahl	Voss
Boland	Graba	McArthur	Quirin	Weaver
Braun	Growe	McCarron	Resner	Wenzel
Brinkman	Hagedorn	McCauley	Rice	Wigley
Carlson, A.	Hanson	McFarlin	Ryan	Wohlwend
Carlson, B.	Haugerud	McMillan	Salchert	Wolcott
Carlson, L.	Heinitz	Menke	Samuelson	Mr. Speaker
Casserly	Jacobs	Miller, D.	Sarna	
Clifford	Jaros	Moe	Savelkoul	

Those who voted in the negative were:

Carlson, D.	Fjoslien	Larson	Miller, M.	Skaar
Cleary	Hook	Lindstrom, E.	Ohnstad	Spanish
Dirlam	Johnson, J.	Lombardi	Patton	
Erdahl	Klaus	Long	Pieper	
Esau	Kvam	McEachern	Searle	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1612, A bill for an act relating to the establishment of a riding and hiking trail from the Twin Cities metropolitan area to Jay Cooke state park in Carlton county; providing authority for acquisition of interests in land and development, maintenance and operation of the trail.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Munger moved that the House concur in the Senate amendments to H. F. No. 1612 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1612, A bill for an act relating to the establishment of a riding and hiking trail from the Twin Cities metropolitan area to Jay Cooke state park in Carlton county; amending Minnesota Statutes 1971, Section 85.015, by adding a subdivision.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 122, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Moe	Schreiber
Adams, S.	Dieterich	Johnson, J.	Munger	Schulz
Andersen, R.	Dirlam	Johnson, R.	Myrah	Searle
Anderson, D.	Eckstein	Jopp	Nelson	Sherwood
Anderson, G.	Eken	Jude	Newcome	Sieben, H.
Anderson, I.	Enebo	Kahn	Niehaus	Sieben, M.
Becklin	Erdahl	Kelly	Norton	Skaar
Belisle	Erickson	Kempe	Ohnstad	Spanish
Bell	Esau	Klaus	Ojala	Stangeland
Bennett	Faricy	Knickerbocker	Parish	Stanton
Berg	Ferderer	Larson	Patton	Swanson
Berglin	Fjoslien	LaVoy	Paviak, R.	Tomlinson
Biersdorf	Forsythe	Lemke	Paviak, R. L.	Ulland
Boland	Fudro	Lindstrom, E.	Pehler	Vanasek
Braun	Fugina	Lindstrom, J.	Peterson	Vento
Brinkman	Graba	Lombardi	Pieper	Voss
Carlson, B.	Graw	Long	Prahl	Weaver
Carlson, D.	Grove	Mann	Resner	Wenzel
Carlson, L.	Hagedorn	McCarron	Rice	Wigley
Casserly	Hanson	McCauley	Ryan	Wohlwend
Cleary	Heinitz	McEachern	St. Onge	Wolcott
Clifford	Hook	McFarlin	Salchert	Mr. Speaker
Connors	Jacobs	McMillan	Samuelson	
Culhane	Jaros	Menke	Sarna	
Cummiskey	Johnson, C.	Miller, M.	Savelkoul	

Those who voted in the negative were:

Carlson, A.

The bill was repassed, as amended by the Senate, and its title agreed to.

Jude was excused until 8:45 p.m.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2174, A bill for an act relating to laws and the statutory compilation thereof; prescribing times of and other conditions of publication; appropriating money; amending Minnesota Statutes 1971, Sections 482.07, by adding subdivisions; 648.41, Subdivision 2; 648.42; and 648.45.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Norton moved that the House concur in the Senate amendments to H. F. No. 2174 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2174, A bill for an act relating to laws and the statutory compilation thereof; prescribing times of and other conditions of publication; appropriating money; amending Minnesota Statutes 1971, Sections 482.07, by adding subdivisions; 648.31, Subdivision 2, and by adding subdivisions; 648.41, Subdivision 2; and 648.42; and 648.45.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Miller, D.	Sarna
Adams, S.	DeGroat	Johnson, D.	Miller, M.	Savelkoul
Andersen, R.	Dieterich	Johnson, J.	Moe	Schreiber
Anderson, D.	Dirlam	Johnson, R.	Munger	Schulz
Anderson, G.	Eckstein	Jopp	Myrah	Searle
Anderson, I.	Eken	Kahn	Nelson	Sherwood
Becklin	Enebo	Kelly	Newcome	Sieben, H.
Belisle	Erdahl	Kempe	Niehaus	Sieben, M.
Bell	Erickson	Klaus	Norton	Skaar
Bennett	Esau	Knickerbocker	Ohnstad	Smith
Berg	Faricy	Kvam	Ojala	Spanish
Berglin	Ferderer	Larson	Parish	Stangeland
Biersdorf	Fjoslien	LaVoy	Patton	Stanton
Boland	Forsythe	Lemke	Pavlak, R.	Swanson
Braun	Fudro	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Brinkman	Fugina	Lindstrom, J.	Pehler	Ulland
Carlson, A.	Graba	Lombardi	Peterson	Vanasek
Carlson, B.	Graw	Long	Pieper	Vento
Carlson, D.	Grove	Mann	Prahl	Voss
Carlson, L.	Hagedorn	McArthur	Quirin	Weaver
Casserly	Hanson	McCarron	Resner	Wenzel
Cleary	Haugerud	McCauley	Rice	Wigley
Clifford	Heinitz	McEachern	Ryan	Wohlwend
Connors	Hook	McFarlin	St. Onge	Wolcott
Culhane	Jacobs	McMillan	Salchert	Mr. Speaker
Cummiskey	Jaros	Menke	Samuelson	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2449, A bill for an act relating to the pollution control agency; authorizing the issuance of bonds; appropriating money; amending Minnesota Statutes 1971, Section 116.18, Subdivisions 1 and 4.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE.

Munger moved that the House concur in the Senate amendments to H. F. No. 2449 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2449, A bill for an act relating to the pollution control agency; authorizing the issuance of bonds; appropriating money; amending Minnesota Statutes 1971, Section 116.18, Subdivisions 1 and 4.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 120, and nays 8, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Miller, M.	Sarna
Andersen, R.	Dieterich	Johnson, D.	Moe	Savelkoul
Anderson, D.	Dirlam	Johnson, R.	Mueller	Schreiber
Anderson, G.	Eckstein	Jopp	Munger	Schulz
Anderson, I.	Eken	Kahn	Myrah	Searle
Becklin	Enebo	Kelly	Nelson	Sherwood
Belisle	Erdahl	Kempe	Newcome	Sieben, H.
Bell	Erickson	Klaus	Norton	Sieben, M.
Bennett	Esau	Knickerbocker	Ohnstad	Skaar
Berg	Faricy	Larson	Ojala	Smith
Berglin	Ferderer	LaVoy	Parish	Spanish
Biersdorf	Fjoslien	Lemke	Patton	Stanton
Boland	Forsythe	Lindstrom, J.	Pavlak, R.	Swanson
Braun	Fudro	Lombardi	Pavlak, R. L.	Tomlinson
Brinkman	Fugina	Long	Pehler	Ulland
Carlson, A.	Graba	Mann	Peterson	Vanasek
Carlson, B.	Grove	McArthur	Prahl	Vento
Carlson, D.	Hagedorn	McCarron	Quirin	Voss
Carlson, L.	Hanson	McCauley	Resner	Weaver
Casserly	Haugerud	McEachern	Rice	Wenzel
Clifford	Heinitz	McFarlin	Ryan	Wigley
Connors	Hook	McMillan	St. Onge	Wohlwend
Culhane	Jacobs	Menke	Salchert	Wolcott
Cummiskey	Jaros	Miller, D.	Samuelson	Mr. Speaker

Those who voted in the negative were:

Cleary	Johnson, J.	Lindstrom, E.	Pieper	Stangeland
Graw	Kvam	Niehaus		

The bill was repassed, as amended by the Senate, and its title agreed to.

SPECIAL ORDERS

S. F. No. 1445 was reported to the House.

Johnson, D., moved to amend S. F. No. 1445, the printed bill, as follows:

Page 1, line 42, delete all underscored language and reinstate all stricken language.

Page 3, line 4, delete "(5)" and insert in lieu thereof "(4)".

Page 3, lines 14 and 15, delete all underscored language and reinstate all stricken language.

Page 3, lines 19 and 20, delete all underscored language and reinstate all stricken language.

Page 3, delete lines 23 through 28.

Page 4, delete lines 1 through 14.

Page 4, line 15, reinstate “((1))” and delete “(2)”.

Page 4, line 19, reinstate “((2))” and delete “(3)”.

Page 4, line 23, reinstate “((3))” and delete “(4)”.

Page 5, line 1, reinstate “((4))” and delete “(5)”.

Page 5, lines 26 and 27, delete the underscored language.

Page 7, delete lines 12 through 17.

Page 8, delete lines 2 through 12.

Page 11, delete lines 11 through 23.

Page 12, delete lines 25 through 28.

Page 13, delete lines 1 through 13.

Page 29, line 18, delete “; 488.35.”

Page 29, delete lines 19 through 26, and insert in lieu thereof “, are repealed.”

Renumber the sections.

Further, amend the title in line 9, by deleting “subdivisions” and inserting in lieu thereof “a subdivision” and in line 23, by deleting the last semicolon and inserting in lieu thereof a period and by deleting all of lines 24 through 35.

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

Spanish moved to amend S. F. No. 1445, the printed bill, as follows:

Page 5, line 27, strike the year “1974” and insert in lieu thereof “1975”.

Page 7, line 13, strike the year “1974” and insert in lieu thereof “1975”.

Page 8, line 7, strike the year “1974” and insert in lieu thereof “1975”.

Page 11, line 13, strike the year “1974” and insert in lieu thereof “1975”.

Page 13, line 6, strike “as of the effective date of this act” and insert in lieu thereof “on January 1, 1975”.

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

S. F. No. 1445, A bill for an act relating to courts; amending numerous provisions pertaining to the county court and judges of the county court; amending Minnesota Statutes 1971, Sections 487.01; 487.03, Subdivisions 2 and 4, and by adding a subdivision; 487.08; 487.09; 487.10, Subdivisions 1, 2, and by adding subdivisions; 487.16; 487.18; 487.19, by adding a subdivision; 487.21, Subdivisions 1 and 2; 487.23, Subdivisions 1, 2 and 5, and by adding subdivisions; 487.24, Subdivision 3; 487.25, Subdivisions 3 and 4; 487.26, Subdivision 2; 487.27, Subdivision 3; 487.29; 487.30; 487.31, Subdivisions 1, 2 and 3; 487.33, Subdivision 5; 487.36; 487.37; 487.39, Subdivision 1; 487.40, by adding a subdivision; and repealing Minnesota Statutes 1971, Sections 487.10, Subdivision 3; 487.23, Subdivision 7; 487.26, Subdivisions 3, 5 and 7; 488.04, Subdivisions 6 and 7; 488A.35; 488A.36; 488A.37; 488A.38; 488A.39; 488A.40; 488A.41; 488A.42; 488A.43; 488A.44; 488A.45; 488A.46; 488A.47; 488A.48; 488A.49; 488A.50; 488A.51; 488A.52; 488A.53; 488A.54; 488A.55; 488A.56; 488A.57; 488A.58; 488A.59; 488A.60; 488A.61; 488A.62; 488A.63; 488A.64; 488A.65; 488A.66; 488A.67; 488A.68; 488A.69; 488A.70; 488A.71; 488A.72; 488A.73; 488A.74; 488A.75; 488A.76; 488A.77; 488A.78; 488A.79; 488A.80; and 488A.81.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 95, and nays 25, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Kahn	Newcome	Savelkoul
Anderson, G.	Dirlam	Kelly	Norton	Schreiber
Anderson, I.	Enebo	Knickerbocker	Ohnstad	Sherwood
Becklin	Fericy	LaVoy	Ojala	Sieben, H.
Belisle	Ferderer	Lindstrom, E.	Parish	Sieben, M.
Bennett	Flakne	Lindstrom, J.	Patton	Skaar
Berg	Forsythe	Lombardi	Pavlak, R.	Smith
Berglin	Fudro	Mann	Pavlak, R. L.	Stangeland
Brinkman	Fugina	McArthur	Pehler	Stanton
Carlson, A.	Graba	McEachern	Peterson	Swanson
Carlson, D.	Grove	McFarlin	Pieper	Tomlinson
Carlson, L.	Hagedorn	McMillan	Pleasant	Ulland
Casserly	Hanson	Menke	Quirin	Vanasek
Cleary	Heinitz	Miller, D.	Resner	Vento
Clifford	Hook	Miller, M.	Rice	Voss
Connors	Jaros	Moe	Ryan	Weaver
Cumiskey	Johnson, J.	Munger	St. Onge	Wohlwend
Dahl	Johnson, R.	Myrah	Salchert	Wolcott
DeGroat	Jopp	Nelson	Sarna	Mr. Speaker

Those who voted in the negative were:

Andersen, R.	Eken	Haugerud	Kvam	Prahl
Anderson, D.	Erdahl	Jacobs	Larson	Schulz
Boland	Erickson	Johnson, C.	Long	Spanish
Braun	Esau	Johnson, D.	McCarron	Wenzel
Eckstein	Fjoslien	Klaus	Niehaus	Wigley

The bill was passed and its title agreed to.

H. F. No. 2235 was reported to the House.

There being no objection, H. F. No. 2235 was continued on Special Orders for tomorrow.

S. F. No. 568, A bill for an act relating to public welfare; providing for an extension of review board responsibilities and the right of a patient to treatment under the hospitalization and commitment act; amending Minnesota Statutes 1971, Sections 253A.16, Subdivision 4; and 253A.17, by adding a subdivision.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Jacobs	McMillan	Salchert
Adams, S.	Dahl	Jaros	Menke	Samuelson
Andersen, R.	DeGroat	Johnson, C.	Miller, D.	Sarna
Anderson, D.	Dieterich	Johnson, D.	Miller, M.	Savelkoul
Anderson, G.	Dirlam	Johnson, J.	Moe	Schreiber
Anderson, I.	Eckstein	Jopp	Myrah	Schulz
Becklin	Eken	Kahn	Nelson	Sherwood
Belisle	Enebo	Kelly	Newcome	Sieben, H.
Bell	Erdahl	Kempe	Niehaus	Sieben, M.
Bennett	Erickson	Klaus	Norton	Skaar
Berg	Esau	Knickerbocker	Ohnstad	Smith
Berglin	Faricy	Kvam	Ojala	Stangeland
Biersdorf	Ferderer	Larson	Parish	Stanton
Boland	Fjoslien	LaVoy	Patton	Swanson
Braun	Flakne	Lemke	Pavlah, R.	Tomlinson
Brinkman	Forsythe	Lindstrom, E.	Pehler	Ulland
Carlson, A.	Fudro	Lindstrom, J.	Peterson	Vanasek
Carlson, B.	Fugina	Lombardi	Pieper	Vento
Carlson, D.	Graha	Long	Pleasant	Voss
Carlson, L.	Graw	Mann	Prahl	Weaver
Casserly	Growe	McArthur	Quirin	Wenzel
Cleary	Hagedorn	McCarron	Resner	Wigley
Clifford	Hanson	McCauley	Rice	Wohlwend
Connors	Heinitz	McEachern	Ryan	Wolcott
Culhane	Hook	McFarlin	St. Onge	Mr. Speaker

The bill was passed and its title agreed to.

The following Conference Committee Reports were received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 611

May 18, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 611, report

that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 611 be amended as follows:

Page 1, line 14, strike "*40 percent of his salary*" and insert in lieu thereof "*\$215*".

Page 1, line 14, after "*month*" insert "*for operation of fixed wing aircraft and \$290 per month for operation of helicopter*".

Page 1, line 18, strike "*shall*" and insert "*may*".

Page 1, line 18, strike "*\$100*" and reinstate the stricken "*\$50*".

Page 1, lines 21 and 22, strike "*The following schedule is a guide for such salary increases.*".

Page 1, strike lines 23 to 28.

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

House Conferees: HARRY A. SIEBEN, JOAN R. GROWE, and TONY L. BENNETT.

Senate Conferees: A. J. PERPICH, J. A. JOSEFSON, and NORBERT ARNOLD.

Sieben, H., moved that the report of the Conference Committee on H. F. No. 611 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 611, A bill for an act relating to public safety; division of highway patrol; providing salary adjustments for members of the highway patrol assigned to air patrol duty; amending Minnesota Statutes 1971, Section 299D.03, Subdivision 3.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 112, and nays 14, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, L.	Ferderer	Johnson, D.	McCauley
Andersen, R.	Casserly	Fjoslien	Johnson, R.	McEachern
Anderson, D.	Connors	Flakne	Jopp	McFarlin
Anderson, G.	Culhane	Forsythe	Kahn	McMillan
Anderson, I.	Cummiskey	Fudro	Kelly	Menke
Belisle	Dahl	Fugina	Kempe	Miller, D.
Bell	Dieterich	Graba	Klaus	Miller, M.
Bennett	Dirlam	Graw	Knickerbocker	Moe
Berg	Eckstein	Grove	LaVoy	Munger
Biersdorf	Eken	Hagedorn	Lenke	Myrah
Boland	Enebo	Hanson	Lindstrom, J.	Nelson
Braun	Erdahl	Haugerud	Long	Newcome
Brinkman	Erickson	Jacobs	Mann	Niehaus
Carlson, A.	Esau	Jaros	McArthur	Norton
Carlson, B.	Faricy	Johnson, C.	McCarron	Ohnstad

Ojala	Quirin	Schulz	Stanton	Wenzel
Parish	Resner	Searle	Swanson	Wigley
Patton	Rice	Sherwood	Tomlinson	Wohlwend
Pavlak, R. L.	Ryan	Sieben, H.	Ulland	Wolcott
Pehler	St. Onge	Sieben, M.	Vanasek	Mr. Speaker
Peterson	Salchert	Skaar	Vento	
Pleasant	Sarna	Smith	Voss	
Prahl	Schreiber	Spanish	Weaver	

Those who voted in the negative were:

Becklin	Clifford	Johnson, J.	Lindstrom, E.	Savelkoul
Carlson, D.	Heinitz	Kvam	Lombardi	Stangeland
Cleary	Hook	Larson	Pieper	

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 805

May 18, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 805, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 805 be amended as follows:

Page 3, after line 18, insert the following:

"(9) Expenses and losses arising from a farm which are not allowable under section 2 of this act."

Page 8, delete lines 2 and 3.

Page 8, line 11, after "agricultural" insert "or horticultural".

Page 8, line 15, strike "hedging" and insert in lieu thereof "hedging".

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

House Conferees: WILLIS EKEN, GLEN H. ANDERSON, and AUBREY W. DIRLAM.

Senate Conferees: GEORGE R. CONZEMIUS, ALEC G. OLSON, and CARL A. JENSEN.

Eken moved that the report of the Conference Committee on H. F. No. 805 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 805, A bill for an act relating to taxes on and measured by net income; limiting the deductions attributable to

farming; amending Minnesota Statutes 1971, Sections 290.01, Subdivision 20; and 290.09, by adding a subdivision.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 115, and nays 11, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Jaros	Miller, D.	Savelkoul
Andersen, R.	Cummiskey	Johnson, C.	Miller, M.	Schreiber
Anderson, D.	Dahl	Johnson, D.	Moe	Schulz
Anderson, G.	Dieterich	Jopp	Munger	Searle
Anderson, I.	Dirlam	Kahn	Myrah	Sherwood
Becklin	Eken	Kelly	Nelson	Sieben, H.
Belisle	Enebo	Kempe	Newcome	Sieben, M.
Bell	Erdahl	Klaus	Niehaus	Skaar
Bennett	Erickson	Knickerbocker	Norton	Smith
Berg	Esau	Kvam	Ohnstad	Spanish
Berglin	Fariy	Larson	Ojala	Stangeland
Biersdorf	Fjoslien	LaVoy	Parish	Stanton
Boland	Flakne	Lemke	Patton	Swanson
Braun	Forsythe	Lindstrom, E.	Pavlak, R.	Tomlinson
Brinkman	Fudro	Lindstrom, J.	Pehler	Ulland
Carlson, A.	Fugina	Long	Peterson	Vanasek
Carlson, B.	Graba	Mann	Prahl	Vento
Carlson, D.	Graw	McArthur	Quirin	Voss
Carlson, L.	Grove	McCarron	Resner	Wenzel
Casserly	Hagedorn	McEachern	Rice	Wigley
Cleary	Hanson	McFarlin	Ryan	Wohlwend
Clifford	Heinitz	McMillan	St. Onge	Wolcott
Connors	Jacobs	Menke	Sarna	Mr. Speaker

Those who voted in the negative were:

Adams, S.	Johnson, R.	Pavlak, R. L.	Salchert	Weaver
Ferderer	Lombardi	Pieper		
Johnson, J.	McCauley	Pleasant		

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 23

May 17, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 23, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 23, the typewritten bill, be amended as follows:

Page 1, line 28, after "subdivision." add "Nothing in this subdivision shall apply to purchases for their own use by schools,

colleges, universities, public libraries, churches, hospitals or charitable institutions not operated for profit."

Amend the title as follows:

Page 1, line 2, strike "permitting".

Page 1, strike line 3.

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

House Conferees: MICHAEL SIEBEN, LYNDON CARLSON, and JAMES ULLAND.

Senate Conferees: STEPHEN KEEFE, AL KOWALCZYK, and ROBERT TENNESSEN.

Sieben, M., moved that the report of the Conference Committee on H. F. No. 23 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

* H. F. No. 23, A bill for an act relating to pharmacists; permitting price advertising of prescription drugs; restricting the content of such advertisements and requiring certain disclosure of prices; amending Minnesota Statutes 1971, Section 151.06, by adding a subdivision.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 114, and nays 12, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, C.	Miller, M.	Sarna
Adams, S.	Dahl	Johnson, D.	Moe	Savelkoul
Andersen, R.	Dieterich	Johnson, J.	Munger	Schreiber
Anderson, G.	Dirlam	Jopp	Myrah	Schulz
Anderson, I.	Eckstein	Kahn	Nelson	Sherwood
Becklin	Eken	Kelly	Newcome	Sieben, H.
Belisle	Enebo	Kempe	Norton	Sieben, M.
Bell	Faricy	Knickerbocker	Ohnstad	Skaar
Bennett	Ferderer	Kvam	Ojala	Smith
Berg	Fjoslien	LaVoy	Parish	Spanish
Berglin	Flakne	Lemke	Patton	Stangeland
Biersdorf	Forsythe	Lindstrom, E.	Paviak, R.	Stanton
Boland	Fudro	Lindstrom, J.	Pehler	Swanson
Braun	Fugina	Lombardi	Peterson	Ulland
Carlson, A.	Graba	Mann	Pieper	Vanasek
Carlson, B.	Graw	McArthur	Pleasant	Vento
Carlson, D.	Grove	McCarron	Prahl	Voss
Carlson, L.	Hagedorn	McCauley	Quirin	Weaver
Cassery	Hanson	McEachern	Resner	Wenzel
Cleary	Heinitz	McFarlin	Rice	Wohlwend
Clifford	Hook	McMillan	Ryan	Wolcott
Connors	Jacobs	Menke	St. Onge	Mr. Speaker
Culhane	Jaros	Miller, D.	Salchert	

Those who voted in the negative were:

Anderson, D.	Erdahl	Klaus	Niehaus	Wigley
Brinkman	Erickson	Larson	Searle	
DeGroat	Esau	Long		

The bill was repassed, as amended by Conference, and its title agreed to.

McMillan was excused for the remainder of today's session.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1659

May 17, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate.

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 1659, report that we have agreed upon the items in dispute and recommend as follows: That the Senate recede from its amendments and that H. F. No. 1659, the typewritten bill, be amended as follows:

Page 1, line 23, after "the" and before "environmental" insert "Minnesota".

Page 6, after line 2, insert:

"(c) The order designating an area of critical concern shall be effective for no longer than three years pending approval by the legislature or by the regional development commission, where one exists, of each development region in which a part of the area of critical concern is located. After a regional development commission has approved the designation of an area of critical concern, it shall not revoke or rescind its approval, except as necessary to update and re-evaluate plans and regulations under section 10."

Page 8, line 4, strike "as though validly" and insert in lieu thereof "when".

Page 8, line 5, after "government" and before "upon" insert "or, following legislative or regional development commission approval of the designation,".

Page 12, lines 3 and 4, strike "without the payment of full compensation".

Page 12, strike lines 23 to 28.

Page 13, strike line 1.

Page 13, line 4, strike all the language after "for" in line 4 and insert in lieu thereof "as much as 100 percent but not less than 50 percent of the nonfederal cost of preparing and adopting plans and regulations for areas of critical concern pursuant to section 7, for a period not to exceed five years from the date the legislature or regional development commissions approve the designation of an area of critical concern."

Page 13, strike lines 5 and 6.

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

House Conferees: BRUCE VENTO, HARRY SIEBEN, and DAVID FJOSLIEN.

Senate Conferees: WINSTON BORDON, ROBERT DUNN, and ROGER MOE.

Vento moved that the report of the Conference Committee on H. F. No. 1659 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1659, A bill for an act prescribing policies and procedures for the selection, designation, planning, and regulation of areas of critical concern.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 112, and nays 11, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Jaros	Moe	Schulz
Adams, S.	Dirlam	Johnson, C.	Munger	Searle
Andersen, R.	Eckstein	Johnson, D.	Myrah	Sherwood
Anderson, G.	Eken	Johnson, J.	Nelson	Sieben, H.
Anderson, I.	Enebo	Johnson, R.	Newcome	Sieben, M.
Becklin	Erdahl	Jopp	Norton	Skaar
Belisle	Erickson	Kahn	Ojala	Smith
Bell	Esau	Kelly	Parish	Spanish
Bennett	Faricy	Kempe	Patton	Stanton
Berg	Ferderer	Knickerbocker	Pavlak, R.	Swanson
Berglin	Fjoslien	LaVoy	Pavlak, R. L.	Tomlinson
Boland	Flakne	Lemke	Pehler	Ulland
Brinkman	Forsythe	Lindstrom, E.	Peterson	Vanasek
Carlson, A.	Fudro	Lindstrom, J.	Pleasant	Vento
Carlson, D.	Fugina	Long	Prahl	Voss
Carlson, L.	Graba	Mann	Quirin	Weaver
Casserly	Graw	McArthur	Resner	Wenzel
Cleary	Growe	McCarron	Rice	Wohlwend
Clifford	Hagedorn	McEachern	Ryan	Wolcott
Connors	Hanson	McFarlin	Salchert	Mr. Speaker
Cummiskey	Heimitz	Menke	Sarna	
Dahl	Hook	Miller, D.	Savelkoul	
DeGroat	Jacobs	Miller, M.	Schreiber	

Those who voted in the negative were:

Anderson, D.	Kvam	Niehaus	Stangeland	Wigley
Biersdorf	Larson	Ohnstad		
Klaus	Lombardi	Pieper		

The bill was repassed, as amended by Conference, and its title agreed to.

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 733, A bill for an act relating to drivers' licenses; application and fees therefor; suspension thereof; amending Minnesota Statutes 1971, Sections 171.06, Subdivisions 1, 2, and 4; 171.13, Subdivision 5; and 171.18; repealing Minnesota Statutes 1971, Section 171.16, Subdivision 4.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 733

May 15, 1973

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 733, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S. F. No. 733 be amended as follows:

Page 2, line 11, delete "C-5 B-10 A-15" and insert in lieu thereof "C-3 B-5".

Page 2, line 14, strike "(b)".

Page 2, lines 15, 16 and 17, delete all of the new language.

Page 4, after line 8, insert:

"Sec. 4. Minnesota Statutes 1971, Section 171.07, Subdivision 1, is amended to read:

171.07 [DEPARTMENT TO ISSUE LICENSE AND NON-QUALIFICATION CERTIFICATES.] Subdivision 1. The department shall, upon the payment of the required fee, issue to every applicant qualifying therefor a license designating the type or class of vehicles he is authorized to drive as applied for, which license shall bear thereon a distinguishing number assigned to the licensee, the full name, date of birth, residence address, a description of the licensee in such manner as the commissioner deems necessary, and a space upon which the licensee

shall write his usual signature with pen and ink. No license shall be valid until it has been so signed by the licensee. Except in the case of an instruction permit, every license shall bear thereon a colored photograph of the licensee. Every license issued to an applicant under the age of (21) 18 shall be of a distinguishing color and plainly marked "provisional." The department shall use such process or processes in the issuance of licenses that prohibits as near as possible, the ability to alter or reproduce the licenses, or prohibit the ability to superimpose a photo on such licenses without ready detection."

Page 6, after line 14, insert:

"Sec. 7. Minnesota Statutes 1971, Section 171.27, is amended to read:

171.27 [EXPIRATION OF LICENSES.] The expiration date for each driver's license, other than provisional licenses, is the birthday of the driver in the fourth year following the date of issuance of the license. The birthday of the driver shall be as indicated on his application for a driver's license. A license may be renewed on or before expiration or within one year after expiration upon application, payment of the required fee, and passing the examination required of all drivers for renewal. Driving privileges shall be extended or renewed on or preceding the expiration date of an existing driver's license unless the commissioner believes that the licensee is no longer qualified as a driver.

The expiration date for each provisional license shall be the (21ST) 18th birthday of the licensee. Upon the provisional licensee attaining the age of (21) 18 and upon the application, payment of the required fee, and passing the examination required of all drivers for renewal, a driver's license shall be issued if the commissioner deems the record of the provisional licensee to be satisfactory.

Any valid driver's license issued to a person then or subsequently on active duty with the Armed Forces of the United States shall continue in full force and effect without requirement for renewal until 90 days after the date of his discharge from such service.

All provisional licenses issued prior to the effective date of this act will remain in effect until the licensee's 21st birthday."

Renumber the sections in sequence.

Further amend the title:

In line 6, after the semicolon insert "171.07, Subdivision 1;".

In line 7, delete "and 171.18" and insert in lieu thereof "171.18; and 171.27".

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

Senate Conferees: CLARENCE M. PURFEERST, WILLIAM MCCUTCHEON, and STANLEY N. THORUP.

House Conferees: VICTOR H. SCHULZ, RICHARD R. LEMKE, and JOE T. NIEHAUS.

Schulz moved that the report of the Conference Committee on S. F. No. 733 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 733, A bill for an act relating to drivers' licenses; application and fees therefor; suspension thereof; amending Minnesota Statutes 1971, Sections 171.06, Subdivisions 1, 2, and 4; 171.13, Subdivision 5; and 171.18; repealing Minnesota Statutes 1971, Section 171.16, Subdivision 4.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 127, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	Moe	Schreiber
Adams, S.	DeGroat	Johnson, D.	Munger	Schulz
Andersen, R.	Dieterich	Johnson, J.	Myrah	Searle
Anderson, D.	Dirlam	Johnson, R.	Nelson	Sherwood
Anderson, G.	Eckstein	Jopp	Newcome	Sieben, H.
Anderson, I.	Eken	Kahn	Niehaus	Sieben, M.
Becklin	Enebo	Kelly	Norton	Skaar
Belisle	Erdahl	Kempe	Ohnstad	Smith
Bell	Erickson	Klaus	Ojala	Spanish
Bennett	Esau	Knickerbocker	Parish	Stangeland
Berg	Faricy	Kvam	Patton	Stanton
Berglin	Ferderer	Larson	Pavlak, R.	Swanson
Biersdorf	Fjoslien	LaVoy	Pavlak, R. L.	Tomlinson
Boland	Flakne	Lemke	Pehler	Ulland
Braun	Forsythe	Lindstrom, E.	Peterson	Vanasek
Brinkman	Fudro	Lindstrom, J.	Pieper	Vento
Carlson, A.	Fugina	Lombardi	Pleasant	Voss
Carlson, B.	Graba	Long	Prahl	Weaver
Carlson, D.	Graw	Mann	Quirin	Wenzel
Carlson, L.	Growe	McArthur	Resner	Wigley
Casserty	Hagedorn	McCauley	Rice	Wohlwend
Cleary	Hanson	McEachern	Ryan	Wolcott
Clifford	Heinitz	McFarlin	St. Onge	Mr. Speaker
Connors	Hook	Menke	Salchert	
Culhane	Jacobs	Miller, D.	Sarna	
Cummiskey	Jaros	Miller, M.	Savelkoul	

The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 1182, A bill for an act relating to county government, providing for county license bureaus.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVER, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 1182

May 16, 1973

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 1182, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments and that S. F. No. 1182 be amended as follows:

Page 4, after line 11, add a section to read:

"Sec. 7. All such offices shall maintain hours to best serve the public need, and shall be open to the public for a minimum period of three hours one evening after 5:00 p.m. or on Saturday of each week."

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

Senate Conferees: LEW W. LARSON, FLORIAN W. CHMIELEWSKI, and WAYNE OLHOFT.

House Conferees: LEONARD C. MYRAH, E. W. QUIRIN, and NEIL S. HAUGERUD.

Myrah moved that the report of the Conference Committee on S. F. No. 1182 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 1182, A bill for an act relating to county government, providing for county license bureaus.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 121, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	Belisle	Boland	Casserly	Dahl
Adams, S.	Bell	Braun	Cleary	DeGroat
Andersen, R.	Bennett	Brinkman	Clifford	Dieterich
Anderson, D.	Berg	Carlson, A.	Connors	Eckstein
Anderson, G.	Berglin	Carlson, B.	Culhane	Eken
Anderson, I.	Biersdorf	Carlson, L.	Cummiskey	Enebo

Erdahl	Johnson, D.	McCauley	Pehler	Smith
Erickson	Johnson, J.	McEachern	Peterson	Stangeland
Esau	Johnson, R.	McFarlin	Pieper	Stanton
Faricy	Jopp	Menke	Pleasant	Swanson
Ferderer	Kahn	Miller, D.	Prahl	Tomlinson
Fjoslien	Kelly	Miller, M.	Quirin	Ulland
Flakne	Kempe	Moe	Resner	Vanasek
Forsythe	Klaus	Munger	Rice	Vento
Fudro	Knickerbocker	Myrah	Ryan	Voss
Fugina	Larson	Nelson	St. Onge	Weaver
Graba	LaVoy	Newcome	Salchert	Wenzel
Graw	Lemke	Niehaus	Sarna	Wigley
Growe	Lindstrom, E.	Norton	Savelkoul	Wohlwend
Hagedorn	Lindstrom, J.	Ohnstad	Schulz	Wolcott
Hanson	Lombardi	Ojala	Searle	Mr. Speaker
Heinitz	Long	Parish	Sherwood	
Hook	Mann	Patton	Sieben, H.	
Jacobs	McArthur	Pavlak, R.	Sieben, M.	
Jaros	McCarron	Pavlak, R. L.	Skaar	

Those who voted in the negative were:

Becklin Carlson, D. Dirlam Johnson, C.

The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 910, A bill for an act relating to snowmobiles; prohibiting the operation thereof on public airports; prescribing penalties; amending Minnesota Statutes 1971, Sections 84.87, by adding a subdivision; and 84.88, Subdivision 1.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 910

May 16, 1973

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 910, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendment.

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

Senate Conferees: ROBERT J. TENNESSEN, JOHN B. KEEFE, and HUBERT H. HUMPHREY III.

House Conferees: WALTER R. HANSEN, DONALD B. SAMUELSON, and M. J. MCCAULEY.

Hanson moved that the report of the Conference Committee on S. F. No. 910 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 910, A bill for an act relating to snowmobiles; prohibiting the operation thereof on public airports; prescribing penalties; amending Minnesota Statutes 1971, Sections 84.87, by adding a subdivision; and 84.88, Subdivision 1.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 123, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	Menke	Salchert
Adams, S.	DeGroat	Johnson, C.	Miller, D.	Sarna
Andersen, R.	Dieterich	Johnson, D.	Miller, M.	Savelkoul
Anderson, D.	Dirlam	Johnson, J.	Moe	Schulz
Anderson, G.	Eckstein	Johnson, R.	Munger	Searle
Anderson, I.	Eken	Jopp	Myrah	Sherwood
Becklin	Enebo	Kahn	Nelson	Sieben, H.
Belisle	Erdahl	Kelly	Newcome	Sieben, M.
Bell	Erickson	Kempe	Niehaus	Skaar
Bennett	Esau	Klaus	Norton	Smith
Berg	Farcy	Knickerbocker	Ohnstad	Stangeland
Berglin	Ferderer	Kvam	Ojala	Stanton
Biersdorf	Fjoslien	Larson	Parish	Swanson
Boland	Flakne	LaVoy	Patton	Tomlinson
Braun	Forsythe	Lemke	Pavlak, R.	Vanasek
Brinkman	Fudro	Lindstrom, E.	Pavlak, R. L.	Vento
Carlson, A.	Fugina	Lindstrom, J.	Pehler	Voss
Carlson, B.	Graba	Lombardi	Peterson	Weaver
Carlson, L.	Graw	Long	Pieper	Wenzel
Casserly	Grove	Mann	Pleasant	Wigley
Cleary	Hagedorn	McArthur	Quirin	Wohlwend
Clifford	Hanson	McCarron	Resner	Wolcott
Connors	Heinitz	McCauley	Rice	Mr. Speaker
Culhane	Hook	McEachern	Ryan	
Cummiskey	Jacobs	McFarlin	St. Onge	

Those who voted in the negative were:

Prahl Spanish Ulland

The bill was repassed, as amended by Conference, and its title agreed to.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of H. F. No. 2056.

H. F. No. 2056, A bill for an act relating to taxation; providing for use of cigarette tax stamping machines; appropriating

money; amending Minnesota Statutes 1971, Section 297.03, Subdivision 6.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Jaros	Menke	St. Onge
Adams, S.	Dahl	Johnson, C.	Miller, D.	Salchert
Andersen, R.	DeGroat	Johnson, D.	Miller, M.	Sarna
Anderson, D.	Dieterich	Johnson, J.	Moe	Savelkoul
Anderson, G.	Dirlam	Johnson, R.	Munger	Schulz
Anderson, I.	Eckstein	Jopp	Myrah	Searle
Becklin	Enebo	Kahn	Nelson	Sherwood
Belisle	Erdahl	Kelly	Newcome	Sieben, H.
Bell	Erickson	Kempe	Niehaus	Sieben, M.
Bennett	Esau	Klaus	Norton	Skaar
Berg	Faricy	Knickerbocker	Ohnstad	Smith
Berglin	Ferderer	Kvam	Ojala	Stangeland
Biersdorf	Fjoslien	Larson	Parish	Stanton
Boland	Flakne	LaVoy	Patton	Swanson
Braun	Forsythe	Lemke	Pavlak, R.	Tomlinson
Brinkman	Fudro	Lindstrom, E.	Pavlak, R. L.	Ulland
Carlson, A.	Fugina	Lindstrom, J.	Pehler	Vanasek
Carlson, B.	Graba	Lombardi	Peterson	Vento
Carlson, D.	Graw	Long	Pieper	Voss
Carlson, L.	Growe	Mann	Pleasant	Weaver
Casserly	Hagedorn	McArthur	Prahl	Wenzel
Cleary	Hanson	McCarron	Quirin	Wigley
Clifford	Heinitz	McCauley	Resner	Wohlwend
Connors	Hook	McEachern	Rice	Wolcott
Culhane	Jacobs	McFarlin	Ryan	Mr. Speaker

The bill was passed and its title agreed to.

Anderson, I., moved that the House recess until 8:00 p.m. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

REPORT FROM THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Pursuant to Rule 14, Mr. Anderson, I., for the Committee on Rules and Legislative Administration, designated the following bills as a Special Order for today, Friday, May 18, 1973, to be acted upon immediately: S. F. Nos. 1480, 430, and 462; H. F. Nos. 47, 568, 1124, and 951; S. F. Nos. 485, 582, 464, 386, 2058, and 1643.

SPECIAL ORDERS

S. F. No. 1480 was reported to the House.

Hook moved to amend S. F. No. 1480, the printed bill, as follows:

Page 2, line 12, strike everything after the period.

Page 2, lines 13 through 26, strike all the language in the lines.

A roll call was requested and properly seconded.

The question was taken on the adoption of the Hook amendment and the roll being called, there were yeas 52, and nays 67, as follows:

Those who voted in the affirmative were:

Adams, S.	Connors	Heinitz	Long	Savelkoul
Anderson, D.	DeGroat	Hook	McArthur	Schreiber
Becklin	Dirlam	Johnson, J.	McCauley	Searle
Belisle	Eckstein	Johnson, R.	McFariin	Skaar
Bell	Erdahl	Jopp	Myrah	Stangeland
Bennett	Erickson	Klaus	Newcome	Ulland
Biersdorf	Esau	Knickerbocker	Niehaus	Weaver
Carlson, A.	Fjoslien	Kvam	Ohnstad	Wigley
Carlson, D.	Forsythe	Larson	Pavlak, R. L.	
Cleary	Graw	Lindstrom, E.	Pieper	
Clifford	Hagedorn	Lombardi	Pleasant	

Those who voted in the negative were:

Adams, J.	Eken	Lemke	Patton	Sieben, H.
Andersen, R.	Enebo	Lindstrom, J.	Pavlak, R.	Sieben, M.
Anderson, I.	Faricy	Mann	Pehler	Smith
Berg	Fudro	McCarron	Peterson	Stanton
Berglin	Graba	McEachern	Prahl	Swanson
Boland	Grove	Menke	Quirin	Tomlinson
Braun	Hanson	Miller, D.	Resner	Vanasek
Brinkman	Jacobs	Miller, M.	Rice	Vento
Carlson, L.	Jaros	Moe	Ryan	Voss
Casserly	Johnson, C.	Munger	St. Onge	Wenzel
Culhane	Johnson, D.	Nelson	Salchert	Wohlwend
Cummiskey	Kahn	Norton	Sarna	
Dahl	Kelly	Ojala	Schulz	
Dieterich	Kempe	Parish	Sherwood	

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

Knickerbocker moved to amend S. F. No. 1480, the printed bill, as follows:

Page 1, line 12, strike "by".

Page 1, line 13, strike "statute" and insert "in this section".

Page 1, line 13, after "of" insert "*the state senate, the house of representatives, any commission, committee, subcommittee, or conference committee of the legislature,*".

Page 1, line 24, after "such" insert "*legislative body,*".

Page 2, after line 5, add: "*A hearing related to the discipline or dismissal of an employee can be closed at the request of that employee.*".

Page 2, line 12, after "located." insert "Except in the case of a legislator."

Page 2, line 26, after the period insert "Upon a third violation by a legislator, the ethics committee of the house of which that person is a member must initiate expulsion proceedings against that person."

Page 3, line 3, strike "May" and insert "January".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Knickerbocker amendment and the roll being called, there were yeas 59, and nays 63, as follows:

Those who voted in the affirmative were:

Adams, S.	Clifford	Graw	Lindstrom, E.	Pleasant
Andersen, R.	Connors	Hagedorn	Lombardi	Savelkoul
Anderson, D.	Culhane	Heinitz	Long	Schreiber
Becklin	DeGroat	Hook	McArthur	Searle
Belisle	Dirlam	Johnson, J.	McCauley	Skaar
Bell	Eken	Johnson, R.	McFarlin	Stangeland
Bennett	Erdahl	Jopp	Myrah	Ulland
Biersdorf	Erickson	Kempe	Newcome	Weaver
Braun	Esau	Klaus	Niehaus	Wigley
Carlson, A.	Faricy	Knickerbocker	Ohnstad	Wohlwend
Carlson, D.	Fjoslien	Kvam	Paviak, R. L.	Wolcott
Cleary	Forsythe	Larson	Pieper	

Those who voted in the negative were:

Adams, J.	Fudro	Lindstrom, J.	Patton	Sherwood
Anderson, G.	Fugina	Mann	Paviak, R.	Sieben, H.
Anderson, I.	Graba	McCarron	Pehler	Sieben, M.
Berg	Grove	McEachern	Peterson	Smith
Berglin	Hanson	Menke	Prahl	Stanton
Boland	Jacobs	Miller, D.	Quirin	Swanson
Brinkman	Jaros	Miller, M.	Resner	Vanasek
Casserly	Johnson, C.	Moe	Rice	Vento
Cummiskey	Johnson, D.	Munger	Ryan	Voss
Dahl	Kahn	Nelson	St. Onge	Wenzel
Dieterich	Kelly	Norton	Salchert	Mr. Speaker
Eckstein	LaVoy	Ojala	Samuelson	
Enebo	Lemke	Parish	Sarna	

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

Lindstrom, E., moved to amend S. F. No. 1480, the printed bill, as follows:

Page 1, line 12, strike "by".

Page 1, line 13, strike "statute" and insert "in this section".

Page 1, line 13, after "of" insert "the state senate, the house of representatives, any commission, committee, subcommittee, or conference committee of the legislature,".

Page 1, line 24, after "such" insert "legislative body,".

Page 2, line 12, after "located." insert "Except in the case of a legislator,".

A roll call was requested and properly seconded.

The question was taken on the adoption of the Lindstrom, E., amendment and the roll being called, there were yeas 44, and nays 67, as follows:

Those who voted in the affirmative were:

Andersen, R.	Clifford	Heinitz	Lombardi	Pleasant
Anderson, D.	DeGroat	Hook	Long	Savelkoul
Becklin	Erickson	Johnson, J.	McCauley	Skaar
Belisle	Esau	Johnson, R.	McFarlin	Stangeland
Bennett	Ferderer	Klaus	Myrah	Ulland
Biersdorf	Fjoslien	Knickerbocker	Niehaus	Wigley
Carlson, A.	Flakne	Kvam	Ohnstad	Wohlwend
Carlson, D.	Graw	Larson	Pavlak, R. L.	Wolcott
Cleary	Hagedorn	Lindstrom, E.	Pieper	

Those who voted in the negative were:

Adams, J.	Enebo	Kempe	Ojala	Sherwood
Adams, S.	Faricy	LaVoy	Parish	Sieben, H.
Anderson, I.	Forsythe	Lemke	Pavlak, R.	Sieben, M.
Berg	Fudro	Lindstrom, J.	Pehler	Smith
Berglin	Fugina	Mann	Peterson	Stanton
Boland	Graba	McCarron	Prahl	Swanson
Brinkman	Growe	McEachern	Quirin	Vanasek
Casserly	Hanson	Menke	Resner	Vento
Connors	Jaros	Miller, D.	Rice	Voss
Cummiskey	Johnson, C.	Miller, M.	Ryan	Wenzel
Dahl	Johnson, D.	Moe	St. Onge	Mr. Speaker
Dieterich	Jopp	Munger	Salchert	
Eckstein	Kahn	Nelson	Sarna	
Eken	Kelly	Norton	Schulz	

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

S. F. No. 1480, A bill for an act relating to meetings of state agencies and of governing bodies open to public; providing a penalty; amending Minnesota Statutes 1971, Section 471.705; repealing Minnesota Statutes 1971, Section 10.41.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 102, and nays 16, as follows:

Those who voted in the affirmative were:

Adams, J.	Casserly	Fudro	Knickerbocker	Miller, M.
Andersen, R.	Cleary	Fugina	Larson	Moe
Anderson, D.	Clifford	Graba	LaVoy	Nelson
Anderson, I.	Connors	Graw	Lemke	Norton
Becklin	Culhane	Growe	Lindstrom, E.	Ohnstad
Belisle	Cummiskey	Hagedorn	Lindstrom, J.	Ojala
Bell	Dahl	Hanson	Lombardi	Parish
Bennett	Dieterich	Haugerud	Long	Patton
Berg	Dirlam	Jacobs	Mann	Pavlak, R.
Berglin	Eckstein	Jaros	McArthur	Pehler
Biersdorf	Enebo	Johnson, C.	McCarron	Peterson
Boland	Erdahl	Johnson, D.	McCauley	Pieper
Brinkman	Faricy	Johnson, J.	McEachern	Pleasant
Carlson, A.	Ferderer	Kahn	McFarlin	Prahl
Carlson, D.	Flakne	Kelly	Menke	Quirin
Carlson, L.	Forsythe	Kempe	Miller, D.	Resner

Rice	Schulz	Smith	Vánasek	Wolcott
Ryan	Sherwood	Stanton	Vento	Mr. Speaker
St. Onge	Sieben, H.	Swanson	Voss	
Salchert	Sieben, M.	Tomlinson	Wenzel	
Sarna	Skaar	Ulland	Wohlwend	

Those who voted in the negative were:

Braun	Esau	Klaus	Schreiber	Stangeland
DeGroat	Hook	Kvam	Searle	Wigley
Eken	Johnson, R.	Niehaus		
Erickson	Jopp	Pavlak, R. L.		

The bill was passed and its title agreed to.

S. F. No. 430, A bill for an act relating to education; school districts; permitting increased annual compensation and extended transportation reimbursement to local school board members; amending Minnesota Statutes 1971, Section 123.33, Subdivision 12.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 93, and nays 31, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Kahn	Nelson	Sherwood
Andersen, R.	Enebo	Kelly	Norton	Sieben, H.
Anderson, G.	Erdahl	Klaus	Ojala	Sieben, M.
Anderson, I.	Erickson	Knickerbocker	Parish	Skaar
Becklin	Faricy	Larson	Patton	Stangeland
Bell	Ferderer	LaVoy	Pavlak, R.	Stanton
Bennett	Flakne	Lemke	Pehler	Swanson
Berg	Fudro	Lindstrom, J.	Peterson	Tomlinson
Berglin	Fugina	Lombardi	Prahl	Ulland
Boland	Graba	Mann	Quirin	Vanasek
Braun	Graw	McArthur	Resner	Vento
Brinkman	Growe	McCarron	Rice	Voss
Carlson, B.	Hagedorn	McCauley	Ryan	Wenzel
Carlson, D.	Hanson	McEachern	St. Onge	Wigley
Carlson, L.	Haugerud	McFarlin	Salchert	Wohlwend
Casserly	Heinitz	Menke	Sarna	Wolcott
Clifford	Jaros	Miller, D.	Saveikoul	Mr. Speaker
Cummiskey	Johnson, C.	Moe	Schreiber	
Dahl	Johnson, D.	Munger	Schulz	

Those who voted in the negative were:

Adams, S.	Culhane	Hook	Lindstrom, E.	Pieper
Anderson, D.	DeGroat	Jacobs	Long	Searle
Belisle	Dirlam	Johnson, J.	Miller, M.	Smith
Biersdorf	Eckstein	Johnson, R.	Myrah	
Carlson, A.	Eken	Jopp	Niehaus	
Cleary	Esau	Kempe	Ohnstad	
Connors	Fjoslien	Kvam	Pavlak, R. L.	

The bill was passed and its title agreed to.

S. F. No. 462, A bill for an act relating to commerce; limiting the disclaimer of implied warranties; providing for the honoring of express warranties; providing remedies; amending Minnesota Statutes 1971, Chapter 325, by adding sections.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 118, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, D.	Miller, M.	Savelkoul
Andersen, R.	Dirlam	Johnson, J.	Moe	Schreiber
Anderson, G.	Eckstein	Johnson, R.	Munger	Schulz
Anderson, I.	Eken	Jopp	Myrah	Searle
Becklin	Enebo	Kahn	Nelson	Sherwood
Belisle	Erdahl	Kelly	Niehaus	Sieben, H.
Bell	Erickson	Kempe	Norton	Sieben, M.
Bennett	Esau	Klaus	Ohnstad	Skaar
Berg	Faricy	Knickerbocker	Ojala	Smith
Berglin	Ferderer	Kvam	Parish	Stangeland
Biersdorf	Fjoslien	Larson	Patton	Stanton
Boland	Flakne	LaVoy	Pavlak, R.	Swanson
Brinkman	Forsythe	Lemke	Pavlak, R. L.	Tomlinson
Carlson, A.	Fudro	Lindstrom, E.	Pehler	Tulland
Carlson, D.	Fugina	Lindstrom, J.	Peterson	Vanasek
Carlson, L.	Graba	Lombardi	Pieper	Vento
Casserly	Grove	Long	Pleasant	Voss
Cleary	Hanson	Mann	Prahl	Wenzel
Clifford	Haugerud	McArthur	Quirin	Wigley
Connors	Heinitz	McCarron	Resner	Wohlwend
Culhane	Hook	McEachern	Ryan	Wolcott
Cummiskey	Jacobs	McFarlin	St. Onge	Mr. Speaker
Dahl	Jaros	Menke	Salchert	
DeGroat	Johnson, C.	Miller, D.	Sarna	

The bill was passed and its title agreed to.

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce that the Senate accedes to the request the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 624, A bill for an act relating to the free flow of information, the protection of sources of information of the news media, and prohibiting disclosure of sources of information.

The Senate has appointed as such committee Messrs. Humphrey, Brown and Tennesen.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, con-

sisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 334, A bill for an act relating to port authorities; removing the requirement for unanimous approval in the sale of real property; amending Minnesota Statutes 1971, Section 458.17.

The Senate has appointed as such committee Messrs. Chenoweth, North and Novak.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 1821, A bill for an act relating to the environmental impact, reduction, reuse and recycling of solid waste; authorizing state grants to regions, municipalities, and institutions therefor; prescribing duties and powers of the Minnesota pollution control agency; providing penalties; imposing a solid waste disposal charge; appropriating funds.

The Senate has appointed as such committee Messrs. Lord, Borden, Keefe, J.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 1436, A bill for an act relating to the cities of Brooklyn Center, Robbinsdale and Brooklyn Park; creating a housing and redevelopment authority.

The Senate has appointed as such committee Messrs. Kowalczyk, Humphrey and Stokowski.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1065, A bill for an act relating to probate; regulating the availability of summary proceedings; amending Minnesota Statutes 1971, Section 525.51, Subdivision 5.

PATRICK E. FLAHAVERN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Haugerud moved that the House concur in the Senate amendments to H. F. No. 1065 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1065, A bill for an act relating to probate; regulating the availability of summary proceedings; amending Minnesota Statutes 1971, Section 525.51, Subdivision 5.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 121, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Miller, M.	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Moe	Schulz
Anderson, G.	Eckstein	Jopp	Munger	Searle
Anderson, I.	Eken	Kahn	Myrah	Sherwood
Becklin	Enebo	Kelly	Nelson	Sieben, H.
Belisle	Erdahl	Kempe	Niehaus	Sieben, M.
Bell	Erickson	Klaus	Norton	Skaar
Bennett	Esau	Knickerbocker	Ohnstad	Smith
Berg	Farcy	Kvam	Ojala	Stangeland
Berglin	Ferderer	Laidig	Parish	Stanton
Biersdorf	Fjoslien	Larson	Patton	Swanson
Boland	Flakne	LaVoy	Pavlak, R.	Tomlinson
Braun	Fudro	Lemke	Pavlak, R. L.	Ulland
Brinkman	Fugina	Lindstrom, E.	Pehler	Vanasek
Carlson, A.	Graba	Lindstrom, J.	Peterson	Vento
Carlson, D.	Grove	Lombardi	Pieper	Voss
Carlson, L.	Hagedorn	Long	Prahl	Wenzel
Cassery	Hanson	Mann	Quirin	Wigley
Cleary	Haugerud	McArthur	Resner	Wohlwend
Clifford	Heimitz	McCarron	Rice	Wolcott
Connors	Hook	McCauley	Ryan	Mr. Speaker
Culhane	Jacobs	McEachern	St. Onge	
Cummiskey	Jaros	McFarlin	Salchert	
Dahl	Johnson, C.	Menke	Sarna	
DeGroat	Johnson, D.	Miller, D.	Savelkoul	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 924, A bill for an act relating to credit unions; amending Minnesota Statutes 1971, Sections 52.04; 52.05; 52.06, Subdivisions 1 and 2; 52.17; and 52.18.

PATRICK E. FLAHAVERN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Quirin moved that the House concur in the Senate amendments to H. F. No. 924 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 924, A bill for an act relating to credit unions; amending Minnesota Statutes 1971, Sections 52.04; 52.05; 52.06, Subdivisions 1 and 2; 52.17; and 52.18.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 111, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Munger	Schreiber
Andersen, R.	Dieterich	Johnson, J.	Nelson	Schulz
Anderson, D.	Dirlam	Johnson, R.	Niehaus	Sherwood
Anderson, G.	Eckstein	Kahn	Norton	Sieben, H.
Anderson, I.	Eken	Kelly	Ohnstad	Sieben, M.
Becklin	Enebo	Klaus	Ojala	Skaar
Belisle	Erdahl	Knickerbocker	Parish	Smith
Bell	Erickson	Kvam	Patton	Stanton
Bennett	Faricy	Laidig	Pavlak, R.	Swanson
Berg	Ferderer	Larson	Pavlak, R. L.	Tomlinson
Berglin	Fjoslien	LaVoy	Pehler	Ulland
Biersdorf	Flakne	Lemke	Peterson	Vanasek
Boland	Fudro	Lindstrom, E.	Pieper	Vento
Braun	Fugina	Long	Pleasant	Voss
Brinkman	Graba	Mann	Prahl	Wenzel
Carlson, A.	Grove	McArthur	Quirin	Wigley
Carlson, D.	Hagedorn	McCarron	Resner	Wohlwend
Carlson, L.	Hanson	McEachern	Rice	Wolcott
Casserly	Haugerud	McFarlin	Ryan	Mr. Speaker
Cleary	Heinitz	Menke	St. Onge	
Clifford	Hook	Miller, D.	Salchert	
Connors	Jacobs	Miller, M.	Sarna	
Cummiskey	Jaros	Moe	Savelkoul	

Those who voted in the negative were:

DeGroat	Johnson, C.	Myrah	Stangeland
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The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 266, A bill for an act relating to education; providing for loans to medical students who agree to practice in rural communities; providing for the issuance of revenue bonds; appropriating money.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Mann moved that the House concur in the Senate amendments to H. F. No. 266 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 266, A bill for an act relating to education; providing for loans to medical and osteopathy students who agree to practice in rural communities; authorizing the issuance of revenue bonds; appropriating money.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 120, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	McFarlin	Ryan
Andersen, R.	DeGroat	Johnson, C.	Menke	St. Onge
Anderson, D.	Dieterich	Johnson, D.	Miller, D.	Salchert
Anderson, G.	Dirlam	Johnson, J.	Miller, M.	Sarna
Anderson, I.	Eckstein	Johnson, R.	Moe	Savelkoul
Becklin	Eken	Jopp	Munger	Schreiber
Belisle	Enebo	Kahn	Myrah	Schulz
Bell	Erdahl	Kelly	Nelson	Searle
Bennett	Erickson	Kempe	Niehaus	Sherwood
Berg	Esau	Klaus	Norton	Sieben, H.
Berglin	Faricy	Kvam	Ohnstad	Sieben, M.
Biersdorf	Ferderer	Laidig	Ojala	Skaar
Boland	Fjoslien	Larson	Parish	Smith
Braun	Forsythe	LaVoy	Patton	Stangeland
Brinkman	Fudro	Lemke	Pavlak, R.	Stanton
Carlson, A.	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, D.	Graba	Lindstrom, J.	Pehler	Vanasek
Carlson, L.	Grove	Lombardi	Peterson	Vento
Casserly	Hagedorn	Long	Pieper	Voss
Cleary	Hanson	Mann	Pleasant	Wenzel
Clifford	Haugerud	McArthur	Prahl	Wigley
Connors	Heinitz	McCarron	Quirin	Wohlwend
Culhane	Hook	McCauley	Resner	Wolcott
Cummiskey	Jacobs	McEachern	Rice	Mr. Speaker

Those who voted in the negative were:

Swanson

The bill was repassed, as amended by the Senate, and its title agreed to.

Anderson, I., moved that the remaining bills on Special Orders for today be continued on Special Orders for Saturday, May 19, 1973. The motion prevailed.

ADJOURNMENT

Mr. Anderson, I., moved that when the House adjourns today it adjourn until 9:00 a.m., Saturday, May 19, 1973. The motion prevailed.

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 9:00 a.m., Saturday, May 19, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

SIXTY-FIFTH DAY

SAINT PAUL, MINNESOTA, SATURDAY, MAY 19, 1973

The House convened at 9:00 a.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J.	DeGroat	Johnson, D.	Miller, D.	Samuelson
Adams, S.	Dieterich	Johnson, J.	Miller, M.	Sarna
Andersen, R.	Dirlam	Johnson, R.	Moe	Savelkoul
Anderson, D.	Eckstein	Jopp	Mueller	Schreiber
Anderson, G.	Eken	Jude	Munger	Schulz
Anderson, I.	Enebo	Kahn	Myrah	Searle
Becklin	Erdahl	Kelly	Nelson	Sherwood
Belisle	Erickson	Kempe	Newcome	Sieben, H.
Bell	Esau	Klaus	Niehaus	Sieben, M.
Bennett	Faricy	Knickerbocker	Norton	Skaar
Berg	Ferderer	Kvam	Ohnstad	Smith
Berglin	Fjoslien	Laidig	Ojala	Spanish
Biersdorf	Flakne	Larson	Parish	Stangeland
Boland	Forsythe	LaVoy	Patton	Stanton
Braun	Fudro	Lemke	Pavlak, R.	Swanson
Brinkman	Fugina	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Carlson, A.	Graba	Lindstrom, J.	Pehler	Ulland
Carlson, B.	Graw	Lombardi	Peterson	Vanasek
Carlson, D.	Growe	Long	Pieper	Vento
Carlson, L.	Hagedorn	Mann	Pleasant	Voss
Casserly	Hanson	McArthur	Prahl	Weaver
Cleary	Haugerud	McCarron	Quirin	Wenzel
Clifford	Heinitz	McCauley	Resner	Wigley
Connors	Hook	McEachern	Rice	Wohlwend
Culhane	Jacobs	McFarlin	Ryan	Wolcott
Cummiskey	Jaros	McMillan	St. Onge	Mr. Speaker
Dahl	Johnson, C.	Menke	Salchert	

A quorum was present.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. Menke, the further reading was dispensed with and the Journal was approved as corrected.

REPORTS OF CHIEF CLERK

Pursuant to Rules of the House, printed copies of H. F. No. 2444 and S. F. Nos. 1283, 552, 1418, 1840, 2021, 2246, 1558, and 2243 have been placed in the members' files.

PETITIONS AND COMMUNICATIONS

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
103		249	May 16	May 16
147		250	May 16	May 16
170		251	May 16	May 16
181		252	May 16	May 16
641		253	May 16	May 16
662		254	May 16	May 16
935		255	May 16	May 16
1027		256	May 16	May 16
1042		257	May 16	May 16
1167		258	May 16	May 16
1319		259	May 16	May 16
1343		260	May 16	May 16
1361		261	May 16	May 16
1441		262	May 16	May 16
1678		263	May 16	May 16
1791		264	May 16	May 16
1881		265	May 16	May 16
1940		266	May 16	May 16
1955		267	May 16	May 16
2035		268	May 16	May 16
2189		269	May 16	May 16

65th Day]

SATURDAY, MAY 19, 1973

3803

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	356	270	May 16	May 16
	672	271	May 16	May 16

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	748	272	May 16	May 16
	843	273	May 16	May 16
	917	274	May 16	May 16
	1166	275	May 16	May 16
	1198	276	May 16	May 16
	1214	277	May 16	May 16
	1257	278	May 16	May 16
	1259	279	May 16	May 16
	1319	280	May 16	May 16
	1467	281	May 16	May 16
	1472	282	May 16	May 16
	1510	283	May 16	May 16
	1522	284	May 16	May 16
	1537	285	May 16	May 16
	1579	286	May 16	May 16
	1580	287	May 16	May 16

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	1671	288	May 16	May 16
	1711	289	May 16	May 16
	1727	290	May 16	May 16
	1841	291	May 16	May 16
	1873	292	May 16	May 16
	1932	293	May 16	May 16
	2365	294	May 16	May 16

Sincerely,

ARLEN ERDAHL
Secretary of State

REPORTS OF STANDING COMMITTEES

Mr. Norton from the Committee on Appropriations to which was referred:

H. F. No. 2550, A bill for an act establishing an energy policy commission; developing a state energy plan; appropriating money.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

Mr. Norton from the Committee on Appropriations to which was referred:

S. F. No. 1840, A bill for an act relating to bicycles; providing for a statewide bicycle registration system; providing penalties for violation thereof; fixing and limiting the amount of fees to be collected in certain cases; appropriating money annually.

Reported the same back with the recommendation that the bill do pass.

The report was adopted.

SECOND READING OF HOUSE BILLS

H. F. No. 2550 was read for the second time.

SECOND READING OF SENATE BILLS

S. F. No. 1840 was read for the second time.

INTRODUCTION OF BILLS

Pleasant, McArthur, McMillan, Pehler, and Lindstrom, E., introduced:

H. F. No. 2559, A bill for an act relating to corrections; inmates; visitation rights of children of inmates.

The bill was read for the first time and referred to the Committee on Crime Prevention and Corrections.

Lindstrom, E.; Johnson, J.; Laidig; and Swanson introduced:

H. F. No. 2560, A bill for an act relating to Hennepin county; recovery of by-products of solid waste; marketing and sale thereof; authority to contract.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Lindstrom, E.; Johnson, J.; Laidig; and Swanson introduced:

H. F. No. 2561, A bill for an act relating to state parks; authorizing additional lands to be included within the boundaries of Fort Snelling state park.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Pehler, Knickerbocker, McMillan, Belisle, and Faricy introduced:

H. F. No. 2562, A bill for an act relating to "truth-in-energy"; requiring disclosure of certain rates of energy consumption.

The bill was read for the first time and referred to the Committee on Environmental Preservation and Natural Resources.

Cleary introduced:

H. F. No. 2563, A bill for an act relating to elections; charging the secretary of state with general supervision of the election laws; appropriating money.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

Cleary introduced:

H. F. No. 2564, A bill for an act relating to elections; permitting the contest of elections under certain circumstances; amending Minnesota Statutes 1971, Section 209.02, by adding a subdivision.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

Eken; Lemke; Anderson, G.; Stangeland; and Hagedorn introduced:

H. F. No. 2565, A bill for an act relating to official records; alternate methods of creation, maintenance and storage of information contained therein.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Sieben, H., introduced:

H. F. No. 2566, A bill for an act relating to real property; implied warranties in the sale of new dwellings.

The bill was read for the first time and referred to the Committee on Judiciary.

Eken; Lemke; Anderson, G.; Stangeland; and Hagedorn introduced:

H. F. No. 2567, A bill for an act relating to chattel mortgages; satisfactions; destruction of records.

The bill was read for the first time and referred to the Committee on Judiciary.

Lindstrom, J.; Weaver; Sieben, H.; Vanasek; and Berg introduced:

H. F. No. 2568, A bill for an act relating to courts; providing that salaries of clerks of district court be set by the court; amending Minnesota Statutes 1971, Section 485.018, Subdivisions 2 and 6; repealing Minnesota Statutes 1971, Section 485.018, Subdivisions 1, 3, 4, 7 and 8.

The bill was read for the first time and referred to the Committee on Judiciary.

LaVoy, Sarna, Belisle, Connors, and Pieper introduced:

H. F. No. 2569, A bill for an act relating to courts; providing for the reimbursement of attorneys fees in certain actions for wages; amending Minnesota Statutes 1971, Section 549.03.

The bill was read for the first time and referred to the Committee on Judiciary.

Eken; Lemke; Anderson, G.; Stangeland; and Hagedorn introduced:

H. F. No. 2570, A bill for an act relating to real estate; providing authority to registrar of titles to mail owner's duplicate certificate of title to owner; amending Minnesota Statutes 1971, Section 508.40.

The bill was read for the first time and referred to the Committee on Judiciary.

Sieben, M.; Dirlam; and Anderson, I., introduced:

H. F. No. 2571, A bill for an act relating to the legislature; providing for the mandatory preparation of a fiscal note or a bill summary for each bill introduced.

The bill was read for the first time and referred to the Committee on Rules and Legislative Administration.

Kelly, Mann, Myrah, Eken, and Wigley introduced:

H. F. No. 2572, A bill for an act relating to taxation; gasoline; reducing the tax on grain alcohol gasoline; creating the Minnesota agricultural products industrial utilization board and the agricultural alcohol fuel tax fund; appropriating money; amending Minnesota Statutes 1971, Sections 296.01, by adding a subdivision; 296.02, by adding a subdivision; 296.18, Subdivision 8; and Chapter 24, by adding a section.

The bill was read for the first time and referred to the Committee on Taxes.

Pehler introduced:

H. F. No. 2573, A bill for an act imposing a gross earnings tax on certain utility companies in lieu of ad valorem taxes; providing for the payment of said taxes into an electric utilities revenue fund; penalties for failure to file reports or make payments; providing exemptions from taxation; providing for distribution of taxes; appropriating money.

The bill was read for the first time and referred to the Committee on Taxes.

Pehler introduced:

H. F. No. 2574, A bill for an act imposing a gross earnings tax on certain utility companies in lieu of ad valorem taxes; providing for the payment of said taxes into a gas utilities revenue fund; penalties for failure to file reports or make payments; providing exemptions from taxation; providing for distribution of taxes; appropriating money.

The bill was read for the first time and referred to the Committee on Taxes.

The following Conference Committee Reports were received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 2121

May 18, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 2121, report that we have agreed upon the items in dispute and recommend as follows:

That H. F. No. 2121 be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"ARTICLE I

Section 1. Minnesota Statutes 1971, Section 124.03, Subdivision 3, is amended to read:

Subd. 3: (a) The county auditor shall compute the tax levy that would be produced by applying a rate of 25 mills to the valuation determined on the January 2, 1971 assessment and 8.3 mills on the January 2, 1972 assessment and subsequent assessments on all the agricultural lands and all real estate devoted to temporary and seasonal residential occupancy for recreational purposes, but not devoted to commercial purposes, within the several school districts for which the tax levy is required to be certified to him. The amounts so computed by the county auditor shall be submitted to the commissioner of taxation by November 15 of each year for verification.

(b) If the commissioner of taxation agrees with the computation, he shall deliver to the state auditor his certificate to that effect. In the event that the commissioner deems the computation to be erroneous, he may make the necessary corrections and deliver to the state auditor his certificate reflecting the amounts he deems to be correct. The county auditor or any school district aggrieved thereby may appeal the commissioner's revised certification to the Minnesota tax court in accordance with chapter 271.

(c) On or before May 31, 1972, the state auditor shall issue his warrant upon the state treasurer in favor of the school district in an amount equal to one half the amount certified by the commissioner shown to be due to the district. On or before October 31, 1972, the state auditor shall issue his warrant upon the state treasurer in favor of the school district distributing the remainder of the amount certified by the commissioner shown to be due to the school district for the year 1972. The state auditor in the same manner shall make distribution (IN SUBSEQUENT YEARS) for the year 1973 in the same manner with respect to amounts shown to be due in accordance with the commissioner's

certification. *For the year 1974 and subsequent years, the state auditor shall issue his warrant in an amount equal to one-half the amount certified on or before July 15, but no earlier than July 1. The remainder shall be distributed as provided herein.*

(d) In the event that a final judicial determination is not in agreement with the amount certified by the commissioner, the state auditor shall either increase or decrease the amount of the following payment required to be made to the school district in accordance with such judicial determination.

(e) There is hereby appropriated to the school districts entitled to such payments from the general fund, an amount sufficient to make the payments.

(f) The county auditor shall reduce the dollars levied for school maintenance by each district by the amount determined in (a) and (b). The amounts paid to the county treasurer pursuant to (c) shall be transmitted by the county treasurer to the school district at the same time the real estate settlement is made.

Sec. 2. *The provision of this article shall be effective the day following its final passage.*

ARTICLE II

Section 1. Minnesota Statutes 1971, Section 273.134, is amended to read:

273.134 [TACONITE AND IRON ORE AREAS; TAX RELIEF AREA; DEFINITIONS.] For purposes of this section and section 273.135, "municipality" means a city, village or town, and the applicable assessment date is the date as of which property is listed and assessed for the tax in question.

For the purposes of section 273.135 "tax relief area" means the geographic area contained, within the boundaries of a school district which contains a municipality which meets the following qualifications:

(1) it is a municipality in which the assessed valuation of unmined iron ore on May 1, 1941, was not less than 40 percent of the assessed valuation of all real property and in which, as of the applicable assessment date, the assessed valuation of unmined iron ore is not more than (55) 60 percent of the assessed valuation of all real property; or

(2) it is a municipality in which, as of the applicable assessment date, there is a taconite concentrating plant or where taconite is mined or quarried or where there is located an electric generating plant which qualifies as a taconite facility.

Sec. 2. *Section 1 shall be effective with respect to taxes levied in 1972 and thereafter and payable in 1973 and thereafter.*

Sec. 3. *In the case of taxes payable in 1973, the county auditor shall allow the same credits to any additional area or areas designated as a "tax relief area" in accordance with section 1, as*

has been allowed to other tax relief areas, and shall issue revised statements or refunds as may be necessary.

Sec. 4. Notwithstanding the provisions of Minnesota Statutes, Section 273.136, Subdivision 2, the county auditor having jurisdiction over any tax relief area shall, on or before June 15, 1973, revise his certification to the state auditor so as to include in his certification any additional municipal aids or reductions of taxes allowed in 1973 as a result of sections 1 and 2. The amount of such additional certification, to the extent that it exceeds amounts remaining in the taconite property tax relief account, shall be paid from the state general fund, and an equivalent amount shall be transferred in 1974 from the taconite property tax relief account to the state general fund prior to the determination of the amount available for distribution.

ARTICLE III

Section 1. Minnesota Statutes 1971, Section 273.41, is amended to read:

273.41 [AMOUNT OF TAX; DISTRIBUTION.] There is hereby imposed upon each such cooperative association on December 31 of each year a tax of \$10 for each 100 members, or fraction thereof, of such association. The tax, when paid, shall be in lieu of all personal property taxes, state, county, or local, upon distribution lines and the attachments and appurtenances thereto of such associations located in rural areas. The tax shall be payable on or before March 1 of the next succeeding year, to the commissioner of taxation. If the tax, or any portion thereof, is not paid within the time herein specified for the payment thereof, there shall be added thereto a specific penalty equal to five percent of the amount so remaining unpaid. Such penalty shall be collected as part of said tax, and the amount of said tax not timely paid, together with said penalty, shall bear interest at the rate of four percent per annum from the time such tax should have been paid until paid. **THE COMMISSIONER SHALL RETAIN FIVE PERCENT OF THE PROCEEDS OF SUCH TAX, PENALTY AND INTEREST FOR EXPENSES OF ADMINISTRATION AND SHALL DISTRIBUTE THE BALANCE THEREOF, ON OR BEFORE JULY 1 OF EACH YEAR TO THE TREASURERS OF THE RESPECTIVE COUNTIES OF THE STATE IN PROPORTION TO THE NUMBER OF MEMBERS OF SUCH ASSOCIATIONS IN THE SEVERAL COUNTIES AS OF DECEMBER 31 OF THE PRECEDING YEAR, AS DETERMINED BY REPORTS OF SUCH ASSOCIATIONS MADE AND VERIFIED IN SUCH MANNER AND ON SUCH FORMS AS MAY BE PRESCRIBED BY THE COMMISSIONER OF TAXATION. THE MONEYS SO DISTRIBUTED TO THE RESPECTIVE COUNTIES SHALL BE CREDITED BY THE TREASURERS THEREOF TO THE GENERAL REVENUE FUND OF THE COUNTY)** *deposit the amount so received in the general fund of the state treasury.*

(THERE IS HEREBY APPROPRIATED TO THE COUNTIES ENTITLED TO SUCH PAYMENT, FROM THE FUND

OR ACCOUNT IN THE STATE TREASURY TO WHICH THE MONEY WAS CREDITED, AN AMOUNT SUFFICIENT TO MAKE SUCH PAYMENT AS IS AUTHORIZED HEREIN.)

Sec. 2. *The provisions of this article shall be effective for all payments required to be made after December 31, 1973.*

ARTICLE IV

Section 1. Minnesota Statutes 1971, Section 275.50, Subdivision 2, is amended to read:

Subd. 2. "Governmental subdivision" means any county, city, village, borough, or town having the powers of a village pursuant to (SECTION) sections 368.01 or 368.61, or by special law (, OR ANY BOARD OR COMMISSION THEREOF AUTHORIZED BY LAW OR CHARTER TO LEVY PROPERTY TAXES). The term does not include school districts, towns without village powers, or special taxing districts determined by the department of taxation.

Sec. 2. Minnesota Statutes 1971, Section 275.50, Subdivision 4, is amended to read:

Subd. 4. "Special assessments" means assessments made against real property for purposes of financing, wholly or in part, only those types of improvements enumerated in (SECTION) sections 429.021, subdivision 1 and 429.101, whether imposed pursuant to such sections or pursuant to home rule charter provisions. General tax levies spread upon real estate not specifically benefited by the improvements, and on the benefited real estate as part of the taxable valuation of the governmental subdivision, are not considered special assessments.

Sec. 3. Minnesota Statutes 1971, Section 275.50, Subdivision 5, is amended to read:

Subd. 5. "Special levies" means those portions of ad valorem taxes levied by governmental subdivisions to:

(a) satisfy judgments rendered against the governmental subdivision by a court of competent jurisdiction in any action other than an action on an (EXPLICIT) express contract or default on an express contract, or to pay the costs of settlements out of court against the governmental subdivision in any action other than an action on an express contract when substantiated by a stipulation for the dismissal of the action filed with the court of competent jurisdiction and signed by both the plaintiff and the legal representative of the governmental subdivision, but only to the extent of the increase in levy for such judgments and out of court settlements over levy year 1970, taxes payable in 1971;

(b) pay the costs of complying with any written lawful order issued by the state of Minnesota, or the United States, or any agency or subdivision thereof, (OR ANY LAW ENACTED BY THE 1971 LEGISLATURE WHICH SPECIFICALLY REQUIRES AN ACTIVITY WHICH RESULTS IN INCREASED

EXPENDITURES OF EXPANDED COUNTY COURT SYSTEMS NOT IN FULL OPERATION DURING THE ENTIRE YEAR 1971) which is authorized by law, statute, special act or ordinance and is enforceable in a court of competent jurisdiction, or any stipulation agreement or permit for treatment works or disposal system for pollution abatement in lieu of a lawful order signed by the governmental subdivision and the state of Minnesota, or the United States, or any agency or subdivision thereof which is enforceable in a court of competent jurisdiction. The commissioner of taxation shall in consultation with other state departments and agencies, develop a suggested form for use by the state of Minnesota, its agencies and subdivisions in issuing orders pursuant to this subdivision;

(c) pay the costs of complying with any law enacted by the 1971 legislature or a prior or subsequent year's legislature which specifically and directly requires a new or altered activity after levy year 1970, taxes payable in 1971, but only to the extent of the increased cost for such activity after levy year 1970, taxes payable in 1971;

(d) pay the costs of an expanded county court system to the extent of the increase in costs over the amount levied in support of a county court or a probate court in levy year 1970, taxes payable in 1971;

((C)) (e) pay amounts required by any public pension plan to the extent that operation of the laws (ENACTED BEFORE JULY 1, 1971,) of the state of Minnesota or the United States governing such fund directly causes the level of governmental financial support to exceed the level of such support prior to July 1, 1971, provided that such increases are not the result of amendment by any means to the benefit plan after July 1, 1971 which required the approval of the governing body of the governmental subdivision;

((D)) (f) pay amounts required (BY) to be levied in support of a volunteer firemen's relief association if resulting from the operation of (SECTION) sections 69.772 and 69.773;

((E)) (g) pay the costs to a governmental subdivision for their share of any program otherwise authorized by law, including the administrative costs of social services and of county welfare systems, for which matching funds have been appropriated by the state of Minnesota or the United States, but only to the extent that the costs to the governmental subdivision for the program exceed those expended in calendar year 1970, subject to rules promulgated by the commissioner of taxation pursuant to the administrative procedures act;

((F)) (h) pay expenses reasonably and necessarily incurred in preventing, preparing for or repairing the effects of natural disaster. "Natural disaster" as used herein means the occurrence or threat of widespread or severe damage, injury or loss of life or property resulting from natural causes, including and limited to fire, flood, earthquake, wind storm, wave action, oil spill, or other water contamination requiring action to avert

danger or damage, volcanic activity, drought or air contamination. The civil defense division of the state department of public safety shall formulate standards by which an occurrence of any of the aforementioned natural phenomena would be deemed a natural disaster by reason of the level of damage, injury or loss of life or property that has occurred or would occur if preventative action was not taken;

((G)) (i) pay the costs not reimbursed by the state or federal government, of payments made to or on behalf of recipients of aid under sections 245.21 to 245.43 (Aid to the Disabled), sections 256.11 to 256.43 (Old Age Assistance), sections 256.49 to 256.71 (Aid to the Blind), sections 256.72 to 256.87 (Aid to Families with Dependent Children), chapter 256B (Medical Assistance), and chapters 261, 262 and 263 (Poor Relief);

((H)) (j) pay the costs of principal and interest on bonded indebtedness(.) , or, effective for taxes levied in 1973 and years thereafter, to reimburse for the amount of liquor store revenues used to pay the principal and interest due in the year preceding the year for which the levy limit is calculated on municipal liquor store bonds;

(k) pay the costs of principal and interest on certificates of indebtedness, except tax anticipation or aid anticipation certificates of indebtedness, issued for any corporate purpose except current expenses or funding an insufficiency in receipts from taxes or other sources or funding extraordinary expenditures resulting from a public emergency;

(l) fund the payments made to the Minnesota state armory building commission pursuant to section 193.145, subdivision 2, to retire the principal and interest on armory construction bonds;

(m) provide for the bonded indebtedness portion of payments made to another political subdivision of the state of Minnesota;

(n) pay the amounts required to compensate for a decrease in revenues from public service enterprises, municipal liquor stores, licenses, permits, fines and forfeits and no other, to the extent that the aggregate of revenues from these sources in the calendar year preceding the year of levy are less than the aggregate of revenues from these sources in calendar year 1971. "Revenues" from a public service enterprise or a municipal liquor store shall mean the net income or loss of such public service enterprise or municipal liquor store, determined by subtracting total expenses from total revenues, and before any contribution to or from the governmental subdivision. "Fines" for a municipal court means the net amount remaining after subtracting total municipal court expenses from total collections of municipal court fines. A governmental subdivision shall qualify for this special levy only if the decrease in aggregate revenues as computed herein and divided by the population of the governmental subdivision in the preceding levy year is equal to or greater than two percent of the per capita levy limitation for the preceding levy year;

(o) pay the amounts required to compensate for a decrease in mobile homes property tax receipts to the extent that the governmental subdivision's portion of the total levy in the current levy year, pursuant to section 273.13, subdivision 3, as amended, is less than the distribution of the mobile homes tax to the governmental subdivision pursuant to section 273.13, subdivision 3, in calendar year 1971;

(p) pay the amounts required to compensate for a decrease in gross earnings tax aids pursuant to sections 276.15 to 276.18, or 368.39 to 368.42, or 373.20 to 373.24, to the extent that the distribution of these aids to the governmental subdivision in the calendar year immediately preceding the current levy year is less than the distribution of these aids to the governmental subdivision in calendar year 1971;

(q) pay the amounts required, in accordance with section 275.075, to correct for a county auditor's error of omission in levy year 1971 or a subsequent levy year, but only to the extent that when added to the preceding year's levy it is not in excess of an applicable statutory, special law or charter limitation, or the limitation imposed on the governmental subdivision by sections 275.50 to 275.56 in the preceding levy year;

(r) pay amounts required to correct for an error of omission in the levy certified to the appropriate county auditor or auditors by the governing body of a city, village, borough or town with village powers in levy year 1971 or a subsequent levy year, but only to the extent that when added to the preceding year's levy it is not in excess of an applicable statutory, special law or charter limitation, or the limitation imposed on the governmental subdivision by sections 275.50 to 275.56 in the preceding levy year;

(s) pay the increased cost of municipal services as the result of an annexation or consolidation ordered by the Minnesota municipal commission in levy year 1971 or a subsequent levy year, but only to the extent and for the levy years as provided by the commission in its order pursuant to section 414.01, subdivision 15;

(t) pay the increased costs of municipal services provided to new private industrial and nonresidential commercial development, to the extent that the extension of such services are not paid for through bonded indebtedness or special assessments, and not to exceed the amount determined as follows. The governmental subdivision may calculate the aggregate of:

(1) The increased expenditures necessary in preparation for the delivering of municipal services to new private industrial and nonresidential commercial development, but limited to one year's expenditures one time for each such development;

(2) The amount determined by dividing the overall levy limitation established pursuant to sections 275.50 to 275.56, and exclusive of special levies and special assessments, by the total taxable value of the governmental subdivision, and then multi-

plying this quotient times the total increase in assessed value of private industrial and nonresidential commercial development within the governmental subdivision. For the purpose of this clause, the increase in the assessed value of private industrial and nonresidential commercial development is calculated as the increase in assessed value over the assessed value of the real estate parcels subject to such private development as most recently determined before the building permit was issued. In the fourth levy year subsequent to the levy year in which the building permit was issued, the increase in assessed value of the real estate parcels subject to such private development shall no longer be included in determining the special levy.

The aggregate of the foregoing amounts, less any costs of extending municipal services to new private industrial and nonresidential commercial development which are paid by bonded indebtedness or special assessments, equals the maximum amount that may be levied as a "special levy" for the increased costs of municipal services provided to new private industrial and nonresidential commercial development.

Sec. 4. Minnesota Statutes 1971, Section 275.51, Subdivision 1, is amended to read:

275.51 [LEVY LIMITS.] Subdivision 1. Notwithstanding any provisions of law or municipal charter to the contrary which authorize ad valorem levies in excess of the limitations established by sections 275.50 to 275.56, but subject to section 275.56, the provisions of this section shall apply to the levies by governmental subdivisions in the years 1971, 1972 and subsequent years for all purposes other than those for which special levies and special assessments are made.

Sec 5. Minnesota Statutes 1971, Section 275.51, Subdivision 2, is amended to read:

Subd. 2. The property tax levy limitation for governmental subdivisions in 1971 is calculated as follows. There shall be calculated the aggregate of receipts by each governmental subdivision from:

(a) the total amount of property taxes levied before any reduction prescribed by sections 273.13 and 273.135 in respect to homestead property, by or for each governmental subdivision in 1970, or in the most recent preceding year when such taxes were levied for a period of 12 months if the governmental subdivision levied such taxes for a shorter period in 1970, for all purposes, except for special assessments and special levies;

(b) exempt property tax reimbursement payments, if any, estimated by the department of taxation to be due and payable for the year 1971 from the state pursuant to section 273.69, minus the allocation of these payments on a percentage distribution basis to the welfare aids and bonded indebtedness special levies in taxes payable year 1971;

(c) per capita aid payments estimated by the department of taxation to be due and payable for the year 1971 from the state

pursuant to sections 297A.51 to 297A.60, *minus the allocation of these payments on a percentage distribution basis to the welfare aids special levy in taxes payable year 1971.*

The aggregate of the foregoing receipts shall be divided by the 1970 population of the governmental subdivision established pursuant to section 275.53. The resulting quotient ((AGGREGATE 1971 RECEIPTS PER CAPITA) IS THE PER CAPITA LIMITATION AND MAY BE ADJUSTED) (1970 payable 1971 levy limit base per capita) shall be increased pursuant to section 275.52, subdivision 2, to derive the 1971 payable 1972 levy limit base per capita. The (ADJUSTED QUOTIENT) 1971 payable 1972 levy limit base per capita shall then be multiplied by the 1971 population of the governmental subdivision established pursuant to section 275.53. From the resulting figure (1971 payable 1972 levy limit base) shall be deducted the amount (estimated by the department of taxation) of state formula aids to be paid pursuant to (EXTRA SESSION LAWS 1971, CHAPTER 31, ARTICLE 21) section 477A.01, as amended and the taconite production tax municipal (AND COUNTY) aids to be paid pursuant to (EXTRA SESSION LAWS 1971, CHAPTER 31, ARTICLE 30) section 298.282, as amended, to the governmental subdivision during the calendar year 1972. The resulting figure is the amount of property taxes which the governmental subdivision may levy in 1971 for all purposes other than those for which special levies and special assessments are made.

Sec. 6. Minnesota Statutes 1971, Section 275.51, Subdivision 3, is amended to read:

Subd. 3. The property tax levy limitation for governmental subdivisions in 1972 and subsequent *levy* years is calculated as follows. (THERE SHALL BE CALCULATED THE AGGREGATE OF RECEIPTS BY EACH GOVERNMENTAL SUBDIVISION FROM:)

((A) THE TOTAL AMOUNT OF PROPERTY TAXES LEVIED PURSUANT TO SUBDIVISION 1 IN 1971 AND SUCCEEDING YEARS RESPECTIVELY;)

((B) STATE FORMULA AND TACONITE PRODUCTION TAX, MUNICIPAL AND COUNTY AID PAYMENTS ESTIMATED BY THE DEPARTMENT OF TAXATION TO BE DUE AND PAYABLE FOR THE YEAR 1972 AND SUCCEEDING YEARS, RESPECTIVELY, FROM THE STATE PURSUANT TO EXTRA SESSION LAWS 1971, CHAPTER 31, ARTICLES 21 AND 30.)

(THE AGGREGATE OF THE FOREGOING RECEIPTS SHALL BE DIVIDED BY THE 1971 OR SUBSEQUENT YEAR'S POPULATION OF THE GOVERNMENTAL SUBDIVISION ESTABLISHED AS ABOVE FOR THE PRECEDING YEAR. THE RESULTING QUOTIENT (AGGREGATE RECEIPTS PER CAPITA) IS THE PER CAPITA LIMITATION AND MAY BE ADJUSTED PURSUANT TO SECTION 275.52.) *The governmental subdivision's levy limit base per capita for the immediately preceding levy year shall be increased*

pursuant to section 275.52, subdivision 2. The (ADJUSTED QUOTIENT SHALL THEN BE MULTIPLIED BY THE 1972 OR SUBSEQUENT) resulting current levy year's levy limit base per capita shall then be multiplied by the current levy year's population of the governmental subdivision established pursuant to section 275.53. From the resulting figure (current levy year's levy limit base) shall be deducted the amount of state formula aids estimated by the department of taxation to be paid pursuant to (EXTRA SESSION LAWS 1971, CHAPTER 31, ARTICLE 21) section 477A.01, as amended, and the taconite production tax (,) municipal (AND COUNTY) aids paid pursuant to (EXTRA SESSION LAWS 1971, CHAPTER 31, ARTICLE 30) section 298.282, as amended, to the governmental subdivision during the (CALENDAR YEAR 1973, OR SUBSEQUENT YEAR, AS THE CASE MAY BE) tax collection year to which the current levy year's levy limit base applies. The resulting figure is the amount of property taxes which the governmental subdivision may levy in (1972 AND) the current levy year for all purposes other than those for which special levies and special assessments are made.

For the purpose of determining the amount of property taxes that a governmental subdivision may levy, in 1973 and thereafter, taxes payable in 1974 and thereafter, for all purposes except special levies and special assessments, the following amounts (increased by 12.36 percent and divided by the 1973 population of the governmental subdivision established pursuant to section 275.53) shall be added to the governmental subdivision's 1972 payable 1973 levy limit base per capita and adjusted pursuant to section 275.52, subdivision 2:

(1) The amount of a county auditor's error of omission in the ad valorem taxes extended in levy year 1970, taxes payable in 1971, but only to the extent that when included in the governmental subdivision's levy in 1970, taxes payable in 1971, such amount is not in excess of any applicable statutory, special law or charter limitation imposed on the governmental subdivision in levy year 1970.

(2) The amount of an error of omission in the levy certified to the appropriate county auditor or auditors by the governing body of a city, village, borough or town with village powers in levy year 1970, taxes payable in 1971, but only to the extent that when included in the governmental subdivision's levy in 1970, taxes payable in 1971, such amount is not in excess of any applicable statutory, special law or charter limitation imposed on the governmental subdivision in levy year 1970.

The foregoing addition shall not be construed to alter in any way the amount of state formula aids estimated by the department of taxation to be paid a governmental subdivision pursuant to section 477A.01 in calendar years 1972 and 1973.

For levy year 1973 and thereafter, taxes payable in 1974 and thereafter, the current levy year's levy limit base for the governmental subdivision shall be increased by:

(a) *the amount of aids (estimated by the department of taxation) that the governmental subdivision was entitled to receive from the state, pursuant to sections 297.13 and 340.60, 70 percent of the amount of county government was entitled to receive pursuant to section 287.12 and 100 percent of the amount a city, village or town government was entitled to receive pursuant to section 287.12, in calendar year 1973, before any adjustments for payments made in preceding calendar years;*

(b) *the amount of aids (estimated by the department of taxation) that the governmental subdivision was entitled to receive from the state, pursuant to section 290.361, on November 30, 1972 and May 31, 1973, before any adjustments for prior payments.*

The foregoing addition shall be made after the per capita adjustment pursuant to section 275.52, subdivision 2, and after the multiplication of the current levy year's levy limit base per capita by the current levy year's population of the governmental subdivision, but before the deduction of the aids estimated by the department of taxation to be paid to the governmental subdivision pursuant to sections 477A.01 and 298.282, as amended, during the tax collection year to which the current levy year's levy limit base applies.

Sec. 7. Minnesota Statutes 1971, Section 275.51, is amended by adding a subdivision to read:

Subd. 3a. Notwithstanding the provisions of subdivision 3, but subject to any other law or charter limitation, each governmental subdivision is entitled, in levy year 1973 and subsequent levy years, to a minimum property tax levy limitation of six percent of its state aids estimated by the department of taxation to be paid, pursuant to sections 477A.01 and 298.282, as amended, to the governmental subdivision during the tax collection year to which the property tax levy limitation applies.

A governmental subdivision which would maximize its property tax levy limitation under this subdivision shall qualify for this subdivision and subdivision 3 shall not apply to such governmental subdivision. In any levy year (qualifying levy year) that a governmental subdivision qualifies for this subdivision, its property tax levy limitation shall be determined as follows.

The state aids estimated by the department of taxation to be paid, pursuant to sections 477A.01 and 298.282, as amended, to the governmental subdivision in the taxes payable year to which such qualifying levy year applies shall be divided by the population of the governmental subdivision in such qualifying levy year as determined pursuant to section 275.53.

The resulting quotient shall be increased pursuant to section 275.52, subdivision 2, to derive the levy limit base per capita for the governmental subdivision for the qualifying levy year. The levy limit base per capita for the qualifying levy year shall be multiplied by the population of the governmental subdivision in the qualifying levy year as determined pursuant to section 275.53.

From the resulting figure (levy limit base for the qualifying levy year) shall be deducted the amount (estimated by the department of taxation) of state formula aids to be paid pursuant to section 477A.01, as amended, and the taconite production tax municipal aids to be paid pursuant to section 298.282, as amended, to the governmental subdivision during the tax collection year to which the qualifying levy year applies. The resulting figure is the amount of property taxes which the governmental subdivision may levy in the qualifying levy year for all purposes other than those for which special levies and special assessments are made.

In any levy year that a governmental subdivision would maximize its property tax levy limitation under subdivision 3 instead of this subdivision, the levy limit base per capita for the last qualifying levy year constituting the preceding year's levy limit base per capita for the provisions of subdivision 3, the governmental subdivision shall no longer qualify for this subdivision and shall presume to have its property tax levy limitation calculated pursuant to subdivision 3.

Sec. 8. Minnesota Statutes 1971, Section 275.51, Subdivision 4, is amended to read:

Subd. 4. If in 1971 the levy made by any governmental subdivision exceeds the limitation provided in this section, *except when such excess levy is due to the rounding of the mill rates of the governmental subdivision in accordance with section 275.28, subsequent distributions of formula aids pursuant to (EXTRA SESSION LAWS 1971, CHAPTER 31) sections 298.282 and 477A.01, as amended, shall be reduced 10 cents for each full dollar that the levy exceeds the limitation imposed by this section. If in any year subsequent to 1971 the levy made by a governmental subdivision exceeds the limitation provided in sections 275.50 to 275.56, except when such excess levy is due to the rounding of the mill rates of the governmental subdivision in accordance with section 275.28, subsequent distributions required to be made by the state auditor from any formula aids pursuant to (EXTRA SESSION LAWS 1971, CHAPTER 31) sections 298.282 and 477A.01, as amended, shall be reduced (10 CENTS FOR EACH FULL DOLLAR THE LEVY EXCEEDS THE LIMITATION UP TO FIVE PERCENT, AND) 33 cents for each full dollar the levy exceeds the limitation (BY MORE THAN FIVE PERCENT.); provided that a governmental subdivision may determine to levy in excess of the limitation provided in sections 275.50 to 275.56 by not to exceed five percent by passing a resolution setting forth the amount by which the levy limit is proposed to be exceeded. Thereafter the resolution shall be published for two successive weeks in the official newspaper of the governmental subdivision or if there be no official newspaper, in a newspaper of general circulation therein, together with a notice fixing a date for a public hearing on the proposed increase which hearing shall be held not less than two weeks nor more than four weeks after the first publication of the resolution. Following the public hearing, the governing body may determine to take no further action, or in the alternative,*

adopt a resolution authorizing the levy as originally proposed, or adopt a resolution approving a levy in such lesser amount as it so determines. The resolution authorizing a levy in excess of the limitation imposed by sections 275.50 to 275.56 shall be published in the official newspaper of the governmental subdivision or if there be no official newspaper, in a newspaper of general circulation therein. If within 30 days thereafter, a petition signed by voters equal in number to five percent of the votes cast in the governmental subdivision in the last general election or 2,000 voters, whichever is less, requesting a referendum on the proposed resolution is filed with the clerk or recorder of the governmental subdivision if the governmental subdivision is a city, village, borough, or town, or with the county auditor if the governmental subdivision is a county, the resolution shall not be effective until it has been submitted to the voters at a general or special election and a majority of votes cast on the question of approving the resolution are in the affirmative. The commissioner of taxation is directed to prepare a suggested form of question to be presented at any such referendum. A levy approved at any such referendum held at a special or general election held prior to October 1 in any levy year increases the allowable levy in that same levy year and provides a permanent adjustment to the levy limit base per capita of the governmental subdivision for future levy years, and there shall be no reduction in distributions of formula aids to the governmental subdivision as a result of such levy. If no referendum is requested, the excess levy authorized by the resolution, if the resolution is adopted prior to October 1 in any year, may be levied in that same levy year and subsequent distributions required to be made by the state auditor from any formula aids pursuant to Extra Session Laws 1971, Chapter 31, shall be reduced 15 cents for each full dollar the levy exceeds the limitation. A levy made in 1971 prior to the effective date of Extra Session Laws 1971, Chapter 31, shall be reviewed and may be modified by the appropriate authority of the governmental subdivision for the purpose of reducing such levy to conform to the limitations imposed by this section. Any reduction in such levy made prior to December 15, 1971, shall be given the same effect as though such reduction had been made prior to the expiration of the time allowed by law for making the levy. The provisions of this subdivision shall apply to the levy of a metropolitan county before the reduction required pursuant to section 163.051, subdivision 5.

Sec. 9. Minnesota Statutes 1971, Section 275.52, Subdivision 2, is amended to read:

Subd. 2. The (PER CAPITA LIMITATION) *levy limit base per capita*, as adjusted for previous increases pursuant to this section, may be increased each year by the governing body of the governmental subdivision affected thereby in the amount not to exceed six percent of the previous year's (PER CAPITA LIMITATION) *levy limit base per capita*.

Sec. 10. Minnesota Statutes 1971, Section 275.52, Subdivision 3, is amended to read:

Subd. 3. If the population of any governmental subdivision decreases from one year to the next, the *current levy year's* population shall, for purposes of sections 275.50 to 275.56, be increased by an amount equal to one half of the decrease in population from the prior *levy* year, such increase to be effective for the said one *levy* year only. (THIS SUBDIVISION SHALL NOT APPLY TO DECREASES IN POPULATION RESULTING FROM A CHANGE OR CHANGE IN THE BOUNDARIES OF A GOVERNMENTAL SUBDIVISION.)

Sec. 11. Minnesota Statutes 1971, Section 275.53, Subdivision 1, is amended to read:

275.53 [GOVERNING CENSUS.] Subdivision 1. For the purpose of determining the amount of tax that a governmental subdivision may levy in accordance with a per capita limitation established by this chapter, the population of the governmental subdivision shall be that established by the last state or federal census, or by a special census taken within the entire governmental subdivision pursuant to sections 275.50 to 275.56 or to any other law, by a census taken pursuant to subdivision 2, or by a population estimate made (BY THE STATE HEALTH DEPARTMENT,) by the metropolitan council (BY A REGIONAL DEVELOPMENT COMMISSION), by an order of the Minnesota municipal commission pursuant to section 414.01, subdivision 14, or by an estimate made pursuant to subdivision 3, whichever is the most recent *as to the stated date of count or estimate.*

Sec. 12. Minnesota Statutes 1971, Section 275.53, Subdivision 3, is amended to read:

Subd. 3. (a) In lieu of passing a resolution pursuant to subdivision 2, the governing body of a (MUNICIPALITY OR TOWN) *governmental subdivision* may pass by June 1 of any year a resolution containing an estimate of the current population of the subdivision. The resolution shall describe with specificity the criteria upon which the estimate is based, and shall state that the estimate is made for purposes of increasing that subdivision's tax levy pursuant to sections 275.50 to 275.56.

(b) The resolution shall then be submitted to the (VITAL STATISTICS SECTION OF THE STATE DEPARTMENT OF HEALTH) *state planning agency*. The (SECTION) *agency* shall determine, and so inform the subdivision in writing within 30 days of receipt of the resolution, whether the criteria described therein do or do not provide a reasonable basis for the population estimate. No determination by the (SECTION) *agency* made pursuant to this subdivision shall constitute, nor shall it be represented as constituting, a determination of actual population.

(c) If the (SECTION) *agency* determines that the criteria do not provide a reasonable basis for the population estimate, the resolution shall be of no effect. If the (SECTION) *agency* determines that the criteria do provide a reasonable basis for the population estimate, the resolution shall be published at least

once in a legal newspaper of general circulation in said subdivision. Said estimate may be used for computing the amount of ad valorem taxes the subdivision may levy, unless within 30 days following the publication of the resolution, 10 percent or more of the registered voters of the subdivision, or if the subdivision does not require voter registration, then 10 percent or more of its voters, who voted at the subdivision's last election, sign a petition demanding a special census, and submit the petition to the governing body of the subdivision.

(d) Attached to the petition shall be an affidavit executed by the circulator or circulators thereof, stating that he or they personally circulated the petition, the number of signatures thereon, that all signatures were affixed in his or their presence and that he or they believe them to be genuine signatures of the persons whose names they purport to be. Each signature need not be notarized.

(e) Upon the receipt of a petition conforming to this subdivision, the governing body shall pass a resolution requesting the secretary of state to take a special census of the governmental subdivision. The census shall be taken and financed pursuant to the provisions of subdivision 2. Any population estimate made by the governing body of any governmental subdivision shall be superseded by any subsequent state or federal census taken pursuant to sections 275.50 to 275.56 or any other law, or by a population estimate made by (THE STATE HEALTH DEPARTMENT,) the metropolitan council (OR A REGIONAL DEVELOPMENT COMMISSION). The governing body of a governmental subdivision may not avail itself of the provisions of this subdivision during any year for which any state or federal census has been taken or for which (THE STATE HEALTH DEPARTMENT,) the metropolitan council (OR A REGIONAL DEVELOPMENT COMMISSION) has made a population estimate of the subdivision.

(F) IN THE EVENT OF ANY VARIANCE IN POPULATION CERTIFIED, THE GOVERNMENTAL SUBDIVISION BY RESOLUTION SHALL CHOOSE FROM AMONG THE POPULATION ESTIMATES THE FIGURE WHICH SHALL BE GOVERNING FOR PURPOSES OF SECTIONS 275.50 TO 275.56.)

Sec. 13. Minnesota Statutes 1971, Section 275.55, is amended to read:

275.55 [STATE REVIEW AND REGULATION OF LEVIES.] The (STATE AUDITOR AND THE) commissioner of taxation, or (THEIR) *his* designees, shall establish procedures by which levies of all governmental units shall be periodically reviewed. The commissioner shall be empowered to order withholding of state aids where such penalties are authorized by law, (TO ORDER THE REDUCTION OF CURRENT OR FUTURE LEVIES WHERE LEVY LIMITATIONS HAVE BEEN EXCEEDED,) to issue, in accordance with chapter 15, rulings interpreting sections 275.50 to 275.56, and to take such other

administrative actions as he deems necessary in order to carry out the provisions of sections 275.50 to 275.56. If the commissioner of taxation takes administrative action or any other action authorized by this section to enforce the provisions of sections 275.50 to 275.56, he shall give written notice of such action to the governmental subdivision affected. Such notice shall specify the actual or impending violations by the governmental subdivision of sections 275.50 to 275.56 or the rules and regulations of the department of taxation pertaining thereto, describe the corrective action required, including, in the case of an excess levy, reduction of the governmental subdivision's levy in the next succeeding levy year in an amount equal to the amount of the excess levy, set a reasonable period of time within which the governmental subdivision shall correct the specified actual or impending violations and caution the governmental subdivision that if the specified correction is not made within the time allowed, the state aids to the governmental subdivision pursuant to sections 477A.01 and 298.282, as amended, will be reduced as provided in section 275.51, subdivision 4. The time period first allowed for correction may be extended by the commissioner if he finds a reasonable basis for delay. County auditors, in addition to duties otherwise provided by law, shall cooperate with the commissioner (AND AUDITOR) in establishing such procedures and enforcing the provisions of sections 275.50 to 275.56.

Sec. 14. Minnesota Statutes 1971, Chapter 275, is amended by adding a section to read:

[275.551] [LEVY LIMITATIONS REVIEW BOARD.] A levy limitations review board is hereby created to resolve questions concerning administrative interpretation of sections 275.50 to 275.56 that require review and to hear appeals by governing bodies of governmental subdivisions who disagree with the administrative rulings issued by the commissioner of taxation pursuant to section 275.55.

The members of the review board shall be the commissioner of taxation, the chairman of the municipal commission and one public member appointed by the governor, by and with the approval of the senate, for a four year term which shall begin February 15 and continue until his successor is duly appointed and qualifies. The first public member, however, shall be appointed for a term ending February 15, 1975. A vacancy in the office of the public member of the board shall be filled by the governor, with the advice and consent of the senate, for the unexpired term. The governor may remove the public member at any time for good cause shown, after notice and hearing.

The public member shall be a citizen of the state who is knowledgeable in finance and local government. The public member shall not, at the time he is a member of the board, hold any other public office, or be employed by or represent a governmental subdivision, or have any personal financial interest in any contract with a governmental subdivision, or serve in any capacity where a conflict of interest could arise. The public member shall

receive as compensation for his services the amount of \$35 for each day or fraction thereof spent in attending meetings of the board or in performing other duties required by law, and shall be reimbursed for actual and necessary expenses incurred in the performance of his duties.

Sec. 15. Minnesota Statutes 1971, Chapter 275, is amended by adding a section to read:

[275.552] [CONTESTED CASES; HEARING, NOTICE, EVIDENCE, DECISIONS, ORDERS.] *The governing body of a governmental subdivision to whom a notice pursuant to section 275.55 is given may by a majority vote of the whole governing body decide to dispute the commissioner's administrative action. Notice of such decision must be given the commissioner within 30 days of the issuance of the commissioner's notice, or else the commissioner's decision is final and not subject to the review of the levy limitations review board. Upon receipt of a notice from a governmental subdivision within the time allowed, disputing the commissioner's administrative action, the commissioner shall conduct further investigation of the disputed issues of fact as he deems necessary. If the commissioner continues to adhere to his previous notice, the governing body of the governmental subdivision shall be entitled to a hearing before the levy limitations review board. The board shall set a time and place for the hearing and notice shall be given by mail to the governing body of the governmental subdivision. The board shall adopt rules governing the proceedings for hearings which shall afford all interested parties the opportunity to present evidence and arguments with respect to the contested issues of fact. The decision of the board shall be in writing, and shall state in detail the basis and reason for each conclusion upon each contested issue of fact. A copy of the decision and order together with the detailed reasons shall be delivered or mailed to the governmental subdivision or its attorney of record. The decision of the levy limitations review board under this section may be reviewed on certiorari by the district court of the county wherein the governmental subdivision, or any part thereof, is located.*

Sec. 16. Minnesota Statutes 1971, Chapter 275, is amended by adding a section to read:

[275.58] [ELECTIONS TO INCREASE LEVY.] *Subdivision 1. Notwithstanding the provisions of sections 275.50 to 275.56, but subject to other law or charter provisions establishing per capita, mill or other limitations on the amount of taxes that may be levied, the levy of a governmental subdivision, as defined by section 275.50, subdivision 1, may be increased above the limitation imposed by sections 275.50 to 275.56 in any per capita or dollar amount which is approved by the majority of voters of the governmental subdivision voting on the question at a general or special election. When the governing body of the governmental subdivision resolves to increase the levy of the governmental subdivision pursuant to this section, it shall provide for submission of the proposition of an increase in the levy limit base per capita or the proposition of an additional levy,*

as the case may be, at a general or special election. Notice of such election shall be given in the manner required by law. If the proposition is for an adjustment to the governmental subdivision's levy limit base per capita, increasing the levy limit base per capita over the per capita amount established pursuant to section 275.51, subdivision 3, such notice shall state the purpose of such per capita adjustment and the per capita amount of such adjustment. If the proposition is for an additional levy, such notice shall state the purpose and maximum yearly amount of such additional levy.

Subd. 2. A levy limit base per capita adjustment approved pursuant to subdivision 1 at a general or special election held prior to October 1 in any levy year increases the levy limit base per capita in that same levy year by the approved per capita amount and provides a permanent adjustment to the levy limit base per capita of the governmental subdivision for future levy years. A levy limit base per capita adjustment approved pursuant to subdivision 1 at a general or special election held after September 30 in any levy year shall not increase the levy limit base per capita in that same levy year but shall provide a permanent adjustment to the levy limit base per capita of the governmental subdivision for future levy years.

Subd. 3. An additional levy approved pursuant to subdivision 1 at a general or special election held prior to October 1 in any levy year may be levied in that same levy year and in any levy years thereafter. An additional levy approved pursuant to subdivision 1 at a general or special election held after September 30 in any levy year shall not be levied in that same levy year, but may be levied in the subsequent levy year and in levy years thereafter.

Subd. 4. An additional levy approved by the majority of the voters of the governmental subdivision pursuant to subdivision 1 is over and above the limitation imposed on the governmental subdivision by sections 275.50 to 275.56 and shall not be subject to the penalty provisions of section 275.51, subdivision 4. A levy limit base per capita adjustment approved by the majority of the voters of the governmental subdivision pursuant to subdivision 1 is a permanent adjustment to the levy limit base per capita established pursuant to section 275.51, subdivision 3, and shall not be subject to the penalty provisions of section 275.51, subdivision 4.

Subd. 5. Notwithstanding any statute, special law, ordinance or charter provision to the contrary, it shall require approval of a majority of those voting on the question to pass a referendum pursuant to subdivision 1.

Subd. 6. Notwithstanding any statutes, special law, ordinance or charter provision to the contrary, the governing body of a governmental subdivision may call and hold special elections pursuant to this section.

Sec. 17. Minnesota Statutes 1971, Chapter 275, is amended by adding a section to read:

[275.59] [GOVERNMENTAL SUBDIVISIONS UNDER 500 POPULATION; EXEMPTION FROM LEVY LIMITS.] *Commencing with levy year 1973 and thereafter, taxes payable in 1974 and thereafter, the provisions of sections 275.50 to 275.56 shall not apply to any city, village, borough or town with village powers whose population according to the latest state or federal census is under 500.*

Sec. 18. Minnesota Statutes 1971, Section 414.01, is amended by adding a subdivision to read:

Subd. 15. When a commission order enlarges an existing municipality or creates a new municipality, the commission shall indicate in its order the estimated increased costs to such municipality as the result of such annexation or consolidation, and the time period that such municipality would be allowed a special levy for these increased costs pursuant to section 275.50, subdivision 5, clause (s). This subdivision shall apply to annexations or consolidations of municipalities in levy year 1971 or a subsequent levy year.

ARTICLE V

Section 1. Minnesota Statutes 1971, Section 287.12, is amended to read:

287.12 [TAXES, HOW APPORTIONED.] All taxes paid to the county treasurers under the provisions of sections 287.01 to 287.12 shall be apportioned, (ONE SIXTH) 95 percent to the general fund of the state, (ONE SIXTH) and five percent to the county revenue fund (, AND THE BALANCE TO BE DIVIDED EQUALLY BETWEEN THE SCHOOL DISTRICT AND THE CITY, VILLAGE, OR TOWN IN WHICH THE REAL ESTATE DESCRIBED IN THE MORTGAGE IS SITUATED. WHERE THE AMOUNT DETERMINED TO BE APPORTIONABLE IN ANY INSTANCE TO ANY GIVEN SCHOOL DISTRICT, CITY, VILLAGE OR TOWN IS LESS THAN \$1, SUCH AMOUNT SHALL BE RETAINED IN THE COUNTY REVENUE FUND).

Sec. 2. *The provisions of this article shall be effective for all payments required to be made after December 31, 1973.*

ARTICLE VI

Section 1. Minnesota Statutes 1971, Section 290.081, is amended to read:

290.081 [INCOME OF NONRESIDENTS, RECIPROCITY.] (a) The compensation received for the performance of personal or professional services within this state by an individual who resides and has his place of abode and place to which he customarily returns at least once a month in another state, shall be excluded from gross income to the extent such compensation is subject to an income tax imposed by the state of his residence; provided that such state allows a similar exclusion of compensa-

tion received by residents of Minnesota for services performed therein, or

(b) Whenever a nonresident taxpayer has become liable for income taxes to the state where he resides upon his net income for the taxable year derived from the performance of personal or professional services within this state and subject to taxation under chapter 290, there shall be allowed as a credit against the amount of income tax payable by him under this chapter, such proportion of the tax so paid by him to the state where he resides as his gross income subject to taxation under this chapter bears to his entire gross income upon which the tax so paid to such other state was imposed; provided, that such credit shall be allowed only if the laws of such state grant a substantially similar credit to residents of this state subject to income tax under such laws, or

(c) If any taxpayer who is a resident of this state, or a domestic corporation or corporation commercially domiciled therein, has become liable for taxes on or measured by net income to another state upon income derived from the performance of personal or professional services within such other state and subject to taxation under this chapter he or it shall be entitled to a credit against the amount of taxes payable under this chapter, of such proportion thereof, as such gross income subject to taxation in such state bears to his entire gross income subject to taxation under this chapter; provided (1) that such credit shall in no event exceed the amount of tax so paid to such other state on the gross income earned within such other state and subject to taxation under this chapter, and (2) that such credit shall not be allowed if such other state allows residents of this state a credit against the taxes imposed by such state for taxes payable under this chapter substantially similar to the credit provided for by paragraph (b) of this section, and (3) the allowance of such credit shall not operate to reduce the taxes payable under this chapter to an amount less than would have been payable if the gross income earned in such other state had been excluded in computing net income under this chapter.

(d) The commissioner shall by regulation determine with respect to gross income earned in any other state the applicable clause of this section. *When it is deemed to be in the best interests of the people of this state, the commissioner may determine that the provisions of clause (a) shall not apply.*

(e) "Tax So Paid" as used in this section means taxes on or measured by net income payable to another state on income earned within the taxable year for which the credit is claimed, provided that such tax is actually paid in that taxable year, or subsequent taxable years.

(f) *For the purposes of clause (a), whenever the Wisconsin tax on Minnesota residents which would have been paid Wisconsin without clause (a) exceeds the Minnesota tax on Wisconsin residents which would have been paid Minnesota without clause (a), or vice versa, then the state with the net revenue loss resulting from clause (a) shall receive from the other state the*

amount of such loss. This provision shall be effective for all years beginning after December 31, 1972. The data used for computing the loss to either state shall be determined on or before September 30 of the year following the close of the previous calendar year.

If an agreement cannot be reached as to the amount of the loss, the commissioner of taxation and the taxing official of the state of Wisconsin shall each appoint a member of a board of arbitration and these members shall appoint the third member of the board. The board shall select one of its members as chairman. Such board may administer oaths, take testimony, subpoena witnesses, and require their attendance, require the production of books, papers and documents, and hold hearings at such places as are deemed necessary. The board shall then make a determination as to the amount to be paid the other state which determination shall be final and conclusive.

ARTICLE VII

Section 1. Minnesota Statutes 1971, Section 290.17, is amended to read:

290.17 [GROSS INCOME, ALLOCATION TO STATE.]
Items of gross income shall be assigned to this state or other states or countries in accordance with the following principles:

(1) The entire income of all resident or domestic taxpayers from compensation for labor or personal services, or from a business consisting principally of the performance of personal or professional services, shall be assigned to this state, and the income of non-resident taxpayers from such sources shall be assigned to this state if, and to the extent that, the labor or services are performed within it; all other income from such sources shall be treated as income from sources without this state;

(2) Income from the operation of a farm shall be assigned to this state if the farm is located within this state and to other states only if the farm is not located in this state. Income and gains received from tangible property not employed in the business of the recipient of such income or gains, and from tangible property employed in the business of such recipient if such business consists principally of the holding of such property and the collection of the income and gains therefrom, shall be assigned to this state if such property has a situs within it, and to other states only if it has no situs in this state. Income or gains from intangible personal property not employed in the business of the recipient of such income or gains, and from intangible personal property employed in the business of such recipient if such business consists principally of the holding of such property and the collection of the income and gains therefrom, wherever held, whether in trust, or otherwise, shall be assigned to this state if the recipient thereof is domiciled within this state; income or gains from intangible personal property wherever held, whether in trust or otherwise shall be assigned to this state if the recipient of such income or gains is domiciled within this state, or if

the grantor of any trust is domiciled within this state and such income or gains would be taxable to such grantor under sections 290.28 or 290.29;

(3) Income derived from carrying on a trade or business, including in the case of a business owned by natural persons the income imputable to the owner for his services and the use of his property therein, shall be assigned to this state if the trade or business is conducted wholly within this state, and to other states if conducted wholly without this state. This provision shall not apply to business income subject to the provisions of clause (1);

(4) When a trade or business is carried on partly within and partly without this state, the entire income derived from such trade or business, including income from intangible property employed in such business and including, in the case of a business owned by natural persons, the income imputable to the owner for his services and the use of his property therein, shall be governed, except as otherwise provided in sections 290.35 and 290.36, by the provisions of section 290.19, notwithstanding any provisions of this section to the contrary. This shall not apply to business income subject to the provisions of clause (1). *For the purposes of this clause, a trade or business located in Minnesota is carried on partly within and partly without this state if tangible personal property is sold by such trade or business and delivered or shipped to a purchaser located outside the state of Minnesota.*

In determining whether or not intangible property is employed in a unitary business carried on partly within and partly without this state so that income derived therefrom is subject to apportionment under section 290.19 the following rules and guidelines shall apply.

(a) Intangible property is employed in a business if the business entity owning intangible property holds it as a means of furthering the business operation of which a part is located within the territorial confines of this state.

(b) Where a business operation conducted in Minnesota, is owned by a business entity which carries on business activity outside of the state different in kind from that conducted within this state, and such other business is conducted entirely outside the state, it will be presumed that the two business operations are unitary in nature, interrelated, connected and interdependent unless it can be shown to the contrary.

(5) All other items of gross income shall be assigned to the taxpayer's domicile.

Sec. 2. Minnesota Statutes 1971, Section 290.19, Subdivision 1, is amended to read:

290.19 [NET INCOME; ALLOCATION TO STATE, METHODS.] Subdivision 1. [COMPUTATION, BUSINESS CONDUCTED PARTLY WITHIN STATE; APPORTION-

MENT.] The taxable net income from a trade or business carried on partly within and partly without this state shall be computed by deducting from the gross income of such business, wherever derived, deductions of the kind permitted by section 290.09, so far as connected with or allocable against the production or receipt of such income. The remaining net income shall be apportioned to Minnesota as follows:

(1) If the business consists of the mining, producing, smelting, refining, or any combination of these activities of copper and nickel ores, or of the manufacture of personal property and the sale of said property within and without the state, the remainder shall be apportioned to Minnesota on the basis of the percentage obtained by taking the arithmetical average of the following three percentages:

(a) The percentage which the sales made within this state (AND THROUGH, FROM OR BY OFFICES, AGENCIES, BRANCHES OR STORES WITHIN THIS STATE) is of the total sales wherever made;

(b) The percentage which the total tangible property, real, personal, and mixed, owned or rented, and used by the taxpayer in this state during the tax period in connection with such trade or business is of the total tangible property, real, personal, or mixed, wherever located, owned or rented and, used by the taxpayer in connection with such trade or business during the tax period; and,

(c) The percentage which the taxpayer's total pay-rolls paid or incurred in this state or paid in respect to labor performed in this state in connection with such trade or business is of the taxpayer's total pay-rolls paid or incurred in connection with such entire trade or business;

(d) The percentage of such remainder to be assigned to this state shall not be in excess of the sum of the following percentages: 70 percent of the percentage determined under clause (1) (a), 15 percent of the percentage determined under clause (1) (b), and 15 percent of the percentage determined under clause (1) (c);

(2) (a) In all other cases the remainder shall be apportioned to Minnesota on the basis of the percentage obtained by taking the arithmetical average of the following three percentages:

(1) The percentage which the sales, gross earnings, or receipts from business operations, in whole or in part, within this state bear to the total sales, gross earnings, or receipts from business operations wherever conducted;

(2) The percentage which the total tangible property, real, personal, and mixed, owned or rented, and used by the taxpayer in this state during the tax period in connection with such trade or business is of the total tangible property, real, personal, or mixed, wherever located, owned, or rented, and used by the tax-

payer in connection with such trade or business during the tax period; and

(3) The percentage which the taxpayer's total pay-rolls paid or incurred in this state or paid in respect to labor performed in this state in connection with such trade or business is of the taxpayer's total pay-rolls paid or incurred in connection with such entire trade or business;

(4) The percentage of such remainder to be assigned to this state shall not be in excess of the sum of the following percentages: 70 percent of the percentage determined under clause (2) (a) (1), 15 percent of the percentage determined under clause (2) (a) (2), and 15 percent of the percentage determined under clause (2) (a) (3);

(b) If the methods prescribed under clause (2) (a) will not properly reflect taxable net income assignable to the state, there may be used, if practicable and if such use will properly and fairly reflect such income, the percentage which the sales, gross earnings, or receipts from business operations, in whole or in part, within this state bear to the total sales, gross earnings, or receipts from business operations wherever conducted; or the separate or segregated accounting method;

(3) The sales, pay-rolls, earnings, and receipts referred to in this section shall be those for the taxable year in respect of which the tax is being computed. The property referred to in this section shall be the average of the property owned or used by the taxpayer during the taxable year in respect of which the tax is being computed (;

((4) FOR THE PURPOSES OF THIS SECTION, IN DETERMINING THE AMOUNT OF SALES MADE WITHIN MINNESOTA, THERE SHALL BE EXCLUDED THEREFROM SALES NEGOTIATED OR EFFECTED IN BEHALF OF THE TAXPAYER BY AGENTS OR AGENCIES CHIEFLY SITUATED AT, CONNECTED WITH, OR SENT OUT FROM PREMISES FOR THE TRANSACTION OF BUSINESS OWNED OR RENTED BY THE TAXPAYER OR BY HIS AGENTS OR AGENCIES OUTSIDE THE STATE AND SALES OTHERWISE DETERMINED BY THE COMMISSIONER TO BE ATTRIBUTABLE TO THE BUSINESS CONDUCTED ON SUCH PREMISES. IF THE COMMISSIONER FINDS THAT THE TAXPAYER MAINTAINS AN OFFICE, WAREHOUSE OR OTHER PLACES OF BUSINESS OUTSIDE THE STATE FOR THE PURPOSE OF REDUCING ITS TAX UNDER THIS SECTION IT SHALL IN DETERMINING THE AMOUNT OF TAXABLE NET INCOME INCLUDE THEREIN THE PROCEEDS OF SALES ATTRIBUTED BY THE TAXPAYER TO THE BUSINESS CONDUCTED AT SUCH PLACE OUTSIDE THE STATE).

Sec. 3. Minnesota Statutes 1971, Section 290.19, is amended by adding a subdivision to read:

Subd. 1a. [DETERMINATION OF SALES MADE WITHIN THIS STATE.] For purposes of this section the following rules shall apply in determining whether or not sales are made within this state.

Sales of tangible personal property are made within this state if the property is delivered or shipped to a purchaser within this state, and the taxpayer is taxable in this state, regardless of the f.o.b. point or other conditions of the sale.

Sales made by or through a corporation which is qualified as a domestic international sales corporation under section 992 of the Internal Revenue Code of 1954, as amended through December 31, 1972, shall not be considered to have been made within this state.

Sec. 4. This article is effective for taxable years beginning after December 31, 1973.

ARTICLE VIII

Section 1. Minnesota Statutes 1971, Section 290.361, Subdivision 4, is amended to read:

Subd. 4. [DISPOSITION OF TAX.] ((a)) The revenues derived from the excise tax on banks shall be paid into the state treasury and credited to the general fund, from which shall be paid all refunds of taxes erroneously collected from banks as certified by the commissioner. (FORTY-FIVE PERCENT OF THE BALANCE OF SUCH TAX SO COLLECTED SHALL BE TRANSMITTED, ON THE LAST DAYS OF MAY AND NOVEMBER OF EACH YEAR, TO THE RESPECTIVE COUNTIES IN WHICH ARE LOCATED THE BANKS PAYING THE TAX. THE COUNTY AUDITOR SHALL APPORTION AND DISTRIBUTE 45 PERCENT OF THE RESPECTIVE AMOUNTS PAID BY EACH BANK IN HIS COUNTY, LESS 45 PERCENT OF THE REFUNDS PAID TO THAT BANK, IN THE SAME MANNER AND ON THE SAME BASIS AS HE DISTRIBUTES TAXES ON PERSONAL PROPERTY IN THE TAXING DISTRICT IN WHICH THAT BANK IS LOCATED, PROVIDED THAT THE GOVERNING BODY OF ANY POLITICAL SUBDIVISION RECEIVING SUCH APPORTIONMENT MAY PLACE ALL SUCH AMOUNTS TO THE CREDIT OF ITS GENERAL FUND.)

There is hereby appropriated to the persons or banks entitled to such refunds, from the general fund, an amount sufficient to make the refunds.

((B) FOR PURPOSES OF THE APPORTIONMENT AND DISTRIBUTION REQUIRED TO BE MADE TO THE COUNTY AUDITOR UNDER CLAUSE (A) OF THIS SUBDIVISION, THE TAX SO COLLECTED SHALL BE DEEMED TO HAVE BEEN PAID TO THE COMMISSIONER ON THE LAST DATE PRESCRIBED BY LAW FOR THE FILING OF THE EXCISE TAX RETURN, OR DATE WHEN SUCH EX-

CISE TAX WAS RECEIVED BY THE COMMISSIONER, WHICHEVER DATE OCCURS LATER.)

((C) THERE IS HEREBY ANNUALLY APPROPRIATED FROM THE GENERAL FUND TO THE TAXING DISTRICTS ENTITLED TO SUCH PAYMENTS AS ARE AUTHORIZED UNDER THIS SECTION, SUFFICIENT MONIES TO MAKE SUCH PAYMENTS.)

Sec. 2. *After November 30, 1973 no adjustments shall be made to the November 30, 1973 distributions or prior distributions required to be made to the several county auditors pursuant to Minnesota Statutes, Section 290.361, Subdivision 4. Any amounts appropriated for this purpose shall lapse after November 30, 1973 and shall revert to the general fund.*

Sec. 3. *The provisions of this article shall be effective for all payments required to be made after November 30, 1973.*

ARTICLE IX

Section 1. Minnesota Statutes 1971, Section 290.982, is amended to read:

290.982 [CLAIMANT.] Claimant means a person who has filed a claim under sections 290.981 to 290.992, who was domiciled in this state during the entire calendar year preceding the year in which he files claim for relief, who resided in a rented or leased (PRIVATE COMMERCIAL) unit *on which ad valorem taxes are accrued* (OPERATED FOR PROFIT, OR IN A RENTED OR LEASED UNIT OWNED TEMPORARILY DUE TO FORECLOSURE BY THE FEDERAL HOUSING ADMINISTRATION); for not less than (THE LAST) six months of the calendar year covered by the claim. When a unit is occupied by two or more individuals and more than one such individual is able to qualify as a claimant, such individuals may determine between them as to who the claimant shall be, *and all amounts paid for the unit during the selected claimant's occupancy shall be considered as paid by him.* If they are unable to agree, the matter shall be referred to the commissioner of taxation and his decision shall be final.

Sec. 2. Minnesota Statutes 1971, Section 290.983, Subdivision 1, is amended to read:

290.983 [AMOUNT OF CREDIT; OFFSET AGAINST TAX.] Subdivision 1. The credit allowed by section 290.981 shall be (7 1/2) 10 percent of the total amount paid by the claimant during the taxable year as rent for the occupancy of real property used as the place of residence of his household. The credit shall not exceed (\$90) \$120 in any taxable year. For purposes of sections 290.981 to 290.992 "rent" does not include payments attributable to heat, light, or other utilities.

Sec. 3. Minnesota Statutes 1971, Section 290.99, is amended to read:

290.99 [NO RELIEF ALLOWED IN CERTAIN CASES.] No claim for relief under sections 290.981 to 290.992 shall be allowed to any person who is a recipient of public funds for the payment of rent during the period for which the claim is filed. **(NO CLAIM FOR RELIEF UNDER SECTIONS 290.981 TO 290.992 SHALL BE ALLOWED TO ANY PERSON RESIDING IN A RENTAL UNIT THE RENTAL OF WHICH IS SUBJECT TO REGULATIONS OF A GOVERNMENTAL AGENCY, FEDERAL, STATE OR LOCAL.)**

Sec. 4. The provisions of this article shall be effective for all years beginning after December 31, 1972.

ARTICLE X

Section 1. Minnesota Statutes 1971, Section 297.13, Subdivision 1, is amended to read:

297.13 [REVENUE, DISPOSAL.] Subdivision 1. **[CIGARETTE TAX APPORTIONMENT FUND.]** Notwithstanding any other provisions of law, for all periods beginning after the date of final enactment of this act, the provisions of this section shall be applicable. Five and one-half percent of the revenues received from taxes, penalties and interest under sections 297.01 to 297.13 shall be deposited by the commissioner of taxation in the general fund and credited to a special account to be known as the "natural resources account," which is hereby created. Expenditures shall be made from said account only as may be authorized by law to carry out the provisions of this act and in conformance with the provisions of chapter 16. Five and one-half percent shall be deposited in the general fund and credited to the "natural resources acceleration" account for the purposes provided in Laws 1969, Chapter 879, Section 4. **(UNTIL JANUARY 1, 1972, AN ADDITIONAL 5.5 PERCENT OF THE REVENUES RECEIVED FROM TAXES, PENALTIES AND INTEREST UNDER SECTIONS 297.01 TO 297.13 SHALL BE DEPOSITED BY THE COMMISSIONER OF TAXATION IN THE GENERAL FUND AND SAID AMOUNT SHALL BE CONSIDERED FOR THE PURPOSES OF SECTION 297A.51 AS IF THE TAX WERE IMPOSED BY SECTIONS 297A.01 TO 297A.44.)** The balance of the revenues derived from taxes, penalties, and interest under sections 297.01 to 297.13 and from license fees and miscellaneous sources of revenue shall be deposited by the commissioner in the general fund and credited **(11.9 PERCENT TO A SPECIAL ACCOUNT TO BE KNOWN AS THE "CIGARETTE TAX APPORTIONMENT ACCOUNT," WHICH ACCOUNT IS HEREBY CREATED, BUT IN NO EVENT SHALL THE AMOUNT CREDITED TO THE ACCOUNT BE LESS THAN THAT CREDITED TO SUCH ACCOUNT IN THE FISCAL YEAR BEGINNING JULY 1, 1968 AND ENDING JUNE 30, 1969, AND THE BALANCE)** to the general fund. **(THE REVENUES IN THE APPORTIONMENT ACCOUNT SHALL BE APPORTIONED AS PROVIDED IN SUBDIVISION 2 TO THE SEVERAL COUNTIES, CITIES, VILLAGES AND BOROUGHS IN THIS STATE, AND THE**

TERM "VILLAGE" AS USED HEREIN SHALL INCLUDE THOSE TOWNS WHICH HAVE VILLAGE POWERS AS DEFINED IN SECTION 368.01. IN COMPUTING THE POPULATION OF COUNTIES, CITIES, VILLAGES AND BOROUGHS THE STATE AUDITOR SHALL ADD INCREASES IN POPULATION DISCLOSED BY REASON OF ANY SPECIAL CENSUS CONDUCTED UNDER SUBDIVISION 7 TO THE POPULATION OF THE POLITICAL SUBDIVISION CONDUCTING THE CENSUS AND TO THE POPULATION OF THE COUNTY IN WHICH THE POLITICAL SUBDIVISION IS LOCATED. EACH COUNTY, CITY, VILLAGE, AND BOROUGH SHALL RECEIVE FROM THE APPORTIONMENT ACCOUNT AN AMOUNT BEARING THE SAME RELATION TO THE TOTAL AMOUNT TO BE APPORTIONED AS ITS POPULATION BEARS TO THE TOTAL POPULATION OF ALL THE COUNTIES, CITIES, VILLAGES AND BOROUGHS IN THIS STATE, EXCEPT, THAT FOR THE PURPOSES OF SECTIONS 297.01 TO 297.13, THE POPULATION OF A COUNTY SHALL BE THAT PART OF ITS POPULATION EXCLUSIVE OF THE POPULATION OF THE SEVERAL CITIES, VILLAGES AND BOROUGHS WITHIN THE COUNTY.)

Sec. 2. *Minnesota Statutes 1971, Sections 297.13, Subdivisions 2, 3, 4, 5, 6, 7 and 8; 297.15, and 297.16 are repealed.*

Sec. 3. *After August 15, 1973 no adjustments shall be made to the August 15, 1973 payments or prior payments made to the treasurers of the several counties, cities, villages and boroughs pursuant to Minnesota Statutes, Section 297.13, Subdivision 2. Any amounts appropriated for this purpose shall lapse after August 15, 1973 and shall revert to the general fund.*

Sec. 4. *The provisions of this article shall be effective for all payments required to be made after December 31, 1973.*

ARTICLE XI

Section 1. *Minnesota Statutes 1971, Section 340.60, Subdivision 1, is amended to read:*

340.60 [LIQUOR RECEIPTS.] Subdivision 1. [PAID INTO STATE TREASURY.] (EXCEPT AS PROVIDED IN THE FOLLOWING SUBDIVISIONS,) All taxes, penalties, license fees, and receipts of every kind, character, and description provided for and payable to the state under the terms and provisions of the intoxicating liquor act and sections 340.44 to 340.56, including all moneys collected by the liquor control commissioner under rules and regulations established by him such as certificate labels, truck labels, case labels, and any other form that he may establish, shall be paid into the state treasury the same as other departmental receipts, and are to be credited to the (REVENUE) general fund of the state.

Sec. 2. *Minnesota Statutes 1971, Section 340.60, Subdivisions 2, 3, 4, 5, 6 and 7 are repealed.*

Sec. 3. *After August 15, 1973 no adjustments shall be made to the August 15, 1973 payments or prior payments made to the treasurers of the several counties, cities, villages and boroughs pursuant to Minnesota Statutes, Section 340.60, Subdivision 3. Any amounts appropriated for this purpose shall lapse after August 15, 1973 and shall revert to the general fund.*

Sec. 4. *The provisions of this article shall be effective for all payments required to be made after August 15, 1973.*

ARTICLE XII

Section 1. *The significant increase in ad valorem taxes in recent years is a major concern of the legislature in view of the impact of such increases upon all economic groups within the state, but with particular emphasis upon certain home owners, renters and farmers. The legislature attributes this steadily increasing property tax burden to the rising costs of local government, increased school and welfare expenditures, and a continuing and strong inflationary effect on real property values.*

In Extra Session Laws 1971, Chapter 31, Article XIII, the legislature created a tax study commission to examine Minnesota's total tax structure as its equity and distribution methods relate to the general economic needs and development of the state, the special needs of employment and job opportunity and the revenue needs and sources of revenue available to the state and to its political subdivisions.

The tax study commission is herewith directed to focus particular attention on the process of assessing and classifying real and personal property for ad valorem tax purposes, in order that the legislature may be able to achieve a reasonable balance between the total revenue requirements of the state and its political subdivisions and that portion of such revenues that should be raised by property taxes.

No appropriation is made for the purposes of this article, as funds are being made available to the tax study commission in other sections of the law.

ARTICLE XIII

Section 1. Minnesota Statutes 1971, Section 297A.14, is amended to read:

297A.14 [USING, STORING OR CONSUMING TANGIBLE PERSONAL PROPERTY; ADMISSIONS; UTILITIES.] For the privilege of using, storing or consuming in Minnesota tangible personal property, tickets or admissions to places of amusement and athletic events, electricity, gas, and local exchange telephone service purchased for use, storage or consumption in this state, there is hereby imposed on every person in this state a use tax at the rate of four percent of the sales price of sales at retail of any of the aforementioned items made to such person after October 31, 1971, unless the tax imposed by section 297A.02 was paid on said sales price.

Motor vehicles subject to tax under this section shall be taxed at the fair market value at the time of transport into Minnesota if such motor vehicles were acquired more than three months prior to its transport into this state.

Notwithstanding any other provisions of section 297A.01 to 297A.44 to the contrary, the cost of paper and ink products exceeding \$100,000 in any calendar year, used or consumed in producing a publication as defined in section 297A.25, subdivision 1, clause (i) is subject to the tax imposed by this section.

Sec. 2. Minnesota Statutes 1971, Section 297A.25, Subdivision 1, is amended to read:

297A.25 [EXEMPTIONS.] Subdivision 1. The following are specifically exempted from the taxes imposed by sections 297A.01 to 297A.44:

(a) The gross receipts from the sale of food products including but not limited to cereal and cereal products, butter, cheese, milk and milk products, oleomargarine, meat and meat products, fish and fish products, eggs and egg products, vegetables and vegetable products, fruit and fruit products, spices and salt, sugar and sugar products, coffee and coffee substitutes, tea, cocoa and cocoa products;

(b) The gross receipts from the sale of prescribed drugs and medicine intended for use, internal or external, in the cure, mitigation, treatment or prevention of illness or disease in human beings and products consumed by humans for the preservation of health, including prescription glasses, therapeutic and prosthetic devices, but not including cosmetics or toilet articles notwithstanding the presence of medicinal ingredients therein;

(c) The gross receipts from the sale of and the storage, use or other consumption in Minnesota of tangible personal property, tickets, or admissions, electricity, gas or local exchange telephone service, which under the Constitution or laws of the United States or under the Constitution of Minnesota, the state of Minnesota is prohibited from taxing;

(d) The gross receipts from the sale of tangible personal property, the ultimate destination of which is outside the state of Minnesota and which is not thereafter returned to a point within Minnesota except in the course of interstate commerce;

(f) The gross receipts from the sale of and storage, use or consumption of petroleum products upon which a tax has been imposed under the provisions of chapter 296, whether or not any part of said tax may be subsequently refunded;

(g) The gross receipts from the sale of clothing and wearing apparel except the following:

(i) all articles commonly or commercially known as jewelry, whether real or imitation; pearls, precious and semi-precious stones, and imitations thereof; articles made of, or ornamented,

mounted or fitted with precious metals or imitations thereof; watches; clocks; cases and movements for watches and clocks; gold, gold-plated, silver, or sterling flatware or hollow ware and silver-plated hollow ware; opera glasses; lorgnettes; marine glasses; field glasses and binoculars.

(ii) articles made of fur on the hide or pelt, and articles of which such fur is the component material or chief value, but only if such value is more than three times the value of the next most valuable component material.

(iii) perfume, essences, extracts, toilet waters, cosmetics, petroleum jellies, hair oils, pomades, hair dressings, hair restoratives, hair dyes, aromatic cachous and toilet powders. The tax imposed by this act shall not apply to lotion, oil, powder, or other article intended to be used or applied only in the case of babies.

(iv) trunks, valises, traveling bags, suitcases, satchels, overnight bags, hat boxes for use by travelers, beach bags, bathing suit bags, brief cases made of leather or imitation leather, salesmen's sample and display cases, purses, handbags, pocketbooks, wallets, billfolds, card, pass, and key cases and toilet cases.

(h) The gross receipts from the sale of and the storage, use, or consumption of all materials, including chemicals, fuels, petroleum products, lubricants, packaging materials, *including returnable containers used in packaging food and beverage products*, feeds, seeds, fertilizers, electricity, gas and steam, used or consumed in agricultural or industrial production of personal property intended to be sold ultimately at retail, whether or not the item so used becomes an ingredient or constituent part of the property produced. Such production shall include, but is not limited to, *research, development, design or production of any tangible personal property, manufacturing, processing (other than by restaurants and consumers) of agricultural products whether vegetable or animal, commercial fishing, refining, smelting, reducing, brewing, distilling, printing, mining, quarrying, lumbering, generating electricity and road building.* Such production shall not include painting, cleaning, repairing or similar processing of property except as part of the original manufacturing process. Machinery, equipment, implements, tools, accessories, appliances, contrivances, furniture and fixtures, used in such production and fuel, electricity, gas or steam used for space heating or lighting, are not included within this exemption; *however, accessory tools, equipment and other short lived items, which are separate detachable units used in producing a direct effect upon the product, where such items have an ordinary useful life of less than 12 months, are included within the exemption provided herein;*

(i) The gross receipts from the sale of and storage, use or other consumption in Minnesota of tangible personal property (except (PAPER OR INK PRODUCTS) *as provided in section 297A.14*) which is used or consumed in producing any publication regularly issued at average intervals not exceeding three months, *and any such publication.* For purposes of this subsection, "publication" as used herein shall include, without limiting

the foregoing, a legal newspaper as defined by Minnesota Statutes 1965, Section 331.02, and any supplements or enclosures with or part of said newspaper; and the gross receipts of any advertising contained therein or therewith shall be exempt. For this purpose, advertising in any such publication shall be deemed to be a service and not tangible personal property, and persons or their agents who publish or sell such newspapers shall be deemed to be engaging in a service with respect to gross receipts realized from such newsgathering or publishing activities by them, including the sale of advertising. Machinery, equipment, implements, tools, accessories, appliances, contrivances, furniture and fixtures used in such publication and fuel, electricity, gas or steam used for space heating or lighting, are not exempt;

(j) The gross receipts from all sales of tangible personal property to, and all storage, use or consumption of such property by, the United States and its agencies and instrumentalities or a state and its agencies, instrumentalities and political subdivisions;

(k) The gross receipts from the isolated or occasional sale of tangible personal property in Minnesota not made in the normal course of business of selling that kind of property, and the storage, use, or consumption of property acquired as a result of such a sale;

(l) The gross receipts from sales of rolling stock and the storage, use or other consumption of such property by railroads, freight line companies, sleeping car companies and express companies taxed on the gross earnings basis in lieu of ad valorem taxes. For purposes of this clause "rolling stock" is defined as the portable or moving apparatus and machinery of any such company which moves on the road, and includes, but is not limited to, engines, cars, tenders, coaches, sleeping cars and parts necessary for the repair and maintenance of such rolling stock.

(m) The gross receipts from sales of airflight equipment and the storage, use or other consumption of such property by airline companies taxed under the provisions of sections 270.071 to 270.079. For purposes of this clause, "airflight equipment" includes airplanes and parts necessary for the repair and maintenance of such airflight equipment, and flight simulators.

(n) The gross receipts from the sale of telephone central office telephone equipment used in furnishing intrastate and interstate telephone service to the public.

(o) The gross receipts from the sale of and the storage, use or other consumption by persons taxed under the in lieu provisions of chapter 298, of mill liners, grinding rods and grinding balls which are substantially consumed in the production of taconite, the material of which primarily is added to and becomes a part of the material being processed.

(p) The gross receipts from the sale of tangible personal property to, and the storage, use or other consumption of such property by, any corporation, society, association, foundation,

or institution organized and operated exclusively for charitable, religious or educational purposes;

(q) The gross receipts from the sale of caskets and burial vaults;

(r) The gross receipts from the sale of cigarettes.

(s) The gross receipts from the sale of an automobile or other conveyance if the purchaser is assisted by a grant from the United States in accordance with 38 United States Code, Section 1901, as amended.

(t) The gross receipts from the sale to the licensed aircraft dealer of an aircraft for which a commercial use permit has been issued pursuant to section 360.654, if the aircraft is resold while the permit is in effect.

(u) The gross receipts from the sale of building materials to be used in the construction or remodeling of a residence when the construction or remodeling is financed in whole or in part by the United States in accordance with 38 United States Code, Sections 801 to 805, as amended. This exemption shall not be effective at time of sale of the materials to contractors, subcontractors, builders or owners, but shall be applicable only upon a claim for refund to the commissioner of taxation filed by recipients of the benefits provided in Title 38 United States Code, Chapter 21, as amended. The commissioner shall provide by regulation for the refund of taxes paid on sales exempt in accordance with this paragraph.

(v) *The gross receipts from the sale of textbooks which are prescribed for use in conjunction with a course of study in a public or private school, college, university and business or trade school to students who are regularly enrolled at such institutions. For purposes of this clause a "public school" is defined as one that furnishes course of study, enrollment and staff that meets standards of the state board of education and a private school is one which under the standards of the state board of education, provides an education substantially equivalent to that furnished at a public school. Business and trade schools shall mean such schools licensed pursuant to Minnesota Statutes, Section 141.25.*

(w) *The gross receipts from the sale of and the storage of material designed to advertise and promote the sale of merchandise or services, which material is purchased and stored for the purpose of subsequently shipping or otherwise transferring outside the state by the purchaser for use thereafter solely outside the state of Minnesota.*

Sec. 3. *Minnesota Statutes 1971, Section 297A.252, is repealed.*

Sec. 4. *The provisions of this article shall be effective after December 31, 1973.*

ARTICLE XIV

Section 1. Minnesota Statutes 1971, Section 273.13, Subdivision 6, is amended to read:

Subd. 6. [CLASS 3B.] Agricultural land, except as provided by class 1 hereof, and which is used for the purposes of a homestead, shall constitute class 3b and shall be valued and assessed at 20 percent of the market value thereof. The property tax to be paid on class 3b property as otherwise determined by law not exceeding (80) 120 acres, regardless of whether or not the market value is in excess of \$12,000, for all purposes except the payment of principal and interest on *non-school district* bonded indebtedness, shall be reduced by (35) 45 percent of the tax; provided that the amount of said reduction shall not exceed (\$250) \$325. Valuation subject to relief shall be limited to (80) 120 acres of land, most contiguous surrounding, or bordering the house occupied by the owner as his dwelling place, and, such other structures as may be included thereon utilized by the owner in an agricultural pursuit. If the market value is in excess of the sum of \$12,000, the amount in excess of that sum shall be valued and assessed as provided for by class 3. The first \$12,000 market value of each tract of real estate which is rural in character and devoted or adaptable to rural but not necessarily agricultural use, used for the purpose of a homestead shall be exempt from taxation for state purposes; except as specifically provided otherwise by law.

Agricultural land as used herein, and in section 124.03, shall mean contiguous acreage of ten acres or more, primarily used during the preceding year for agricultural purposes. Agricultural use may include pasture, timber, waste, unusable wild land and land included in federal farm programs.

Real estate of less than ten acres used principally for raising poultry, livestock, fruit, vegetables or other agricultural products, shall be considered as agricultural land, if it is not used primarily for residential purposes.

Sec. 2. Minnesota Statutes 1971, Section 273.13, Subdivision 7, is amended to read:

Subd. 7. [CLASS 3C, 3CC.] All other real estate and class 2a property, except as provided by classes 1 and 3cc, which is used for the purposes of a homestead, shall constitute class 3c, and shall be valued and assessed at 25 percent of the market value thereof. The property tax to be paid on class 3c property as otherwise determined by law, regardless of whether or not the market value is in excess of \$12,000, for all purposes except the payment of principal or interest on *non-school district* bonded indebtedness, shall be reduced by (35) 45 percent of the amount of such tax; provided that the amount of said reduction shall not exceed (\$250) \$325. If the market value is in excess of the sum of \$12,000, the amount in excess of that sum shall be valued and assessed at 40 percent of market value. The first \$12,000 market value of each tract of such real estate used for the purposes of a homestead shall be exempt from taxation for

state purposes; except as specifically provided otherwise by law. All real estate which is used for the purposes of a homestead by any blind person, as defined by section 256.12, *if such blind person is the owner thereof or if such blind person and his or her spouse are the sole owners thereof*; or by any person (hereinafter referred to as veteran) who served in the active military or naval service of the United States and who is entitled to compensation under the laws and regulations of the United States for permanent and total service-connected disability due to the loss, or loss of use, by reason of amputation, ankylosis, progressive muscular dystrophies, or paralysis, of both lower extremities, such as to preclude motion without the aid of braces, crutches, canes, or a wheel chair, and who with assistance by the administration of veterans affairs has acquired a special housing unit with special fixtures or movable facilities made necessary by the nature of the veteran's disability, shall constitute class 3cc and shall be valued and assessed at five percent of the market value thereof. The property tax to be paid on class 3cc property as otherwise determined by law, regardless of whether or not the market value is in excess of \$12,000, for all purposes except the payment of principal or interest on *non-school district* bonded indebtedness, shall be reduced by (35) 45 percent of the amount of such tax; provided that the amount of said reduction shall not exceed (\$250) \$325. If the market value is in excess of the sum of \$24,000, the amount in excess of that sum shall be valued and assessed at 33 1/3 percent in the case of agricultural land used for a homestead and 40 percent in the case of all other real estate used for a homestead.

Sec. 3. *This article is effective for taxes assessed in 1973 and payable in 1974 and thereafter.*

ARTICLE XV

Section 1. Minnesota Statutes 1971, Chapter 273, is amended by adding a section to read:

[273.011] [DEFINITIONS.] *Subdivision 1. [WORDS, TERMS, PHRASES.] Unless the language or context clearly indicates that a different meaning is intended, the following words, terms, and phrases, for the purposes of sections 1 to 3 shall have the meanings given to them.*

Subd. 2. [QUALIFIED HOME OWNER.] The term "qualified home owner" means:

- (a) (i) *A person 65 years of age or older; or*
- (ii) *The surviving spouse of a decedent, if such decedent was 65 years of age or older at his death, and such spouse has not remarried; and*
- (b) *Who owns property as his homestead, and title to the property so used is held:*
 - (i) *In his name as owner of the fee; or*

(ii) *Only in his name and that of his spouse as joint tenants or tenants in common; or*

(iii) *Only in his name, or his name and that of his spouse as owner of an estate for life or an estate for years.*

Subd. 3. [QUALIFIED PROPERTY.] *The term "qualified property" means property which meets all of the following conditions:*

(i) *Is a single family dwelling, or is part of a multifamily dwelling, or is a portion of a multipurpose structure, or is a mobile home as defined in section 168.011 which is used for the purposes described in section 273.13, subdivision 7, together with one acre of land most contiguous to the structure or mobile home, provided title to such land is held by the person who owns the title to the property described herein; and*

(ii) *Is the homestead of a "qualified home owner."*

Subd. 4. [BASE TAX.] *The term "base tax" means the ad valorem tax legally due with respect to "qualified property" in the year preceding the year in which the "qualified home owner" thereof attains such status prior to June 1, unless such "qualified home owner" qualified for such status at an earlier date by reason of subdivision 2, clause (a) (ii) of this section; provided that where such status is attained on or after June 1, except as provided in the preceding sentence, the "base tax," notwithstanding the provisions of subdivision 5, shall be the "ad valorem tax" legally due in such year.*

Subd. 5. [CURRENT TAX.] *The term "current tax" means the ad valorem tax legally due and payable on "qualified property" in the year following the year of assessment.*

Subd. 6. [AD VALOREM TAX.] *The term "ad valorem tax" means the tax on "qualified property" exclusive of all special taxes payable thereon.*

Subd. 7. *The masculine gender shall include the feminine and the single shall include the plural.*

Subd. 8. *Where "qualified property" is part of a multidwelling or multipurpose structure, the valuation of the "qualified property" area shall be determined by apportionment.*

Sec. 2. *Minnesota Statutes, Chapter 273, is amended by adding a section to read:*

[273.012] [QUALIFIED PROPERTY TAX CREDIT.]
Subdivision 1. *When used in this section, words and phrases defined in section 1 shall have the meanings given to them un-*

less the language or context clearly indicates that a different meaning is intended.

Subd. 2. Where the "current tax" on "qualified property" is in excess of the "base tax" on such property, there shall be allowed to the "qualified home owner" thereof a credit an equal amount to the excess of current tax over base tax as hereinafter provided under Minnesota Statutes, Chapter 290. In the event that a "qualified home owner" entitled to the credit provided herein dies prior to the receipt thereof, his surviving spouse shall be entitled to such credit. If there be no spouse surviving him, the right to such credit shall lapse.

Sec. 3. Minnesota Statutes, Chapter 290, is amended by adding a section to read:

[290.066] [SPECIAL PROPERTY TAX CREDIT.] *Subdivision 1. A person entitled to an amount equal to the qualified property tax credit allowed by section 2 shall file a claim with the department of taxation on or before June 30. The department of taxation shall make available suitable forms with instructions for the claimant, including a form which may be included with or as a part of the individual income tax blank. The claim shall be in such form as the commissioner may prescribe.*

Subd. 2. Such claim shall be subject to the provisions of sections 290.0604, 290.0605, 290.061, 290.0611, 290.0612, 290.0614, and 290.0615, where applicable.

Subd. 3. In the event that a "qualified home owner," in addition to the credit provided in this section, is entitled to a credit under article XVI, Section 1, he shall not include the amount of taxes refunded under this section in the amount of property tax on which the credit allowed by article XVI, section 1, is calculated.

Subd. 4. There is hereby appropriated from the general fund the necessary amounts to pay the claims allowed by this section.

Sec. 4. This article is effective for all "base taxes" due and payable after December 31, 1972, and is effective for all "current taxes" due and payable after December 31, 1973.

ARTICLE XVI

Section 1. Minnesota Statutes 1971, Chapter 290, is amended by adding a section to read:

[290.0618] [LIMITS.] *The amount of any claim pursuant to sections 290.0601 to 290.0616 and article XVI, section 1, shall be determined in accordance with the following schedule:*

*Property Tax**Total Household Income**At Least:*

0 1,500 2,000 2,500 3,000

But Less Than:

1,499 1,999 2,499 2,999 3,499

At
LeastBut
Less Than*Your Senior Citizens Tax Credit Is:*

0	25	\$ 22	\$ 21	\$ 19	\$ 16	\$ 12
25	50	45	42	38	32	25
50	75	68	64	56	49	38
75	100	90	85	75	65	50
100	125	112	106	94	81	62
125	150	135	128	112	98	75
150	175	158	149	131	114	88
175	200	180	170	150	130	100
200	225	202	191	169	146	112
225	250	225	212	188	162	125
250	275	248	234	206	179	138
275	300	270	255	225	195	150
300	325	292	276	244	211	162
325	350	315	298	262	228	175
350	375	338	319	281	244	188
375	400	360	340	300	260	200
400	425	382	361	319	276	212
425	450	405	382	338	292	225
450	475	428	404	356	309	238
475	500	450	425	375	325	250
500	525	472	446	394	341	262
525	550	495	468	412	358	275
550	575	518	489	431	374	288
575	600	540	510	450	390	300
600	625	562	531	469	406	312
625	650	585	552	488	422	325
650	675	608	574	506	439	338
675	700	630	595	525	455	350

700	725	652	616	544	471	362
725	750	675	638	562	488	375
750	775	698	659	581	504	388
775	800	720	680	600	520	400

*Property Tax**Total Household Income
At Least:*

3,500 4,000 4,500 5,000 5,500

But Less Than:

3,999 4,499 4,999 5,499 5,999

At
LeastBut
Less Than*Your Senior Citizens Tax Credit Is:*

		\$	9	\$	5	\$	4	\$	2	\$	1
0	25										
25	50		18		10		8		5		2
50	75		26		15		11		8		4
75	100		35		20		15		10		5
100	125		44		25		19		12		6
125	150		52		30		22		15		8
150	175		61		35		26		18		9
175	200		70		40		30		20		10
200	225		79		45		34		22		11
225	250		88		50		38		25		12
250	275		96		55		41		28		14
275	300		105		60		45		30		15
300	325		114		65		49		32		16
325	350		122		70		52		35		18
350	375		131		75		56		38		19
375	400		140		80		60		40		20
400	425		149		85		64		42		21
425	450		158		90		68		45		22
450	475		166		95		71		48		24
475	500		175		100		75		50		25
500	525		184		105		79		52		26
525	550		192		110		82		55		28
550	575		201		115		86		58		29
575	600		210		120		90		60		30

600	625	219	125	94	62	31
625	650	228	130	98	65	32
650	675	236	123	101	68	34
675	700	245	140	105	70	35
700	725	254	145	109	72	36
725	750	262	150	112	75	38
750	775	271	155	116	78	39
775	800	280	160	120	80	40

In no event shall the claim allowed pursuant to the above schedule exceed the amount of property tax accrued.

Sec. 2. Minnesota Statutes 1971, Section 290.0604, is amended to read:

290.0604 [FILING TIME LIMIT, LATE FILING.] (NO CLAIM IN RESPECT OF PROPERTY TAXES ACCRUED IN 1969 OR IN RESPECT OF 1969 RENT CONSTITUTING PROPERTY TAXES ACCRUED SHALL BE PAID OR ALLOWED UNLESS SUCH CLAIM IS ACTUALLY FILED WITH AND IN THE POSSESSION OF THE DEPARTMENT OF TAXATION ON OR BEFORE JUNE 30, 1970. THEREAFTER, SUBJECT TO THE SAME CONDITIONS AND LIMITATIONS CLAIMS MUST BE FILED ON OR BEFORE JUNE 30 OF EACH SUCCEEDING YEAR FOR WHICH THE PROPERTY TAXES ACCRUED OR RENT CONSTITUTING PROPERTY TAXES HAVE ACCRUED.) *Any claim for property taxes accrued shall be filed with the department of taxation on or before June 30 of the year in which such property taxes are due and payable. Any claim for rent constituting property taxes accrued shall be filed on or before June 30 of the year following the year in which such rent was paid. The commissioner may extend the time for filing these claims, as provided in section 290.0615.*

A claim filed after the original or extended due date shall be allowed, however the amount of credit shall be reduced by five percent of the amount otherwise allowable, plus an additional five percent for each month of delinquency, not exceeding a total reduction of 25 percent. In any event no claim shall be allowed if the claim is not filed on or before two years after the original or extended due date for the filing of the claim.

Sec. 3. *This article is effective for all claims filed on or after January 1, 1974 based on property taxes due and payable in 1974 and thereafter for each succeeding year, and for rent constituting property taxes accrued for 1973 and thereafter for each succeeding year.*

Sec. 4. *Minnesota Statutes 1971, Sections 290.0607 and 290.0617 are repealed.*

ARTICLE XVII

Section 1. Minnesota Statutes 1971, Section 477A.01, Subdivision 1, is amended to read:

477A.01 [LOCAL GOVERNMENT AID.] Subdivision 1. Except in the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington, the state shall distribute (\$25) \$35 for each person residing in the territory comprising each county for the calendar year (1972) 1974 and (\$27) \$36 for the calendar year (1973) 1975 to the several taxing authorities, except school districts, with authority to impose taxes on property located in the county's territory.

Sec. 2. Minnesota Statutes 1971, Section 477A.01, Subdivision 2, is amended to read:

Subd. 2. The county government shall receive 85 percent of the same percentage of the distributions pursuant to subdivision 1, that it was entitled to receive in 1971 of the total distributions to the several taxing authorities in the county's territory pursuant to Minnesota Statutes 1969, Sections 273.69 and 297A.51 to 297A.60, except that distributions to school districts under those laws shall be disregarded in making the calculation.

Sec. 3. Minnesota Statutes 1971, Section 477A.01, Subdivision 3, is amended to read:

Subd. 3. Each taxing authority in each county, other than the county, the school districts and the cities, villages and towns, shall receive in (1972) 1974 and (1973) 1975 a distribution equal to the distribution it was entitled to receive in 1971 pursuant to Minnesota Statutes 1969, Section 273.69.

Sec. 4. Minnesota Statutes 1971, Section 477A.01, Subdivision 4, is amended to read:

Subd. 4. The balance of the distributions in 1974 pursuant to subdivision 1, shall be divided among the several cities, villages and towns in the county's territory in the proportion that the dollar amount of the *levy limitation and special levies* of each city, village and town for taxes payable in (1971) 1973 bears to the total dollar amount of the (LEVIES) *levy limitations and special levies* of all the cities, villages and towns for taxes payable in 1973.

The balance of the distribution in 1975 pursuant to subdivision 1, shall be divided among the several cities, villages and towns in the county's territory in the proportion that the dollar amount of the levy limitation and special levies of each city, village and town for taxes payable in 1974 bears to the total dollar amount of the levy limitations and special levies of all cities, villages and towns for taxes payable in 1974.

For the purposes of this subdivision, the levy limitation of a city, village or town with village powers for taxes payable in 1973 or 1974 shall be the limitation established for such governmental unit pursuant to Minnesota Statutes, Sections 275.50 to

275.56, as determined by the department of taxation. For the purposes of this subdivision, the special levies of a city, village or town with village powers for taxes payable in 1973 or 1974 shall be the amounts of the governmental unit's tax levy payable in 1973 or 1974 which the department of taxation determines to be qualified special levies pursuant to Minnesota Statutes, Section 275.50, Subdivision 5, before the reduction pursuant to Minnesota Statutes 1971, Section 477A.02, Clause (c). Furthermore, cities, villages and towns with village powers under 500 population, according to the latest state or federal census, and towns without village powers, shall receive distributions in 1974 and 1975, pursuant to this subdivision, based on their levies payable in 1973 and 1974, respectively.

Sec. 5. Minnesota Statutes 1971, Section 477A.01, Subdivision 5, is amended to read:

Subd. 5. (IF THE TOTAL AMOUNT DISTRIBUTED TO THE SEVERAL TAXING AUTHORITIES WITHIN A COUNTY PURSUANT TO SUBDIVISION 1 IS LESS THAN THE TOTAL AMOUNT THE SEVERAL TAXING AUTHORITIES WITHIN THE COUNTY, EXCEPT SCHOOL DISTRICTS, WERE ENTITLED TO RECEIVE IN 1971 PURSUANT TO MINNESOTA STATUTES 1969, SECTIONS 273.69 AND 297A.51 TO 297A.60, THE STATE SHALL SUPPLY AND DISTRIBUTE THE DIFFERENCE FROM THE GENERAL FUND WHICH SHALL BE DISTRIBUTED AS PART OF THE DISTRIBUTION PURSUANT TO SUBDIVISION 1.)

(a) *The department of taxation shall calculate the aggregate of the following aids (before adjustments for prior year aid payments) for each city, village, town, and county government within each county subject to the provisions of subdivision 1 or within the territory specified in subdivision 7:*

(1) *1973 local government aids pursuant to Minnesota Statutes 1971, Section 477A.01;*

(2) *1973 cigarette tax distribution aids pursuant to Minnesota Statutes 1971, Section 297.13;*

(3) *1973 liquor tax distribution aids pursuant to Minnesota Statutes 1971, Section 340.60;*

(4) *The November 30, 1972 and May 31, 1973 distributions of bank excise tax aids pursuant to Minnesota Statutes 1971, Section 290.361;*

(5) *Fifty percent of the 1973 inheritance tax distribution to counties pursuant to Minnesota Statutes 1971, Section 291.33;*

(6) *Seventy percent of the amount county governments were entitled to receive and 100 percent of the amount city, village, and town governments were entitled to receive in 1973 pursuant to Minnesota Statutes 1971, Section 287.12;*

(7) *1973 gross earnings aid to cities, villages, towns and counties pursuant to Minnesota Statutes 1971, Sections 276.15 to 276.18; 368.39 to 368.42; and 373.20 to 373.24.*

(b) *If the total amount distributed to the several taxing authorities within a county pursuant to subdivision 1 or to the territory specified in subdivision 7 is less than the aggregate of aids to the several taxing authorities within such county or territory, except school districts, as calculated by the department of taxation pursuant to clause (a), the state shall supply and distribute the difference from the general fund which shall be distributed as part of the distribution to the several taxing authorities within the territory specified in subdivision 7.*

Sec. 6. Minnesota Statutes 1971, Section 477A.01, Subdivision 6, is amended to read:

Subd. 6. (IF THE AMOUNT DISTRIBUTED TO A CITY, VILLAGE OR TOWN PURSUANT TO SUBDIVISION 4, IS LESS THAN IT WAS ENTITLED TO RECEIVE IN 1971 PURSUANT TO MINNESOTA STATUTES 1969, SECTIONS 273.69 AND 297A.51 TO 297A.60, THE AMOUNT DISTRIBUTED TO IT SHALL BE RAISED TO THE AMOUNT DISTRIBUTED IN 1971 AND THE DISTRIBUTIONS TO EACH OF THE OTHER CITIES, VILLAGES AND TOWNS AND THE COUNTY, SHALL BE PROPORTIONATELY REDUCED AS NECESSARY TO SUPPLY THE DIFFERENCE.) (a) *The department of taxation shall calculate the aggregate of the following aids (before adjustments for prior year aid payments) for each city, village, town and county government within each county subject to the provisions of subdivision 1:*

(1) *1973 local government aids pursuant to Minnesota Statutes 1971, Section 477A.01;*

(2) *1973 cigarette tax distribution aids pursuant to Minnesota Statutes 1971, Section 297.13;*

(3) *1973 liquor tax distribution aids pursuant to Minnesota Statutes 1971, Section 340.60;*

(4) *The November 30, 1972 and May 31, 1973 distribution of bank excise tax aids pursuant to Minnesota Statutes 1971, Section 290.361;*

(5) *1973 gross earnings aids to cities, villages, towns and counties pursuant to Minnesota Statutes 1971, Sections 276.15 to 276.18; 368.39 to 368.42; 373.20 to 373.24;*

(6) *Fifty percent of the 1973 inheritance tax distribution to counties pursuant to Minnesota Statutes 1971, Section 291.33;*

(7) *Seventy percent of the amount county governments were entitled to receive and 100 percent of the amount city, village, and town governments were entitled to receive in 1973 pursuant to Minnesota Statutes 1971, Section 287.12.*

(b) *If the amount distributed to a city, village, borough, town or county government pursuant to subdivision 2 or subdivision 4 is less than the aggregate of aids for such county government, city, village, borough, or town as calculated by the department of taxation pursuant to clause (a), the amount dis-*

tributed to it shall be raised to the amount for such county, city, village, borough or township as calculated by the department of taxation pursuant to clause (a), and the distributions to each of the other cities, villages, boroughs and towns and the county government shall be proportionately reduced as necessary to supply the difference.

Sec. 7. Minnesota Statutes 1971, Section 477A.01, Subdivision 7, is amended to read:

Subd. 7. In the territory comprising the counties of Anoka, Carver, Dakota, Hennepin, Ramsey, Scott and Washington, the state shall distribute (\$27) \$36 for each person residing in the territory for the calendar year (1972) 1974 and (\$29) \$37 for the calendar year (1973) 1975 to the several taxing authorities, except school districts, with authority to impose taxes on property located in the territory.

Sec. 8. Minnesota Statutes 1971, Section 477A.01, Subdivision 8, is amended to read:

Subd. 8. The seven county governments shall receive in total, in (1972) 1974, (18.5) 16 percent of (\$26) \$36 times the population of the seven counties, and, in (1973) 1975, (17.5) 16 percent of (\$28) \$37 times the population of the seven counties. That distribution in 1974 shall be divided among the seven county governments in the proportion that the levy of each payable in (1971) 1973 bears to the total levy of the seven. That distribution in 1975 shall be divided among the seven county governments in the proportion that the levy of each payable in 1974 bears to the total levy of the seven. For the purposes of this subdivision the levy of a county payable in 1973 and 1974 shall exclude that portion of the levy which was subject to the penalty provisions of Minnesota Statutes, Section 275.51, Subdivision 4, as amended, and shall be before the reduction pursuant to Minnesota Statutes 1971, Section 477A.02, Clause (c). If any county government would receive less pursuant to this subdivision than it was entitled to receive in 1971 pursuant to Minnesota Statutes 1969, Sections 273.69 and 297A.51 to 297A.60 it shall receive an amount equal to the amount to which it was entitled in 1971 and the distribution to other counties shall be proportionately reduced.

Sec. 9. Minnesota Statutes 1971, Section 477A.01, Subdivision 9, is amended to read:

Subd. 9. Each taxing authority in the counties named in subdivision 7, other than the counties, the school districts and the cities, villages, boroughs and towns, shall receive in (1972) 1974 and (1973) 1975, a distribution equal to the distribution to which it was entitled in 1971 pursuant to Minnesota Statutes 1969, Section 273.69.

Sec. 10. Minnesota Statutes 1971, Section 477A.01, Subdivision 10, is amended to read:

Subd. 10. In (1972) 1974 (\$26) \$36 shall be multiplied times the population of the seven counties named in subdivision 7. The

distributions pursuant to subdivisions 8 and 9 shall be subtracted from the product of that calculation.

Sec. 11. Minnesota Statutes 1971, Section 477A.01, Subdivision 11, is amended to read:

Subd. 11. The (CITY OF MINNEAPOLIS AND THE CITY OF ST. PAUL SHALL RECEIVE A DISTRIBUTION OF THE) balance remaining after the calculation provided by subdivision 10 shall be divided among the cities, villages, boroughs and towns in the proportion that the dollar amount of the levy limitation and special levies of each for taxes payable in (1971) 1973 bears to the dollar amount of the (LEVIES) levy limitations and special levies of all cities, villages, boroughs and towns in the seven named counties. For the purposes of this subdivision limitation of a city, village, borough or town with village powers for taxes payable in 1973 shall be the limitation established for such governmental unit pursuant to Minnesota Statutes, Sections 275.50 to 275.56, as determined by the department of taxation. For the purposes of this subdivision, the special levies of a city, village, borough or town with village powers for taxes payable in 1973 shall be the amounts of the governmental unit's tax levy payable in 1973 which the department of taxation determines to be qualified special levies pursuant to Minnesota Statutes, Section 275.50, Subdivision 5, before the reduction pursuant to Minnesota Statutes 1971, Section 477A.02, Clause (c). Furthermore, cities, villages, boroughs and towns with village powers under 500 population, according to the latest state or federal census, and towns without village powers, shall receive distributions in 1974, pursuant to this subdivision, based on their levies payable in 1973.

Sec. 12. Minnesota Statutes 1971, Section 477A.01, Subdivision 13, is amended to read:

Subd. 13. In (1973) 1975 (\$28) \$37 shall be multiplied times the population of the seven counties named in subdivision 7. The distributions pursuant to subdivisions 8 and 9 shall be subtracted from the product of that calculation.

Sec. 13. Minnesota Statutes 1971, Section 477A.01, Subdivision 14, is amended to read:

Subd. 14. The (CITY OF MINNEAPOLIS AND THE CITY OF ST. PAUL SHALL RECEIVE A DISTRIBUTION OF THE) balance remaining after the calculation provided by subdivision 13 shall be divided among the cities, villages, boroughs and towns in the proportion that the dollar amount of the levy limitation and special levies of each for taxes payable in (1971) 1974 bears to the dollar amount of the (LEVIES) levy limitations and special levies of all cities, villages, boroughs and towns in the seven named counties. For purposes of this subdivision the levy limitation of a city, village, borough or town with village powers for taxes payable in 1974 shall be the limitation established for such governmental unit pursuant to Minnesota Statutes, Sections 275.50 to 275.56, as determined by the department of taxation. For the purposes of this subdivision, the special levies of a city,

village, borough or town with village powers for taxes payable in 1974 shall be the amounts of the governmental unit's tax levy payable in 1974 which the department of taxation determines to be qualified special levies pursuant to Minnesota Statutes, Section 275.50, Subdivision 5, before the reduction pursuant to Minnesota Statutes 1971, Section 477A.02, Clause (c). Furthermore, cities, villages, boroughs, and towns with village powers under 500 population, according to the latest state or federal census, and towns without village powers, shall receive distributions in 1975, pursuant to this subdivision, based on their levies payable in 1974.

Sec. 14. Minnesota Statutes 1971, Section 477A.01, Subdivision 16, is amended to read:

Subd. 16. (IF THE AMOUNT DISTRIBUTED TO A CITY, VILLAGE, BOROUGH OR TOWN IN 1972 OR 1973 IN THE SEVEN NAMED COUNTIES PURSUANT TO THIS SECTION, IS LESS THAN IT WAS ENTITLED TO RECEIVE IN 1971 PURSUANT TO MINNESOTA STATUTES 1969, SECTIONS 273.69 AND 297A.51 TO 297A.60, THE AMOUNT SHALL BE RAISED TO THE AMOUNT DISTRIBUTED IN 1971 AND THE DISTRIBUTIONS TO EACH OF THE OTHER CITIES, VILLAGES, BOROUGHS AND TOWNS SHALL BE PROPORTIONATELY REDUCED AS NECESSARY TO SUPPLY THE DIFFERENCE.)

(a) The department of taxation shall calculate the aggregate of the following aids (before adjustments for prior year aid payments) for each city, village, borough, town, and county government within the territory specified in subdivision 7:

(1) 1973 local government aids pursuant to Minnesota Statutes 1971, Section 477A.01;

(2) 1973 cigarette tax distribution aids pursuant to Minnesota Statutes 1971, Section 297.13;

(3) 1973 liquor tax distribution aids pursuant to Minnesota Statutes 1971, Section 340.60;

(4) The November 30, 1972 and May 31, 1973 distribution of bank excise tax aids pursuant to Minnesota Statutes 1971, Section 290.361;

(5) Fifty percent of the 1973 inheritance tax distribution to counties pursuant to Minnesota Statutes 1971, Section 291.33;

(6) Seventy percent of the amount county governments were entitled to receive and 100 percent of the amount city, village, borough and town governments were entitled to receive in 1973 pursuant to Minnesota Statutes 1971, Section 287.12;

(7) 1973 gross earnings aids to cities, villages, towns and counties pursuant to Minnesota Statutes 1971, Sections 276.15 to 276.18; 368.39 to 368.42; 373.20 to 373.24.

(b) If the amount distributed to a city, village, borough, town, or county in 1974 or 1975 in the seven named counties pur-

suant to this section is less than the aggregate of aids for such county, city, village, borough, or town as calculated by the department of taxation pursuant to clause (a), the amount distributed to it shall be raised to the amount for such county, city, village, borough or town as calculated by the department of taxation pursuant to clause (a), and the distributions to each of the other counties, cities, villages, boroughs and towns shall be proportionately reduced as necessary to supply the difference.

Sec. 15. Minnesota Statutes 1971, Section 477A.01, Subdivision 17, is amended to read:

Subd. 17. The commissioner of taxation shall make all necessary calculations based on the 1970 federal census and make payments directly to the affected taxing authorities in four equal parts on March 15, July 15, September 15, and November 15 in (1972) 1974 and (1973) 1975.

Sec. 16. *An amount sufficient to make payments provided by this article is appropriated for 1974 and 1975 to the commissioner of taxation from the general fund for distributions provided by this article. Notwithstanding Minnesota Statutes, Section 16.17, or any other law to the contrary, the appropriations made by this section shall not lapse but shall continue until January 1, 1976.*

Sec. 17. *Minnesota Statutes 1971, Section 477A.01, Subdivisions 12 and 15, are repealed, for payments required to be made to political subdivisions after December 31, 1973.*

ARTICLE XVIII

Section 1. Minnesota Statutes 1971, Section 290.0601, Subdivision 6, is amended to read:

Subd. 6. [CLAIMANT.] Claimant means a person who has filed a claim under sections 290.0601 to (290.0617) 290.0616 and article XVI, has attained either the age of 65 or was a recipient of "supplementary security income for the aged, blind, and disabled" provided under the social security amendments of 1972 (P.L. 92-603) during the calendar year for which the claim is filed, and was domiciled in this state during the entire calendar year for which the claim for relief under sections 290.0601 to (290.0617) 290.0616 and article XVI, section 1, was filed. In the case of claim for rent constituting property taxes accrued the claimant shall have rented property during any part of the calendar year for which he files claim for relief under sections 290.0601 to (290.0617) 290.0616 and article XVI, section 1. When two individuals are able to meet the qualifications for a claimant and are husband and wife, they may determine between them as to which of the two the claimant shall be. If they are unable to agree the matter shall be referred to the commissioner of taxation and his decision shall be final. When a homestead is occupied by two or more individuals and more than one such individual is able to qualify as a claimant, and some or all such qualified individuals are not related as determined under subdivi-

sion 3, each such individual may be a claimant, provided he meets the requirements therefor. Each such claimant shall use only the rent constituting property taxes or property taxes accrued paid by him.

Sec. 2. Minnesota Statutes 1971, Section 290.0601, Subdivision 9, is amended to read:

Subd. 9. [PROPERTY TAXES ACCRUED.] Property taxes accrued means the net property tax after deducting the credit allowed by Minnesota Statutes 1967, Section 273.13, Subdivisions 6 and 7, (exclusive of special assessments, delinquent interest and charges for service) levied on a claimant's homestead in 1967 or any calendar year thereafter pursuant to Minnesota Statutes 1965, Chapters 272 and 273. When a homestead is owned by two or more persons or entities as joint tenants or tenants in common and one or more persons or entities is not a member of claimant's household, "property taxes accrued" is that part of property taxes levied on such homestead as reflects the ownership percentage of the claimant and his household. For purposes of this paragraph property taxes are "levied" when the tax roll is delivered to the local treasurer for collection. The local treasurer will include with the tax bill a statement that if the owner of the property is 65 years of age or over, *or was a recipient of "supplementary security income for the aged, blind, and disabled" under the social security amendments of 1972 (P.L. 92-603)*, he may be eligible for the credit allowed by sections 290.0601 to (290.0617) *290.0616 and article XVI, section 1*. When a claimant and his household own their homestead part of the preceding calendar year and rent the same or a different homestead for part of the same year "property taxes accrued" means only taxes levied on the homestead when both owned and occupied as such by claimant and his household at the time of the levy, multiplied by the percentage of 12 months that such property was owned and occupied by such household as its homestead during the preceding year. When a household owns and occupies two or more different homesteads in the same calendar year, property taxes accrued shall relate only to that property occupied by the household as a homestead on the levy date. Whenever a homestead is an integral part of a farm, the claimant may use the total property taxes accrued for the larger unit, but not exceeding 80 acres of land, as described in section 273.13, subdivision 6, except as the limitations of section 290.0608 apply. For the purpose of sections 290.0601 to (290.0617) *290.0616 and article XVI, section 1*, the "unit" refers to that parcel of property covered by a single tax statement of which the homestead is a part.

Sec. 3. Minnesota Statutes 1971, Section 290.061, is amended to read:

290.061 [PROOF OF CLAIM.] Every claimant under sections 290.0601 to (290.0617) *290.0616 and article XVI, section 1*, shall supply to the department of taxation, in support of his claim, reasonable proof of age, *proof of "supplementary security income for the aged, blind, and disabled" received, rent paid,*

name and address of owner or managing agent of property rented, property taxes accrued, changes of homestead, household membership, household income, size and nature of property claimed as the homestead and a statement that the property taxes accrued, used for purposes of sections 290.0601 to (290.0617) 290.0616 and article XVI, section 1, have been or will be paid by him and that there are no delinquent property taxes on the homestead.

Sec. 4. *This article is effective January 1, 1974, and shall apply to property taxes and rent constituting property taxes accrued in 1973 and subsequent years.*

ARTICLE XIX

Section 1. Minnesota Statutes 1971, Section 291.33, Subdivision 2, is amended to read:

Subd. 2. (TWENTY) *Ten* percent of the amount as determined under the provisions of subdivision 1 shall be paid to each of such counties.

Said payments shall be transmitted to the county auditor of each county, to be placed to the credit of the county revenue fund. It shall be the duty of the state treasurer to pay warrants therefor out of any funds in the state treasury not otherwise appropriated. The moneys necessary to pay such warrants are hereby appropriated out of any moneys in the state treasury not otherwise appropriated.

Sec. 2. *After November 1, 1973, no adjustments shall be made to the distributions resulting from the commissioner's November 1, 1973 determination or to the distributions required to have been made in prior years pursuant to Minnesota Statutes, Section 291.33. Any amounts appropriated for this purpose shall lapse after November 1, 1973 and shall revert to the general fund.*

Sec. 3. *The provisions of this article shall be effective for all payments required to be made in 1974 and years thereafter.*

ARTICLE XX

Section 1. Minnesota Statutes 1971, Chapter 272, is amended by adding a section to read:

[272.039] [LEGISLATIVE FINDINGS AND CONCLUSIONS RELATED TO THE TAXATION OF MINERALS OWNED SEPARATELY FROM THE SURFACE.] *The legislature finds, for the reasons stated below, that a class of real property has been created which, although not exempt from taxation, is not assessed for tax purposes and does not, therefore, contribute anything toward the cost of supporting the governments which protect and preserve the continued existence of the property. These reasons are as follows: (1) In the case of Washburn v. Gregory, 1914, 125 Minn. 491, 147 N.W. 706, the Minnesota Supreme Court determined that where mineral interests are owned separately from the surface interests in real estate,*

*the mineral interest is a separate interest in land, separately taxable, and does not forfeit if the overlying surface interest forfeits for nonpayment of taxes due on the surface interest; (2) Since this 1914 decision, mineral interests owned separately from the surface have been valued and assessed for tax purposes, as a practical matter, only if the value of the minerals has been determined through drilling and drill core analysis; and (3) The absence of any taxation of mineral interests owned separately from the surface, except where drilling analysis is available, has encouraged the separation of ownership of surface and mineral estates and resulted in the creation of hundreds of thousands of acres of untaxed mineral estate lands which thus are immune from tax forfeiture. The legislature also finds that the province of Ontario in Canada, which has land ownership patterns and mineral characteristics similar to that of Minnesota, has imposed a tax of \$.50 an acre on minerals owned separately from the surface since 1968, and \$.10 an acre before that. The legislature further finds that the identification of separately owned mineral interests by taxing authorities requires title searches which are extremely burdensome and, where no public tract index is available, prohibitively expensive. This result is caused in part by the decision in *Wichelman v. Messner*, 1957, 250 Minn. 88, 83 N.W. (2d) 800, where the so called "40 year law" was held inapplicable to mineral interests owned separately from surface interests. On the basis of the above findings, and for the purpose of requiring mineral interests owned separately from surface interests to contribute to the cost of government at a time when other interests in real property are heavily burdened with real property taxes, the legislature concludes that the taxation of severed mineral interests as provided in section 3 of this article is necessary and in the public interest, and provides fair taxation of a class of real property which has escaped taxation for many years. The legislature further concludes that such a tax is not prohibited by Minnesota Constitution, Article 18. The legislature concludes finally that the amendments and repeals made by this act to Minnesota Statutes, Sections 93.52 to 93.58, are necessary to provide adequate identification of mineral interests owned separately from the surface and to prevent the continued escape from taxation of obscure and fractionalized severed mineral interests.*

Sec. 2. Minnesota Statutes 1971, Section 272.04, Subdivision 1, is amended to read:

272.04 [MINERAL, GAS, COAL, AND OIL OWNED APART FROM LAND; SPACE ABOVE AND BELOW SURFACE.] Subdivision 1. When any mineral, gas, coal, oil, or other similar interests in real estate are owned separately and apart from and independently of the rights and interests owned in the surface of such real estate, such mineral, gas, coal, oil, or other similar interests may be assessed and taxed separately from such surface rights and interests in such real estate, including but not limited to the taxation provided in section 3 of this act, and may be sold for taxes in the same manner and with the same effect as other interests in real estate are sold for taxes.

Sec. 3. Minnesota Statutes 1971, Section 273.13, is amended by adding a subdivision to read:

Subd. 2a. [CLASS 1b.] "Mineral interest", for the purpose of this subdivision, means an interest in any minerals, including but not limited to gas, coal, oil, or other similar interest in real estate, which is owned separately and apart from the fee title to the surface of such real property. Mineral interests which are filed for record in the offices of either the register of deeds or registrar of titles pursuant to Minnesota Statutes, Sections 93.52 to 93.58, constitute class 1b, and shall be taxed as provided in this subdivision unless specifically excluded by this subdivision. A tax of \$.25 per acre or portion of an acre of mineral interest is hereby imposed and is due and payable annually. If an interest filed pursuant to sections 93.52 to 93.58 is a fractional undivided interest in an area, the tax due on the interest per acre or portion of an acre is equal to the product obtained by multiplying the fractional interest times \$.25, computed to the nearest cent. However, the minimum annual tax on any mineral interest is \$2. No such tax on mineral interests is due and payable on the following: (a) Mineral interests valued and taxed under other laws relating to the taxation of minerals, gas, coal, oil, or other similar interests; (b) Mineral interests which are exempt from taxation pursuant to constitutional or related statutory provisions. Tax money received under this subdivision shall be apportioned to the taxing districts included in the area taxed in the same proportion as the surface interest mill rate of a taxing district bears to the total mill rate applicable to surface interests in the area taxed. The tax imposed by this subdivision is not included within any limitations as to rate or amount of taxes which may be imposed in an area to which the tax imposed by this subdivision applies. The tax imposed by this subdivision shall not cause the amount of other taxes levied or to be levied in the area, which are subject to any such limitation, to be reduced in any amount whatsoever. The tax imposed by this section is effective for taxing years beginning January 1, 1975. Twenty percent of the revenues received from the tax imposed by this section shall be distributed under the provisions of section 4.

Sec. 4. Subdivision 1. For purposes of this section the following terms shall have the meanings ascribed to them herein.

Subd. 2. "Indian" means a person of one-quarter or more Indian blood.

Subd. 3. "Census" means the most recent census taken by the Minnesota department of manpower services.

Subd. 4. "Reservation residents" means Indians living on reservations at the time of the census.

Subd. 5. "Nonreservation residents" means Indians living off reservations in Minnesota at the time of the census, and who are enrolled members of a Minnesota-based tribe or band.

Subd. 6. "Person" means an individual Indian, or a partnership comprising Indians only, or a corporation whose stock is owned wholly by Indians.

Subd. 7. "Tribal council" means the reservation business committee or equivalent duly constituted tribal authority.

Subd. 8. The remaining 20 percent of the tax revenue received by the county auditor under section 3 shall be remitted by the county auditor to the state treasurer and shall be deposited in the general fund in special accounts identified as "reservation residents loan accounts" and a "nonreservation residents loan account." The amount to be credited to each reservation residents loan account shall be that percentage of the amount received from all the counties pursuant to subdivision 8 as the number of Indians living on such reservation bears to all the Indians in Minnesota, according to the census. The amount remaining shall be credited to the nonreservation residents loan account. The amounts credited to each of these special accounts shall be used solely for making loans to Indians, in the manner provided by subdivisions 9 and 10.

Subd. 9. A reservation resident, desiring to make a loan for the purpose of starting a business enterprise or expanding a going business, shall make application to the state department of economic development. The department shall prescribe the necessary forms, and advise the prospective borrower as to the condition under which his application may be expected to receive favorable consideration. Thereafter the application shall be forwarded to the tribal council, which is empowered either to approve or reject the application. If the application is approved, the tribal council shall forward the application, together with all relevant documents pertinent thereto, to the state auditor, who shall draw his warrant in favor of the tribal council with appropriate notations identifying the borrower. The tribal council shall thereafter reimburse suppliers and vendors for purchases of equipment, real estate and inventory made by the borrower pursuant to the conditions or guidelines established by the state department of economic development. The tribal council shall maintain records of transactions for each borrower in a manner consistent with good accounting practice. Simple interest at two percent of the amount of the debt owed shall be charged. When any portion of a debt is repaid, the tribal council shall remit the amount so received plus interest paid thereon to the state treasurer. The amount so received shall be credited to such reservation residents loan account. The tribal council shall secure a bond from a surety company, in favor of the state treasurer, in an amount equal to the maximum amount to the credit of such reservation residents loan account during the fiscal year. Ten percent of the total amount made available to any tribal council during the fiscal year shall be paid to such council prior to December 31 for the purpose of financing administrative costs.

Subd. 10. A nonreservation resident desiring to make a loan for the purpose of starting a business enterprise or expanding a going business shall make application to the state department

of economic development, on forms prescribed by the department. The department is empowered to either accept or reject the application, based upon guidelines and conditions essentially similar to those used for the purpose of recommending approval or rejection of reservation residents by the tribal council under subdivision 9 of this section. If the application is approved by the state department of economic development, the department shall forward the application, together with all the relevant documents pertinent thereto, to the state auditor, who shall draw his warrant in favor of the commissioner of economic development, with appropriate notations identifying the borrower. The department of economic development shall thereafter reimburse suppliers and vendors for purchases of equipment, real estate and inventory made by the borrower pursuant to the conditions or guidelines established by the department. The department of economic development shall maintain records of transactions for each borrower in a manner consistent with good accounting practice. Simple interest at two percent shall be charged. When any portion of a debt is repaid, the department of economic development shall remit the amount so received plus interest paid thereon to the state treasurer. The amount so received shall be credited to the nonreservation residents loan account.

Subd. 11. Loans made under subdivisions 9 and 10 shall be limited to a period of 20 years, if made for the purpose of financing nonreal estate purchases. Loans made for the purpose of financing real estate purchases, where such real property is to be used for nonresidential purposes only, shall be limited to a period of 40 years, and shall be a lien on the real property so acquired.

Subd. 12. Any person misrepresenting facts regarding the Indian ancestry of a prospective borrower for the purpose of securing a loan under subdivisions 9 and 10, whether such borrower be an individual, partnership or corporation, shall be guilty of a gross misdemeanor.

Subd. 13. The county auditor shall remit the tax revenue received yearly to the state treasurer as required by subdivision 8 no later than December 15.

Subd. 14. There is appropriated annually an amount equal to the tax revenue allotted under subdivisions 9 and 10.

Sec. 5. Minnesota Statutes 1971, Section 93.52, Subdivision 2, is amended to read:

Subd. 2. Except as provided in subdivision 3, from and after January 1, 1970, every owner of a fee simple interest in minerals, hereafter referred to as a mineral interest, in lands in this state, which interest is owned separately from the fee title to the surface of the property upon or beneath which the mineral interest exists, shall file for record in the register of deeds office or, if registered properly, in the registrar of titles office in the county where the mineral interest is located a verified statement citing sections 93.52 to 93.58 and setting forth his address, his interest in the minerals, and (EITHER) both (1) the legal description

of the property upon or beneath which the interest exists, (OR) and (2) the book and page number or the document number, in the records of the register of deeds or registrar of titles, of the instrument by which the mineral interest is created or acquired. (EVERY FIVE YEARS THEREAFTER THE OWNER, OR HIS SUCCESSOR IN INTEREST, SHALL RENEW THE FILING OF A VERIFIED STATEMENT WHICH SHALL CONTAIN THE INFORMATION AS ABOVE REQUIRED.) No statement may be filed for record which contains mineral interests from more than one government section unless the instrument by which the mineral interest is created or acquired includes mineral interests from more than one government section. The register of deeds and registrar of titles shall file with the county auditor a copy of each document so recorded within 60 days after recording in the office of register of deeds or registrar of titles.

Sec. 6. Minnesota Statutes 1971, Section 93.55, is amended to read:

93.55 [FAILURE TO FILE OR RE-FILE.] If the owner of a mineral interest fails to file the verified statement required by section 93.52, before January 1, 1975, as to any interests owned on or before (SEPTEMBER 30, 1974) *December 31, 1973*, or within (90 DAYS) *one year* after acquiring such interests as to interests acquired after (SEPTEMBER 30, 1974) *December 31, 1973*, and not previously filed under section 93.52, (OR IF THE OWNER FAILS TO RE-FILE SUCH VERIFIED STATEMENT WITHIN FIVE YEARS AFTER THE LAST FILING,) the mineral (MAY BE LEASED BY THE COMMISSIONER OF NATURAL RESOURCES AS AGENT FOR THE OWNER, HIS SUCCESSOR, AND ASSIGNS, IN THE MANNER PROVIDED HEREAFTER) *interest shall forfeit to the state. (THE OWNER'S FAILURE TO FILE THE VERIFIED STATEMENT IS DEEMED CONSENT BY THE OWNER TO SUCH LEASING.) Thereafter the mineral interest may be leased in the same manner as provided in Minnesota Statutes, Section 93.335, for the lease of minerals and mineral rights becoming the absolute property of the state under the tax laws, except that no permit or lease issued pursuant to this section shall afford the permittee or lessee any of the rights of condemnation provided in section 93.05, as to overlying surface interests. After the mineral interest has forfeited to the state pursuant to this section, a person claiming an ownership interest before the forfeiture may recover the fair market value of the interest, only in the following manner. An action must be commenced within six years after the forfeiture under this section to determine the ownership and the fair market value of the mineral interests in the property both at the time of forfeiture and at the time of bringing the action. The action shall be brought in the manner provided in Minnesota Statutes, Chapter 559, for an action to determine adverse claims, to the extent applicable. The person bringing the action shall serve notice of the action on the commissioner of natural resources in the same manner as is provided for service of notice of the action on a defendant. The commis-*

sioner may appear and contest the allegations of ownership and value in the same manner as a defendant in such actions. Persons determined by the court to be owners of the interests at the time of forfeiture to the state under this section may present to the state auditor a verified claim for refund of the fair market value of the interest. A copy of the court's decree shall be attached to the claim. Thereupon the state auditor shall refund to the claimant the fair market value at the time of forfeiture or at the time of bringing the action, whichever is lesser, less any taxes, penalties, costs, and interest which could have been collected during the period following the forfeiture under this section, had the interest in minerals been valued and assessed for tax purposes at the time of forfeiture under this section. There is appropriated from the general fund to the persons entitled to a refund an amount sufficient to pay the refund. The forfeiture provisions of this section do not apply to mineral interests valued and taxed under other laws relating to the taxation of minerals, gas, coal, oil, or other similar interests, so long as a tax is imposed and no forfeiture under the tax laws is complete. However, if the mineral interest is valued under other tax laws, but no tax is imposed, the mineral interest forfeits under this section if not filed as required by this section.

Sec. 7. Minnesota Statutes 1971, Section 93.58, is amended to read:

93.58 [PUBLICATION OF ACT.] Sections 93.52 to 93.58, as amended or repealed by this article, together with the other sections of this 1973 article, shall be published once during the first week of each month in a legal newspaper in each county in the months of October, November, and December of the year (1969) 1973 by the commissioner of natural resources at county expense. Sections 93.52 to 93.58 also shall be published by the commissioner of natural resources at least once in (1969) 1973 in two publications related to mining activities which have nationwide circulation. Failure to publish as herein provided shall not affect the validity of sections 93.52 to 93.58 or the other sections of this article.

Sec. 8. [SEVERABILITY.] If any provision of sections 1 through 7 of this article or the application thereof to any person, agency, department or circumstance is held invalid, the invalidity does not affect other provisions or applications of the act which can be given effect without the invalid provision or application, and to this end the provisions of sections 1 through 7 are severable.

Sec. 9. [REPEALER.] Minnesota Statutes 1971, Sections 93.53, 93.54, 93.56, and 93.57 are repealed.

Sec. 10. [EFFECTIVE DATE.] Except for section 7, which is effective upon final enactment, this article is effective as of January 1, 1974. As soon as possible after final enactment but before the effective date of this article the register of deeds and registrar of titles in each county shall file with the county auditor a copy of each document recorded pursuant to Minnesota

Statutes, Sections 93.52 to 93.58, before the effective date of this article.

ARTICLE XXI

Section 1. [GENERAL ASSISTANCE ACT; DECLARATION OF POLICY; CITATION.] *Subdivision 1. The objectives of sections 1 to 30 are to provide a sound administrative structure for public assistance programs; to maximize the use of federal funds for public assistance purposes; to provide property tax relief; and to provide an integrated public assistance program for all persons in the state without adequate income or resources to maintain a subsistence reasonably compatible with decency and health.*

It is hereby declared to be the policy of this state that persons unable to provide for themselves and not otherwise provided for by law, who meet the eligibility requirements of this article and do not refuse suitable employment, shall be entitled to receive such grants of general assistance and such services as may be necessary to maintain a subsistence reasonably compatible with decency and health. The furnishing of such assistance and services is a matter of public concern and a necessity in promoting the public health and welfare.

A principal objective in providing general assistance and services shall be to aid those persons who can be helped to become self-supporting or to attain self-care. To achieve this aim, the commissioner shall establish minimum standards of assistance for general assistance. The standard for cash payments to recipients shall be, as to shelter, 100 percent, and as to other budgetary items, 50 percent, of those established for the federally aided assistance programs; provided, however, that no general assistance payment shall exceed an amount, which when computed for the time period for which it is made, exceeds the equivalent on a weekly basis of 40 times the hourly federal minimum wage prevailing when the payment is made; and provided further that persons receiving general relief on the effective date of this article shall continue to be eligible therefor. In order to maximize the use of federal funds, the commissioner shall promulgate regulations, to the extent permitted by federal law for eligibility for the emergency assistance program, under the terms of this article for general assistance. The commissioner shall provide by regulation for the eligibility for general assistance of persons with seasonal income, and may attribute seasonal income to other periods not in excess of one year from receipt by an applicant or recipient. The strengthening and preservation of the family unit shall be a principal consideration in the administration of this article and all general assistance policies shall be formulated and administered so as to further this objective.

Subd. 2. Sections 1 to 30 may be cited as the general assistance article.

Sec. 2. [DEFINITIONS.] *Subdivision 1. The terms defined in this section shall have the meanings given them unless otherwise provided or indicated by the context.*

Subd. 2. "Commissioner" means the commissioner of public welfare or his designee.

Subd. 3. "Department" means the department of public welfare.

Subd. 4. "General assistance" means cash payments to persons unable to provide themselves with a reasonable subsistence compatible with decency and health and who are not otherwise provided for under the laws of this state or the United States. It shall include cash payments for goods, shelter, fuel, food, clothing, light, necessary household supplies, and personal need items. General assistance shall not include payments for foster care, child welfare services, medical, dental, hospitalization, nursing care, drugs, or medical supplies. It is the intent of this article that these items be provided by local agencies in accordance with programs in effect at the time of the passage of this article. Vendor payments may be made only as provided for in sections 9 and 11.

Subd. 5. "Family" means two or more individuals who are related by blood, marriage or adoption, who are living in a place or residence maintained by one or more of them as his or their own home, and at least one of whom is a child who is not married to another of such individuals and is in the care of or dependent upon another of such individuals.

Subd. 6. "Child" means an individual who is under the age of 18.

Subd. 7. "Childless couple" means two individuals who are related by marriage and who are living in a place of residence maintained by them as their own home.

Subd. 8. "Income" means earned and unearned income reduced by amounts paid or withheld for federal and state personal income taxes and federal social security taxes.

Subd. 9. "Earned income" means remuneration for services performed as an employee, and net earnings from self-employment.

Subd. 10. "Unearned income" means all other income including any payments received as an annuity, retirement or disability benefit, including veteran's or workmen's compensation; old age, survivors and disability insurance; railroad retirement benefits; unemployment benefits; and benefits under any federally aided categorical assistance program, supplementary security income, or family assistance program; rents, dividends, interest and royalties; and support and alimony payments except that such payments may not be considered as available to meet the needs of any person other than the person for whose benefit they are received, unless that person is under a legal duty to support another family member.

Subd. 11. "State aid" means state aid to local agencies for general assistance expenditures as provided for in this article.

Subd. 12. "Local agency" means the county welfare boards in the several counties of the state except that it may also include any multicounty welfare boards or departments where those have been established in accordance with law.

Sec. 3. [RESPONSIBILITY TO PROVIDE GENERAL ASSISTANCE.] Subdivision 1. Every local agency shall provide general assistance to persons residing within its jurisdiction who meet the need requirements of this article. General assistance shall be administered according to law and rules and regulations promulgated by the commissioner pursuant to the provisions of this article.

Subd. 2. State aid shall be paid to local agencies for 50 percent of all general assistance grants up to the standards of section 1, subdivision 1, according to procedures established by the commissioner. Any local agency may, from its own resources, make payments of general assistance at a standard higher than that established by the commissioner, without reference to the standards of section 1, subdivision 1.

Sec. 4. [DUTIES OF THE COMMISSIONER.] In addition to any other duties imposed by law, the commissioner shall:

(1) Supervise the administration of general assistance by local agencies as provided in this article;

(2) Promulgate uniform rules and regulations consistent with law for carrying out and enforcing the provisions of this article to the end that general assistance may be administered as uniformly as possible throughout the state; rules and regulations shall be furnished immediately to all local agencies and other interested persons; in promulgating rules and regulations, the provisions of Minnesota Statutes, Chapter 15, shall apply;

(3) Allocate moneys appropriated for general assistance to local agencies as provided in this article;

(4) Accept and supervise the disbursement of any funds that may be provided by the federal government or from other sources for use in this state for general assistance;

(5) Cooperate with other agencies including any agency of the United States or of another state in all matters concerning the powers and duties of the commissioner under this article;

(6) Cooperate to the fullest extent with other public agencies empowered by law to provide vocational training, rehabilitation, or similar services;

(7) Gather and study current information and report at least annually to the governor and legislature on the nature and need for general assistance, the amounts expended under the supervision of each local agency, and the activities of each local agency and publish such reports for the information of the public;

(8) Report at least annually to the governor and legislature the cost of living in the various counties and metropolitan areas as related to the standards of assistance and the amounts expended for assistance, and make this information available to the public.

Sec. 5. [ELIGIBILITY FOR GENERAL ASSISTANCE.]

Subdivision 1. Each person or family whose income and resources are less than the standard of assistance established by the commissioner shall be eligible for and entitled to general assistance; provided that no individual shall be eligible for general assistance if he is eligible for any of the following federally aided assistance programs: emergency assistance, aid to families with dependent children, supplemental security income for the aged, blind, or disabled; or any successor to the above.

Subd. 2. [USE OF FEDERAL FUNDS.] Notwithstanding any law to the contrary, if any person otherwise eligible for general assistance would, but for state statutory restriction or limitation, be eligible for a federally aided assistance program providing benefits equal to or greater than those of general assistance, he shall be eligible for that federally aided program and ineligible for general assistance; provided, however, that (a) nothing in this section shall be construed to extend eligibility for federally aided programs to persons not otherwise eligible for general assistance; (b) this section shall not be effective to the extent that federal law or regulation require new eligibility for federal programs to persons not otherwise eligible for general assistance; and (c) nothing in this section shall deny general assistance to a person otherwise eligible who is determined ineligible for a substitute federally aided program.

Sec. 6. [AMOUNT OF ASSISTANCE.] *Subdivision 1. General assistance shall be granted in such an amount that when added to the nonexempt income actually available to the individual or family, the total amount equals the applicable standard of assistance established by the commissioner for general assistance.*

Subd. 2. Notwithstanding the provisions of subdivision 1 of this section, a grant of general assistance may be made to an eligible individual or family for one or more items encompassed within the definition of general assistance where the applicant or recipient requests temporary assistance not exceeding 30 days and an emergency situation appears to exist if the individual is ineligible for the federally aided program of emergency assistance.

Sec. 7. [TIME OF PAYMENT OF ASSISTANCE.] *An applicant for general assistance shall be deemed presumptively eligible if his sworn application on its face demonstrates that he is within the eligibility criteria established by this article and any applicable rules and regulations of the commissioner. General assistance shall be immediately granted to such presumptively eligible applicant without the necessity of first securing action by the board of the local agency.*

If upon verification and due investigation it appears that the applicant swore falsely and such false information materially affected his eligibility for general assistance or the amount of his general assistance grant, the local agency shall refer the matter to the county attorney. The county attorney may commence a criminal prosecution or a civil action for the recovery of any general assistance wrongfully received, or both.

Sec. 8. [EXCLUSION FROM RESOURCES.] *Subdivision 1. In determining eligibility of a family or individual there shall be excluded the following resources:*

(1) Property which does not exceed that permitted under the federally aided assistance program known as aid to families with dependent children; provided, however, that the commissioner may provide by rule and regulation more restrictive eligibility standards and levels of payment for general assistance if it is determined that funds available are not adequate to meet projected need; and

(2) Other property, including real or personal property used as a home, which has been determined, in accordance with and subject to limitations contained in rules and regulations promulgated by the commissioner, to be essential to the family or individual as a means of self-support or self-care or which is producing income that is being used for the support of the individual or family. The commissioner shall further provide by rule and regulation for those situations in which property may be retained by the family or individual where there is a reasonable probability that in the foreseeable future the property will be used for the self-support of the individual or family.

Subd. 2. Notwithstanding any other provision of this article, the commissioner shall provide by rule and regulation for the exclusion of property from the determination of eligibility for general assistance when it appears likely that the need for general assistance will not exceed 30 days and an undue hardship would be imposed on an individual or family by the forced disposal of such property.

Sec. 9. [FORM OF PAYMENT; VENDOR PAYMENTS.] *Subdivision 1. All grants of general assistance shall be paid in cash and with such frequency as the commissioner shall determine. The commissioner may provide by rule and regulation for the making of general assistance payments in different time periods for various reasonable classifications of recipients.*

Subd. 2. Notwithstanding the provisions of subdivision 1, the commissioner shall provide by rule and regulation for situations in which vendor payments may be made by local agencies because of the inability of the recipient to manage his general assistance grant for his own or family's benefit.

Sec. 10. [HEARINGS PRIOR TO REDUCTION; TERMINATION; SUSPENSION OF GENERAL ASSISTANCE GRANTS.] *No grant of general assistance except one made pursuant to section 6, subdivision 2 or section 8, subdivision 2,*

shall be reduced, terminated or suspended unless the recipient receives notice and is afforded an opportunity to be heard prior to any action by the local agency.

Nothing herein shall deprive a recipient of his right to full administrative and judicial review of an order or determination of a local agency as provided for in section 12 subsequent to any action taken by a local agency after a prior hearing.

Sec. 11. [WORK INCENTIVE AND REGISTRATION.]

Subdivision 1. Every person who is a recipient of general assistance and not employed shall be required, unless exempt by subdivision 6, to register with the state employment service of the department of manpower services and the local agency and accept any suitable employment that is offered him.

Subd. 2. The local agency shall provide a general assistance work program for persons who qualify for assistance but who are unable to gain employment through the state employment service of the department of manpower services. Local agencies shall adopt a list of work priorities to be met through the employment of eligible recipients when such recipients are unable to gain employment through the state employment service or through their own initiative. The local agency may assign the recipient such work as he is able to perform but which is not that ordinarily performed and which would supplement but not replace projects which are ordinarily performed by regular employees of the county.

Subd. 3. General assistance work program recipients shall be paid at the same wage rates as county employees doing similar work, and the number of hours of work assigned to a recipient shall be determined by the needs of himself and his family, including expenses incidental to his employment.

Subd. 4. A local agency may contract with the federal government, or with any department, agency, subdivision or instrumentality of the state, for the services of general assistance work program recipients on such terms and conditions as may be agreed upon, with or without consideration paid to the local agency.

Subd. 5. General assistance work program recipients are employees of the local agencies within the meaning of workmen's compensation laws, but not retirement or civil service laws.

Subd. 6. No person shall be required to register with the commissioner or state employment service if he is:

- (1) A person with illness, incapacity, or advanced age;
- (2) A child attending a school or college full time;
- (3) A person whose presence in the home in a substantially continuous basis is required because of the illness or incapacity of another member of the household;
- (4) A person who has been referred to or applied for a work training, work experience, vocational rehabilitation or other such

similar program; provided that the period of time such person is exempted from the registration requirements of subdivision 1, while awaiting acceptance into such program, does not exceed 30 days; or

(5) An adult member of a household with children in which another adult is employed full time or has registered with the state employment service or been accepted in a work training program.

Subd. 7. Any person who objects to being required to register with the commissioner or state employment service, shall be entitled to a prior hearing in accord with the provisions of section 10 on the issue of whether such person comes within the exemptions contained in subdivision 6, clause (1), (2), (3), or (4).

Subd. 8. (1) Any person who refuses to accept suitable employment when offered him shall lose his eligibility for general assistance and, if a member of a family receiving general assistance, that portion of the grant attributable to said person shall not be paid.

The commissioner may further provide by rule and regulation that vendor payments may be made with respect to any family in which a person who is obligated to accept suitable employment has refused to do so.

(2) The provisions of section 10 providing for notice and opportunity to be heard prior to a decision to reduce, suspend or terminate benefits shall be applicable to determinations made under clause (1) of this subdivision.

Subd. 9. The commissioner shall establish procedures to insure that any recipient of general assistance desiring to improve his ability to support himself and his family shall be promptly referred to the department of manpower services or any other agency, public or private, operating a work training, work experience, vocational rehabilitation or other similar program.

Sec. 12. [ADMINISTRATIVE AND JUDICIAL REVIEW.]
Subdivision 1. Any applicant or recipient aggrieved by any order or determination of a local agency may appeal from such order or determination to the commissioner of public welfare. The aggrieved applicant or recipient shall file with the local agency a notice of appeal within 30 days of the receipt by him of the order or determination of the local agency, provided that the order or determination is in writing and contains a statement advising the applicant or recipient of his right to appeal and the procedures for perfecting same.

If the order or determination of the local agency is not in writing or does not contain the appeal procedure statement referred to above, the 30-day period shall not be tolled until the applicant or recipient is properly notified in accordance with the provisions of this subdivision.

Notwithstanding the absence of proper notice or order or determination, the applicant or recipient may appeal to the com-

missioner by filing with the local agency any writing which states with reasonable clarity his dissatisfaction with or desire to obtain review of the determination or order of the local agency.

Subd. 2. Upon receipt the local agency shall immediately forward the notice of appeal to the commissioner. Within 30 days of the receipt of the notice of appeal, the commissioner shall provide the applicant or recipient with the opportunity for a hearing before the commissioner or his legal representative. The local agency shall be a party to the proceeding before the commissioner.

Subd. 3. The commissioner may, upon his own motion, review any decision made by a local agency and may make such additional investigation as he deems necessary.

Subd. 4. Within 30 days from the date of the hearing before the commissioner or his legal representative, a decision in writing making findings of fact and conclusions of law shall be rendered.

Subd. 5. Any applicant or recipient aggrieved by the determination by the commissioner may, within 30 days after notice of such decision is mailed, appeal from the decision or determination of the commissioner to the district court of the county in which the application was filed by serving a written notice of such appeal upon the commissioner and all other parties to the administrative hearing and by filing the original of such notice together with proof of service with the clerk of the district court of the county. No filing fee or other fees normally exacted by the clerk of district court upon the filing of a case shall be required.

A summary of the issues involved, a copy of all supporting papers, a transcript of any testimony, and a copy of the decision of the commissioner shall be filed with the court. The court shall summarily, upon ten days' written notice, try and determine the appeal upon the record of the commissioner as certified by the commissioner and in the determination thereof shall be governed by the standard of review applicable to contested proceedings under Minnesota Statutes, Chapter 15. No new or additional evidence shall be taken on such appeal or introduced by any party to such hearing or appeal in a district court unless such new or additional evidence in the sound discretion of the court is necessary to a more equitable disposition of the appeal. If the court shall find that the order of the commissioner is not sustained by substantial evidence or is not in accord with applicable legal principles, the court shall make an order declaring the order of the commissioner null and void, giving the reasons therefor, and shall order the commissioner to take further action in the matter not inconsistent with the determination of the court. During the pendency of any appeal, if the commissioner has awarded general assistance, it shall be paid pending the determination of the appeal.

Subd. 6. Any party aggrieved by the determination of the district court may appeal to the supreme court in like manner.

as appeals are taken in civil actions, except that no filing fee shall be required by the clerk of the district court or supreme court.

The determination of the district court shall remain in effect during the pendency of any appeal to the supreme court.

Sec. 13. [MANDAMUS TO COMPEL PAYMENT OF GENERAL ASSISTANCE.] *Subdivision 1. Notwithstanding the provisions of section 12 providing for administrative and judicial review of local agency determinations, a person denied general assistance by the local agency may apply to the district court of the county in which his application was filed and the district court shall order the payment of general assistance if the person establishes:*

(1) *The substantial likelihood that he is eligible for and entitled to general assistance, and*

(2) *The person or family will suffer irreparable injury if general assistance is not granted without delay.*

Subd. 2. The denial by a district court of a writ of mandamus shall not affect the right or scope of administrative or judicial review as set forth in section 16 of this article.

Sec. 14. [VIOLATIONS.] *Whoever obtains or attempts to obtain, or aids or abets any person to obtain by means of a willfully false statement or representation, or by impersonation, or other fraudulent device:*

(1) *Assistance to which he is not entitled; or*

(2) *Assistance greater than that to which he is reasonably entitled;*
shall be considered to have violated Minnesota Statutes, Section 256.98, and shall be subject to the criminal and civil penalties provided therein.

Sec. 15. [RELATIVE'S RESPONSIBILITY.] *The financial responsibility of a relative for an applicant or recipient of general assistance shall not extend beyond the relationship of a spouse, or a parent of an applicant or recipient who is a child.*

Sec. 16. [GENERAL ASSISTANCE TO BE ALLOWED AS CLAIM IN PROBATE COURT.] *On the death of any person who received any general assistance under this article, or on the death of the survivor of a married couple, either or both of whom received general assistance, the total amount paid as general assistance to either or both, without interest, shall be allowed as a claim against the estate of such person or persons by the court having jurisdiction to probate the estate.*

Sec. 17. [DATA PROCESSING PROCEDURES.] *The local agency shall, to the extent permitted by federal law or regulation, in addition to any other necessary records and procedures, provide for the inclusion of all general assistance records in any data processing system established for the medical assistance*

program, in accordance with procedures established by the commissioner.

Sec. 18. [RESIDENCE; COUNTY OF FINANCIAL RESPONSIBILITY.] *Subdivision 1. In determining the county of financial responsibility, in all matters concerning legal settlement of the poor, the definitions and rules of this section shall apply.*

Subd. 2. "County of financial responsibility" means (a) the county in which an individual resides; or (b) if an individual is a patient in a hospital, nursing home, or boarding care home, as defined in Minnesota Statutes, Section 144.50, at the time of making application, and immediately prior thereto resided in another county, then that other county; or (c) the above provisions notwithstanding, if an individual is a recipient of medical assistance, the county from which he is receiving medical assistance.

Subd. 3. [PROCEDURE WHEN COUNTY OF FINANCIAL RESPONSIBILITY IS IN QUESTION.] If upon the investigation the local agency decides that the application was not filed in the county of financial responsibility as defined by this section, but that the applicant is otherwise eligible for assistance, it shall, while providing assistance to the applicant, transmit a copy of the application, together with the record of any investigation made by it and a copy of its decision, to the state agency, and to the agency of the county which it has decided is the county of financial responsibility. The state agency shall thereupon promptly decide any question of financial responsibility and make an order referring the application to the local agency of the proper county for further action, including reimbursement by such county of any assistance which another county has provided to the applicant in accordance with this subdivision. The state agency may make such investigation as it deems proper before making its decision. It shall prescribe rules and regulations for carrying into effect this subdivision. The order of the state agency shall be binding upon the local agency involved and the applicant or recipient, shall be complied with by that agency unless reversed on appeal as provided in this article, and shall be so complied with pending any such appeal.

Sec. 19. [ABOLITION OF TOWNSHIP SYSTEM OF POOR RELIEF.] *Subdivision 1. The town system for caring for the poor in each of the counties in which it is in effect is hereby abolished. The county welfare board of each county shall administer general assistance under the provisions of this article.*

Subd. 2. All county welfare boards affected by this article are hereby authorized to take over for the county as of the effective date of this section, the ownership of all case records relating to the administration of poor relief.

Sec. 20. [TRANSFER OF TOWN EMPLOYEES.] *Subdivision 1. The term "merit system" as used herein shall mean the rules for a merit system of personnel administration for em-*

ployees of county welfare boards adopted by the commissioner of public welfare in accordance with the provisions of Minnesota Statutes, Section 393.07, including the merit system established for Hennepin county pursuant to Laws 1965, Chapter 855, as amended, the federal social security article as amended, and merit system standards and regulations issued by the federal social security board and the United States children's bureau.

Subd. 2. All employees of any municipality or town who are engaged full time in poor relief work therein on the effective date of this section shall be retained as employees of the county and placed under the jurisdiction of its welfare board.

All transferred employees shall be blanketed into the merit system with comparable status, classification, longevity, and seniority, and subject to the administrative requirements of the county welfare board. Employees with permanent status under any civil service provision on the effective date of this article shall be granted permanent status under the merit system at comparable classifications and in accordance with work assignments made under the authority of the county welfare board as provided by the merit system rules.

The determination of proper job allocation shall be the responsibility of the personnel officer or director as provided under merit system rules applicable to the county involved with the right of appeal of allocation to the merit system council or personnel board by any employee affected by this transfer.

All transferred employees shall receive salaries for the classification to which they are allocated in accordance with the schedule in effect for county welfare board employees and at a salary step which they normally would have received had they been employed by the county welfare board for the same period of service they had previously served under the civil service provisions of any municipality or town; provided, however, that no salary shall be reduced as a result of the transfer.

All accumulated sick leave of transferred employees in the amount of 60 days or less shall be transferred to the records of the county welfare board and such accumulated sick leave shall be the legal liability of the county welfare board. All accumulated sick leave in excess of 60 days shall be paid in cash to transferred employees by the municipality or town by which they were employed prior to their transfer, at the time of transfer. In lieu of the cash payment, the municipality or town shall, at the option of the employee concerned, allow a leave of absence with pay, prior to transfer, for all or part of the accumulated sick leave.

Subd. 3. Employees of municipalities and towns engaged in the work of administering poor relief who are not covered by civil service provisions shall be blanketed into the merit system subject to a qualifying examination. Employees with one year or more service shall be subject to a qualifying examination and those with less than one year's service shall be subject to an open competitive examination.

Subd. 4. All vacation leave of employees referred to in subdivision 2 of this section, accumulated prior to their transfer to county employment shall be paid in cash to them by the municipality or town by which they were employed prior to their transfer, and at the time of their transfer. In lieu of the cash payment, the municipality or town shall, at the option of the employee concerned, allow a leave of absence with pay, prior to such transfer, for all or part of the accumulated vacation time.

Sec. 21. [CONTINUATION OF RETIREMENT SYSTEM FOR FORMER MINNEAPOLIS EMPLOYEES.] *Subdivision 1. Each employee of the city of Minneapolis who is transferred to and employed by the county under the provisions of section 20 and who is a contributing member of a retirement system organized under the provisions of Minnesota Statutes, Chapter 422, shall continue to be a member of that system and entitled to all of the benefits conferred thereby and subject to all the restrictions of chapter 422, unless he applies to cancel his membership within six months after the effective date of this article.*

Subd. 2. The cost to the public of that portion of the retirement allowances or other benefits accrued while any such employee was in the service of the city of Minneapolis shall remain an obligation of the city and a tax shall be levied and collected by it to discharge its obligation as provided by Minnesota Statutes, Chapter 422.

Subd. 3. The cost to the public of the retirement allowances or other benefits accruing to employees so transferred to and employed by the county shall be the obligation of and paid by the county at such time as the retirement board shall fix and determine in accordance with chapter 422. The county shall pay to the municipal retirement fund an amount certified to the county auditor of the county by the retirement board as the cost of the retirement allowances and other benefits accruing and owing to such county employees. The cost to the public of the retirement allowances as herein provided shall be paid from the county revenue fund by the county auditor upon receipt of certification from the retirement board as herein provided, and the county board is authorized to levy and collect such taxes as may be necessary to pay such costs.

Sec. 22: Minnesota Statutes 1971, Section 245.77, is amended to read:

245.77 [LEGAL SETTLEMENT OF PERSONS RECEIVING ASSISTANCE; ACCEPTANCE OF FEDERAL FUNDS.] In the event federal funds become available to the state for purposes of reimbursing the several local agencies of the state for costs incurred in providing financial relief to poor persons under the liability imposed by section 261.03, or for reimbursing the state and counties for categorical aid assistance furnished to persons who are eligible for such assistance only because of the United States Supreme Court decision invalidating state residence requirements the commissioner of public welfare is hereby designated the state agent for receipt of such funds. Upon receipt of any federal funds the commissioner shall in a uniform and

equitable manner use such funds to reimburse counties (, TOWNS, CITIES AND VILLAGES) for expenditures made in providing financial relief to poor persons. The commissioner is further authorized to promulgate rules and regulations, consistent with the rules and regulations promulgated by the Secretary of Health, Education and Welfare, governing the reimbursement provided for by this provision.

Sec. 23. Minnesota Statutes 1971, Section 261.04, Subdivision 1, is amended to read:

261.04 [LIABILITY OF ESTATE.] Subdivision 1. [SUPPORT, MAINTENANCE, CARE OR BURIAL.] When any person is furnished or provided with support, maintenance, care, including care at the University of Minnesota hospitals, or burial as a poor person (BY ANY COUNTY, CITY, TOWN, VILLAGE, OR BOROUGH) the (MUNICIPALITY) *county* so furnishing such aid shall have a claim therefor against the person or his estate for the reasonable value thereof, which claim may be presented and prosecuted by such (MUNICIPALITY) *county* at its option upon discovery of any property belonging to the poor person or to his estate.

Sec. 24. Minnesota Statutes 1971, Section 261.063, is amended to read:

261.063 [TAX LEVY FOR SOCIAL SECURITY MEASURES; DUTIES OF COUNTY BOARD.] The board of county commissioners of each county shall annually levy taxes and fix a rate sufficient to produce the full amount required for *general assistance*, old age assistance, aid to dependent children, and any other social security measures wherein there is now or may hereafter be county participation, sufficient to produce the full amount necessary for each such item, including administrative expenses, for the ensuing year, within the time fixed by law in addition to all other tax levies and tax rates, however fixed or determined, and any commissioner who shall fail to comply herewith shall be guilty of a gross misdemeanor and shall be immediately removed from office by the governor.

Sec. 25. Minnesota Statutes 1971, Section 275.09, Subdivision 3, is amended to read:

Subd. 3. [TOWN PURPOSES.] There shall be levied annually on each dollar of taxable property, except such as is by law otherwise taxable, as assessed and entered on the tax lists for town purposes, such amount as is voted at any legal town meeting, the rate of which tax shall not exceed, exclusive of such sums as are voted at the annual town meeting for road and bridge purposes (AND FOR THE SUPPORT OF THE POOR,) ten mills in any town having a population of more than 7,000, excluding the population of any cities or villages therein, five mills in any town having a taxable valuation of \$100,000 or more, and the amount of which shall not exceed \$350 in any town having a taxable valuation of less than \$100,000, and the rate of which shall not exceed one percent in any town. The rate of tax for road and bridge purposes in any town shall not exceed the

rate provided by section 164.04, and the tax for poor purposes shall not exceed five mills. In any town in which the amount levied within the above limitations is not sufficient to enable the town to carry on its necessary governmental functions, the electors, during the business hours, after disposing of the annual report, may make an additional levy of not to exceed five mills to enable the town to carry on such necessary governmental functions.

Sec. 26. Minnesota Statutes 1971, Section 376.424, is amended to read:

376.424 [CHARGES; PAYMENT.] The county sanatorium commission shall fix the amount to be charged for the care, treatment and maintenance of any such nontuberculous patient, which charge shall equal all costs of such hospitalization of such patient. Any person who is afflicted with a malady, deformity or ailment, other than tuberculosis, which can probably be remedied by hospital care, service and treatment, and who is unable to pay the charges, may be admitted to the sanatorium for care, treatment and maintenance upon application of the county (, TOWN, VILLAGE, BOROUGH, OR CITY) responsible for the care of such person under the provisions of the statutes governing the relief of the poor, and such charges shall be paid by the county (, TOWN, VILLAGE, BOROUGH, OR CITY) making such application.

Sec. 27. Minnesota Statutes 1971, Section 393.01, Subdivision 3, is amended to read:

Subd. 3. [COUNTY BOARD TO BE WELFARE BOARD IN CERTAIN COUNTIES.] (IN ANY COUNTY CONTAINING A CITY OF THE FIRST CLASS OPERATING UNDER A HOME RULE CHARTER, WHEREIN THERE IS ESTABLISHED IN SUCH CITY A BOARD OF PUBLIC WELFARE FOR ADMINISTRATION OF POOR RELIEF IN SUCH CITY ONLY.) *In the county of Hennepin* the board of county commissioners shall be the county welfare board. In such (COUNTIES) *county* the members shall be reimbursed by the county for expenses actually incurred in the performance of their official duties under the provisions of this chapter. In such (COUNTIES) *county* the county auditor shall be ex officio secretary of the board, but shall have no voice in its proceedings. (IN SUCH COUNTIES THE SYSTEM OF CARING FOR THE POOR IN EFFECT AT THE TIME OF THE PASSAGE OF THIS CHAPTER SHALL BE CONTINUED, SUBJECT TO ALL PROVISIONS OF LAW RELATING THERETO, EXCEPT THAT, IF SUCH COUNTY IS OPERATING UNDER THE TOWNSHIP SYSTEM OF CARING FOR THE POOR, SUCH TOWNS, VILLAGES, AND CITIES OF THE SECOND, THIRD AND FOURTH CLASSES THEREIN MAY, BY RESOLUTION OF ITS GOVERNING BODY, AGREE WITH THE COUNTY WELFARE BOARD THAT THE LATTER SHALL SUPERVISE AND ADMINISTER THE POOR RELIEF FUND IN SUCH TOWN, VILLAGE, OR CITY, OR CONTRACT WITH ANY ONE OR MORE OF THE PUBLIC SUB-

DIVISIONS OF THE COUNTY FOR THE PURPOSE OF JOINTLY SUPERVISING AND ADMINISTERING THE POOR RELIEF FUNDS IN SUCH TOWNS, VILLAGES OR CITIES. IN ANY SUCH COUNTY THE POWERS AND DUTIES OF SUCH BOARD OF PUBLIC WELFARE SHALL NOT BE AFFECTED BY THE PROVISIONS OF THIS CHAPTER. SUCH BOARD OF PUBLIC WELFARE, IN ADMINISTERING POOR RELIEF FUNDS GRANTED BY ANY STATE AGENCY AUTHORIZED SO TO DO BY LAW, SHALL COMPLY WITH ALL STANDARDS OF ADMINISTRATION AND PROCEDURE PRESCRIBED BY SUCH AGENCY.)

Sec. 28. Minnesota Statutes 1971, Section 393.07, Subdivision 2, is amended to read:

Subd. 2. [ADMINISTRATION OF PUBLIC WELFARE.] The county welfare board, (EXCEPT AS PROVIDED IN SECTION 393.01, SUBDIVISION 3, AND) subject to the supervision of the commissioner of public welfare, shall administer all forms of public welfare, both for children and adults, responsibility for which now or hereafter may be imposed on the commissioner of public welfare by law, including *general assistance*, aid to dependent children, old age assistance, aid to the blind, child welfare services, mental health services, and other public assistance or public welfare services. The duties of the county welfare board shall be performed in accordance with the standards, rules and regulations which may be promulgated by the commissioner of public welfare to achieve the purposes intended by law and in order to comply with the requirements of the federal social security act in respect to public assistance and child welfare services, so that the state may qualify for grants-in-aid available under that act. The county welfare board shall supervise wards of the commissioner and, when so designated, act as agent of the commissioner of public welfare in the placement of his wards in adoptive homes or in other foster care facilities.

Sec. 29. Minnesota Statutes 1971, Section 393.08, Subdivision 1, is amended to read:

393.08 [ESTIMATES FURNISHED TO COUNTY BOARD.] Subdivision 1. On or before the first day of July each year the county welfare board, except any such board referred to in section 393.01, (SUBDIVISIONS) *subdivision* 3 (AND 4), shall submit to the county board of commissioners an estimate of the amount needed by it to perform its duties, including expenses of administration, and the county board of commissioners shall consider the estimates so submitted and, if approved, shall levy a tax as provided by law for the purposes. In the event the estimate is not approved, the county board of commissioners shall confer with the county welfare board and adjust a budget in accordance with the facts and levy a tax for the amount required.

In counties referred to in section 393.01, subdivision 3, the estimate required shall not include (POOR RELIEF IN SUCH

COUNTIES OR) institutional requirements in any city of the first class located therein. The tax levy by the county board of commissioners in such counties shall be such as is required for *public assistance and categories of aid* under the federal social security act, and shall be separate and distinct from other levies made by it. The governing body of any such city of the first class may annually levy a tax for (POOR RELIEF) *institutional requirements* as authorized by such home rule charter, on the real and personal property within the corporate limits of such city. Such tax levy and the proceeds thereof shall be subject to the same control and supervision as is imposed on any existing public welfare tax levy.

(ON THE 25TH DAY OF JULY OF EACH YEAR THE COUNTY WELFARE BOARD REFERRED TO IN SECTION 393.01, SUBDIVISION 4, SHALL PRESENT ITS ESTIMATE OF THE AMOUNT NEEDED BY IT TO PERFORM ITS DUTIES, INCLUDING EXPENSE OF ADMINISTRATION, TO THE BOARD OF COUNTY COMMISSIONERS OF ANY SUCH COUNTY AND THE COUNCIL OF THE CITY OF THE FIRST CLASS LOCATED IN SUCH COUNTY. SAID BOARD AND SAID COUNCIL MAY APPOINT A WELFARE BUDGET ADVISORY COMMITTEE TO STUDY SAID BUDGET PROVIDED THAT SAID WELFARE BUDGET ADVISORY COMMITTEE MUST REPORT ITS RECOMMENDATION TO SAID BOARD AND SAID COUNCIL NOT LATER THAN SEPTEMBER 1 OF EACH YEAR. THE BOARD OF COUNTY COMMISSIONERS OF SUCH COUNTY AND THE CITY COUNCIL OF SUCH CITY SHALL JOINTLY ADOPT A BUDGET FOR SUCH COUNTY WELFARE BOARD AND SUCH ACTION OF SUCH BOARD OF COUNTY COMMISSIONERS AND SUCH CITY COUNCIL IN SO ADOPTING SUCH BUDGET SHALL BE TAKEN NOT LATER THAN SEPTEMBER 20TH OF EACH YEAR. THE COST OF ALL SUCH RELIEF, INCLUDING THE MAINTENANCE OF ANY ALMSHOUSE, SANATORIUM, OR HOSPITAL MAINTAINED BY SUCH COUNTY AND CITY SHALL BE PAID 72 1/2 PERCENT BY SUCH COUNTY AND 27 1/2 PERCENT BY SUCH CITY.)

In counties referred to in section 393.01, subdivision 7, the estimate required to fund the public welfare programs of the single welfare department, including expense of administration, shall be submitted to the boards of county commissioners who are parties to the agreement. Each board of county commissioners shall consider the estimate so submitted and shall confer with the board of county commissioners from the other counties who are a party to the agreement in determining the amount of funds to be assessed against each county for purposes of funding the welfare program.

Sec. 30. *To the extent of appropriations available therefor, the department of public welfare shall reimburse counties up to 50 percent of all salary expenses, approved by the commissioner,*

incurred and paid by the counties, for which no payment or reimbursement is made by the United States or any subdivision thereof, in administering, and salary administrative costs in providing services in connection with, all public assistance programs. No aid under this section shall be paid for salary costs of (a) single-county welfare directors; or (b) fiscal support personnel to the extent involved in the processing of public assistance claims and payments, or their supporting clerical staff; or (c) persons who are not regularly assigned employees of local agencies. Claims for reimbursement for expenditures made by the county shall be presented to the department by the respective counties at least four times per year in such manner as the commissioner shall prescribe. For the purposes of this section, the term "salary" shall include regular compensation not in excess of that paid similarly situated state employees, the employer's cost of health benefits and contributions to the appropriate retirement system, but shall not include travel or other reimbursable expenses. The commissioner shall, pursuant to the administrative procedures act, prior to making any payments, promulgate rules to implement this section.

Sec. 31. There is appropriated to the department of public welfare from the general fund the sum of \$12,000,000 for the biennium ending June 30, 1975, to enable the department to pay claims made pursuant to section 30. If this appropriation is insufficient to pay all approved claims pursuant to section 30, the commissioner shall make a pro rata reduction in payments.

Sec. 32. There is hereby appropriated to the commissioner of public welfare, for the biennium ending June 30, 1975, the sum of \$10,700,000 for the purpose of state aid for general assistance.

Sec. 33. *Minnesota Statutes 1971, Sections 245.46, 261.01, 261.02, 261.03, 261.05, 261.06, 261.061, 261.064, 261.065, 261.066, 261.067, 261.07, 261.08, 261.10, 261.11, 261.123, 261.124, 261.125, 261.126, 261.14, 261.141, 261.142, 261.143, and 261.26 and 393.08, Subdivision 2, are repealed.*

Sec. 34. This article is effective January 1, 1974.

ARTICLE XXII

Section 1. Minnesota Statutes 1971, Section 290.06, Subdivision 1, is amended to read:

290.06 [RATES OF TAX; CREDITS AGAINST TAX.]
Subdivision 1. [COMPUTATION, CORPORATIONS.] The privilege and income taxes imposed by this chapter upon corporations shall be computed by applying to their taxable net income in excess of the applicable credits allowed under section 290.21 the rate of 12 percent. The amount of tax payable by a corporation required to file a return shall not be less than (\$10) \$100.

Sec. 2. *The provisions of this article shall be effective for taxable years beginning after December 31, 1972.*

ARTICLE XXIII

Section 1. Minnesota Statutes 1971, Section 273.11, is amended to read:

273.11 [VALUATION OF PROPERTY.] *Subdivision 1. Except as provided in subdivision 2 herein, all property shall be valued at its market value. In estimating and determining such value, the assessor shall not adopt a lower or different standard of value because the same is to serve as a basis of taxation, nor shall he adopt as a criterion of value the price for which such property would sell at auction or at a forced sale, or in the aggregate with all the property in the town or district; but he shall value each article or description of property by itself, and at such sum or price as he believes the same to be fairly worth in money. In assessing any tract or lot of real property, the value of the land, exclusive of structures and improvements, shall be determined, and also the value of all structures and improvements thereon, and the aggregate value of the property, including all structures and improvements, excluding the value of crops growing upon cultivated land. In valuing real property upon which there is a mine or quarry, it shall be valued at such price as such property, including the mine or quarry, would sell for a fair, voluntary sale, for cash. In valuing real property which is vacant, the fact that such property is platted shall not be taken into account. An individual lot of such platted property shall not be assessed in excess of the assessment of the land as if it were unplatted until the lot is improved with a permanent improvement all or a portion of which is located upon the lot, or for a period of three years after final approval of said plat whichever is shorter. When a lot is sold or construction begun, the assessed value of that lot or any single contiguous lot fronting on the same street shall be eligible for reassessment. All property, or the use thereof, which is taxable under sections 272.01, subdivision 2, or 273.19, shall be valued at the market value of such property and not at the value of a leasehold estate in such property, or at some lesser value than its market value.*

Subd. 2. In the case of property described in section 273.13, subdivisions 6, 7, 7B, 10, 12, 17, 17b, and 19, plus all agricultural property and all real estate devoted to temporary and seasonal residential occupancy for recreational purposes where such property is held by the same owner, by the surviving spouse of a deceased owner, or by a surviving joint tenant, for a period of one year prior to any assessment date, the assessor after determining the value of any such property shall compare the value with that determined in the preceding assessment. If the increase exceeds five percent of the preceding valuation, the amount of the increase entered in the current assessment shall not exceed five percent; the excess (not exceeding five percent of the latest assessors market valuation or the full amount of the excess if the property is no longer held by the same owner, by the surviving spouse of a deceased owner, or by a surviving joint tenant) may be entered in the following years assessment, notwithstanding the provisions of section 273.17.

Sec. 2. *In the event that, for the assessment year 1973, the assessor has increased the value of such property by an amount in excess of the five percent limitation provided for in section 1 of this article, he shall mail revised statement notices advising the property owner of the reduction required by this article. The revised notice shall state that the reduction is made pursuant to a statute enacted by the 1973 legislature.*

Sec. 3. *The provisions of this article shall not be applicable to property that may have become subject to taxation since the last assessment.*

Sec. 4. *Notwithstanding any other provision of law to the contrary, the limitation contained in section 1 and section 2 shall also apply to the authority of the local board of review as provided in section 274.01, the county board of equalization as provided in section 274.13, the state board of equalization and the commissioner of taxation as provided in section 270.11, 270.12 and 270.16, and any increase effected by these boards, the cumulative effect of which may increase property above the five percent permissible increase shall be invalid.*

Sec. 5. *The provisions of this article shall apply to the 1973 assessment and subsequent assessments.*

ARTICLE XXIV

Section 1. Minnesota Statutes 1971, Section 272.02, Subdivision 1, is amended to read:

272.02 [EXEMPT PROPERTY.] Subdivision 1. Except as provided in other subdivisions of this section, all property described in this section to the extent herein limited shall be exempt from taxation:

- (1) All public burying grounds;
- (2) All public schoolhouses;
- (3) All public hospitals;
- (4) All academies, colleges, and universities, and all seminaries of learning;
- (5) All churches, church property, and houses of worship;
- (6) Institutions of purely public charity;
- (7) All public property exclusively used for any public purpose;
- (8) All natural cheese held in storage for aging by the original Minnesota manufacturer;
- (9) (a) Class 2 property of every household of the value of \$100, maintained in the principal place of residence of the owner thereof. The county auditor shall deduct such exemption from the total valuation of such property as equalized by the tax commissioner assessed to such household, and extend the levy

of taxes upon the remainder only. The term "household" as used in this section is defined to be a domestic establishment maintained either (1) by two or more persons living together within the same house or place of abode, subsisting in common and constituting a domestic or family relationship, or (2) by one person.

(b) During the period of his active service and for six months after his discharge therefrom, no member of the armed forces of the United States shall lose status of a householder under paragraph (a) which he had immediately prior to becoming a member of the armed forces.

In case there is an assessment against more than one member of a household the \$100 exemption shall be divided among the members assessed in the proportion that the assessed value of the Class 2 property of each bears to the total assessed value of the Class 2 property of all the members assessed. The Class 2 property of each household claimed to be exempt shall be limited to property in one taxing district, except in those cases where a single domestic establishment is maintained in two or more adjoining districts.

Bonds and certificates of indebtedness hereafter issued by the state of Minnesota, or by any county, city, or village of the state, or any town, or any common or independent school district of the state, or any governmental board of the state, or any county, city, or village thereof, shall hereafter be exempt from taxation; provided, that nothing herein contained shall be construed as exempting such bonds from the payment of a tax thereon, as provided for by section 291.01, when any of such bonds constitute, in whole or in part, any inheritance or bequest, taken or received by any person or corporation.

(10) Farm machinery manufactured prior to 1930, which is used only for display purposes as a collectors item;

(11) The taxpayer shall be exempted with respect to, all agricultural products, inventories, stocks of merchandise of all sorts, all materials, parts and supplies, furniture and equipment, manufacturers material, manufactured articles including the inventories of manufacturers, wholesalers, retailers and contractors; and the furnishings of a room or apartment in a hotel, rooming house, tourist court, motel or trailer camp, tools and machinery which by law are considered as personal property, *and the property described in section 272.03, subdivision 1 (c)*, except personal property which is part of an electric generating, transmission, or distribution system or a pipeline system transporting or distributing water, gas, or petroleum products.

(12) Containers of a kind customarily in the possession of the consumer during the consumption of commodities, the sale of which are subject to tax under the provisions of the excise tax imposed by Extra Session Laws 1967, Chapter 32; . . .

(13) All livestock, poultry, all horses, mules and other animals used exclusively for agricultural purposes;

(14) All agricultural tools, implements and machinery used by the owners in any agricultural pursuit.

(15) Real and personal property used primarily for the abatement and control of air, water, or land pollution to the extent that it is so used.

Any taxpayer requesting exemption of all or a portion of any equipment or device, or part thereof, operated primarily for the control or abatement of air or water pollution shall file an application with the commissioner of taxation. Any such equipment or device shall meet standards, regulations or criteria prescribed by the Minnesota Pollution Control Agency, and must be installed or operated in accordance with a permit or order issued by that agency. The Minnesota Pollution Control Agency shall upon request of the commissioner furnish information or advice to the commissioner. If the commissioner determines that property qualifies for exemption, he shall issue an order exempting such property from taxation. Any such equipment or device shall continue to be exempt from taxation as long as the permit issued by the Minnesota Pollution Control Agency remains in effect.

Sec. 2. Minnesota Statutes 1971, Section 272.03, Subdivision 1, is amended to read:

272.03 [DEFINITIONS.] Subdivision 1. (a) [REAL PROPERTY.] For the purposes of taxation, "real property" includes the land itself and all buildings, structures, and improvements or other fixtures on it, and all rights and privileges belonging or appertaining to it, and all mines, minerals, quarries, fossils, and trees on or under it.

(b) A building or structure shall include the building or structure itself, together with all improvements or fixtures annexed to the building or structure, which are integrated with and of permanent benefit to the building or structure, regardless of the present use of the building, and which cannot be removed without substantial damage to itself or to the building or structure.

(c) *The term real property shall not include tools, implements, machinery, and equipment attached to or installed in real property for use in the business or production activity conducted thereon, regardless of size, weight or method of attachment.*

Sec. 3. Minnesota Statutes 1971, Section 273.13, Subdivision 4, is amended to read:

Subd. 4. [CLASS 3.] Tools, implements and machinery of an electric generating, transmission or distribution system or a pipeline system transporting or distributing water, gas, or petroleum products, which are fixtures, all agricultural land, except as provided by classes 1, 3b, 3e and all real estate devoted to temporary and seasonal residential occupancy for recreational purposes, all buildings and structures assessed as personal property and situated upon land of the state of Minnesota or the United States government which is rural in character and de-

voted in character and devoted or adaptable to rural but not necessarily agricultural use shall constitute class 3 and shall be valued and assessed at 33 1/3 percent of the market value thereof.

Sec. 4. *This article shall be effective for taxes assessed in 1973 and payable in 1974.*

Sec. 5. [ATTACHED MACHINERY AID.] *Subdivision 1. Except as provided in subdivision 4, each county government, city, village, borough, township and school district which levied ad valorem taxes payable in 1973 shall receive reimbursement in 1974 and subsequent years for real property exempted from property taxation by section 1 of this article.*

Subd. 2. Each county government, city, village, borough and township shall receive reimbursement in 1974 and subsequent years in an amount equal to the product of its total mill rate in levy year 1972, taxes payable in 1973, times the total 1972 assessed value of real property exempted from taxation by section 1 of this article which was located within the territory of such governmental unit. For the purpose of this subdivision, the "total mill rate" of a county government, city, village, borough or township includes mill rates for taxes levied by such governmental unit which were not levied on the entire taxable value of such governmental unit.

Subd. 3. Each school district shall receive reimbursement in 1974 and subsequent years in an amount equal to the product of its 1972 assessed value of real property exempted from taxation by section 1 of this article times the sum of its mill rates for the following levies:

(1) *A levy for capital outlay, pursuant to Minnesota Statutes, Section 124.04;*

(2) *A levy to pay the principal and interest on bonded indebtedness, including the levy to pay the principal and interest on bonds issued pursuant to Minnesota Statutes, Section 275.125, Subdivision 3 (6) (c);*

(3) *A levy to pay the principal and interest on debt service loans, pursuant to Minnesota Statutes, Section 124.42;*

(4) *A levy to pay the principal and interest on capital loans, pursuant to Minnesota Statutes, Section 124.43;*

(5) *A levy to pay amounts required in support of a teacher retirement fund, pursuant to Minnesota Statutes, Section 422.13;*

(6) *A levy for additional maintenance cost in excess of 30 mills times the adjusted assessed valuation of the school district, pursuant to Minnesota Statutes, Section 275.125, Subdivision 3 (4).*

For the purpose of this subdivision, a school district mill rate for any of the forementioned levies which was not applied to the total taxable value of such school district shall be added to the forementioned sum of mill rates as if it had been applied to the entire taxable value of the school district.

Subd. 4. The provisions of this section do not apply to special taxing districts (determined by the department of taxation) or to county governments, cities, villages, boroughs, townships or school districts with less than \$1,000 assessed value, according to the 1972 assessment, of real estate exempted by section 1 of this article.

Subd. 5. The commissioner of taxation shall calculate the aids pursuant to subdivisions 2 and 3, basing all necessary calculations on the abstracts of assessment of real property for assessment year 1972 (transmitted to the commissioner of taxation pursuant to Minnesota Statutes, Section 270.11) as equalized by the state board of equalization pursuant to Minnesota Statutes, Sections 270.11 and 270.12, and the 1973 abstracts of tax lists transmitted by the county auditors pursuant to Minnesota Statutes, Section 275.29. He shall make payments directly to the affected taxing authorities in two equal parts on July 15 and November 15 of each year, commencing in 1974.

Subd. 6. If a county government, city, village, borough or township is subject to the provisions of Minnesota Statutes, Sections 275.50 to 275.56, the amount of aid calculated for such taxing district pursuant to subdivision 2 for 1974 or a subsequent year shall be deducted from the taxing district's current levy year's levy limit base (determined pursuant to Minnesota Statutes, Section 275.51, Subdivision 3) in determining the taxing district's levy limitation for taxes payable in 1974 or such subsequent year as the case may be. The amount of aid calculated for a school district pursuant to subdivision 3 for 1974 or a subsequent year shall be deducted from the school district's maintenance levy limitation (established pursuant to Minnesota Statutes, Section 275.125, Subdivision 2), in determining the amount of taxes the school district may levy for general and special purposes for taxes payable in 1974 or such subsequent year as the case may be.

Sec. 6. There is hereby appropriated to the commissioner of taxation from the general fund an amount sufficient to make the payments provided by section 5 of this article.

ARTICLE XXV

Section 1. Minnesota Statutes 1971, Section 290.361, Subdivision 2, is amended to read:

Subd. 2. [COMPUTATION OF TAXABLE NET INCOME.] The taxable net income shall be computed in the manner provided by this chapter except that in the case of national and state banks: (a) the rate shall be 13.64 percent until (JULY 1, 1973) January 1, 1974 and 12 percent thereafter; (b) the basic date for the purpose of computing gain or loss and depreciation shall be January 1, 1940, instead of January 1, 1933; (c) property consisting of investments in bonds, stocks, notes, debentures, mortgages, certificates, or any evidence of indebtedness, and any property acquired in liquidation thereof when such property is held for investment or for sale, shall not be deemed to be capital

assets; and (d) in computing net income there shall be allowable as a deduction from gross income, in addition to deductions otherwise provided for in this act, any dividend (not including any distribution in liquidation) paid, within the taxable year, to the United States or to any instrumentality thereof exempt from federal income taxes, on the preferred stock of the bank owned by the United States or such instrumentality.

Sec. 2. *The provisions of this article shall be effective on July 1, 1973.*

ARTICLE XXVI

Section 1. Minnesota Statutes 1971, Chapter 290, is amended by adding a section to read:

[290.0301] [EMPLOYERS EXCISE TAX.] *Subdivision 1. For purposes of this section, the provisions of Minnesota Statutes, Chapter 268, are incorporated by reference herein, insofar as such provisions are applicable to the excise tax imposed by this section.*

Subd. 2. Unless the language or context indicates that a different meaning is intended, the following words, terms and phrases, for purposes of sections 4 and 5 of this article, shall have the meanings given to them.

Subd. 3. [EMPLOYER.] The term "employer" means any employer except a person which is exempt under section 290.05, subdivision 1, (h), (i), (l) and (m) or those employers which are subject to the provisions of sections 294.21 to 294.28 or chapter 295, other than sections 295.32 to 295.43.

Subd. 4. [TAXABLE COMPENSATION.] "Taxable compensation" means the total wages, as defined in section 268.04, subdivision 25, but not limited as provided in clause (1) of said subdivision, paid by an employer, as defined in subdivision 3, to employees after June 30, 1973, excluding therefrom the first \$100,000 of compensation paid during an employer's fiscal or calendar taxable year. There shall be deducted in determining taxable compensation for any taxable year the sum of \$100,000 except that where the taxable year is a period of less than 12 months and in the case of taxable years ending on or before May 31, 1974 the deduction shall be proportionately reduced.

Subd. 5. [TAXABLE NET INCOME.] "Taxable net income" means the taxable net income as defined by sections 290.18 and 290.19 for the taxable year, without any allowances for (1) federal, state or foreign nation income taxes accrued or paid, (2) deductions for long term capital gains, (3) net operating loss deductions, and (4) non-business deductions.

Subd. 6. [IMPOSITION OF TAX.] (a) Except as provided in (b) an excise tax of two mills per dollar on the taxable compensation paid by an employer is hereby imposed on such employer.

(b) *In the event that an employer other than an employer exempt under the provisions of section 290.05, has taxable net income for the taxable year of \$0 or less, the excise tax imposed by (a) shall be one mill instead of two mills. It is specifically provided that an employer taxable under this article but not taxable under section 290.05 shall be required to pay two mills on each dollar of taxable compensation.*

Sec. 2. Minnesota Statutes 1971, Chapter 290, is amended by adding a section to read:

[290.9201] [PAYMENT OF TAX.] *Subdivision 1. The tax imposed by section 1 shall be remitted to the commissioner of taxation, (together with all returns and reports required hereunder) by any employer who has paid or is expected to pay taxable compensation, at the time and in the manner provided for payments of withholding tax by employers to the commissioner under section 290.92, subdivision 6.*

Subd. 2. The provisions of section 290.92 and all rules and regulations promulgated by the commissioner in respect thereto shall be applicable to the tax imposed by this article where applicable.

Sec. 3. Minnesota Statutes 1971, Chapter 290, is amended by adding a section to read:

[290.9202] [REFUND AND APPROPRIATION.] *Any overpayment of the tax required to be paid by section 1 by reason of reduction in the mill rate or for any other reason, shall be refunded by the commissioner. There is appropriated to the commissioner the amount necessary to make such refundment.*

ARTICLE XXVII

Section 1. *Minnesota Statutes 1971, Sections 276.15; 276.16; 276.17; 276.18; 295.38; 368.39; 368.40; 368.41; 368.42; 373.20; 373.21; 373.22; 373.23; and 373.24 are repealed for all payments required to be made thereunder subsequent to December 31, 1973."*

Further, strike the title and insert in lieu thereof:

"A bill for an act relating to government; raising revenue; providing for the administration of public welfare and other public activities; appropriating money; providing penalties; amending Minnesota Statutes 1971, Chapters 272; 273; 275; and 290; by adding sections; Sections 93.52, Subdivision 2; 93.55; 93.58; 124.03, Subdivision 3; 245.77; 261.04, Subdivision 1; 261.063; 272.02, Subdivision 1; 272.03, Subdivision 1; 272.04, Subdivision 1; 273.11; 273.13, Subdivisions 4, 6, and 7, and by adding a subdivision; 273.134; 273.41; 275.09, Subdivision 3; 275.50, Subdivisions 2, 4, and 5; 275.51, Subdivisions 1, 2, 3, 4, and by adding a subdivision; 275.52, Subdivisions 2 and 3; 275.53, Subdivisions 1 and 3; 275.55; 287.12; 290.06, Subdivision 1; 290.0601, Subdivisions 6 and 9; 290.0604; 290.061; 290.081; 290.17; 290.19, Subdivision 1, and by adding a subdivision; 290.361, Subdivi-

sions 2 and 4; 290.982; 290.983, Subdivision 1; 290.99; 291.33, Subdivision 2; 293.07, Subdivision 2; 297.13, Subdivision 1; 297A.14; 297A.25, Subdivision 1; 340.60, Subdivision 1; 376.424; 393.01, Subdivision 3; 393.07, Subdivision 2; 393.08, Subdivision 1; 414.01, by adding a subdivision; and 477A.01, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, 16, and 17; repealing Minnesota Statutes 1971, Sections 93.53; 93.54; 93.56; 93.57; 245.46; 261.01; 261.02; 261.03; 261.05; 261.06; 261.061; 261.064; 261.065; 261.066; 261.067; 261.07; 261.08; 261.10; 261.11; 261.123; 261.124; 261.125; 261.126; 261.14; 261.141; 261.142; 261.143; 261.26; 276.15; 276.16; 276.17; 276.18; 290.0607; 290.0617; 295.38; 297.13, Subdivisions 2, 3, 4, 5, 6, 7, and 8; 297.15; 297.16; 297A.252; 340.60, Subdivisions 2, 3, 4, 5, 6, and 7; 368.39; 368.40; 368.41; 368.42; 373.20; 373.21; 373.22; 373.23; 373.24; 393.08, Subdivision 2; and 477A.01, Subdivisions 12 and 15.”

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

House Conferees: MARTIN O. SABO, IRVIN N. ANDERSON, RAYMOND PAVLAK, CARL M. JOHNSON, and FRANK H. DEGROAT.

Senate Conferees: A. J. PERPICH, NICHOLAS D. COLEMAN, ALEC G. OLSON, GEORGE R. CONZEMIUS, and WILLIAM MCCUTCHEON.

CALL OF THE HOUSE

On the motion of Mr. Pavlak, R., and on the demand of 10 members, a call of the House was ordered. The following members answered to their names:

Adams, J.	Dieterich	Johnson, R.	Myrah	Savelkoul
Adams, S.	Dirlam	Jopp	Nelson	Schulz
Andersen, R.	Eckstein	Jude	Newcome	Searle
Anderson, D.	Enebo	Kahn	Niehaus	Sherwood
Anderson, G.	Erdahl	Kelly	Norton	Sieben, H.
Anderson, I.	Erickson	Klaus	Ohnstad	Sieben, M.
Becklin	Esau	Knickerbocker	Ojala	Skaar
Belisle	Faricy	Kvam	Parish	Stangeland
Bennett	Ferderer	LaVoy	Patton	Stanton
Berg	Fjoslien	Lemke	Pavlak, R.	Tomlinson
Biersdorf	Forsythe	Lindstrom, E.	Pavlak, R. L.	Ulland
Boland	Fudro	Lindstrom, J.	Pehler	Vanasek
Braun	Fugina	Lombardi	Peterson	Vento
Carlson, A.	Graba	Long	Pieper	Voss
Carlson, D.	Graw	Mann	Pleasant	Weaver
Carlson, L.	Hagedorn	McArthur	Prahl	Wenzel
Casserly	Hanson	McCarron	Quirin	Wigley
Cleary	Haugerud	McCauley	Resner	Wohlwend
Clifford	Heinitz	McEachern	Rice	Wolcott
Connors	Jacobs	McFarlin	Ryan	Mr. Speaker
Culhane	Jaros	McMillan	St. Onge	
Cummiskey	Johnson, C.	Menke	Salchert	
Dahl	Johnson, D.	Miller, M.	Samuelson	
DeGroat	Johnson, J.	Munger	Sarna	

Pavlak, R., moved that further proceedings of the roll call be dispensed with and that the Sergeant at Arms be instructed to bring in the absentees. The motion prevailed and it was so ordered.

Pavlak, R., moved that the report of the Conference Committee on H. F. No. 2121 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 2121, A bill for an act relating to government; raising revenue; providing for the administration of public welfare and other public activities; appropriating money; providing penalties; amending Minnesota Statutes 1971, Chapters 272; 273; 275; and 290; by adding sections; Sections 93.52, Subdivision 2; 93.55; 93.58; 124.03, Subdivision 3; 245.77; 261.04, Subdivision 1; 261.063; 272.02, Subdivision 1; 272.03, Subdivision 1; 272.04, Subdivision 1; 273.11; 273.13, Subdivisions 4, 6, and 7, and by adding a subdivision; 273.134; 273.41; 275.09, Subdivision 3; 275.50, Subdivisions 2, 4, and 5; 275.51, Subdivisions 1, 2, 3, 4, and by adding a subdivision; 275.52, Subdivisions 2 and 3; 275.53, Subdivisions 1 and 3; 275.55; 287.12; 290.06, Subdivision 1; 290.0601, Subdivisions 6 and 9; 290.0604; 290.061; 290.081; 290.17; 290.19, Subdivision 1, and by adding a subdivision; 290.361, Subdivisions 2 and 4; 290.982; 290.983, Subdivision 1; 290.99; 291.33, Subdivision 2; 293.07, Subdivision 2; 297.13, Subdivision 1; 297A.14; 297A.25, Subdivision 1; 340.60, Subdivision 1; 376.424; 393.01, Subdivision 3; 393.07, Subdivision 2; 393.08, Subdivision 1; 414.01, by adding a subdivision; and 477A.01, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, 16, and 17; repealing Minnesota Statutes 1971, Sections 93.53; 93.54; 93.56; 93.57; 245.46; 261.01; 261.02; 261.03; 261.05; 261.06; 261.061; 261.064; 261.065; 261.066; 261.067; 261.07; 261.08; 261.10; 261.11; 261.123; 261.124; 261.125; 261.126; 261.14; 261.141; 261.142; 261.143; 261.26; 276.15; 276.16; 276.17; 276.18; 290.0607; 290.0617; 295.38; 297.13, Subdivisions 2, 3, 4, 5, 6, 7, and 8; 297.15; 297.16; 297A.252; 340.60, Subdivisions 2, 3, 4, 5, 6, and 7; 368.39; 368.40; 368.41; 368.42; 373.20; 373.21; 373.22; 373.23; 373.24; 393.08, Subdivision 2; and 477A.01, Subdivisions 12 and 15.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 102, and nays 32, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Kahn	Nishaus	Sherwood
Anderson, D.	Dieterich	Kelly	Norton	Sieben, H.
Anderson, G.	Eken	Kempe	Ohnstad	Sieben, M.
Anderson, I.	Enebo	Knickerbocker	Ojala	Skaar
Becklin	Erdahl	LaVoy	Parish	Smith
Bennett	Faricy	Lemke	Patton	Spanish
Berg	Ferderer	Lindstrom, J.	Pavlak, R.	Stanton
Berglin	Flakne	Mann	Pehler	Swanson
Biersdorf	Fudro	McArthur	Peterson	Tomlinson
Boland	Fugina	McCarron	Prahl	Ulland
Braun	Graba	McEachern	Quirin	Vanasek
Brinkman	Grove	McFarlin	Resner	Vento
Carlson, A.	Hagedorn	McMillan	Rice	Voss
Carlson, B.	Hanson	Menke	Ryan	Wenzel
Carlson, D.	Haugerud	Miller, D.	St. Onge	Wigley
Carlson, L.	Jacobs	Miller, M.	Salchert	Wohlwend
Casserly	Jaros	Moe	Samuelson	Wolcott
Connors	Johnson, C.	Mueller	Sarna	Mr. Speaker .
Culhane	Johnson, D.	Munger	Schreiber	
Cummiskey	Jopp	Nelson	Schulz	
Dahl	Jude	Newcome	Searle	

Those who voted in the negative were:

Adams, S.	Eckstein	Hook	Lindstrom, E.	Pleasant
Andersen, R.	Erickson	Johnson, J.	Lombardi	Savelkoul
Belisle	Esau	Johnson, R.	Long	Stangeland
Bell	Fjoslien	Klaus	McCauley	Weaver
Cleary	Forsythe	Kvam	Myrah	
Clifford	Graw	Laidig	Pavlak, R. L.	
Dirlam	Heinitz	Larson	Pieper	

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 2437

May 18, 1973

Honorable Martin Sabo
Speaker of the House of Representatives

Honorable Alec Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 2437, report that we have agreed upon the items in dispute and recommend as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. EDUCATIONAL PURPOSES, APPROPRIATIONS. Except as herein otherwise provided, the sums hereinafter set forth in the columns designated "APPROPRIATIONS", or so much thereof as may be necessary, are hereby appropriated out of the general fund in the state treasury or any other fund herein designated for the purposes specified in the following sections of this act, to be available for the fiscal year indicated for each purpose. The figures "1973", "1974", and "1975" wherever used in this act, shall mean that the appropriation or appropriations listed thereunder shall be available for the year ending June 30, 1973, 1974, and 1975 respectively.

APPROPRIATIONS
Available for the Year
Ending June 30,

1974 1975

\$ \$

Sec. 2. DEPARTMENT OF
EDUCATION

Subdivision -1. General Academic and Related Services	1,863,810	1,751,440
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(1) Salaries, supplies, and expenses		
\$ 1,197,476 \$ 1,199,020		

(2) Claims, grants, and shared revenue		
\$ 666,334 \$ 552,420		

The appropriation in (1) includes \$100,000 each year for the right to read program. Of the amount provided by this subdivision, \$14,100 each year is appropriated from the trunk highway fund.

Any unexpended balance remaining in (2) in the first year shall not cancel but shall be available for the second year of the biennium.

Provided that notwithstanding the provisions of Minnesota Statutes 1971, Section 121.26 and 125.08 to the contrary, the fee for registering with the teachers employment bureau shall not be less than \$10, and the fee for a certificate to teach or for a renewal or extension of certificate to teach shall not be less than \$10.

Subd. 2. Vocational Technical Instruction and Related Services	455,342	455,853
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(1) Salaries, supplies, and expenses		
\$ 455,342 \$ 455,853		

Subd. 3. Special and Compensatory Instruction and Related Services	509,624	512,434
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(1) Salaries, supplies, and expenses		
\$ 279,624 \$ 282,434		

(2) Claims, grants, and shared revenue		
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(a) Indian scholarships		
\$ 230,000 \$ 230,000		

Any unexpended balance remaining in (a) in the first year shall not cancel but

	1974	1975
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	\$	\$
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shall be available for the second year of the biennium.

Subd. 4. Education Planning Innovative Developmental Evaluative Services . . .	796,800	796,800
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(1) Salaries, supplies, and expenses	\$ 221,800	\$ 221,800
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(2) Claims, grants, and shared revenue	\$ 575,000	\$ 575,000
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Subd. 5. Auxiliary Services and General Support	3,024,973	4,259,125
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(1) Salaries, supplies, and expenses	\$1,708,579	\$3,139,731
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Of the amounts in (1), \$1,932,476 shall not be available in fiscal year 1974-75 until the senate committee on finance and the house committee on appropriations has reviewed the progress of the Minnesota education computer consortium. Recommendations will be made to the legislative advisory committee before March 1, 1974, for the release of the appropriation for the first six months of fiscal year 1974-75 and before September 1, 1974, for the release of the balance of the appropriation for fiscal year 1974-75.

The department shall establish reasonable charges to MECC users for on-line computer time actually used. Such receipts shall be deposited in a non-dedicated receipt account of the general fund.

The above appropriation includes in the first year of the biennium, \$45,000 for the summarization and dissemination of school statistical information. Any unexpended balance in the \$45,000 appropriation shall not cancel but shall be available for the second year of the biennium.

(2) Claims, grants, and shared revenue		
(a) School lunch		

	\$1,316,394	\$1,119,394
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Any unexpended balance remaining in (a) in the first year shall not cancel but

1974

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shall be available for the second year of the biennium.

Item (2) includes a contingent fund of \$300,000 for state matching of federal funds to be expended in the first year upon showing that local resources qualifying under federal match formula have been fully utilized.

Of the amount provided in (2) of this subdivision, so much thereof as is necessary shall be used for the type "A" lunch program to be distributed under standards established by the state board of education.

Subd. 6. Community Library Services	1,806,026	1,838,026
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(1) Salaries, supplies and expenses		
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\$ 234,436	\$ 266,436
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(2) Claims, grants, and shared revenue		
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\$1,571,590	\$1,571,590
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Any unexpended balance remaining in (2) in the first year shall not cancel but shall be available for the second year of the biennium.

These funds may be granted for the improvement of library services at welfare and corrections institution libraries and for library services to the blind and physically handicapped. These funds shall not exceed in either year the amount provided for fiscal year 1972.

(3) A public library is a public library serving 20,000 or more persons or serving less than 20,000 persons with the approval of the commissioner of education and receiving annually from public funds financial support of at least one mill on the assessed valuation of the taxable property in the area served by the library.

To qualify for the state library grant herein authorized, local levies for libraries shall not be less than the library levies in effect January 1, 1973. All of the above funds are limited to operating purposes only.

1974

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Applications for financial assistance shall contain such information as the department requires including descriptions of areas served by the applicant and the number and distribution of persons residing therein; the local plan of the applicant for promoting library service in the areas it serves and an estimate of the financial assistance to put such a plan in effect, and a statement of the ability of local government within the area served by the applicant to finance operations out of public funds raised by local taxes. Financial assistance shall be granted to an eligible applicant proposing an economical and practical plan for the promotion of library service in the area in such amount and subject to such conditions as the department determines after considering the information contained in the application for assistance and the total amount of state and federal funds available for the promotion of library service in the state.

Provided that no state funds shall be used for construction of library facilities.

Subd. 7. Vocational Rehabilitation . . . 1,947,902 1,952,725

(1) Salaries, supplies and expenses
and Counseling and Care of Persons

\$1,458,565 \$1,490,275

(2) Claims, grants, and shared revenues

\$ 119,337 \$ 72,450

(3) Rehabilitation facilities

\$ 370,000 \$ 390,000

Any unexpended balance remaining in (3) in the first year shall not cancel but shall be available for the second year of the biennium.

None of the amounts appropriated in Subdivisions 1, 3, 4, 5, 6, and 7 listed as claims, grants and shared revenues on the official worksheets of the conferees of the senate and house of representatives, a true copy of which is on file in the office of the commissioner of administration, shall be transferred to any other expenditure cate-

1974 1975

\$ \$

gory other than that for which it was appropriated.

The number of state funded positions shall not exceed the number shown on official worksheets.

Sec. 3. STATE COLLEGE BOARD

Subdivision 1. Maintenance and Equipment	41,439,465	43,058,111
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The amounts appropriated in subdivisions 1 and 2 include a sum in each year for recruitment of unclassified staff. Candidates for positions in the state college board central office or in a state college who have been invited by the state college board for interview, may be reimbursed for travel and subsistence expenses in the same manner and amounts as state employees. This reimbursement may be made from college imprest cash funds.

In developing new programs with the funds provided herein the state colleges shall, wherever appropriate and educationally sound, attempt to employ excess faculty resulting from declining or shifting enrollments.

Subd. 2. Metropolitan State College ...	850,000	900,000
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The above amount shall be used by the state college board for operating an educational program for a state college center as organized in the seven county metropolitan area. The center may operate in facilities acquired through the commissioner of administration by gift or lease. The faculty and staff of the state college system shall provide assistance in developing curricular and educational programs for the college. The state college board shall also request the assistance of the university of Minnesota, the junior colleges, the area vocational-technical schools, and the private colleges in planning such programs. The college shall serve the needs of the graduates of the state junior colleges and the area vocational-technical schools, and include curricula for retraining adults to meet the technological demands of the changing economy.

	1974	1975
	\$	\$
Subd. 3. State College Board		
Contingent	750,000	

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

In event the enrollment of full time equivalent students enrolled exceeds the budget estimates of 32,000 full time equivalents the first year and 31,000 full time equivalents the second year of the biennium for the total state college system, it is the intent of the legislature to provide additional teaching positions at a ratio of one position for each 19 full time equivalent undergraduate students, and one position for each 13 graduate students in excess of the biennial budget enrollment estimates for each year of the biennium.

In order to provide for an orderly realignment of faculty staffing resulting from reduced or shifting enrollments, not more than \$600,000 of this appropriation may be expended to pay the salaries of faculty members employed on terminal year contracts where such terminal appointments are required by current state college board rules. The state college board shall conduct a comprehensive program review at southwest Minnesota state college to determine the basic staffing requirements necessary to offer a sound educational program. Pursuant to this review the board may recommend to the legislative advisory committee a minimum staffing for that institution. Before any of the above appropriation is expended, the state college board shall demonstrate to the legislative advisory committee that all reasonable measures were taken to adjust staffing patterns in such a manner as to minimize the need for such contracts.

The above appropriation is to be expended with the approval of the governor after consultation with the legislative advisory committee as provided by Minnesota Statutes 1971, Section 3.30.

Subd. 4. Student Loans — State		
Matching	274,472	274,472

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The above appropriation shall be used as state's matching share for any federal student aid or loan program.

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium. No portion of the appropriation shall be used to defray obligations incurred prior to July 1, 1973.

Subd. 5. General Research	25,000	25,000
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None of this appropriation shall be allotted or encumbered until a research project has been approved by the state college board. Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

All receipts of every kind, including but not limited to students' tuition and fees, federal receipts, aids, contributions, and reimbursements in all state colleges are re-appropriated to the state college board, but subject to budgetary control by the commissioner of administration, except the following receipts not subject to budgetary control by the commissioner of administration:

(a) those attributed to dormitory functions handled under Minnesota Statutes 1971, Sections 136.31 to 136.38, and

(b) those attributable to college activity funds (including, for example, receipts from vending machines in buildings other than dormitories and student unions), and

(c) those attributable to grants for special projects, institutes, and similar activities subject to Minnesota Statutes 1971, Sections 136.143 and 136.144.

A report shall be submitted to the 69th session of the legislature as to the use of all such excepted funds.

The state college board is hereby authorized to transfer funds within the various college operating accounts of the maintenance and equipment appropriation account after the close of a fiscal year; pro-

1974

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vided such transfers are in accordance with the laws of 1949, Chapter 230, Section 1, Subdivision 8.

Grants awarded to the state college system by any state agency shall be transferred to the account(s) of the state college board. Such transfers shall be by journal voucher or a request for transfer of funds as deemed most appropriate by the state auditor.

During the 1973-75 biennium, the state college board shall identify non-academic unclassified positions in the state college system for transfer to the classified state service. Persons in employee status in such positions at the time of transfer may be transferred with their consent into the classified service of the state without competitive examination, and shall be placed in the proper classifications by the director of civil service, provided, however, that the salary of any present incumbent shall not be reduced because the range maximum is lower than his or her present salary. Personnel occupying positions transferred may continue in the retirement programs in which they currently participate. Employees who have been employed by the colleges more than one year shall be granted permanent status; those employees with less than one year of service will be placed on probationary status. The above provisions shall be effective notwithstanding any other provisions of law to the contrary.

Notwithstanding any other law to the contrary, reimbursements are appropriated for use during the fiscal year in which they are received.

Notwithstanding the provisions of any law to the contrary, Minnesota Metropolitan State College is authorized to deposit tuition receipts received during the final quarter of each fiscal year in a suspense account. The balance in such an account shall not cancel on June 30 but shall be available in the next fiscal year.

1974

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The state college board may allocate, not to exceed \$3,000 annually, to each college president and the office of the chancellor for miscellaneous expenses in connection with the state college system. The provisions of Minnesota Statutes 1971, Chapter 16, shall not apply to such expenditures but the state college board shall prescribe the manner, amount, and purpose of such expenditures and report thereon to the 1975 legislature.

Notwithstanding the provisions of Minnesota Statutes 1971, Section 136.06, or any other law to the contrary, expenses incurred in travel outside of the state of Minnesota shall be paid upon prior authorization of the chief executive officer or president of the state college board. No other approval shall be required.

The state college board is authorized to utilize up to \$200,000 of the maintenance and equipment appropriation each year for regional and community service projects provided that the agency or local unit of government receiving such services shall reimburse the college system for not less than one-third their cost. Receipts so derived shall be treated as tuition for enrollment and budgetary purposes.

Notwithstanding any provision in Minnesota Statutes 1971, Chapter 16, which may indicate the contrary, when the state college board so requests, technical educational equipment may be procured for the state colleges either by brand designation or in accordance with standards and specifications which the board may promulgate.

In addition to the fees prescribed by Minnesota Statutes 1971, Section 136.11, the state college board may prescribe fees to be charged students for college activities, functions, and purposes.

Notwithstanding any other provision of law to the contrary, the state college board may make refunds to students for tuition, activity fees, union fees and any other fees from imprest cash funds. The imprest cash

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fund shall be reimbursed periodically by checks or warrants drawn on the funds and accounts to which the refund should ultimately be charged. The state college board shall obtain the approval of the public examiner for the procedures used in carrying out the provisions of this paragraph.

The state college board may waive tuition on institutes, courses or projects when the sponsor pays all costs.

Notwithstanding the provisions of any law to the contrary, the state college board is authorized to provide for the orderly replacement of aircraft. An equipment suspense account shall be established by the State Auditor within the general fund. All receipts which are attributable to the operation or use of such aircraft are hereby reappropriated to the state college board. These receipts, or such portion thereof as may be designated by the board, shall be credited to the equipment suspense account. Any balance in this account shall not cancel at the end of a fiscal year but shall remain available for transfer at the request of the board to its maintenance and equipment account.

The state colleges are authorized to charge a placement service registration fee of \$10 to each student or graduate upon registration with the college placement service.

The state college board is authorized to contract for hospital benefits coverage and medical benefits coverage for students in the same manner as authorized by Minnesota Statutes 1971, Section 43.45.

The provisions of Minnesota Statutes 1971, Section 136.13, notwithstanding, the state college board may hold its annual meeting on any day in the month of May.

Sec. 4. STATE UNIVERSITY, UNIVERSITY FARM SCHOOL, EXPERIMENT SCHOOL AND STATIONS, AND BRANCHES

Subdivision 1. Maintenance and Operations

88,275,234 91,681,244

1974

1975

\$

\$

The board of regents of the university may use any money not specifically appropriated for other purposes for acquiring land by purchase or condemnation. In case it is desired to use the fund for the acquisition of land, the power of eminent domain may be exercised in accordance with Minnesota Statutes 1971, Chapter 117.

Provided that these appropriations for maintenance and operations are made from revenues accruing to the university from:

- (1) the investments of the permanent university fund; and
- (2) the occupation tax on iron ore.

If such revenues are insufficient, the remainder of such appropriations are advanced and appropriated from any moneys in the state treasury credited to the general fund. The income derived from the investment of the permanent university fund is hereby appropriated to the board of regents pursuant to Minnesota Statutes 1971, 137.022.

For the purposes of these appropriations it is estimated that the income to be derived from the investment of the permanent university fund will not exceed \$2,160,000 for the first year and \$2,160,000 for the second year. If at the end of any fiscal year there are unexpended revenues accruing to the university from the occupation tax on iron ore, the general fund shall be reimbursed therefrom to the extent that payments have been made from the general fund during such fiscal year pursuant to these appropriations. The board of regents shall certify to the state auditor at the end of each quarter the amounts of earnings derived from the investment of the permanent university fund and if the income derived from the investment of the permanent university fund during any fiscal year exceeds the amounts herein stated, the amounts payable from the general fund shall be reduced accordingly.

For budgetary purposes it is estimated that the foregoing appropriation from the

1974 1975

\$ \$

general fund will not exceed the sum of \$84,740,234 the first year and \$88,146,244 the second year.

Subd. 2. Equipment and Library Supplement	425,000	575,000
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Of the above appropriation, \$150,000 in the second year shall be spent for the purpose of upgrading equipment of the industrial education program following legislative review and approval.

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Subd. 3. Summer School Tuition and Continuing Education Supplement	700,000	700,000
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Provided that the board of regents shall expend the funds to equalize tuition rates among undergraduate students for regular session, summer session and extension programs in order to facilitate to the maximum the use of campus units, buildings and staff. The university shall submit a progress report by November 15, 1974 to the chairmen of the house appropriations committee and the senate finance committee.

The appropriations made in subdivisions 2 and 3 are supplemental to the appropriation made in subdivision 1 but shall not become a part of the expenditure base.

On October 1, 1974 and 1975 the president of the university of Minnesota shall furnish the house appropriations and senate finance committees and the commissioner of administration the following information:

- (1) the total amount of receipts during the fiscal year 1974 from all sources in excess of \$45,500,000 and during the fiscal year 1975 from all sources in excess of \$47,200,000;
- (2) the sources of said receipts; and
- (3) the purposes for which any excess receipts were expended and accounts to which transferred.

	1974	1975
	\$	\$
Subd. 4. For the Support of the University of Minnesota Technical College—Crookston	1,083,205	1,186,343
Subd. 5. Waseca Technical College	812,054	888,478

The Technical Colleges at Crookston and Waseca shall continue their programs without new construction until such time as the legislature has reviewed their programs and determined the need for additional facilities.

Subd. 6. Student Loans—State Matching	395,000
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The above appropriation shall be used as state's matching share for any federal student aid or loan program. Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Sec. 5. FOR CARE OF INDIGENT COUNTY PATIENTS TO BE RENDERED BY THE UNIVERSITY OF MINNESOTA HOSPITALS, INCLUDING THE HEART HOSPITAL

Subdivision 1. For State's Share of Expenses of County Indigent Patients	1,680,000	1,680,000
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In lieu of the formula for reimbursing a county as provided in Minnesota Statutes 1971, Section 158.04, a county under this appropriation will be reimbursed for 70% of the expenses charged against a patient at the university hospital up to \$5,000. A charge against a patient in excess of \$5,000 will be paid by the state. Except as otherwise herein set forth, the other provisions of the cited statute shall continue in force and effect.

Subdivision 1 shall include and cover the amounts which may become due to the university of Minnesota from the state during the fiscal years covered by said subdivisions.

There is further appropriated to the university of Minnesota the following sums, or so much thereof as may be necessary, for the purpose of reimbursing the said university for the sum due from counties

	1974	1975
	\$	\$
during said fiscal years under the provisions of said acts, payments to be made quarterly out of said appropriation, as shown by certificates filed with the state auditor pursuant to the provisions of Minnesota Statutes 1971, Chapter 158.	720,000	720,000

The state auditor is authorized and directed to pay the university out of sums collected from counties under the provisions of said chapter 158, during the fiscal years ending June 30, 1974, and June 30, 1975, respectively, an amount sufficient to reimburse said university in full for the amount due it from counties during said fiscal years, as shown by certificates filed with the state auditor, and a sum sufficient to make such payments is hereby appropriated.

Sec. 6. EDUCATIONAL OFFSET	250,000	250,000
Sec. 7. PSYCHOPATHIC DEPARTMENT — UNIVERSITY OF MINNESOTA HOSPITALS	1,524,013	1,547,171
Sec. 8. CHILD PSYCHIATRIC DEPARTMENT — UNIVERSITY OF MINNESOTA	567,971	578,820
Sec. 9. REHABILITATION CENTER — UNIVERSITY OF MINNESOTA HOSPITALS	1,501,727	1,525,609

Fees for service furnished to counties and individuals under this item shall be sought to augment the sum hereby appropriated, which said fees are hereby appropriated to said university hospital.

Sec. 10. DEPARTMENT OF COMMUNITY SERVICE—UNIVERSITY OF MINNESOTA HOSPITALS	69,184	73,043
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Sec. 11. FOR VARIOUS EXPERIMENTS AND INVESTIGATIONS TO BE CARRIED ON UNDER THE DIRECT SUPERVISION OF THE UNIVERSITY OF MINNESOTA

Subdivision 1. Agricultural Extension Service	3,629,961	3,721,084
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This subdivision includes the items of agricultural extension work, county agri-

	1974	1975
	\$	\$
cultural agents, home demonstration and 4-H club work, and soil conservation. Any salary increases granted to personnel provided for by this subdivision by the university shall not result in a reduction of the county portion of the salary payments.		

This appropriation includes funds for each year for the potato and sugar beet extension program in the Red River Valley, contingent on an equal amount being provided by the state of North Dakota.

The appropriation includes funds for irrigation and marketing development project.

Subd. 2. Agriculture

(a) General Agricultural Research	2,800,000	2,850,000
(Includes Agricultural Research—Rosemount)		

The above appropriation includes funds for research on aquatic plants including wild rice.

(b) Soybean Research	169,519	176,761
(c) Potato Processing Research Laboratory	34,772	35,860
(d) Forest Research Center—Cloquet	68,335	70,540

Subd. 3. Veterinary Medicine

(a) Veterinary Diagnostic Laboratory	262,016	268,664
(b) Veterinary Medicine Teaching Hospital	50,000	50,000

Subd. 4. Geological Research	119,363	124,647
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Subd. 5. Lake Superior Basin Studies	50,000	50,000
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Not more than \$25,000 of the above appropriation may be expended prior to receipt of matching funds.

In conducting the study, the university is directed to cooperate and coordinate its program with similar work in studies being conducted by other Minnesota state agencies or those of other states.

Any unexpended balance remaining in the first year shall not cancel but shall be

	1974	1975
	\$	\$

available for the second year of the biennium.

The University shall submit a progress report to the 1975 legislature.

Subd. 6. General Research	1,867,570	1,642,199
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This appropriation is, as the board of regents may direct, for general research, business and economic research including Duluth, institute of child development, special education training and research, training for careers in fire prevention and protection, center for urban and regional affairs, criminal justice studies, museum of natural history, project Newgate, and juvenile justice seminar.

Subd. 7. Industrial Relations Education Program	165,800	195,800
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The above appropriation includes funds for short courses, programs, and seminars, for labor and management.

Subd. 8. Municipal Reference Bureau	54,927	
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Subd. 9. Medical Research	842,487	867,918
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The above amount includes funds for psychiatric research, control of hypercholesterolemia, medical and cancer research and multiple sclerosis and other neurological problems.

(a) Basic Sciences Program for Medical Training—Duluth Branch ...	832,481	1,017,375
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(b) Dental Hygiene Program—Duluth Branch	127,743	138,364
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(c) Duluth Graduate School of Social Work	328,327	379,470
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(d) Undergraduate Instruction of Medical Students at (1) Hennepin County General Hospital, (2) St. Paul-Ramsey Hospital, and (3) Private Hospitals	1,296,000	1,392,000
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(e) Graduate Residency Program		
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(1) University of Minnesota ...	1,275,000	1,500,000
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(2) Hennepin County General Hospital	532,000	532,000
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	1974	1975
	\$	\$
(3) St. Paul-Ramsey Hospital	418,000	456,000

All hospitals receiving any portion of the above appropriation shall furnish the house appropriations and senate finance committees with a full report no later than November 15, 1974, of all actual and reasonable costs resulting from graduate family practice residency education, and all fees and income to the hospital generated by the graduate residents in family practice and the purposes for which such funds were expended.

In the event that the number of graduate residents enrolled in the above program falls below the number projected on the official committee allocations worksheets, the university of Minnesota hospital and its affiliated hospitals shall cancel \$15,000, and Hennepin and Ramsey Hospitals each shall cancel \$19,000 for each student to the general fund.

Expenditures from this appropriation may be made only for activities directly related to the training of doctors in family practice at the above named and affiliated hospitals.

(f) Medical Services and Instruction	1,422,350	1,558,792
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The above amount includes funds for the rural health physicians' associate program, family practice and community health, drug abuse information and education, allied health—nurse—clinician generalist program, and patient transportation.

(g) Law School Supplement	170,000	350,000
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The above appropriation is for additional law students over planned first year enrollments for the 1973-74 school year, and additional law students over planned first year enrollments for the 1974-75 school year.

(h) Hormel Institute—Austin	100,000	100,000
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To support the operation of the institute and to promote research by such institute.

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From the appropriation made to the university of Minnesota by this act and from other sources all non-academic employees shall be paid a salary comparable to the salaries paid to state employees in the classified state civil service.

The appropriations made to the university of Minnesota by this act include funds for the employers share of social security, state retirement, and health insurance and such funds shall be expended only for these purposes. Any funds provided for these purposes by this act that are in excess of the employers share shall be returned to the state treasury.

None of the appropriations made in this act, with the exceptions of the appropriations for the university of Minnesota hospitals or made in this or other acts toward buildings, shall be made to the university by the auditor until the university first certifies to the auditor that its aggregate balances in the temporary investment pool, cash, or separate investments, resulting from all state maintenance and special appropriations do not exceed \$7 million plus one-third of all tuition and fee payments from the previous fiscal year. Upon such certification, one-twelfth of the annual appropriation to the university shall be paid at the beginning of each month. Additional payments shall be made by the state auditor whenever the state appropriations and tuition aggregate balances in the temporary investment pool, cash, or separate investments, are reduced below the indicated levels.

No payment of appropriations toward buildings shall be made by the auditor until all balances separately invested, including cash, and those in the temporary investment pool attributable to all state building funds shall be reduced below \$5 million. Payment shall then be made upon certification of the amounts needed for construction payments, but so as not to increase the building balances in cash, separately invested, or in the temporary investment pool, to a total above \$5 million.

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Appropriations not paid to the university in any fiscal year shall carry over to the following fiscal year.

Moneys not paid to the university by reason of the foregoing requirements shall be invested by the state in those securities authorized by Minnesota Statutes 1971, Section 11.10 until paid to the university. Income from investments shall be credited to the general fund in the state treasury.

In preparing legislative budget request for the 1975-1977 biennium, all projected income from student tuition shall be based on a charge per credit hour schedule.

Sec. 12. MAYO MEDICAL SCHOOL 608,000 928,000

The state of Minnesota shall pay a capitation of \$8,000 for each student who is a resident of Minnesota for a maximum of 40 such students in each class.

Sec. 13. MINNESOTA BOARD OF NURSING

Subdivision 1. For Nursing Scholarships 125,000 125,000

Sec. 14. MINNESOTA HIGHER EDUCATION COORDINATING COMMISSION

Subd. 1. Salaries and Expenses 475,085 481,871

This appropriation includes funds for the administration of the state scholarship, state grant-in-aid, student loan, and inter-institutional educational television programs and program review, and private college contracts.

Subd. 2. State Scholarship Program 3,175,000 3,875,000

Subd. 3. State Grant-in-aid Program 3,125,000 3,875,000

Subd. 4. Inter-institutional Educational Television 210,000 165,000

The commission, in cooperation with the state junior college system, the state college system, the university of Minnesota, and the Minnesota private colleges, shall be responsible for coordination and man-

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agement of the inter-institutional television program.

The staff of the higher education coordinating commission is directed to study the need for and the use of instructional television in Minnesota institutions of post-secondary education in cooperation with the senate finance committee and the house appropriations committee. The study shall include reconsideration of the assessments and recommendations of the interinstitutional feasibility study as presented to the 1965 legislature, evaluation of progress in meeting objectives presented in the feasibility study report, determination of the usefulness of the interinstitutional television program, and formulation of state policies on instructional television for the future. A staff report on the study shall be presented to the finance and appropriations committees by October 1, 1974. Recommendations of the commission on instructional television shall be included in the commission's biennial report to the 1975 legislature.

Of the amount appropriated in this subdivision, \$45,000 is for the study.

Subd. 5. Minitex Library Program . . . 248,600 248,600

The commission, in cooperation with the state junior college system, the state college system, the university of Minnesota, and the Minnesota private colleges, shall be responsible for coordination and management of the minitex library program.

Subd. 6. Private College Contracts . . . 1,476,200 1,476,200

Subd. 7. Regional Coordination and Service . . . 175,000

The Higher Education Coordinating Commission is directed to develop and administer three experimental regional post-secondary education projects aimed at improving the efficiency and effectiveness of post-secondary education in meeting regional needs through increased interinstitutional cooperation and coordination of programs and planning within a region. In developing the three experimental projects,

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the Commission shall attempt to (1) improve the accessibility of all levels of post-secondary education to residents of the regions, (2) eliminate any unwarranted duplication of effort in the regions, (3) facilitate effective use of post-secondary education facilities and services for meeting regional needs, (4) provide for more effective liaison between regional planning and coordination of post-secondary education with regional planning and coordination of other public services, and (5) test means for accomplishing greater interinstitutional cooperative efforts for meeting local and regional needs of Minnesota residents. The Commission shall report on the results of the experimental regional projects in its next biennial report to the Governor and the Legislature. All post-secondary institutions and systems are requested to cooperate with and to assist the Commission in developing these projects.

Subd. 8. Student Loans 1,000,000

The commission is authorized and directed to supervise a student loan program in accordance with Minnesota Statutes, Section 136A.14 to 136A.17.

The Higher Education Coordinating Commission is hereby directed to take the necessary steps to encourage and expand the sharing of facilities and course offerings, through cross-registration or other appropriate means, between all public and private institutions of higher learning in Minnesota. A report showing the achievements and progress as well as recommendations for improvements and progress in this area shall be submitted to the 1975 legislature no later than January 1, 1975.

For the purpose of improved communications between all segments of public and private post-secondary education, the advisory council of the Higher Education Coordinating Commission shall be requested to sit with the Higher Education Coordinating Commission in the deliberations and discussions of the commission. Members of the advisory council shall, however,

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not vote on any matter before the commission.

Subd. 9. Upon request of the state finance officer and for the purpose of improving coordination of the state's effort in higher education, the Higher Education Coordinating Commission may (1) develop and implement an ongoing budgeting process and standardized reporting format which is compatible among the University of Minnesota, the state colleges, the state junior colleges, and public vocational technical schools, and which includes the relating of dollars expended to program output anticipated; (2) review budget requests, including requests for construction or acquisition of facilities, of the University of Minnesota, the state colleges, the state junior colleges, and public vocational technical schools, for the purpose of relating present resources and higher educational programs to the state's present and long-range needs; and conduct a continuous analysis of the financing of post-secondary institutions and systems, including assessments as to the extent to which such expenditures and accomplishments are consistent with legislative intent; (3) obtain from private post-secondary institutions receiving state funds a report on their use of those funds as specified above for public institutions. All institutions of higher education, public and private, and all state departments and agencies are requested to cooperate with and instructed to supply such written information as may be requested by the Higher Education Coordinating Commission in order to enable it to carry out and perform its duties. The commission shall include its budgetary recommendations for the university of Minnesota, the state colleges, the state junior colleges, public vocational technical schools, and private post-secondary institutions in reports to the governor and the legislature no later than November 15, 1974. There is hereby appropriated \$120,000 for this purpose.

Any unexpended balance remaining the first year in subdivisions 1, 2, 3, 4, 5, 6, 7,

1974 1975

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8, and 9 shall not cancel but shall be available for the second year of the biennium.

Sec. 15. STATE JUNIOR COLLEGE BOARD

Subdivision 1. Maintenance and Equipment	17,700,554	18,836,682
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The appropriation in this account provides salary increase funds sufficient to meet the obligations of the Minnesota Junior college board as stated in their contract negotiated with the junior college faculty association which is hereby approved for the 1973-1975 biennium only.

The above appropriation is for maintenance and equipment of the state junior college board and the state junior colleges. The state junior colleges are encouraged to use off-campus courses to extend the benefits of this appropriation to as many Minnesota residents as possible.

The above appropriation includes \$30,000 for development of community education programs at three out-state junior colleges.

The amounts appropriated in subdivision 1 include a sum in each year for recruitment of faculty. Candidates for twelve month administrative positions and for academic positions who have been invited by the state junior college board for interview may be reimbursed for travel and subsistence expenses in the same manner and in the same amounts as state officers and employees.

Subd. 2. Occupational Program Development	400,000
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Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

All receipts of every kind, nature and description, including student tuition and fees, all federal receipts, aids, contributions and reimbursements in all the state junior colleges are hereby reappropriated to the state junior college board, but are

1974 1975

\$ \$

subject to budgetary control to be exercised by the commissioner of administration.

The state junior college board is authorized to establish activity funds, except for dormitory purposes, and imprest cash funds, to waive tuition charges and to act as agent and accept the benefits of public law 88-452, known as the economic opportunity act of 1964, as amended, public law 85-864, known as the national defense education act of 1958, as amended, to the same extent and subject to the same conditions as such authority is vested in the state college board. Minnesota Statutes 1971, Sections 136.56, 136.045, 136.142, 136.143, 136.144, 136.171, 136.22, 169.966, 352.01, Subdivision 2a(6), also apply to the state junior college board and the state junior colleges in the same manner as to the state college board and the state colleges.

All receipts attributable to the college activity funds and deposited in the state treasury are hereby reappropriated to the state junior college board and are not subject to budgetary control as exercised by the commissioner of administration.

Notwithstanding any other law to the contrary, reimbursements are appropriated for use during the fiscal year in which they are received.

Subd. 3. Student Loan Program—
State Matching

75,000 85,000

The above appropriation shall be used as state's matching share for any federal student aid or loan programs.

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Subd. 4. State Junior College Board
Contingent

800,000

Of the above appropriation, not more than \$600,000 may be used to provide for meeting of contractual obligations between the junior college board and faculty resulting from reduced or shifting enrollments,

1974

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a shift to more costly programs requiring lower faculty-student ratios, and to maintain sound program offerings at the smaller institutions. Before any of the above appropriation is expended, the junior college board shall demonstrate to the legislative advisory committee that all reasonable measures have been taken to adjust staffing patterns to the degree possible within existing appropriation. A full report shall be submitted to the House appropriations and Senate finance committees on January 1, 1974 on the use made of this appropriation to that date.

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

This appropriation shall be expended with the approval of the governor after consultation with the legislative advisory committee, as provided by Minnesota Statutes 1971, Section 3.30.

Sec. 16. EMPLOYEES COMPENSATION

To be transferred by the state auditor to the department of labor and industry compensation revolving fund, in payment of obligations incurred by the following agencies in the amounts as indicated:

1973

State College Board \$53,951.30

Sec. 17. UNEMPLOYMENT COMPENSATION 41,139.72

In reimbursement of unemployment compensation benefits paid for former employees of the state college board.

Sec. 18. UNOBLIGATED BALANCES ON HAND, CANCELLED INTO GENERAL FUND. Except the revolving fund for the on-the-job training program, the unobligated balances on hand as of June 30, 1973, June 30, 1974, June 30, 1975, in the several appropriations and accounts for which an appropriation is made herein, unless otherwise excepted in this act, are hereby cancelled into the general fund for the fiscal years ending June 30, 1973, June 30, 1974, and June 30, 1975, and the unobligated balances on hand as of June 30, 1973, June 30, 1974, and June 30,

1975 appropriated out of any other funds, shall be cancelled into the fund from which they are appropriated as of June 30, 1973, June 30, 1974, and June 30, 1975.

Sec. 19. INCOME, FEES, RECEIPTS, DEPOSITED IN GENERAL FUND. Except as herein otherwise specifically provided, except the income to the university of Minnesota, and except all federal aid, contributions, or reimbursements received for any account of any division, institution or department for which an appropriation is made in this act, all income, including fees or receipts of any nature whatsoever, shall be deposited in and for the benefit of the general fund.

Sec. 20. APPROVED COMPLEMENT. Whenever an appropriation to any department or agency for salaries discloses an approved complement, that department or agency is limited in the employment of the number of full time equivalent persons including part time and seasonal employees indicated by such approved complement.

Except as otherwise provided in this act, additional employees over the number of the approved complement may be employed on the basis of public necessity or emergency with the written approval of the governor, but the governor shall not approve such additional personnel until he has consulted with the legislative advisory committee created by Laws 1943, Chapter 594, and such committee has made its recommendation upon the matter. Such recommendation shall be advisory only. Failure or refusal of the committee to make a recommendation promptly shall be deemed a negative recommendation. The provisions hereof shall extend to any other agency to which the present authority of the legislative advisory committee may be transferred, but shall be deemed to be repealed in case such authority shall be abolished.

Sec. 21. Any moneys made available to any state department or agency by this act by appropriation, transfer or otherwise for the payment of salaries is a source of revenue to such department or agency under the provisions of Minnesota Statutes 1971, Section 355.50 and 352.04, Subdivision 5.

Sec. 22. In order to enable the state to match the cost of any program under Title I of the Higher Education Act of 1965, any receipts accruing to any state department or agency by reason of service performed for the university of Minnesota in connection with such program shall be deposited in the state treasury. Such receipts are hereby reappropriated to the department or agency making the deposit, to be used as part of the state's 25 percent share of the cost of such programs. The balance of the state's share of the cost of such programs is payable by the participating departments or agencies from any moneys appropriated for salaries, supplies and expenses.

Sec. 23. Notwithstanding the provisions of any law to the contrary, the administrative expenses of the supplemental retirement plan established pursuant to Minnesota Statutes 1971, Sec-

tions 136.80 to 136.87 shall be paid from the portion of the cash realized on the redemption of shares pursuant to Minnesota Statutes 1971, Section 136.82, Subdivision 1, clause (5) which becomes the property of the supplemental retirement account of the teachers retirement fund. The balance of said cash after payment of said expenses shall be prorated as thereafter provided in Minnesota Statutes 1971, Section 136.82, Subdivision 1, clause (5). The amount of \$12,500 is hereby annually appropriated to the teachers retirement association from the cash balance described herein for said purposes.”

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

House Conferees: HOWARD E. SMITH, RAY W. FARICY, PETER X. FUGINA, STANLEY A. ENEBO, and RODNEY N. SEARLE.

Senate Conferees: JACK T. DAVIES, NORBERT ARNOLD, JEROME M. HUGHES, ROBERT O. ASHBACH, and JOHN L. OLSON.

Norton moved that the report of the Conference Committee on H. F. No. 2437 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 2437, A bill for an act relating to the organization and operations of state government; imposing regulations for junior college operations; appropriating moneys with certain conditions for education and related purposes, including the university of Minnesota and its hospitals, state colleges, aids to libraries, junior colleges, higher education coordinating commission, and moneys for medical education; providing aid to school districts including those affected by gross earnings taxation and authorizing the power of eminent domain with certain of the funds provided hereby; transferring moneys between accounts and funds in the state treasury; controlling certain treasury receipts; and imposing conditions relative to the expenditure of public moneys.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 117, and nays 16, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, B.	Esau	Jaros	Long
Andersen, R.	Carlson, D.	Faricy	Johnson, C.	Mann
Anderson, D.	Carlson, L.	Ferderer	Johnson, D.	McArthur
Anderson, G.	Cassery	Fjoslien	Johnson, J.	McCarron
Anderson, I.	Connors	Flakne	Johnson, R.	McCauley
Becklin	Cummiskey	Forsythe	Jopp	McEachern
Belisle	Dahl	Fudro	Jude	McFarlin
Bell	DeGroat	Fugina	Kahn	McMillan
Bennett	Dieterich	Graba	Kelly	Menke
Berg	Dirlam	Graw	Laidig	Miller, D.
Berglin	Eckstein	Grove	Larson	Miller, M.
Biersdorf	Eken	Hanson	LaVoy	Moe
Boland	Enebo	Haugerud	Lemke	Mueller
Braun	Erdahl	Hook	Lindstrom, E.	Munger
Brinkman	Erickson	Jacobs	Lindstrom, J.	Nelson

Newcome	Pehler	Samuelson	Smith	Weaver
Niehaus	Peterson	Sarna	Spanish	Wenzel
Norton	Prahl	Schreiber	Stanton	Wigley
Ohnstad	Quirin	Schulz	Swanson	Wohlwend
Ojala	Resner	Searle	Tomlinson	Wolcott
Parish	Rice	Sherwood	Ulland	Mr. Speaker
Patton	Ryan	Sieben, H.	Vanasek	
Pavlak, R.	St. Onge	Sieben, M.	Vento	
Pavlak, R. L.	Salchert	Skaar	Voss	

Those who voted in the negative were:

Adams, S.	Culhane	Knickerbocker	Pieper	Savelkoul
Carlson, A.	Hagedorn	Kvam	Pleasant	Stangeland
Cleary	Heinitz	Lombardi		
Clifford	Klaus	Myrah		

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1821

May 18, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 1821, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 1821, the typewritten bill, be amended as follows:

Page 1, strike lines 31 and 32.

Renumber the subsequent subdivisions.

Page 3, line 15, after "agency" strike "and the director" and insert in lieu thereof "may".

Page 5, line 20, strike "protection goals" and insert "policies".

Page 5, line 28, strike "or environmental protection problem" and insert "problem or be inconsistent with state environmental policies, the manufacturer of the product may withdraw it from further consideration until such time as the manufacturer may resubmit such product to the agency, or".

Page 6, line 12, strike "prepare" and insert "adopt and may amend or rescind".

Page 6, line 14, after "review" strike the period and insert "after notice and hearing as provided in Minnesota Statutes, Section 15.0412, Subdivision 4.".

Page 6, line 20, after "cause." insert "Except as may be necessary in connection with any public hearing, the agency shall keep the samples and information confidential if the person submit-

ting them certifies that disclosure of said samples and information would affect the competitive position of the person.”.

Page 7, line 22, after “contract” strike “affected by this section may” and insert “in effect on final enactment of this act may, if the parties to the contract mutually agree,”.

Page 7, line 24, after “section.” insert “The exemption shall terminate upon expiration of the contract. If a party to such a contract, after a good faith attempt to renegotiate the contract, is unable to do so and the contract will continue in effect on and after March 1, 1974, the commissioner of taxation, after notice from the party in such form as the commissioner may prescribe and setting forth these facts, shall issue to the party a certificate that solid waste materials disposed of pursuant to the contract are exempt from the user fee imposed by this section. The operator of a solid waste disposal facility may require such a party to display his certificate of exemption at the operator’s request.”.

Page 8, line 19, strike “July 1, 1974” and insert in lieu thereof “March 1, 1974”.

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

House Conferees: WILLARD MUNGER, HENRY SAVELKOUL, and WALTER HANSON.

Senate Conferees: JAMES LORD, JOHN KEEFE, and WINSTON W. BORDEN.

Munger moved that the report of the Conference Committee on H. F. No. 1821 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1821, A bill for an act relating to the environmental impact, reduction, reuse and recycling of solid waste; authorizing state grants to regions, municipalities, and institutions therefor; prescribing duties and powers of the Minnesota pollution control agency; providing penalties; imposing a solid waste disposal charge; appropriating funds.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 133, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Berg	Casserly	Eken	Fudro
Adams, S.	Berglin	Cleary	Enebo	Fugina
Andersen, R.	Biersdorf	Clifford	Erdahl	Graba
Anderson, D.	Boland	Connors	Erickson	Graw
Anderson, G.	Braun	Culhane	Esau	Growe
Anderson, I.	Brinkman	Cummiskey	Faricy	Hagedorn
Becklin	Carlson, A.	Dahl	Ferderer	Hanson
Belisle	Carlson, B.	Dieterich	Fjoslien	Haugerud
Bell	Carlson, D.	Dirlam	Flakne	Heinitz
Bennett	Carlson, L.	Eckstein	Forsythe	Hook

Jacobs	Lemke	Munger	Quirin	Spanish
Jaros	Lindstrom, E.	Myrah	Resner	Stangeland
Johnson, C.	Lindstrom, J.	Nelson	Rice	Stanton
Johnson, D.	Lombardi	Newcome	Ryan	Swanson
Johnson, J.	Long	Niehaus	St. Onge	Tomlinson
Johnson, R.	Mann	Norton	Salchert	Ulland
Jopp	McArthur	Ohnstad	Samuelson	Vanasek
Jude	McCarron	Ojala	Sarna	Vento
Kahn	McCauley	Parish	Savelkoul	Voss
Kelly	McEachern	Patton	Schreiber	Weaver
Kempe	McFarlin	Pavlak, R.	Schulz	Wenzel
Klaus	McMillan	Pavlak, R. L.	Searle	Wigley
Knickerbocker	Menke	Pehler	Sherwood	Wohlwend
Kvam	Miller, D.	Peterson	Sieben, H.	Wolcott
Laidig	Miller, M.	Pieper	Sieben, M.	Mr. Speaker
Larson	Moe	Pleasant	Skaar	
LaVoy	Mueller	Prahl	Smith	

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 9

May 18, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and Senate, upon the disagreeing votes as to H. F. No. 9, report that we have agreed upon the items in dispute and recommend as follows:

That H. F. No. 9 be amended as followed:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [CITATION.] This act may be cited as the Minnesota fair labor standards act.

Sec. 2. [STATEMENT OF POLICY.] It is declared to be the policy of the Minnesota fair labor standards act (1) to establish minimum wage and overtime compensation standards for workers at levels consistent with their health, efficiency, and general well-being; (2) to safeguard existing minimum wage and overtime compensation standards which are adequate to maintain the health, efficiency, and general well-being of workers against the unfair competition of wage and hour standards which do not provide such adequate standards of living; and (3) to sustain purchasing power and increase employment opportunities.

Sec. 3. [DEFINITIONS.] Subdivision 1. Unless the language or context clearly indicates that a different meaning is intended, the following terms, for the purposes of this act, shall have the meanings given to them in this section.

Subd. 2. "Department" means the Minnesota department of labor and industry.

Subd. 3. "Commissioner" means the commissioner of labor and industry of Minnesota or his authorized designee.

Subd. 4. "Wage" means compensation due to an employee by reason of his employment, payable in legal tender of the United States or check on banks convertible into cash on demand at full face value, subject to such allowances as may be permitted by regulations of the department under section 8.

Subd. 5. "Employ" means to suffer or permit to work.

Subd. 6. "Employer" means any individual, partnership, association, corporation, business trust, or any person or group of persons acting directly or indirectly in the interest of an employer in relation to an employee.

Subd. 7. "Employee" means any individual employed by an employer but shall not include

(1) any individual employed in agriculture on a farming unit or operation employing less than the equivalent of two full time workers and on any given day employing no more than four employees. For the purpose of this clause, equivalent of a full time worker means 40 weeks of employment in a calendar year;

(2) an individual who has not attained the age of 18 who is employed in agriculture on a farm;

(3) any individual employed as a counselor to work with programs and campers in an organized resident or day camp;

(4) any individual employed in a bona fide executive, administrative, or professional capacity, or a salesman who conducts no more than 20 percent of his sales on the premises of the employer, as such terms are defined and delimited by regulations of the department;

(5) any individual who renders service gratuitously for a nonprofit organization as such terms are defined by regulations of the department;

(6) any individual who serves as an elected official for a political subdivision or who serves on any governmental board, commission, committee or other similar body, or who renders service gratuitously for a political subdivision;

(7) any individual employed by a political subdivision to provide police or fire protection services or who is employed by an entity whose principal purpose is to provide police or fire protection services to a political subdivision;

(8) any individual employed by a political subdivision who is ineligible for membership in the public employees retirement association by reason of the provisions of Minnesota Statutes, Section 353.01, Subdivision 2, Paragraph (2), Clauses (a), (b), (d), and (h);

(9) any driver employed by an employer engaged in the business of operating taxicabs;

(10) any individual engaged in babysitting as a sole practitioner;

(11) any individual employed on a part-time basis in a carnival, circus or fair;

(12) any individual under the age of 18 employed part-time by a municipality as part of a recreational program.

Subd. 8. "Occupation" means any occupation, service, trade, business, industry, or branch or group of industries or employment or class of employment in which employees are gainfully employed.

Subd. 9. "Gratuities" means voluntary monetary contributions received by an employee from a guest, patron, or customer for services rendered.

Sec. 4. [PAYMENT OF MINIMUM WAGES.] Except as may otherwise be provided in this act, or by regulation issued pursuant thereto, every employer shall pay to each of his employees wages at a rate of not less than \$1.80 an hour.

Sec. 5. [OVERTIME.] Subdivision 1. No employer shall employ any of his employees for a workweek longer than 48 hours, unless such employee receives compensation for his employment in excess of 48 hours in a workweek at a rate of not less than one and one-half times the regular rate at which he is employed; provided, however, that an employer if it is the State of Minnesota or a political subdivision may grant time off at the rate of one and one half hours for each hour worked in excess of 48 hours in any week in lieu of monetary compensation; and, provided, however, that no employer shall be deemed to have violated the overtime pay provisions of this section by employing any employees for a work week in excess of that specified in this section without paying the compensation for overtime employment prescribed herein if such employee is so employed under an agreement meeting the requirement of section 7 (b) (2) of the Fair Labor Standards Act of 1938, as amended.

Subd. 2. No employer engaged in the operation of a health care facility shall be deemed to have violated subdivision 1 if pursuant to an agreement or understanding arrived at between the employer and employee before performance of the work, a work period of 14 consecutive days is accepted in lieu of the work week of 7 consecutive days for the purpose of overtime compensation and if for his employment in excess of 8 hours in any work day and in excess of 80 hours in such 14 day period the employee receives compensation at a rate not less than one and one half times the regular rate at which he is employed.

Subd. 3. The provisions of subdivision 1 shall not apply with respect to any salesman, parts man, or mechanic primarily engaged in selling or servicing automobiles, trailers, trucks, or farm implements and paid on a commission or incentive basis,

if employed by a nonmanufacturing establishment primarily engaged in the business of selling such vehicles to ultimate purchasers.

Sec. 6. [DIVISION OF LABOR STANDARDS IS CREATED.] Subdivision 1. A division of labor standards is hereby created in the department of labor and in industry under the supervision and control of the commissioner of labor and industry.

Subd. 2. [POWERS AND DUTIES.] The powers, duties, and functions vested in, or imposed upon, the division of women and children of the department of labor and industry by Minnesota Statutes, Chapter 177, and other applicable laws relating to wages, hours, and working conditions, are transferred, vested in, and imposed upon the division of labor standards. In addition, the division of labor standards shall administer the provisions of this act and chapter 184.

Subd. 3. [EMPLOYEES; TRANSFER FROM DIVISION OF WOMEN AND CHILDREN.] All persons employed by the department of labor and industry in the division of women and children shall be transferred to the division of labor standards without loss to the person of any rights acquired by reason of his employment at the time of transfer.

Sec. 7. [POWERS AND DUTIES OF THE COMMISSIONER.] Subdivision 1. The commissioner or his authorized representative may enter during reasonable office hours or upon request and inspect the place of business or employment of any employer of employees in any occupation in the state, for the purpose of examining and inspecting any or all books, registers, payrolls, and other records of any such employer that in any way relate to or have a bearing upon the question of wages, hours, and other conditions of employment of any such employees; transcribe any or all of such books, registers, payrolls, and other records as he or his authorized representative may deem necessary or appropriate; and question such employees for the purpose of ascertaining whether the provisions of this act and the regulations issued pursuant thereto have been and are being complied with.

Subd. 2. The commissioner or his authorized representative may require from any employer of employees in any occupation in the state full and correct statements in writing, including sworn statements, with respect to wages, hours, name, addresses, and such other information pertaining to his employees and their employment as the commissioner or his authorized representative may deem necessary or appropriate.

Subd. 3. The commissioner or his authorized representative may issue any order requiring an employer to comply with the provisions of this act or with any regulation promulgated under the provisions of section 8. Any order shall be served by the department upon the employer or his authorized representative in person or by certified mail at the employer's place of business.

If an employer wishes to contest the order for any reason, he shall file written notice of his objection to the order with the commissioner within 10 days after service of said order upon said employer. Thereafter, a public hearing shall be held in accordance with the provisions of Minnesota Statutes, Sections 15.0418 to 15.0426, and such regulations consistent therewith as the commissioner may make.

Subd. 4. The commissioner may investigate, mediate, and settle wage claims by an employee against an employer if the failure to pay any such wage may violate Minnesota laws or any order or regulation of the department thereunder.

Subd. 5. The commissioner may commence a civil action in any court of competent jurisdiction for the benefit of any employee for appropriate relief with respect to any wage claim which the commissioner deems to be valid, upon a written request being filed with the commissioner by such employee, provided: (1) the failure to pay such wage would constitute a violation of Minnesota laws or any order or regulation of the department thereunder, and (2) the wage claim does not exceed \$300. The employer shall pay all costs and disbursements as may be allowed by the court, and shall further pay an assessment of ten percent of the amount of any awarded wage claim to the treasurer of the state of Minnesota. In any action herein no security for payment of costs shall be required. Nothing herein shall be construed to prevent an employee from prosecuting his own claim for wages.

Subd. 6. Upon the written request of the commissioner, the attorney general of the state of Minnesota shall commence a civil action for appropriate relief against the employer as provided in subdivision 5.

Sec. 8. [POWER TO MAKE REGULATIONS.] Subdivision 1. The commissioner shall make and revise such regulations, including definitions of terms, as he shall deem appropriate to carry out the purposes of this act, to prevent the circumvention or evasion thereof, and to safeguard the minimum wage and overtime rates established by sections 4 and 5.

Subd. 2. The commissioner shall appoint an advisory committee composed of an equal number of not more than three representatives each of employers and employees and of not more than three disinterested persons representing the public, which he shall consult concerning the making and revising of administrative regulations.

Subd. 3. The commissioner may establish regulations which define and govern this act with respect to, salesmen who conduct no more than 20 percent of their sales on the premises of the employer; allowances as part of the wage rates for board, lodging and other facilities or services furnished by the employer and used by the employees. Regulations issued by the department pursuant to this section shall include, but are not limited to, bonuses; part-time rates for employees working 24 hours or less

per week; special pay for special or extra work; procedures in contested cases; other facilities or services furnished by employers and used by employees; and other special items usual in a particular employer-employee relationship.

Subd. 4. An employee who receives \$20 or more per month in gratuities is a tipped employee. His employer is entitled to a credit in an amount up to 25 percent of the minimum wage which a tipped employee receives. Said credit against the wages due for gratuities received by a tipped employee may not be taken unless a signed statement from each tipped employee states that he did receive during the pay period an amount equal to or greater than the credit applied against the wages due by his employer. Such statements shall be maintained by the employer as a part of his business records.

Subd. 5. In order to prevent curtailment of opportunities for employment, avoid undue hardship, and safeguard the minimum wage rates under sections 4 and 5, the department shall also issue regulations providing for the employment of handicapped workers at wages lower than the wage rates applicable under sections 4 and 5, under permits and for such periods of time as specified therein; and providing for the employment of learners and apprentices at wages lower than the wage rates applicable under sections 4 and 5, under permits and subject to such limitations on number, proportion, length of learning period, occupations, and other conditions as the department may prescribe. The regulations issued by the department shall provide that where a handicapped person is now performing or is being considered for employment where he will perform work which is equal to work performed by a non-handicapped person, such handicapped person shall be paid the same wage as a non-handicapped person with similar experience and skill.

Subd. 6. Regulations shall be adopted by the department only after a public hearing held upon due publication of notice, at which any interested person may be heard and of which a record shall be made. Regulations shall be published by the department and shall take effect upon publication and filing with the secretary of state and the department of administration. Such regulations shall have the force and effect of law upon filing as provided herein.

Sec. 9. [JUDICIAL REVIEW.] Subdivision 1. Any person who may be aggrieved by any administrative regulation issued pursuant to section 8 may obtain a review thereof in the district court for Ramsey county, by filing in such court a written petition for declaratory judgment praying that the regulation be modified or set aside. A copy of such petition shall be served upon the department. The department's findings of fact, if any, shall be conclusive upon the court if supported by substantial evidence. The court shall determine whether the regulation is in accordance with law.

If the court determines that such regulation is not in accordance with law, it shall remand the case to the department with

directions to modify or revoke such regulation. If application is made to the court by any aggrieved party for leave to adduce additional evidence, such party shall show to the satisfaction of the court that such additional evidence is material, and that there were reasonable grounds for the failure to adduce such evidence before the department. If the court finds that such evidence is material and that reasonable grounds exist for the failure of the aggrieved party to adduce such evidence in prior proceedings, the court may remand the case to the department with directions that such additional evidence be taken by the department. The department may modify its findings and conclusions, in whole or in part, by reason of such additional evidence.

Subd. 2. Hearings in the district court on all appeals taken under subdivision 1 shall be privileged and take precedence over all matters, except matters of the same character. The jurisdiction of the court shall be exclusive and its judgment and decree shall be final except that the same shall be subject to review on appeal to the supreme court.

Subd. 3. The commencement of proceedings under subdivision 1 shall not, unless specifically ordered by the court, operate as a stay of an administrative regulation issued pursuant to section 8. The court shall not grant any stay of an administrative regulation unless the person complaining of such regulation shall file in the court an undertaking with a surety or sureties satisfactory to the court for the payment to the employees affected by the regulation, in the event such regulation is affirmed, of the amount by which the compensation such employees are entitled to receive under the regulation exceeds the compensation they actually receive while such stay is in effect.

Sec. 10. [KEEPING RECORDS.] Every employer subject to any provision of this act or of any regulation issued pursuant thereto shall make and keep, for a period of not less than three years in or about the premises wherein any employee is employed, a record of the name, address and occupation of each of his employees, the rate of pay, and the amount paid each pay period to each such employee, the hours worked each day and each workweek by such employee, and such other information as the department shall prescribe by regulation as necessary or appropriate for the enforcement of the provisions of this act or of the regulations issued pursuant thereto.

Sec. 11. [POSTING OF LAW AND REGULATIONS.] Every employer subject to any provision of this act shall keep a summary thereof, approved by the department, and copies of any applicable regulations issued pursuant thereto, or a summary of such regulations, posted in a conspicuous and accessible place in or about the premises wherein any person subject thereto is employed. The department shall furnish copies of such summaries and regulations to employers without charge.

Sec. 12. [PENALTIES.] Subdivision 1. Any employer who hinders or delays the department or its authorized representative in the performance of its duties under this act or re-

fuses to admit the commissioner or his authorized representative to any place of employment as required by section 7, subdivision 1; or fails to make, keep, and preserve records as required by section 10; or falsifies any such record; or refuses to make any such record accessible, or to furnish a sworn statement of such record or any other information as required by section 7; or fails to post a summary of this act or a copy of any applicable regulation as required by section 11; or pays or agrees to pay wages at a rate less than the rate applicable under or pursuant to this act; or otherwise violates any provision of this act or of any regulation issued pursuant thereto; is guilty of a misdemeanor.

Subd. 2. Any employer who discharges or in any other manner discriminates against any employee because such employee has complained to his employer, to the department, or to an authorized representative of the department that he has not been paid wages in accordance with this act or regulations issued pursuant thereto or because such employee has caused to be instituted or is about to cause to be instituted any proceeding under or related to this act, or because such employee has testified or is about to testify in any such proceeding shall, upon conviction therefor, be fined not less than \$500 nor more than \$1000.

Sec. 13. [EMPLOYEES' REMEDIES.] Any employer who pays any employee less than the wages and overtime compensation to which such employee is entitled under this act and regulations issued pursuant thereto shall be liable to such employee for the full amount of such wages and overtime compensation, less any amount actually paid to such employee by the employer, for an additional equal amount as liquidated damages, and for costs and such reasonable attorney's fees as may be allowed by the court. Any agreement between such employee and the employer to work for less than the applicable wage rate shall be no defense to such action. Such action may be maintained in any court of competent jurisdiction by any one or more employees for and in behalf of himself or themselves.

Sec. 14. [RELATION TO OTHER LAWS.] Any standards relating to minimum wages, maximum hours, overtime compensation, or other working conditions in effect under any other law of this state on the effective date of this act which are more favorable to employees than those applicable hereunder shall not be deemed to be amended, rescinded, or otherwise affected by this act but shall continue in full force and effect until they are specifically superseded by standards more favorable to such employees by operation of or in accordance with this act or regulations issued pursuant thereto.

Sec. 15. [RIGHT OF COLLECTIVE BARGAINING.] Nothing in this act shall be deemed to interfere with, impede, or in any way diminish the right of employees to bargain collectively with their employers through representatives of their own choosing in order to establish wages or other conditions of work more favorable to the employees than those required by this act and regulations issued pursuant thereto.

Sec. 16. Minnesota Statutes 1971, Sections 175.38, 175.39, 177.01, 177.02, 177.03, 177.04, 177.05, 177.06, 177.07, 177.075, 177.08, 177.09, 177.10, 177.11, 177.12, 177.121, 177.122, 177.13, 177.14, 177.15, 177.16, 177.17, 177.19, and 177.20, are repealed.

Sec. 17. [EFFECTIVE DATE.] This act shall become effective January 1, 1974."

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

House Conferees: RAY W. FARICY, ROBERT J. FERDERER, and JACK H. LAVOY.

Senate Conferees: JOHN MILTON, AL KOWALCZYK, and HOWARD D. OLSON.

Faricy moved that the report of the Conference Committee on H. F. No. 9 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 9, A bill for an act relating to labor; creating a division of labor standards; providing for minimum wage and overtime standards; providing penalties for violations; repealing Minnesota Statutes 1971, Sections 175.38; 175.39; and 177.01 to 177.20.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the passage of the bill and the roll being called, there were yeas 99, and nays 29, as follows:

Those who voted in the affirmative were:

Adams, J.	Clifford	Johnson, C.	Moe	Sarna
Adams, S.	Connors	Johnson, D.	Munger	Savelkoul
Anderson, R.	Cummiskey	Jude	Nelson	Schulz
Anderson, G.	Dahl	Kahn	Newcome	Sherwood
Anderson, I.	Dieterich	Kelly	Ojala	Sieben, H.
Belisle	Eckstein	Kempe	Parish	Sieben, M.
Bell	Enebo	Knickerbocker	Patton	Smith
Bennett	Faricy	Laidig	Pavlak, R.	Spanish
Berg	Ferderer	LaVoy	Pavlak, R. L.	Stanton
Berglin	Flakne	Lemke	Pehler	Swanson
Biersdorf	Forsythe	Lindstrom, J.	Peterson	Tomlinson
Boland	Fudro	Mann	Pleasant	Ulland
Braun	Fugina	McArthur	Prahl	Vanasek
Brinkman	Graw	McCarron	Quirin	Vento
Carlson, A.	Grove	McCauley	Resner	Voss
Carlson, B.	Hanson	McEachern	Rice	Wenzel
Carlson, D.	Haugerud	McFarlin	Ryan	Wohlwend
Carlson, L.	Heinitz	Menke	St. Onge	Wolcott
Cassery	Jacobs	Miller, D.	Salchert	Mr. Speaker
Cleary	Jaros	Miller, M.	Samuelson	

Those who voted in the negative were:

Anderson, D.	Erickson	Johnson, R.	Mueller	Searle
Becklin	Esau	Klaus	Myrah	Skaar
Culhane	Fjoslien	Kvam	Niehaus	Stangeland
Dirlam	Graba	Larson	Ohnstad	Weaver
Eken	Hagedorn	Lindstrom, E.	Pieper	Wigley
Erdahl	Johnson, J.	Long	Schreiber	

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 624

May 18, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 624, report that we have agreed upon the items in dispute and recommend as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. [CITATION.] Sections 1 to 4 may be cited as the Minnesota free flow of information act.

Sec. 2. [PUBLIC POLICY.] In order to protect the public interest and the free flow of information, the news media should have the benefit of a substantial privilege not to reveal sources of information or to disclose unpublished information. To this end, the freedom of press requires protection of the confidential relationship between the news gatherer and the source of information. The purpose of this act is to insure and perpetuate, consistent with the public interest, the confidential relationship between the news media and its sources.

Sec. 3. [DISCLOSURE PROHIBITED.] No person who is or has been directly engaged in the gathering, procuring, compiling, editing, or publishing of information for the purpose of transmission, dissemination or publication to the public shall be required by any court, grand jury, agency, department or branch of the state, or any of its political subdivisions or other public body, or by either house of the legislature or any committee, officer, member, or employee thereof, to disclose in any proceeding the person or means from or through which information was obtained, or to disclose any unpublished information procured by him in the course of his work or any of his notes, memoranda, recording tapes, film or other reportorial data which would tend to identify the person or means through which the information was obtained.

Sec. 4. [EXCEPTION AND PROCEDURE.] Subdivision 1. A person seeking disclosure may apply to the district court of the county where the person employed by or associated with a news media resides, has his principal place of business or where the proceeding in which the information sought is pending.

Subd. 2. The application shall be granted only if the court determines after hearing the parties that the person making ap-

plication, by clear and convincing evidence, has met all three of the following conditions:

(1) that there is probable cause to believe that the source has information clearly relevant to a specific violation of the law other than a misdemeanor,

(2) that the information cannot be obtained by any alternative means or remedy less destructive of first amendment rights, and

(3) that there is a compelling and overriding interest requiring the disclosure of the information where the disclosure is necessary to prevent injustice.

Subd. 3. The district court shall consider the nature of the proceedings, the merits of the claims and defenses, the adequacies of alternative remedies, the relevancy of the information sought, and the possibility of establishing by other means that which the source is expected or may tend to prove. The court shall make its appropriate order after making findings of fact, which order may be appealed directly to the supreme court according to the appropriate rule of appellate procedure. The order is stayed and nondisclosure shall remain in full force and effect during the pendency of the appeal.

Sec. 5. [DEFAMATION.] Subdivision 1. The prohibition of disclosure provided in section 3 shall not apply in any defamation action where the person seeking disclosure can demonstrate that the identity of the source will lead to relevant evidence on the issue of actual malice.

Subd. 2. Notwithstanding the provisions of subdivision 1 of this section, the identity of the source of information shall not be ordered disclosed unless the following conditions are met:

(a) that there is probable cause to believe that the source has information clearly relevant to the issue of defamation;

(b) that the information cannot be obtained by any alternative means or remedy less destructive of First Amendment rights.

Subd. 3. The court shall make its order on the issue of disclosure after making findings of fact, which order may be appealed directly to the supreme court according to the rules of appellate procedure. During the appeal the order is stayed and nondisclosure shall remain in full force and effect."

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

House Conferees: RUSSELL P. STANTON, SALISBURY ADAMS, and RAY W. FARICY.

Senate Conferees: HUBERT H. HUMPHREY III, ROBERT J. BROWN, and ROBERT J. TENNESSEN.

Stanton moved that the report of the Conference Committee on H. F. No. 624 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 624, A bill for an act relating to the free flow of information, the protection of sources of information of the news media, and prohibiting disclosure of sources of information.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 133, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, M.	Sarna
Adams, S.	Dieterich	Johnson, J.	Moe	Savelkoul
Andersen, R.	Dirlam	Johnson, R.	Mueller	Schreiber
Anderson, D.	Eckstein	Jopp	Munger	Schulz
Anderson, G.	Eken	Jude	Myrah	Searle
Anderson, I.	Enebo	Kahn	Nelson	Sherwood
Becklin	Erdahl	Kelly	Newcome	Sieben, H.
Belisle	Erickson	Kempe	Niehaus	Sieben, M.
Bell	Esau	Klaus	Norton	Skaar
Bennett	Faricy	Knickerbocker	Ohnstad	Smith
Berg	Ferderer	Kvam	Ojala	Spanish
Berglin	Fjoslien	Laidig	Parish	Stangeland
Biersdorf	Flakne	Larson	Patton	Stanton
Boland	Forsythe	LaVoy	Pavlak, R.	Swanson
Braun	Fudro	Lemke	Pavlak, R. L.	Tomlinson
Brinkman	Fugina	Lindstrom, E.	Pehler	Ulland
Carlson, A.	Graba	Lindstrom, J.	Peterson	Vanasek
Carlson, B.	Graw	Lombardi	Pieper	Vento
Carlson, D.	Growe	Long	Pleasant	Voss
Carlson, L.	Hagedorn	Mann	Prahl	Weaver
Casserly	Hanson	McArthur	Quirin	Wenzel
Cleary	Haugerud	McCarron	Resner	Wigley
Clifford	Heintz	McCauley	Rice	Wohlwend
Connors	Hook	McEachern	Ryan	Wolcott
Culhane	Jacobs	McFarlin	St. Onge	Mr. Speaker
Cummiskey	Jaros	Menke	Salchert	
Dahl	Johnson, C.	Miller, D.	Samuelson	

The bill was repassed, as amended by Conference, and its title agreed to.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 1271, A bill for an act relating to labor; employment of minors; providing that prohibitions do not apply to employment of farm children on the family farm; amending Minnesota Statutes 1971, Sections 181.40 and 182.09.

PATRICK E. FLAHAVER, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 1996, A bill for an act relating to the Minnesota state college board; appropriating money and authorizing a loan to the board for the refunding of outstanding revenue bonds; authorizing the issuance and sale of bonds under the provisions of Article IX, Section 6 of the Constitution to provide money for such loan, and appropriating money in connection with such bonds; amending Minnesota Statutes 1971, Section 136.40, by adding a subdivision.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 5 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 2530, A bill for an act relating to the organization and operation of state government; providing for public buildings of the state of Minnesota; authorizing the alteration, repair, rehabilitation of said buildings, the equipping and the replacement of equipment of certain of said buildings; appropriating money therefor.

The Senate has appointed as such committee Messrs. Arnold; Novak; Olson, J. L.; Fitzsimons and Davies.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 1626, A bill for an act relating to education; school aids and levies; authorizing the issuance of bonds by independent school district No. 625; appropriating money; amending Minnesota Statutes 1971, Chapter 124, by adding sections; Sections 120.17, Subdivision 7, and by adding a subdivision; 124.17, by adding a subdivision; 124.212, Subdivision 8, and by adding subdivisions; 124.32, Subdivisions 1 and 5, and by adding a subdivision; and 275.125, by adding subdivisions; repealing Minnesota Statutes 1971, Sections 120.17, Subdivision 8; 124.04; 124.17, Subdivision 1; 124.212, Subdivisions 3, 4, 6, and 7; 124.22, Subdivisions 1, 3, 4, and 6; 124.31; 124.32, Subdivision 3; and 275.125, Subdivisions 2 and 3.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 1626

May 17, 1973

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 1626, report that we have agreed upon the items in dispute and recommend as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. Minnesota Statutes 1971, Section 120.17, Subdivision 7, is amended to read:

Subd. 7. [PLACEMENT IN STATE INSTITUTION; RESPONSIBILITY.] Responsibility for special instruction and services for a handicapped child placed in a state institution on a temporary basis shall be determined in the following manner:

(a) The legal residence of such child shall be the school district in which his parent resides, if living or his guardian (IF NEITHER PARENT IS LIVING WITHIN THE STATE OR THE DISTRICT DESIGNATED BY THE COMMISSIONER OF EDUCATION IF NEITHER PARENT OR GUARDIAN IS LIVING WITHIN THE STATE);

(b) When the educational needs of such child can be met through the institutional program, the costs for such instruction shall be paid by the department to which the institution is assigned;

(c) When it is determined that such child can benefit from public school enrollment, provision for such instruction shall be made in the following manner:

(1) Determination of eligibility for special instruction and services shall be made by the commissioner of education and the commissioner of the department responsible for the institution;

(2) The school district where the institution is located shall provide an appropriate educational program for the child and shall make a tuition charge to the child's district of residence for the actual cost of providing the program;

(3) The district of the child's residence shall pay the tuition and other program costs *including the unreimbursed transportation costs* and may claim foundation aid for the child. *Special*

transportation shall be provided by the district providing the education program and the state shall reimburse such district within the limits provided by law.

Sec. 2. Minnesota Statutes 1971, Section 120.17, is amended by adding a subdivision to read:

Subd. 8a. [RESIDENCE OF CHILD UNDER SPECIAL CONDITIONS.] The legal residence of a handicapped child placed in a foster facility for care and treatment when: (1) parental rights have been terminated by court order; (2) parent or guardian is not living within the state; or (3) no other school district residence can be established, shall be the school district in which the child resides. The school board of the district of residence shall provide the same educational program for such child as it provides for all resident handicapped children in the district.

Sec. 3. Minnesota Statutes 1971, Section 124.04, is amended to read:

124.04 [CAPITAL EXPENDITURE TAXING AUTHORITY.] In addition to the tax levy prescribed by law for general and special school purposes, the board of any district may levy annually an amount (EQUAL TO EIGHT) *not to exceed \$65 per pupil unit and not to exceed 10 mills on each dollar of assessed valuation of the taxable property in the district as adjusted for the preceding year by the equalization aid review committee notwithstanding the provisions of sections 272.64 and 275.49, provided that said levy may not exceed by more than two mills (three mills if the district adds units pursuant to section 124.17, subdivision 1, clause (7))* the levy under this section in the previous year. The tax so levied shall be collected in the manner provided by law for the collection of (OTHER) school taxes. The proceeds of the tax may be used only to acquire *land*, improve and repair school sites and to (ERECT,) equip, *re-equip*, repair and improve buildings and permanent attached fixtures (, AND). *Subject to the commissioner's approval, the tax proceeds may also be used to rent or lease buildings for school purposes and to acquire or construct buildings.* The board (MAY) shall establish a fund in which the proceeds of this tax (MAY) shall be accumulated until expended (BY THE BOARD).

The proceeds of the tax shall not be used for custodial *or other maintenance* services.

Sec. 4. Minnesota Statutes 1971, Section 124.17, Subdivision 1, is amended to read:

124.17 [DEFINITION OF PUPIL UNITS.] Subdivision 1. Pupil units for each resident pupil in average daily membership shall be counted as follows:

(1) In an elementary school, for kindergarten and for handicapped pre-kindergarten pupils as defined in section 120.03, and enrolled in one-half day sessions throughout the school year or the equivalent thereof, approved by the commissioner of educa-

tion, one-half pupil unit and other elementary pupils, one pupil unit.

(2) In secondary schools, pupils in junior high school or a six-year school and all other pupils in secondary schools, one and four-tenths pupil units. Pupils enrolled in the seventh and eighth grades of a middle school shall be counted as secondary pupils.

(3) In area vocational-technical schools one and one-half pupil units.

(4) To meet the problems of educational overburden caused by broken homes, poverty and low income, each pupil from families receiving aid to families with dependent children or its successor program shall be counted as an additional five-tenths pupil unit. The department of public welfare is directed to furnish to the department of education that information concerning children from families with dependent children which is necessary to calculate pupil units. Additional aids to a district for such pupils may be distributed on a delayed basis until the department of education publicly certifies that the information needed for paying such aids is available on such a timely basis that such aids may be paid concurrently with other foundation aids.

(5) *In every district where the number of pupils from families receiving aid to families with dependent children or its successor program exceeds ten percent of the total actual pupil units in the district for the same year, as computed in clauses (1) and (2), each such pupil shall be counted as an additional 35/100 of a pupil unit; for those districts where the number of such pupils is more than eight percent but not more than ten percent of the total pupil units in the district for the same year, as computed in clauses (1) and (2), each such pupil shall be counted as an additional two-tenths of a pupil unit and for those districts where the number of such pupils is at least five percent but not more than eight percent of the total pupil units in the district for the same year, as computed in clauses (1) and (2), each such pupil shall be counted as an additional one-tenth of a pupil unit. Such weighting shall be in addition to the weighting provided in clauses (1), (2), (3), and (4) of this section. School districts are encouraged to allocate a major portion of the aids that they receive on account of clauses (4) and (5) to primary grade programs and services, particularly to programs and services that involve participation of parents.*

((5)) (6) Where the total pupil units of a district are used as a multiplier in determining foundation aids and spending and levy limitations and where the actual number of pupil units has decreased from the prior year, the number of pupil units for such district shall equal the average of actual pupil units for the prior and current years.

(7) *Where the actual number of pupil units has increased from the prior year by more than four percent, a number of pupil units equal to one fourth of the difference between the units as*

computed in clauses (1) and (2) for the two years shall be added to the other units for the district.

(8) (THIS ADJUSTMENT SHALL NOT BE MADE) *Only pupil units in clauses (1), (2) and (3) shall be used in computing adjusted maintenance cost per pupil unit.*

Sec. 5. Minnesota Statutes 1971, Section 124.212, Subdivision 1 is amended to read:

124.212 [FOUNDATION AID.] Subdivision 1. The foundation aid program for school districts for (FISCAL) school years (1972) 1973-1974 and (1973) 1974-1975 shall be governed by the terms and provisions of this section.

Sec. 6. Minnesota Statutes 1971, Section 124.212, is amended by adding a subdivision to read:

Subd. 3a. [AID GUARANTY.] Notwithstanding any of the other provisions of this section, for the 1973-1974 school year neither the sum nor the sum per pupil unit of the aggregate foundation aid earned by a district maintaining a classified secondary school and the amount raised by the maximum levy authorized by Minnesota Statutes 1971, Section 275.125, Subdivision 2, Clause (2) and for the 1974-1975 school year neither the sum nor the sum per pupil unit of the aggregate foundation aid earned by such a district and the amount raised by the maximum levy authorized for 1973 by section 18 (1) of this act, shall be less than the sum or the sum per pupil unit respectively of the aggregate foundation aid earned for the 1972-1973 school year, any payments earned for 1972-1973 which but for the operation of Minnesota Statutes 1971, Section 124.212, Subdivision 3, would not have been earned, and the amount raised by the levy authorized by Minnesota Statutes 1971, Section 275.125, Subdivision 2, Clause (1). Aggregate foundation aid includes foundation aid for all pupil units. For purposes of this computation pupil units used as a divisor shall include only those units identified in clauses (1), (2) and (3) of subdivision 1 of section 124.17.

Sec. 7. Minnesota Statutes 1971, Section 124.212, Subdivision 4, is amended to read:

Subd. 4. (NOTWITHSTANDING ANY OF THE OTHER PROVISIONS OF THIS SECTION, FOUNDATION AIDS COMPUTED UNDER SUBDIVISIONS 6 AND 7 SHALL BE REDUCED BY THE AMOUNT OF MONEYS RECEIVED BY THE DISTRICT FROM THE PERMANENT SCHOOL FUND AND SHALL BE FURTHER REDUCED BY THE AMOUNT OF SALES TAX PER CAPITA PAYMENTS MADE TO THE DISTRICT PURSUANT TO SECTIONS 297A.57 AND 297A.55. The amount of money received by a school district as income from the permanent school fund for any year, shall be deducted from the foundation aid earned by the district for the same year including aid earned pursuant to section 6 of this act or from aid earned from other state sources.

Sec. 8. Minnesota Statutes 1971, Section 124.212, is amended by adding a subdivision to read:

Subd. 6a. For the 1973-1974 school year a district shall receive in foundation aid the lesser of (1) \$788 per pupil unit less 30 mills times the 1971 adjusted assessed valuation of the district, or (2) the amount that bears the same relation to the difference in (1) as the sum of the 1970-1971 adjusted maintenance cost per pupil unit increased by \$87, and the greater of (a) one-sixth of the difference that results when the adjusted maintenance cost per pupil unit, so increased, is subtracted from \$788, or (b) \$38, bears to \$788.

Sec. 9. Minnesota Statutes 1971, Section 124.212, is amended by adding a subdivision to read:

Subd. 7a. For the 1974-1975 school year a district shall receive in foundation aid, the lesser of: (1) \$820 per pupil unit less 30 mills times the 1972 adjusted assessed valuation of the district, or (2) the amount that bears the same relation to the difference in (1) as the sum of the greater sum computed pursuant to section 8, clause (2) of this act, and the greater of (a) one-third of the difference that results when such greater sum is subtracted from \$820, or (b) \$32, bears to \$820.

Sec. 10. Minnesota Statutes 1971, Section 124.212, is amended by adding a subdivision to read:

Subd. 8a. Notwithstanding any provisions of any other law to the contrary, the adjusted assessed valuation used in calculating foundation aid shall include only that property which is currently taxable in the district. For districts receiving payments under sections 298.23 to 298.28; 298.32; 298.34 to 298.39; 298.391 to 298.396; 298.405; 298.51 to 298.67; 294.21 to 294.28; 124.215, subdivision 2a; 124.25; 124.30; 360.133; 360.135; and 124.28; any law imposing a tax upon severed mineral values, or under any other law distributing proceeds in lieu of ad valorem tax assessments on copper or nickel properties; the foundation aid shall be reduced by: The previous year's payment to the district pursuant to said sections times the ratio of the maximum levy allowed the district under section 18 of this act to the total levy allowed by section 275.125, but not to exceed 35 percent in 1973-1974 and 40 percent in 1974-1975 of the previous year's payment.

Sec. 11. Minnesota Statutes 1971, Chapter 124, is amended by adding a section to read:

[124.222] [TRANSPORTATION AID ENTITLEMENT.]
Subdivision 1. [COMPUTATION.] For the 1974-1975 school year the state shall pay to each school district for all school transportation and related services for which the district is authorized by law to receive state aid: (1) The lesser product of either (a) The actual net operating cost per eligible pupil transported during the 1975 fiscal year times the number of eligible pupils transported during the 1975 fiscal year; or

(b) 110 percent of the actual net operating cost per eligible pupil transported during the year ending June 30, 1973, times the number of eligible pupils transported during the 1975 fiscal year;

(2) Minus the amount raised by a levy of one mill times the adjusted assessed valuation which is used to compute the transportation levy limitation for the levy collected in calendar year 1974;

(3) Plus, the amount of depreciation for one year on the school bus fleet computed by the department of education on a straight line basis at the rate of ten percent per year of the net cost of the fleet.

Subd. 2. Notwithstanding subdivision 1, for the 1974-1975 school year the state shall pay to school districts having boundaries coterminous with the boundaries of a city of the first class for all school transportation and related services for which a district is authorized by law to receive state aid: Eighty percent of the lesser product computed pursuant to clause (1) of subdivision 1, plus 80 percent of the amount computed pursuant to clause (3) of subdivision 1.

Subd. 3. [PAYMENT SCHEDULE.] The state shall pay to each school district 30 percent of its estimated school transportation aid entitlement for the 1975 fiscal year on or before each of the following dates: September 30, December 31, and March 31. The actual balance due the district shall be paid on or before August 31 of the following fiscal year.

Subd. 4. [SPECIAL PAYMENT.] In addition to other payments authorized by law, on or before August 31 in fiscal year 1975 only, the state shall pay to each school district ten percent of the amount paid to the district in fiscal year 1974 for school transportation services provided in fiscal year 1973.

Sec. 12. Minnesota Statutes 1971, Chapter 124, is amended by adding a section to read:

[124.223] [TRANSPORTATION AID AUTHORIZATION.] For the 1974-1975 school year and thereafter, school transportation and related services for which state transportation aid is authorized are:

(1) Transportation or board of resident pupils who reside one mile or more from the public schools which they could attend, or transportation to, from, or between the schools they attend pursuant to a program approved by the commissioner of education, or who reside one mile or more from a private school actually attended, but only to the extent permitted by Minnesota Statutes, Sections 123.76 to 123.79 with respect to private school pupils; provided that state transportation aid is authorized in an amount not to exceed \$700,000 annually for the transportation of any elementary pupil, if the commissioner determines that the transportation is necessary because of extraordinary traffic hazards;

(2) *Transportation to or board and lodging in another district, of resident pupils of a district without a secondary school; the pupils may attend a classified secondary school in another district and shall receive board and lodging in or transportation to a district having a classified secondary school at the expense of the district of the pupil's residence;*

(3) *Transportation for residents to a state board approved secondary vocational center;*

(4) *Transportation or board and lodging of a handicapped pupil when he cannot be transported on a regular school bus, and the conveying of handicapped pupils between home and school and within the school plant;*

(5) *Transportation of resident handicapped children to licensed daytime activity centers attended by the children;*

(6) *When necessary, board and lodging for nonresident handicapped pupils in a district maintaining special classes;*

(7) *Services described in clauses (1) to (6) when provided in conjunction with a state board approved summer school program.*

Sec. 13. Minnesota Statutes 1971, Section 124.28, Subdivision 3, is amended to read:

Subd. 3. For the purpose of determining the applicability of this section to any district in *fiscal 1974 and subsequent years*, the valuation of taxable property shall be the (1969) adjusted value of such property as determined by the equalization aid review committee *and used in calculating foundation aid for the corresponding school year*, (EXCLUSIVE OF CLASS 2 PERSONAL PROPERTY AND PERSONAL PROPERTY EXEMPT FROM TAXATION BY EXTRA SESSION LAWS 1967, CHAPTER 32,) and the valuation of the exempt property shall be the full value of the exempt property as reported annually by the department of public service. For the purpose of determining refunds the valuations of the taxable property shall be taken at 30 percent of the valuations as adjusted by the equalization aid review committee and the valuation of the exempt property shall be taken at 30 percent of its full value. The eligibility of a school district under this section is determined by adding the adjusted taxable valuation of the taxable property of the district as determined by the equalization aid review committee to the full value of the exempt property as reported by the department of public service; then by dividing the amount of the exempt property by the total of such taxable property and exempt property; if the result is 20 percent or more the school district is eligible, otherwise not, unless it qualifies temporarily under subdivision 1 or the following paragraph.

Any district disqualified from receiving refunds because this subdivision as amended substitutes a more recent adjusted assessed valuation for the 1969 adjusted assessed valuation previously specified, shall nevertheless continue to receive such

refunds for three additional years, but the net amounts due prior to any required proration shall be reduced by 25 percent the first year, by 50 percent the second year, and by 75 percent the third year.

Sec. 14. Minnesota Statutes 1971, Section 124.32, Subdivision 1, is amended to read:

124.32 [HANDICAPPED CHILDREN.] Subdivision 1. The state shall pay to any district and unorganized territory (a) for the employment in its educational program for handicapped children, 60 percent of the salary of essential personnel, but this amount shall not exceed (\$5,300) \$5,600 for the normal school year for each full time person employed, or a pro rata amount for a part time person or a person employed for a limited time, including but not limited to summer school; (b) for the employment of an individual jointly with another district or districts or unorganized territory in its educational program for handicapped children, 60 percent of the salary of essential personnel, but this amount shall not exceed (\$5,300) \$5,600 per annum for each full time person employed, or a pro rata amount for a part time person or a person employed for a limited time including but not limited to summer school.

Sec. 15. Minnesota Statutes 1971, Section 124.32, Subdivision 5, is amended to read:

Subd. 5. When a handicapped child is placed in a residential facility approved by the commissioner and established primarily to serve handicapped children and when the child's educational program is approved by the commissioner, the state shall pay to the resident district not to exceed 60 percent of instructional costs charged to the resident district, less the foundation aid per pupil unit payable to the resident district. Not more than (\$125,000) \$300,000 shall be spent annually for purposes of implementing this subdivision. If that amount does not suffice, the aid shall be pro rated among all qualifying districts.

The following types of facilities may be approved by the commissioner:

(a) A residential facility operated by a public school district and designed to serve the low incidence handicapped, the multiple handicapped, or the most severely handicapped children, either within or outside of the state, or, a state residential school outside of the state.

(b) A private, nonsectarian residential facility designed to provide educational services for handicapped children either within or outside of the state.

(c) A state hospital or private nonsectarian residential center designed to provide care and treatment for handicapped children.

Sec. 16. Minnesota Statutes 1971, Section 124.32, is amended by adding a subdivision to read:

Subd. 6. The state shall reimburse each district or unorganized territory the actual cost incurred in providing instruction and services for a handicapped child whose district of residence has been determined by sections 1 or 2 of this act, and who is temporarily placed in a state institution or a licensed residential facility for care and treatment. This section does not apply for a child placed in a foster home or a foster group home.

Upon following such procedure as requested by the commissioner of education a district or unorganized territory providing instruction and services for such handicapped child may bill the state the actual cost incurred in providing said services including transportation costs and a proportionate amount of capital outlay and debt service, minus the amount of foundation aid, special education aid, transportation aid, and any other aid earned in behalf of such child, such action pursuant to limits set forth in Minnesota Statutes, Section 124.32, Subdivision 4.

Sec. 17. Minnesota Statutes 1971, Chapter 124, is amended by adding a section to read:

[124.781] [LIMITATION ON TAX ANTICIPATION BORROWING.] *Except as approved by the commissioner, a district may not issue certificates of indebtedness pursuant to sections 124.71 to 124.78, for a larger proportion of its total anticipated tax or aid revenues than it borrowed against such revenues which were received in calendar 1973 with respect to tax revenues and in the 1972-1973 school year with respect to aid revenues.*

Sec. 18. Minnesota Statutes 1971, Section 275.125, is amended by adding a subdivision to read:

Subd. 2a. (1) In 1973, a school district may levy for all general and special school purposes, an amount equal to the amount raised by the 1972 adjusted assessed valuation of the district times the number of mills, not to exceed 30, that bears the same relation to 30, as the greater sum computed pursuant to section 9, clause (2) of this act, bears to \$820.

(2) In 1974, a school district may levy for all general and special school purposes, an amount equal to the amount raised by the 1973 adjusted assessed valuation of the district times the number of mills, not to exceed 30, that bears the same relation to 30, as the sum of the greater sum computed pursuant to section 9, clause (2) of this act, and the greater of (a) one-half of the difference that results when such greater sum is subtracted from \$860, or (b) \$40, bears to \$860.

(3) The levy authorized by clauses (1) or (2) may be increased in any amount which is approved by the voters of the district at a referendum called for the purpose. Such a referendum may be called by the school board or shall be called by the school board upon written petition of qualified voters of the district. The referendum shall be held on a date set by the school board. Only one such election may be held in a single school year.

The question on the ballot shall be whether a specific millage which will yield a specific amount based on the most recent assessed valuation may be added to that authorized by clauses (1) or (2). If approved, the amount provided by the millage applied to each year's assessed valuation shall be authorized for certification until revoked by the voters of the district at a subsequent referendum, which may be called by the school board and which shall be called by the school board upon the written petition of qualified voters of the district unless the petition for revocation is submitted in the same year in which a levy has been increased by the voters pursuant to this clause. A petition authorized by this clause shall be effective if signed by a number of qualified voters in excess of 15 percent, or 10 percent if the school board election is held in conjunction with a general election, of the average number of voters at the two most recent district wide school elections. A referendum invoked by petition shall be held within three months of submission of the petition to the school board unless the petition for revocation is submitted in the same year in which a levy has been increased by the voters pursuant to this clause. Notwithstanding any law to the contrary, the approval of 50 percent plus one of those voting on the question is required to pass a referendum.

Sec. 19. Minnesota Statutes 1971, Section 275.125, Subdivision 3, is amended to read:

Subd. 3. In addition to the levy (PRESCRIBED) authorized by (SUBDIVISION 2) section 18 of this act, (EACH) a qualifying district may levy additional amounts as follows:

(1) The amounts necessary to make payments for bonds issued and for interest thereon, (AND FOR REPAYMENT OF DEBT SERVICE LOANS AND CAPITAL LOANS, THE AMOUNT AUTHORIZED FOR CAPITAL OUTLAY) including the bonds and interest thereon, issued as authorized by clause (7) (C) of this subdivision, and for repayment of debt service loans and capital loans, the amount authorized for capital expenditures pursuant to section 124.04 and the amount authorized for liabilities of dissolved districts pursuant to section 122.45.

(2) AN AMOUNT NECESSARY TO PAY THE ESTIMATED ACTUAL TRANSPORTATION COSTS OF THE DISTRICT FOR THE FOLLOWING SCHOOL YEAR LESS ESTIMATED STATE TRANSPORTATION REIMBURSEMENT FOR THE CURRENT YEAR. THE MONEY RAISED BY THIS ADDITIONAL LEVY MAY BE USED ONLY FOR COSTS INCURRED IN TRANSPORTATION WHICH IS PARTIALLY REIMBURSABLE UNDER SECTIONS 124.22 AND 124.32.)

(2) For school transportation services, an amount not to exceed the amount raised by a levy of one mill times the adjusted assessed valuation of the taxable property of the district for the preceding year; provided that in 1973 and thereafter a district having boundaries coterminous with the boundaries of a city of

the first class may levy an amount not to exceed 20 percent of its costs for transportation and related services for which state aid is authorized for the 1974-1975 school year and thereafter, and provided further that a district may levy under this clause for the annual cash payments to be made for the purchase of buses, but only for that portion of the payments not offset by state transportation aid received on account of depreciation.

(3) FOR PURPOSES OF THE 1971 LEVY, COLLECTIBLE IN 1972, ANY DISTRICT, IN WHICH THE SUM OF \$87 PER PUPIL UNIT IN AVERAGE DAILY MEMBERSHIP AND THE DIFFERENCE BETWEEN THE REIMBURSEMENT ENTITLEMENT PER PUPIL UNIT IN AVERAGE DAILY MEMBERSHIP FOR 1970-1971 SCHOOL YEAR PROGRAMS FOR HANDICAPPED CHILDREN AND THE 1970-1971 ADJUSTED MAINTENANCE COST PER PUPIL UNIT IN AVERAGE DAILY MEMBERSHIP IS GREATER THAN \$750 PER PUPIL UNIT, MAY LEVY AN AMOUNT PER PUPIL UNIT WHICH IS EQUAL TO OR LESS THAN THE DIFFERENCE BETWEEN SAID SUM AND \$750 PER PUPIL UNIT. A DISTRICT WHICH IS LOCATED IN A CITY OF THE FIRST CLASS MAY NOT QUALIFY FOR AN ADDITIONAL LEVY THAT EXCEEDS 1.5 MILLS TIMES THE ADJUSTED ASSESSED VALUATION OF THE DISTRICT.)

(4) FOR PURPOSES OF THE 1972 LEVY COLLECTIBLE IN 1973, ANY DISTRICT, WHICH QUALIFIED FOR AN ADDITIONAL LEVY UNDER SUBPARAGRAPH (3) OF THIS SUBDIVISION, AND IN WHICH THE SUM OF THE ADDITIONAL AMOUNT PER PUPIL UNIT AUTHORIZED BY SUBPARAGRAPH (3) AND \$750 PER PUPIL UNIT IS GREATER THAN \$788 PER PUPIL UNIT MAY LEVY AN ADDITIONAL AMOUNT PER PUPIL UNIT WHICH IS EQUAL TO OR LESS THAN \$38 PER PUPIL UNIT PLUS THE DIFFERENCE BETWEEN SAID SUM AND \$788 PER PUPIL UNIT. A DISTRICT WHICH IS LOCATED IN A CITY OF THE FIRST CLASS MAY NOT QUALIFY FOR AN ADDITIONAL LEVY THAT EXCEEDS 1.5 MILLS TIMES THE ADJUSTED ASSESSED VALUATION OF THE DISTRICT.)

(5) EACH DISTRICT WHICH MAINTAINS A POST-SECONDARY AREA VOCATIONAL-TECHNICAL SCHOOL SHALL REPORT TO THE COMMISSIONER OF EDUCATION THE RECEIPTS AND EXPENDITURES OF THE DISTRICT FOR THE AREA VOCATIONAL-TECHNICAL SCHOOL BY SEPTEMBER OF THE FISCAL YEAR ENDING IN THE PRECEDING JUNE. THE COMMISSIONER SHALL PRESCRIBE THE FORM OF THE REPORT.)

(EACH DISTRICT OR COUNTY MAINTAINING A POST-SECONDARY AREA VOCATIONAL-TECHNICAL SCHOOL MAY LEVY AN ADDITIONAL LEVY EXCLUSIVELY FOR THIS SCHOOL, BUT SUCH LEVY IN A DISTRICT WITHIN A CITY OF THE FIRST CLASS MAY NOT EXCEED .5 MILLS TIMES THE ADJUSTED ASSESSED VALUATION OF THE DISTRICT AS DETERMINED BY THE EQUALIZA-

TION AID REVIEW COMMITTEE FOR THE YEAR PRIOR TO THE CERTIFICATON OF THE LEVY.)

(3) For purposes of the 1973 levy, collectible in 1974, any district which qualified for an extra levy under Minnesota Statutes 1971, Section 275.125, Subdivision 3, Clause (4), shall be allowed to levy the same amount per pupil unit allowed by that clause. Provided, however, that a district having boundaries coterminous with the boundaries of a city of the first class which was affected by the limitation of an extra levy not to exceed 1.5 mills times the adjusted assessed valuation of the district shall be allowed to levy 1.9 mills. For purposes of the 1973 levy, collectible in 1974, any district which qualified for an extra levy in 1971, collectible in 1972, under Minnesota Statutes 1971, Section 275.125, Subdivision 3, Clause (3) but did not qualify for an extra levy under Minnesota Statutes 1971, Section 275.125, Subdivision 3, Clause (4) in 1972, collectible in 1973, shall be allowed to levy the amount per pupil unit it was qualified to levy under Minnesota Statutes 1971, Section 275.125, Subdivision 3, Clause (3).

(4) In 1973 only, for a district which was authorized to levy pursuant to Minnesota Statutes 1971, Section 275.125, Subdivision 3, Clause (3), but which was not authorized to levy pursuant to Minnesota Statutes 1971, Section 275.125, Subdivision 3, Clause (4), an amount not to exceed the aggregate amount authorized by Minnesota Statutes 1971, Section 275.125, Subdivision 3, Clause (3).

(5) A district which qualified for a levy under clause (3) above shall be allowed to levy that same amount per pupil unit in 1974 reduced by two and one-half percent. The per pupil amount of the reduction shall be rounded down to the dollar. Provided, however, that a district within a city of the first class which was affected by the limitation of an extra levy not to exceed 1.9 mills times the adjusted assessed valuation of the district shall be allowed to levy the 1.9 mills.

(6) For districts in cities of the first class, maintaining post secondary vocational schools, one half mills times the adjusted assessed valuation of the taxable property of the district for the preceding year; and for other districts maintaining post secondary vocational schools, three mills times the adjusted assessed valuation of the taxable property of the district for the preceding year, provided that districts formed pursuant to Laws 1967, Chapter 822, and Laws 1969, Chapters 775 and 1060, shall be subject to the levy limitations imposed by those laws, as amended.

((6)) (7) (A) In order that the transition from existing patterns of financing public schools to the system prescribed in Extra Session Laws 1971, Chapter 31, Article 20 may be made in an orderly fashion, a district may levy an additional levy under the terms of this section.

(B) If that part of the levy certified by the school district in 1970, received in 1971, plus so much of the levy, allowed under subdivisions 2 and 3, sections 1 to 5 of this act, to be certified

in 1971, received in 1972, as will be received between July 1, 1971 and June 30, 1972, and when added to all other state aids, local funds available and net existing local debts, exclusive of bonded debt and existing capital loans will not be sufficient to allow a district to spend an amount per pupil unit sufficient to raise its 1970-1971 adjusted maintenance cost per pupil unit by \$42 it may petition the commissioner of education for authority to levy an additional levy. Before such a levy can be made, the commissioner must authorize such a levy. Such authorization shall specify the amount of the levy, provided that such levy may not exceed .5 mills in a city of the first class or 1.5 mills in any other district times the 1970 adjusted assessed valuation of the district as determined by the equalization aid review committee.

(C) If the additional levy allowed in (B) is insufficient to raise the adjusted maintenance cost of a district to \$42 above its costs in 1970-1971 it may petition the commissioner of education for authority to issue general obligation bonds of an amount sufficient to meet the deficiency. The commissioner must authorize such a bond issue. The authorization shall specify the amount of the bond issue provided that the levy authorization to pay the principal and interest on the bonds may not exceed .5 mills in a district within a city of the first class, or 1.5 mills in any other district, times the 1970 adjusted assessed valuation of the district as determined by the equalization aid review committee. The bonds authorized by this section shall be sold and issued pursuant to the provisions of chapter 475, except as otherwise provided herein. Such bonds shall not be included in computing any debt limitation for a district and no election shall be required for their sale and issuance.

A district may not be authorized an additional levy under both (B) and (C) of this section.

(8) *In 1973, and each year thereafter, for a district which has established a community school advisory council pursuant to section 121.88, whether or not the district receives reimbursement from the state pursuant to section 121.89, an amount of money raised by the greater of (A) \$1 per capita, or (B) the number of mills not to exceed the number of mills necessary in 1973 to raise \$1 per capita in 1973 for community services including summer school, nonvocational adult programs, recreation programs, and programs contemplated by sections 121.85 to 121.89.*

The population of the district for purposes of this clause is the population determined as provided in section 275.14 or as certified by the department of education from the most recent federal census.

(9) *Districts which receive payments which result in deductions from foundation aid pursuant to section 10 of this act, shall reduce the permissible levies authorized by this subdivision by 25 percent in 1973, 50 percent in 1974, 75 percent in 1975, and 100 percent for each year thereafter of that portion of the previous year's payment not deducted from foundation aid on ac-*

count of the payment, unless such a levy reduction is otherwise required by law. The levy reductions shall be made in the proportions that each permissible levy bears to the sum of the permissible levies.

(10) *The commissioner shall certify to the county auditors any errors made in 1971 and 1972 in general and special purpose levy amounts. The county auditor is authorized to adjust the 1973 levy to correct for the errors.*

Sec. 20. Minnesota Statutes 1971, Section 275.125, is amended by adding a subdivision to read:

Subd. 3a. Independent School District No. 625 is authorized to issue general obligation bonds in the amount of \$13,000,000. Such bonds shall be sold and issued pursuant to the provisions of Minnesota Statutes, Chapter 475, except as provided herein. Such bonds shall be used for the construction and betterment of two senior high schools and shall not be included in computing any debt limitation for a district and no election shall be required for their sale and issuance.

Sec. 21. Minnesota Statutes 1971, Section 360.133, Subdivision 2, is amended to read:

Subd. 2. [VALUATION OF PROPERTIES.] For the purposes of determining the amount of this refund, the value of such properties shall be set at 30 percent of their full and true value except that in no case shall the assessed value of said properties for this purpose exceed such an amount as when added to the assessed value of all other property in the school district exceed (\$2,600) \$6,500 per resident pupil unit.

Sec. 22. *The state board of education shall summarize and disseminate to boards of education, individual school faculty groups, individual school and school district parent organizations, the legislature and the governor, from presently available reports or from new reports it may require of school districts, the following types of information: individual elementary and secondary and area vocational technical school district costs, student enrollments, staffing and staffing ratios, district capital and operating debt or surplus, per pupil per mile costs of transportation, and other school district fiscal and demographic characteristics of importance.*

The state board of education shall submit a report on or before November 15, 1974, to the house appropriations committee and senate finance committee detailing a plan for a fiscal accounting and reporting system of program expenditures for each elementary, secondary and area vocational technical school building and school district in the state and additional information as listed above with procedures to summarize this material for regional and state description and comparison.

Sec. 23. [RETARDED; INDETERMINATE RESIDENCY; AID 1972-73.] *A district which provides educational services in 1972-1973 to trainable mentally retarded children residing*

in a state hospital mental retardation unit or other licensed residential facility, other than a group or foster home, and for which children parental rights have been legally terminated, or for which children no district of residency has been established, shall receive \$550 per child served in that year.

Sec. 24. [VOCATIONAL REIMBURSEMENT CEILING.] *Notwithstanding any reimbursement formula which is inconsistent with this section, for secondary, post-secondary and adult vocational programs, with the exception of obligations for veteran farmer cooperative training programs for which a separate appropriation is made, provided in fiscal year 1974 to be reimbursed in fiscal year 1975, the state shall not be obligated to reimburse in fiscal year 1975, or any other fiscal year, any amounts in excess of the appropriations made for fiscal year 1975 in this act for those purposes.*

Sec. 25. *Notwithstanding any other provisions of law, any school district which has received aid pursuant to Minnesota Statutes, Section 124.802, for the preceding eight years shall be entitled to receive in any school year commencing after July 1, 1973, the greater of the aid under section 124.802 or the average of the aid received during the preceding eight years. This section shall not apply to a district in which the average of the aids received during the eight preceding years exceeds \$90,000.*

Sec. 26. [EXPERIMENTAL SCHOOL.] *Subdivision 1. It is the intention of the legislature of the state of Minnesota to establish an experimental educational program to be situated in Independent School District No. 309 on the land comprising former Independent School District No. 25, which was dissolved and attached to Independent School District No. 309 by an order of the county board of Becker county dated June 23, 1970, which is on file and of record in the office of the county auditor of Becker county. Such experimental school shall be established as set forth in this section.*

Subd. 2. Notwithstanding any statute, rule or regulation of the state board of education to the contrary, the school board of Independent School District No. 309 shall, in accordance with subdivisions 1 to 17, and within 30 days subsequent to the election specified in subdivision 3, transfer all of its jurisdiction, authority and liability for the pupils attending the experimental public school situated on the land comprising former Independent School District No. 25 to an incorporated Indian Education Committee which is eligible to receive federal aid to Indians pursuant to section 124.64. Thereafter, the care, management and control of the experimental school shall be vested in such committee.

Subd. 3. Upon approval of this section by the governing body of Independent School District No. 309, the chairman of the board shall determine a date not less than 20 nor more than 45 days from the date of approval of this section and a place located within the boundaries of former Independent School District No.

25 as set out in subdivision 1 for holding a meeting to organize the experimental school committee. He shall cause ten days posted notice of the meeting to be given in the experimental school area. The chairman of the board shall call the meeting to order and act as temporary chairman of the meeting until the officers of the experimental school committee have been elected. At the meeting, a chairman shall be elected to hold office until July 1 following the next annual election; the treasurer until one year from such date; and the clerk until two years from such date. Thereafter, the term of office for an officer of the committee shall be three years and until his successor qualifies.

Subsequent elections of committee officers shall be held in accordance with the applicable provisions of section 123.11.

Any qualified voter residing on the land comprising former Independent School District No. 25 as set out in subdivision 1 shall be entitled to vote at such election.

Subd. 4. Nothing contained in this section shall be construed to prohibit any qualified voter residing in the area comprising former Independent School District No. 25 from participating in the elections of Independent School District No. 309.

Subd. 5. The treasurer of such committee shall give a corporate surety bond to the state in an amount sufficient to protect the interest of the district as set by the board of Independent School District No. 309. Except as expressly provided in this subdivision, the provisions of section 123.34, subdivision 6 shall apply.

Subd. 6. The committee shall superintend and manage the experimental school; adopt, modify, or repeal rules for its organization, government and instruction and for the keeping of registers; and prescribe textbooks and courses of study, provided, that such courses of study shall meet the standards for similar courses of study available in the public schools of this state.

Subd. 7. (a) The board of District No. 309 shall transfer to the committee all state aids, grants, and refunds earned and received by reason of the pupils actually attending the experimental school established by this section.

(b) The board of District No. 309 shall transfer to the committee, to the extent permissible, any federal aids or grants to which such district may be eligible or entitled by reason of the population in the experimental school area, the pupils actually attending the experimental school, the program of the experimental school, the boundaries of the experimental school or for any reason related thereto.

Subd. 8. Nothing contained in this section shall be construed to authorize the committee to issue bonds, levy taxes, or borrow funds in its behalf.

Subd. 9. The committee shall cause an audit to be made annually of all accounts of the experimental school which shall be

completed within one year following the year for which the audit is made. In all respects, the committee shall be subject to the provisions of Minnesota Statutes, Chapter 215.

Subd. 10. The committee shall employ necessary teachers in accordance with section 125.12 and may employ other necessary personnel. Teachers employed by the committee subsequent to the effective date of the transfer specified in subdivision 2 shall be employees of the experimental school and shall constitute an "appropriate unit" or "unit" for the purposes of sections 179.61 to 179.77, notwithstanding the provisions of section 179.63, subdivision 17.

Teachers employed by the board of District No. 309 and assigned by the board to the school designated as the experimental school by this section shall remain employees of the board.

The committee shall have the authority to employ instructors in the area of Indian culture. Notwithstanding the provisions of Minnesota Statutes, Chapter 125, or any rule or regulation of the state board relating to certification requirements, said instructors need not be certified by the state board. For all other purposes, said instructors shall be deemed to be "teachers" as defined by section 125.03, subdivision 1.

Subd. 11. The committee may procure the insurance specified in sections 123.35, subdivision 13, and 123.41. The committee shall purchase insurance to the extent required by Minnesota Statutes, Chapter 466 and shall not be liable beyond the extent provided by section 466.12, subdivision 3a. The term "average number of pupils" as set out in section 466.12, subdivision 3a shall mean, for the purposes of this section, the average number of pupils attending the experimental school.

Subd. 12. Except as otherwise provided by this section, the care, management, and operation of the experimental school by the committee shall be governed in accordance with the provisions of the education code, as defined by section 120.01, and any other statutes affecting public school districts.

Unless otherwise provided in this section, the committee shall operate pursuant to statutes governing independent school districts.

Subd. 13. Nothing contained in this section shall be construed to prohibit any pupil residing on land within the defined boundaries of the experimental school as set out in subdivision 1 from attending any other school within District No. 309. Nor shall anything contained in this section be construed to prohibit any pupil residing in District No. 309 from attending the experimental school established by this section.

Subd. 14. To the extent permitted by statute, the board of Independent School District No. 309 shall remain responsible for providing transportation for District No. 309.

Subd. 15. All legally valid and enforceable claims and contract obligations entered into by the board of District No. 309

prior to the effective date of the transfer to the committee specified in subdivision 2, shall remain the obligations of District No. 309.

Subd. 16. The subdivisions of this section shall be construed to be severable. In the event a particular provision may be determined to be invalid, such determination shall not affect any other subdivision of this section.

Subd. 17. The provisions of this section shall expire July 1, 1977. At any time the experimental school may be terminated upon unanimous vote of the officers of the committee and 30 days notice to the board of District No. 309, whereupon the board of District No. 309 shall resume the care, management and control of the entire district on July 1 following. Prior to December 1 of each year the committee shall submit to the legislature a report of the experimental school established by this section. Such report shall document the success or failure of the experimental school.

Subd. 18. This section is effective upon its approval by the governing body of Independent School District No. 309, and the Pine Point Indian Education Advisory Committee, and upon compliance with the provisions of Minnesota Statutes, Section 645.021.

Sec. 27. Minnesota Statutes 1971, Section 124.212, Subdivision 10, is amended to read:

Subd. 10. The equalization aid review committee, consisting of the commissioner of education, the commissioner of administration, and the commissioner of taxation, is hereby continued and permanently established. The duty of this committee shall be to review the assessed valuation of the districts of the state. When such reviews disclose reasonable evidence that the assessed valuation of any district furnished by any county auditor is not based upon the market value of taxable property in such district, then said committee shall call upon the department of taxation to ascertain the market value of such property, and adjust such values as required by law to determine the adjusted assessed valuation. The department of taxation shall take such steps as it may consider necessary in the performance of that duty and may incur such expense as is necessary therefor. The commissioner of taxation is authorized to reimburse any county or governmental official for services performed at his request in ascertaining such adjusted valuation. On or before (MAY 15) *May 1*, annually, the department of taxation shall submit its report on the assessed values established by the previous year's assessment to said committee for approval or rejection and, if approved, such report shall be filed not later than the following July 1 with the commissioner of education and each county auditor for those school districts for which he has the responsibility for determination of mill rates. A copy of the adjusted assessed value so filed shall be forthwith mailed to the clerk of each dis-

trict involved and to the county assessor or supervisor of assessments of the county or counties in which such district is located.

Sec. 28. [APPROPRIATION.] *There is appropriated from the general fund of the state treasury to the department of education the following sums for the years and purposes indicated:*

*For the year ending
June 30*

	1974	1975
(1) Foundation Aid	\$541,000,000	\$497,500,000

The appropriations in (1) include \$750,000 for 1974 and \$700,000 for 1975 to be expended pursuant to Laws 1965, Chapter 719, as amended. If the appropriation for this purpose in either year is insufficient, the aids shall be prorated among all qualifying districts. The appropriation in (1) also includes \$500,000 in each indicated year for shared time aid, and not to exceed \$500,000 in 1974 for emergency aid.

(2) Transportation Aid	\$ 38,000,000	\$ 51,000,000
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The amount appropriated in (2) for 1974 may be paid for transportation reimbursement obligations incurred by the state before July 1, 1973, pursuant to Minnesota Statutes 1971.

(3) Special Education Aid	\$ 25,700,000	\$ 27,700,000
(4) Secondary Vocational Aid ..	\$ 10,300,000	\$ 10,400,000
(5) Post-Secondary	\$ 30,100,000	\$ 34,100,000
(6) Adult Vocational Aid	\$ 2,700,000	\$ 2,800,000
(7) Vocational Construction	\$ 750,000	

Any unexpended balance remaining from the appropriations in (1) through (7) for 1974, shall not cancel but shall be available for the second year of the biennium, unless otherwise provided in (1) through (7).

(8) For Gross Earnings Aid Pursuant to Minnesota Statutes, Section 124.28	\$ 900,000	\$ 900,000
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(9) Exempt Land Special School Aid Pursuant to Minnesota Statutes, Section 124.30	\$ 400,000	\$ 400,000
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(10) For Aid to School Districts Pursuant to Minnesota Statutes, Section 360.133	\$ 145,000	\$ 145,000
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(11) School Aid—Counties A/C of Non Tax Areas	\$ 48,000	\$ 48,000
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The amount appropriated in (11) shall be expended in 1974 and 1975, as provided in Laws 1971, Chapter 966, Section 16 for 1971 and 1972. If the appropriations made in (8) through (11) in either year are insufficient, the aids shall be prorated among all qualifying recipients.

None of the amounts appropriated in (1) through (11) above shall be expended for a purpose other than the purpose indicated, unless otherwise provided in (1) through (11).

Sec. 29. Minnesota Statutes 1971, Section 276.11, is amended to read:

276.11 [WHEN TREASURER SHALL PAY FUNDS.] As soon as practical after each settlement in February, May, and October the county treasurer shall pay over to the state treasurer or the treasurer of any town, city, village, or school district, on the warrant of the county auditor, all moneys received by him arising from taxes levied and collected belonging to the state, or to such municipal corporation, or other body, and deliver up all orders and other evidences of indebtedness of such municipal corporation or other body, taking triplicate receipts therefor. He shall file one of the receipts with the county auditor, and shall return one by mail on the day of its reception to the clerk of the town, city, village, or school district to which such payment was made, who shall preserve the same in his office. The county treasurer is authorized and directed to make such partial payments of amounts collected periodically in advance of final settlements as may be practicable. Accompanying each payment to the state treasurer or treasurer of any town, city, village, or school district shall be a statement prepared by the county treasurer designating the years for which taxes included in the payment were collected and, for each year, the amount of such taxes and any penalties thereon. (IF) The county treasurer (FAILS TO) shall pay over such moneys to the state or to a municipal corporation or other body within (90) 45 days after settlement, (INTEREST SHALL THEREAFTER ACCRUE AT THE RATE OF 3 1/2 PERCENT PER YEAR) *provided, however, that after 30 days interest shall accrue to the credit of and shall be paid to the state, municipal corporation or other body.* Interest shall be payable upon appropriation from the general revenue fund of the county and, if not paid, may be recovered by the state, municipal corporation, or other body, in a civil action.

Sec. 30. *Minnesota Statutes 1971, Sections 120.17, Subdivision 8; 124.212, Subdivisions 3, 6, 7, and 8; 124.22; 124.31; 124.32, Subdivision 3; 275.125, Subdivision 2; and 360.133, Subdivision 3, are repealed."*

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

"A bill for an act relating to operation of government; providing for aids to education, tax levies, and the distribution of tax revenues; authorizing an experimental school in independent school district No. 309 and the issuance of bonds by independent school district No. 625; appropriating money; amending Minnesota Statutes 1971, Chapter 124, by adding sections; Sections 120.17, Subdivision 7, and by adding a subdivision; 124.04; 124.17, Subdivision 1; 124.212, Subdivisions 1, 4, and 10, and by adding subdivisions; 124.28, Subdivision 3; 124.32, Subdivisions 1 and 5, and by adding a subdivision; 275.125, Subdivision 3 and

by adding subdivisions; 276.11; and 360.133, Subdivision 2; repealing Minnesota Statutes 1971, Sections 120.17, Subdivision 8; 124.212, Subdivisions 3, 6, 7 and 8; 124.22; 124.31; 124.32, Subdivision 3; 275.125, Subdivision 2; and 360.133, Subdivision 3.”.

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

Senate Conferees: JERALD C. ANDERSON, RALPH R. DOTY, WINSTON W. BORDEN, DOUGLAS H. SILLERS, and JOSEPH T. O'NEILL.

House Conferees: JOSEPH P. GRABA, TOM BERG, DOUGLAS J. JOHNSON, SALISBURY ADAMS, and GILBERT D. ESAU.

Graba moved that the report of the Conference Committee on S. F. No. 1626 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 1626, A bill for an act relating to education; school aids and levies; authorizing the issuance of bonds by independent school district No. 625; appropriating money; amending Minnesota Statutes 1971, Chapter 124, by adding sections; Sections 120.17, Subdivision 7, and by adding a subdivision; 124.17, by adding a subdivision; 124.212, Subdivision 8, and by adding subdivisions; 124.32, Subdivisions 1 and 5, and by adding a subdivision; and 275.125, by adding subdivisions; repealing Minnesota Statutes 1971, Sections 120.17, Subdivision 8; 124.04; 124.17, Subdivision 1; 124.212, Subdivisions 3, 4, 6, and 7; 124.22, Subdivisions 1, 3, 4, and 6; 124.31; 124.32, Subdivision 3; and 275.125, Subdivisions 2 and 3.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 124, and nays 9, as follows:

Those who voted in the affirmative were:

Adams, J.	Clery	Graba	Kvam	Nelson
Adams, S.	Clifford	Grove	Laidig	Newcome
Andersen, R.	Connors	Hagedorn	LaVoy	Niehau
Anderson, D.	Culhane	Hanson	Lemke	Norton
Anderson, G.	Cummiskey	Haugerud	Lindstrom, J.	Ohnstad
Anderson, I.	Dahl	Heinitz	Lombardi	Ojala
Becklin	DeGroat	Hook	Long	Parish
Belisle	Dieterich	Jacobs	Mann	Patton
Bell	Dirlam	Jaros	McArthur	Pavlak, R.
Bennett	Eken	Johnson, C.	McCarron	Pavlak, R. L.
Berg	Enebo	Johnson, D.	McCauley	Pehler
Berglin	Erdahl	Johnson, J.	McEachern	Peterson
Biersdorf	Erickson	Johnson, R.	McMillan	Prahl
Boland	Esau	Jopp	Menke	Quirin
Braun	Faricy	Jude	Miller, D.	Resner
Brinkman	Ferderer	Kahn	Miller, M.	Rice
Carlson, A.	Fjoslien	Kelly	Moe	Ryan
Carlson, D.	Flakne	Kempe	Mueller	St. Onge
Carlson, L.	Fudro	Klaus	Munger	Salchert
Casserly	Fugina	Knickerbocker	Myrah	Samuelson

Sarna	Sieben, H.	Stangeland	Vanasek	Wigley
Savelkoul	Sieben, M.	Stanton	Vento	Wohlwend
Schreiber	Skaar	Swanson	Voss	Wolcott
Searle	Smith	Tomlinson	Weaver	Mr. Speaker
Sherwood	Spanish	Ulland	Wenzel	

Those who voted in the negative were:

Eckstein	Graw	Lindstrom, E.	Pieper	Schulz
Forsythe	Larson	McFarlin	Pleasant	

The bill was repassed, as amended by Conference, and its title agreed to.

Anderson, I., moved that the House recess until 2:30 p.m. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

Mueller was excused for the remainder of today's session.

The following Conference Committee Report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 2531

May 19, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 2531, report that we have agreed upon the items in dispute and recommend as follows:

Strike everything after the enacting clause and substitute in lieu thereof the following:

"Section 1. State government; public buildings; appropriation. Except as otherwise provided by this act there is hereby appropriated from the Minnesota state building fund in the state treasury for the purposes hereinafter stated, the sums of money herein set forth or so much thereof as may be necessary. There is also appropriated from federal funds or other sources the moneys made available for any of the purposes prescribed in this act and in accordance with the terms hereof.

Sec. 2. Subdivision 1. To the commissioner of administration to be expended for the purposes and in accordance with the provisions of this act.

Subd. 2. Department of Public Welfare:

(1) At the state institutions for alterations, betterments, construction, improvements, rehabilitation, fire safety, and demolition of buildings \$3,100,000

Provided that the expenditure of these funds shall be preceded by plans which are based on the 1973 legislative buildings commission's written recommendations which shall be forwarded to the senate finance committee and the house appropriations committee not less than 30 days prior to the implementation of such plan. Such plan shall be developed in accordance with standards, criteria and priorities established by the department pursuant to this subdivision. First priority shall be given to the demolition of those buildings which are unsafe due to fire hazard or structural deterioration, and to those which are old or obsolete and superfluous to immediate needs. Such demolition projects shall be commenced and may be completed before development of the remainder of the program and may be commenced prior to legislative recommendation. Priorities shall then be established among buildings suitable for continued use but requiring rehabilitation or improvement, those requiring alteration for different use, and those which should be replaced because of obsolescence, inefficiency, or inadequacy for modern needs. Criteria in establishing priorities for construction shall be based on the degree of safety hazard, demand for use, obsolescence, and operating as well as capital cost involved in rehabilitation of existing facilities, the cost, delay, and need of constructing new facilities and additions, and other factors deemed relevant by the department of public welfare. Notwithstanding any laws to the contrary, the commissioner of public welfare is hereby directed to cause to be demolished any old or obsolete buildings immediately.

(2) At Gillette State Hospital

For designing, rehabilitation and constructing .. \$ 170,000

Provided that no more than \$170,000 may be expended for architectural planning of a project of which the state share shall not exceed \$3,530,000, however, these funds shall not be expended unless Ramsey county or an agency thereof provides its share.

Provided further that these funds shall not be available unless separate legislation is enacted by the legislature which authorizes a Gillette Authority.

(3) At the Lake Owasso Children's Home, Glen Lake State Sanatorium and Oak Terrace Nursing Home, Ah-Gwah-Ching Nursing Home, Braille and Sight Saving School, and the School for the Deaf for alterations, betterments, construction, reconstruction, improvements, rehabilitation, and fire safety \$ 540,000

Subd. 3. Department of Corrections:

(1) At the Minnesota State Prison

(a) Remodel minimum security building \$ 135,000

Sec. 3. To the commissioner of administration to improve grounds at certain junior colleges 320,000

Sec. 4. To the commissioner of administration to construct and equip certain state college buildings . 3,769,578

This appropriation and anticipated federal grants are for the construction and equipping of the following state college buildings in the amounts indicated:

(1) At Bemidji State College:

(a) Parking facilities \$ 132,000

(b) Conduct a feasibility study to convert Deputy Hall to business classroom building . 10,000

(2) At Mankato State College:

(a) Install oil tanks 35,000

(b) Assessment to Mankato state college on Cherry/Warren projects 42,000

(c) Campus Study 20,000

The commissioner of administration in consultation with the chairmen of the house appropriations and senate finance committees may conduct a study to determine the need for continuation of the lower campus facilities at Mankato state college. The study shall also include a review of current and future enrollments and programs at Mankato and other public or private institutions of post secondary education in the Mankato service area. The higher education coordinating commission is requested to provide assistance where necessary. A report of the findings, alternatives and recommendations shall be submitted to the chairmen of the house appropriations and senate finance committees no later than January 1, 1974.

(3) At Moorhead State College:

(a) Install boiler \$ 235,000

(b) City street assessment 6,400

(4) At St. Cloud State College:

(a) Construct and equip administration/ orientation building 2,242,178

(b) Install and rehabilitate boiler 200,000

(c) Install city utilities 150,000

(d) Complete and equip remodeling of Kiehle Hall	\$397,000
(e) Rehabilitate Stewart Hall	200,000
(5) At Southwest State College:	
(a) Complete site work and landscaping and develop road and circulation patterns	100,000

The commissioner of administration is authorized to make applications for the maximum federal share for any project. In the event the amount of federal funds obtained for these projects exceeds the amount appropriated for it in the above appropriation, the commissioner of administration shall reduce the state share for individual projects.

The state auditor shall establish a single control account for the construction and equipping of state colleges. The appropriation in this section, federal grants received for state college construction and transfers from the higher education facilities contingent account shall be recorded in this account. The commissioner of administration shall maintain individual project accounts for each project authorized by this section.

Notwithstanding limitations on cost of projects approved, the commissioner of administration may exceed the cost approved for an authorized project within the limitations of total funds available from appropriation, from federal funds granted and from transfer from the higher education facilities contingent account. The moneys in excess of project authorizations are hereby appropriated for the purposes expressed in this paragraph.

Expenditure of funds in excess of the project authorization shall be made only after the commissioner of administration has consulted with the chairman of the house appropriations committee, and the chairman of the senate finance committee and they have made their recommendations thereon. Such recommendations shall be advisory only. Failure or refusal to make recommendation promptly shall be deemed a negative recommendation.

Sec. 5. To the commissioner of administration

(1) For land acquisition in the state capital area including improvements and preparation of sites for construction	\$1,000,000
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Sec. 6. Subdivision 1. To the commissioner of administration to be expended for the purposes and in accordance with the provisions of this act

(1) Remodel Capitol, east wing second and third floor, for Supreme Court and rent temporary quarters, phase I	\$ 800,000
(2) Preliminary plans and cost estimates for Capitol building annex	1,200,000

(3) Special improvements including remodeling 4th floor of State Office building	\$ 410,000
(4) Building remodeling and rehabilitation and special projects	1,760,000
(5) Supplemental for Centennial building parking facility	829,000
(6) Improvements to Historical building	100,000
(7) Expand and equip state archives and records center for the Minnesota historical society	845,334

Provided that the funds shall not be expended without consulting with the director of the state historical society.

(8) Replace windows and install two elevators in the infirmary, tuckpoint, improve electrical service, install kitchen equipment and install bathrooms in building 6 domiciliary, install auditorium elevator. 50 percent to be federal funds furnished by the Veterans administration—total cost to the state	100,000
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(9) In Capitol Area: Remodel and improve property in area bounded by 12th and 14th Streets and Robert and Jackson Streets, including Champion Chevrolet property	400,000
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Sec. 7. Subdivision 1. To the regents of the University of Minnesota to be expended for the purposes and in accordance with the provisions of this act

Subd. 2. At the University of Minnesota, Twin Cities Campus

(1) Preliminary planning of Music building	\$ 100,000
(2) Working drawings for Veterinary Medicine, phase II	360,000
(3) Construct and equip Home Economics building expansion, phase I	5,800,000
(4) Remodel and rehabilitate to upgrade for the handicapped, phase I	300,000
(5) Remodel Cooke Hall/Norris Gym	781,800
(6) Land acquisition at Twin Cities campus	100,000
(7) Minneapolis primary electrical system, phase V	460,000
(8) St. Paul primary electrical system, phase III	270,000
(9) St. Paul gas main extension, phase II	25,000
(10) Boiler additions and pollution control at Minneapolis and St. Paul, phase II	2,048,800

(11) St. Anthony sewer assessment, phase II	\$125,000
(12) Renovate Peik Hall to meet safety code, industrial education area	100,000
Subd. 3. At the University of Minnesota, Twin Cities	
(1) Planning for basic science remodeling	200,000
(2) Construct Unit B/C, health science	14,000,000
Construction not to start until \$14,000,000 non-state funds are available.	
(3) Primary electrical distribution system	250,000
Subd. 4. At University of Minnesota, Duluth Campus	
(1) Facilities Study—Duluth	150,000
For a study of the existing buildings on the UMD campus for the purpose of facilitating the fullest practical utilization of space for present programs, and inclusion of additional space for the basic sciences medical program by means of construction of additions to existing structures to accomplish this purpose.	
(2) Preliminary planning—Social Sciences building	\$ 100,000
(3) Basic medical sciences building planning funds for a \$7,500,000 building. Not to be expended prior to July 1, 1974, and completion of facilities study	234,000
(4) Remodeling of Science building, phase III	411,000
(5) Health sciences library addition	1,893,000
(6) Boiler addition to heating plant	550,000
(7) Road and campus improvements, phase I	100,000
Subd. 5. At University of Minnesota, Morris Campus	
(1) Remodel social science and Edson Hall	400,000
(2) Landscaping and campus development	10,000
(3) Paved parking lot (400 cars) to include lighting and relocation of Cyrus Road	170,000
Subd. 6. At Technical College, Crookston	
(1) Construct plant service maintenance shop and vehicle storage building	50,000
Subd. 7. At Northwest Experiment Station, Crookston	
(1) Construct control for runoff from animal facilities	30,000
Subd. 8. At Technical College, Waseca	
(1) Develop roadways and parking lots, phase II	50,000

Subd. 9. At West Central Experiment Station, Morris

(1) Construct horticulture, soils, and agronomy building	\$ 35,000
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(2) Road surfacing and improve drainage	15,000
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Subd. 10. At Southwest Experiment Station, Lamberton

(1) Complete drainage system	12,356
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Subd. 11. At North Central Experiment Station, Grand Rapids

(1) Construct two herdsman's residences (to be built by station personnel)	35,000
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Subd. 12. At Cloquet Forest Research Center

(1) Improve campus roads, surfacing and lighting	15,000
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Subd. 13. At Lake Itasca Forestry and Biological Station

(1) Rehabilitate station facilities, phase II, kitchen-dining-meeting room facility	81,040
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(2) Construct student cabin	13,845
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Subd. 14. Horticultural Research Center, Excelsior

(1) Remodel superintendent house	10,000
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(2) Connect sewer to new main sewer line	20,000
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Subd. 15. Landscape Arboretum, Excelsior

(1) Construct greenhouse and head house facilities	187,013
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No buildings shall be constructed or erected on lands of the university until the regents have first consulted with the chairman of the senate finance committee and the chairman of the house appropriations committee and obtained their recommendations which shall be advisory only.

The regents of the university of Minnesota are authorized to make applications for the maximum federal share for each project including interest subsidies. In the event the amount of federal funds obtained for any of these projects exceeds the amount appropriated for it in the above appropriation, the regents of the university shall reduce the state share for individual projects.

In the planning, design and operation of state buildings, all state agencies and the university of Minnesota are requested to take necessary measures to conserve to the greatest extent possible the use of various sources of energy. All agencies are requested to submit a report to the legislature no later than January 1, 1974, outlining steps and recommendations resulting in savings of energy sources.

Sec. 8. Subdivision 1. To the state auditor to be expended for the purposes and in accordance with the provisions of this act.

Subd. 2. Expenses incidental to the sale, printing, execution, and delivery of the bonds authorized by this act, including, but without limitation, actual and necessary travel and subsistence expenses of state officers and employees for such purposes not to exceed \$48,234.

Sec. 9. Neither the commissioner of administration nor the board of regents shall prepare final plans and specifications for any building authorized in this act until the using agency or department has presented the program and schematic plans to the chairman of the house appropriations committee and the chairman of the senate finance committee and they have made their recommendations thereon. Such recommendations shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation.

Sec. 10. Lands or sites for public buildings or real estate, the acquisition of which is included in the appropriations made by this act, may be acquired by gift, purchase, or condemnation proceedings by the regents of the university of Minnesota in the case of lands for the university and by the commissioner of administration in case of other lands. Condemnation proceedings shall be pursuant to Minnesota Statutes, Chapter 117.

Sec. 11. Subdivision 1. Upon the awarding of final contracts for the completion of any projects enumerated in any of the sections 2 through 6, the commissioner of administration may transfer any unexpended funds in said project account to any other project enumerated in the same section.

Subd. 2. Upon the awarding of final contracts for the completion of any projects enumerated in section 7, the regents of the university of Minnesota may transfer any unexpended funds in said project account therein enumerated.

Subd. 3. The moneys which may be transferred pursuant to this section are hereby appropriated for the purposes for which transferred.

Subd. 4. The commissioner of administration, and the university of Minnesota shall report to the chairman of the house appropriations committee and the chairman of the senate finance committee on any transfer made pursuant to this section.

Subd. 5. The balance of each appropriation made by this and any prior act to the commissioner of administration from the Minnesota state building fund, remaining when the specific purpose of such appropriation is accomplished as certified by the commissioner to the state auditor, may be transferred to any other account for which an appropriation from the fund is made to the commissioner by this or any prior act; provided that the amount so transferred to the account for any project shall not exceed ten percent of the amount otherwise appropriated for that

project, and that before any such transfer is made the commissioner shall consult and obtain the recommendations of the chairman of the house appropriations committee and the chairman of the senate finance committee, which shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation.

Sec. 12. There is appropriated to the commissioner of administration from the Minnesota state building fund the sum of \$100,000 which may be expended by him for the administration of the building program covered by this appropriation, including the employment of personnel. The commissioner may expend these funds for microfilming of plans for all state buildings.

Sec. 13. There is appropriated to the commissioner of administration from the Minnesota state building fund the sum of \$300,000 which may be expended for plans, studies and surveys, and for the alterations, betterments, construction, reconstruction, improvements or rehabilitation of any state-owned building or structure, if it appears to the commissioner that such an expenditure is necessary in the public interest in order to avoid injury or damage to persons or property and funds have not been otherwise appropriated for such purposes. The commissioner, however, shall not authorize any expenditures from such appropriation until he has first consulted with the chairman of the house appropriations committee and the chairman of the senate finance committee and received their recommendations thereon. Such recommendations shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation.

Sec. 14. There is appropriated to the commissioner of administration from the Minnesota state building fund the sum of \$50,000 which may be expended for the purpose of preparing preliminary plans, or other documentation that may be required, for assistance in obtaining non-state participation in state buildings programs. The commissioner, however, shall not authorize any expenditures from such appropriation until he has first consulted with the chairman of the house appropriations committee and the chairman of the senate finance committee and received their recommendations thereon. Such recommendations shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation.

Sec. 15. There is appropriated to the commissioner of administration from the Minnesota state building fund the sum of \$1,000,000 for a higher education facilities contingent account. The commissioner may transfer these funds when the amount of the federal share for a project is less than the amount anticipated or if it appears that the total cost of constructing and equipping an entire project will exceed the total cost authorized notwithstanding limitations on state funds appropriated therefor.

The commissioner may transfer these funds to the building accounts projects authorized in sections 3, 4, and 7, and to the building accounts of projects authorized by Laws 1967, Extra

Session, Chapter 8, Section 9 and by Laws 1969, Chapter 1159, Section 8. Moneys transferred are hereby reappropriated for such purposes. All transfers authorized by this section shall be made only after the commissioner has consulted with the chairman of the house appropriations committee and the chairman of the senate finance committee, and has received their recommendations thereon. Such recommendations shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation. Funds for the transfer of moneys to a project under the authority of the university of Minnesota are hereby reappropriated to the board of regents to carry out the purpose of the transfer.

Sec. 16. Minnesota state building bond issue and appropriation. For the purpose of providing the moneys appropriated by this act to the state agencies herein designated, for the acquisition and betterment of the public lands and buildings and other public improvements of a capital nature herein designated, the state auditor is authorized upon request of the governor to sell and issue Minnesota state building bonds in the amount of \$46,470,000 in the manner and upon the terms and conditions prescribed by Minnesota Statutes, Sections 6.30 and 6.31 and by the Constitution, Article IX, Section 6. The proceeds of such bonds, other than accrued interest and premium, are appropriated and shall be credited to the Minnesota state building fund.

Sec. 17. Minnesota state building bond account; appropriation. In order to reduce the amount of taxes otherwise required by the Constitution, Article IX, Section 6, Subdivision 4, to be levied for the payment of interest and principal on the bonds authorized in Section 16 of this act, there is hereby appropriated annually to the Minnesota state building bond account in the state bond fund from the general fund in the state treasury a sum of money sufficient in amount, when added to the balance on November 1 in each year in said Minnesota state building bond account, to pay all principal and interest due and to become due on said bonds within the then ensuing year and to and including July 1 in the second ensuing year. The moneys received and on hand pursuant to the appropriation annually made by this section are available in the state bond fund prior to the levy of the tax in any year required by the Constitution, Article IX, Section 6, Subdivision 4, and shall be used to reduce the amount of the tax otherwise required to be levied.

Sec. 18. Where an amount is payable to a creditor of the state from a project account which is financed partly with federal funds and such project is one included in appropriations now or hereafter made to the commissioner of administration for public buildings and equipment therefor and such amount cannot be timely paid because of a deficiency of money in such project account caused by a delay in the receipt of federal funds, the commissioner may provide such money as is needed to pay the amount by temporarily transferring such sum from any other appropriation made to him in the same act as contains the project account wherein the deficiency has occurred. Such moneys

as are required therefor are hereby appropriated for such purpose. When the delayed federal funds are received the commissioner shall cause the amount of money transferred to be returned to the account from whence it came.

Sec. 19. In the case of appropriations made for construction or other permanent improvement, including acquisition of real estate, equipment, rehabilitation, appurtenances or utility systems, which appropriations do not lapse until the purposes for which the appropriations were made shall have been accomplished or abandoned, the commissioner of administration may dispense with periodic allotment and shall prescribe such regulations as will insure proper application and encumbrance of funds.

Sec. 20. Notwithstanding any other provision of law, all moneys appropriated by this act and all previous acts for the purposes of the Minnesota state building fund shall be and remain available for such purposes until and unless such appropriations are specifically rescinded by law. The state auditor shall, upon the certification of the commissioner of administration as to the accounts involved, make such transfers of appropriations as will place in one account all of the moneys appropriated for the same or related projects, incidental expenses or contingencies.

Sec. 21. The appropriation made by Section 6, Subdivision 1 (5) for the Centennial building parking facility is in addition to the amounts heretofore appropriated for the same purpose. The conditions imposed under prior laws for this facility are rescinded and in lieu thereof all appropriations made for such facility are subject to the following:

By July 1, 1973, or as soon thereafter as possible, the commissioner of administration, in accordance with the provisions of Minnesota Statutes, Section 16.72, shall fix and collect gross rents, charges and fees in connection with and for the use of all parking lots and facilities now or hereafter owned and operated by the state and under the jurisdiction of the commissioner.

Such gross rents, charges and fees shall be fixed by the commissioner in such amount as will defray all costs of operating, maintaining and improving the parking lots and facilities under the jurisdiction of the commissioner and in addition provide the sum of \$4,064,000 which is hereby appropriated from such gross rents, charges and fees to the Minnesota State building bond account in the state bond fund, and which shall be credited to said account in the annual amount of \$203,200 on or before November 1 in each year, commencing in 1974 until the amount so appropriated has been credited to said account. The moneys received and on hand annually pursuant to this authorization are available in the state bond fund prior to the levy of the tax in any year required by the Constitution, Article IX, Section 6, Subdivision 4, and shall be used to reduce the amount of the tax otherwise required to be levied.

Sec. 22. This act becomes effective the day following final enactment.”

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

House Conferees: FRED C. NORTON, NEIL S. HAUGERUD, HOWARD E. SMITH, DONALD B. SAMUELSON, and DELBERT F. ANDERSON.

Senate Conferees: NORBERT ARNOLD, EDWARD G. NOVAK, JOHN L. OLSON, RICHARD W. FITZSIMONS, and JACK T. DAVIES.

Norton moved that the report of the Conference Committee on H. F. No. 2531 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 2531, A bill for an act relating to public buildings and public lands of the state of Minnesota; authorizing the acquisition and betterment of public land and buildings and other public improvements of a capital nature; the acquisition by gift, purchase, or condemnation of certain real property therefor; the equipping and replacement of equipment of certain said buildings; appropriating and reappropriating moneys therefor, including necessary expenses from the Minnesota state buildings fund; authorizing the issuance of the sale of bonds under the provisions of the constitution, article IX, section 6, to finance said fund appropriating moneys in connection therewith.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 113, and nays 18, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Johnson, R.	Miller, M.	Schreiber
Andersen, R.	Eckstein	Jopp	Moe	Schulz
Anderson, D.	Eken	Jude	Munger	Searle
Anderson, G.	Enebo	Kahn	Nelson	Sherwood
Anderson, I.	Erdahl	Kelly	Newcome	Sieben, H.
Becklin	Erickson	Kempe	Niehaus	Sieben, M.
Belisle	Esau	Klaus	Norton	Skaar
Bell	Faricy	Knickerbocker	Ojala	Smith
Bennett	Ferderer	Laidig	Parish	Spanish
Berg	Fjoslien	Larson	Patton	Stanton
Berglin	Forsythe	LaVoy	Pavlak, R.	Swanson
Biersdorf	Fudro	Lemke	Pavlak, R. L.	Tomlinson
Boland	Fugina	Lindstrom, J.	Pehler	Ulland
Braun	Graba	Lombardi	Peterson	Vanasek
Brinkman	Growe	Long	Prahl	Vento
Carlson, B.	Hagedorn	Mann	Quirin	Voss
Carlson, L.	Hanson	McArthur	Resner	Weaver
Casserly	Haugerud	McCarron	Rice	Wenzel
Connors	Hook	McEachern	Ryan	Wigley
Culhane	Jacobs	McFarlin	St. Onge	Wolcott
Cummiskey	Jaros	McMillan	Salchert	Mr. Speaker
Dahl	Johnson, C.	Menke	Samuelson	
Dieterich	Johnson, D.	Miller, D.	Sarna	

Those who voted in the negative were:

Adams, S.	DeGroat	Kvam	Ohnstad	Stangeland
Carlson, A.	Graw	Lindstrom, E.	Pieper	Wohlwend
Cleary	Heinitz	McCauley	Pleasant	
Clifford	Johnson, J.	Myrah	Savelkoul	

The bill was repassed, as amended by Conference, and its title agreed to.

MESSAGES FROM THE SENATE, Continued

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 1821, A bill for an act relating to the environmental impact, reduction, reuse and recycling of solid waste; authorizing state grants to regions, municipalities, and institutions therefor; prescribing duties and powers of the Minnesota pollution control agency; providing penalties; imposing a solid waste disposal charge; appropriating funds.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 624, A bill for an act relating to the free flow of information, the protection of sources of information of the news media, and prohibiting disclosure of sources of information.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 23, A bill for an act relating to pharmacists; permitting price advertising of prescription drugs; restricting the content of such advertisements and requiring certain disclosure of prices; amending Minnesota Statutes 1971, Section 151.06, by adding a subdivision.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 295, A bill for an act relating to public employees; giving public employees and employers certain rights and obligations; defining unfair practices; amending the public employment labor relations act of 1971; amending Minnesota Statutes 1971, Sections 179.63, Subdivisions 6, 8, 9, 13, and 18, and by adding a subdivision; 179.64, Subdivisions 1 and 7; 179.65, Subdivisions 2, 3, 5, 6 and 7; 179.66, Subdivisions 4 and 5; 179.66, by adding a subdivision; 179.67, Subdivisions 7, 11, and 12; 179.68; 179.69, Subdivisions 3, 5 and 6; 179.70, Subdivision 1; 179.71, Subdivision 3; 179.72, Subdivisions 1, 7, 9, and 10; 179.73, Subdivision 2; 179.74, Subdivisions 2, 4 and 5; 179.75, Subdivision 8; repealing Minnesota Statutes 1971, Sections 179.69, Subdivision 7; 179.72, Subdivisions 11 and 13; 179.73, Subdivisions 3, 4, and 5; 179.75, Subdivisions 1, 2, 3, 4, 5, 6, 7, and 9; and 179.77.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 491, A bill for an act relating to labor and industry; providing for safe and healthful working conditions for working men and women; authorizing the commissioner of labor and industry to promulgate standards and rules and regulations therefor; creating an occupational safety and health advisory board; prescribing penalties; amending Minnesota Statutes 1971, Section 175.16; repealing Minnesota Statutes 1971, Sections 182.01 to 182.08; 182.10 to 182.62; and 183.05 to 183.34.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 611, A bill for an act relating to public safety; division of highway patrol; providing salary adjustments for members of the highway patrol assigned to air patrol duty; amending Minnesota Statutes 1971, Section 299D.03, Subdivision 3.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 633, A bill for an act relating to towns; authorizing all towns to make local improvements and to assess the cost thereof against benefited property; amending Minnesota Statutes 1971, Sections 429.011, Subdivision 2; and 435.19, Subdivision 1.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 805, A bill for an act relating to taxes on and measured by net income; limiting the deductions attributable to farming; amending Minnesota Statutes 1971, Sections 290.01, Subdivision 20; and 290.09, by adding a subdivision.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 1053, A bill for an act relating to workmen's compensation; raising minimum weekly benefits; coordinating the payment of workmen's compensation death benefits with governmental death benefits; extending coverage to occupational diseases; amending Minnesota Statutes 1971, Sections 176.101, Subdivisions 1, 2, and 3; 176.111, Subdivisions 19, 20, and by adding a subdivision; 176.131, Subdivision 7; 176.132, Subdivision 2; 176.151; 176.66, Subdivision 1; and repealing Minnesota Statutes

1971, Sections 176.66, Subdivisions 2, 3, 4, 5, 6, 7, 8 and 9; 176.661 to 176.668.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 1203, A bill for an act relating to pollution; pollution control agency; providing for the certification of operators of solid waste disposal facilities; providing for enforcement; amending Minnesota Statutes 1971, Chapter 116, by adding sections.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Speaker has concurred in and adopted the report of the Conference Committee on:

H. F. No. 1355, A bill for an act relating to the operation of the state government; prescribing compensation, retirement and related benefits for certain state officers and employees, establishing certain compulsory retirement requirements; amending Minnesota Statutes 1971, Sections 43.01, Subdivision 9, and by adding subdivisions; 43.03, Subdivision 3; 43.051; 43.111; 43.12, Subdivisions 2, 2a, 2b and 3; 43.121, Subdivision 2; 43.122; 43.126, Subdivision 1; 43.24, Subdivision 1; 43.50, Subdivision 1; 299D.03, Subdivision 2; 352.04, Subdivisions 2 and 3; 352.115, Subdivisions 2 and 3, and by adding subdivisions; 352.116, Subdivision 1; 352.118; 352.22, Subdivision 1; 356.21, Subdivision 5; and Chapter 352, by adding sections repealing Minnesota Statutes 1971, Section 16.02, Subdivision 20a.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 1659, A bill for an act prescribing policies and procedures for the selection, designation, planning, and regulation of areas of critical concern.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 1673, A bill for an act relating to the public employees retirement association; appointment of assistant attorney general to serve three funds; clarification of language, elimination of unnecessary language; increased contributions, actuarial interest assumption, and benefits on high five years final average salary; providing penalties; amending Minnesota Statutes 1971, Chapter 8, by adding a section; Sections 353.01, Subdivisions 2, 4, 6, 7, 10, 11, 12, 15, 16, 20, 23, 25, 27, 29, and 31, and by adding subdivisions; 353.03, Subdivision 1, and by adding a subdivision; 353.06; 353.08; 353.14; 353.15; 353.18; 353.19; 353.27, Subdivisions 1, 2, 3, 4, and 7, and by adding subdivisions; 353.271, Subdivisions 1 and 2; 353.28, Subdivisions 1, 6, and 8; 353.29, Subdivisions 1, 2, and 3, and by adding subdivisions; 353.30, Subdivisions 3 and 4, and by adding a subdivision; 353.31, Subdivisions 1 and 8; 353.32, Subdivisions 1, 2, 4, and 5, and by adding a subdivision; 353.33, Subdivisions 1, 2, 3, and 11; 353.34, Subdivisions 2, 3, and 6; 353.35; 353.36, Subdivision 2, and by adding subdivisions; 353.37, Subdivision 1; 353.40; 353.46, Subdivisions 1, 2, 3, and 4; 353.65, Subdivisions 2 and 3, and by adding a subdivision; 353.656, Subdivisions 1, 3 and 6; 353.657, Subdivisions 1, 2, and 3; 353.68, Subdivision 4; 353.69; 353.71, Subdivisions 1, 2, 3, and 4; 490.12, Subdivision 5; and Chapter 353, by adding sections; repealing Minnesota Statutes 1971, Sections 353.015; 353.07; 353.13; 353.26; 353.27, Subdivision 5; 353.28, Subdivisions 2, 3, 4, 7, 9, and 10; 353.31, Subdivisions 3, 4, 5, 6, 7, and 10; 353.33, Subdivision 10; 353.36, Subdivisions 5, 6, 7, 8, 9, and 10; 353.37, Subdivisions 2 and 3; 353.39; 353.44; 353.45; 353.46, Subdivision 5; 353.51; 353.52; 353.53; 353.54; 353.55; 353.56; 353.57; 353.58; 353.59; 353.591; 353.60; 353.61; 353.65, Subdivision 5; 353.654; 353.655; 353.66; 353.68, Subdivisions 2, 3, 5, 6, 7, 8, and 9.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 1854, A bill for an act relating to Ramsey County; renewing authority of Ramsey county hospital and sanitarium commission and revising its membership; amending Laws 1969, Chapter 1104, Sections 2, 3, 4 and 5; 6, Subdivisions 1 and 3; and repealing Laws 1969, Chapter 1104, Section 11.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 2353, A bill for an act relating to Ramsey county; appropriations by the county for the preliminary plans of a detention center or centers.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2107, A bill for an act relating to intoxicating liquor; regulation of the on-sale thereof; amending Minnesota Statutes 1971, Section 340.07, Subdivision 5.

PATRICK E. FLAHAVEN, Secretary of the Senate

Sieben, H., moved that the House refuse to concur in the Senate amendments to H. F. No. 2107, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses.

A roll call was requested and properly seconded.

The question was taken on the Sieben, H., motion and the roll being called, there were yeas 26, and nays 101, as follows:

Those who voted in the affirmative were:

Adams, J.	Graba	Menke	Salchert	Wenzel
Anderson, I.	Johnson, C.	Miller, D.	Samuelson	Mr. Speaker
Boland	Kelly	Pavlak, R.	Sherwood	
Brinkman	Lemke	Quirin	Sieben, H.	
Carlson, B.	McCarron	Resner	Sieben, M.	
Fugina	McMillan	Rice	Swanson	

Those who voted in the negative were:

Adams, S.	Dahl	Hook	McEachern	Savelkoul
Andersen, R.	DeGroat	Johnson, D.	McFarlin	Schreiber
Anderson, D.	Dieterich	Johnson, J.	Miller, M.	Schulz
Anderson, G.	Dirlam	Johnson, R.	Moe	Searle
Becklin	Eckstein	Jopp	Myrah	Skaar
Belisle	Eken	Jude	Nelson	Smith
Bell	Enebo	Kahn	Newcome	Spanish
Bennett	Erdahl	Kempe	Niehaus	Stangeland
Berg	Erickson	Klaus	Norton	Stanton
Berglin	Esau	Knickerbocker	Ohnstad	Tomlinson
Biersdorf	Ferderer	Kvam	Ojala	Ulland
Braun	Fjoslien	Laidig	Parish	Vanasek
Carlson, A.	Flakne	Larson	Patton	Voss
Carlson, D.	Forsythe	LaVoy	Pavlak, R. L.	Weaver
Carlson, L.	Fudro	Lindstrom, E.	Pehler	Wigley
Casserly	Graw	Lindstrom, J.	Peterson	Wohlwend
Cleary	Growe	Lombardi	Pieper	Wolcott
Clifford	Hagedorn	Long	Pleasant	
Connors	Hanson	Mann	Prahl	
Culhane	Haugerud	McArthur	Ryan	
Cummiskey	Heinitz	McCauley	St. Onge	

The motion did not prevail.

CONCURRENCE AND REPASSAGE

Casserly moved that the House concur in the Senate amendments to H. F. No. 2107 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2107, A bill for an act relating to intoxicating liquor; regulation of the on-sale thereof; prohibiting discrimination by importers; granting the liquor control commissioner subpoena powers; removing the residency requirement for obtaining a wholesaler's or manufacturer's license; regulating the advertising of intoxicating liquor; providing for a penalty; providing for joint purchases; reducing excise tax on liquor; providing for filing of wholesale price schedules; amending Minnesota Statutes 1971, Chapter 340, by adding sections; Sections 340.07, Subdivision 5; 340.09; 340.11, Subdivision 2; 340.15; 340.19; 340.47; 340.983; and repealing Minnesota Statutes 1971, Sections 340.97; 340.971; 340.972; 340.973; 340.974; 340.975; 340.976; 340.977; 340.978; 340.98; 340.981; 340.9815; 340.982; 340.984; and 340.985.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 125, and nays 6, as follows:

Those who voted in the affirmative were:

Adams, J.	Bennett	Carlson, L.	Dieterich	Ferderer
Adams, S.	Berg	Casserly	Dirlam	Fjoslien
Andersen, R.	Berglin	Cleary	Eckstein	Flakne
Anderson, D.	Biersdorf	Clifford	Eken	Forsythe
Anderson, G.	Boland	Connors	Enebo	Fudro
Anderson, I.	Braun	Culhane	Erdahl	Fugina
Becklin	Carlson, A.	Cummiskey	Erickson	Graw
Belisle	Carlson, B.	Dahl	Esau	Growe
Bell	Carlson, D.	DeGroat	Faricy	Hagedorn

Hanson	Knickerbocker	McMillan	Peterson	Skaar
Haugerud	Kvam	Menke	Pieper	Smith
Heinitz	Laidig	Miller, M.	Pleasant	Spanish
Hook	Larson	Moe	Prahl	Stangeland
Jacobs	LaVoy	Munger	Resner	Stanton
Jaros	Lemke	Myrah	Rice	Tomlinson
Johnson, C.	Lindstrom, E.	Nelson	Ryan	Ulland
Johnson, D.	Lindstrom, J.	Newcome	St. Onge	Vanasek
Johnson, J.	Lombardi	Niehaus	Salchert	Vento
Johnson, R.	Long	Norton	Sarna	Voss
Jopp	Mann	Ohnstad	Savelkoul	Weaver
Jude	McArthur	Ojala	Schreiber	Wenzel
Kahn	McCarron	Parish	Schulz	Wigley
Kelly	McCauley	Patton	Searle	Wohlwend
Kempe	McEachern	Pavlak, R. L.	Sieben, H.	Wolcott
Klaus	McFarlin	Pehler	Sieben, M.	Mr. Speaker

Those who voted in the negative were:

Brinkman	Pavlak, R.	Quirin	Samuelson	Sherwood
Graba				

The bill was repassed, as amended by the Senate, and its title agreed to.

The following Conference Committee Reports were received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 2275

May 18, 1973

Honorable Martin Olav Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 2275, report that we have agreed upon the items in dispute and recommend as follows: Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1. DEPARTMENTS OF PUBLIC WELFARE, CORRECTIONS, HEALTH, ALCOHOL AND DRUG PROBLEMS, OMBUDSMAN, AND BOARD OF EXAMINERS FOR NURSING HOME ADMINISTRATORS TO EXPEND MONEYS.

The sums hereinafter named, or so much thereof as may be necessary, are hereby appropriated from the general fund in the state treasury not otherwise appropriated, or any other fund herein designated, to be expended for the purposes specified in the following sections of this act, to be available for the fiscal years ending June 30, 1973, June 30, 1974, and June 30, 1975.

APPROPRIATIONS
Available for the Year
Ending June 30,

1974	1975
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\$	\$
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Sec. 2. TO THE COMMISSIONER
OF PUBLIC WELFARE

	1974	1975
	\$	\$
Subdivision 1. Administration of the Department of Public Welfare—salaries . . .	2,200,000	2,200,000

Unless approved by the governor, after consulting the legislative advisory committee, any federal funds received in excess of \$1,915,000 in fiscal year 1974 and \$1,930,000 in fiscal year 1975 shall reduce the state appropriation by a like amount.

Approved Complement—327

Subd. 2. Supplies and Expense	1,552,800	1,397,600
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Notwithstanding any other law to the contrary, not more than \$5,000 annually is appropriated from salary savings to be used for the payment of necessary travel expenses to and from interviews arranged by the department of public welfare, incurred by job applicants for professional, administrative, or highly technical positions recruited by the department of public welfare.

Notwithstanding any state law to the contrary, the commissioner of public welfare shall not adjust the budget standards for any categorical aid program in excess of the amount authorized by the legislature, unless federal law or regulation require such action.

The commissioner of public welfare may adopt a bloc grant system for the categorically aided recipients on or after October 1, 1973. In determining the amount of the public assistance grant, the commissioner shall effect a 12 percent increase over the historical average grant.

The commissioner of public welfare shall submit a specific comprehensive plan to the senate finance committee and the house appropriations committee by November 15, 1974, regarding state hospitals, local facilities, and development plans for regions. Such report shall be preceded by a systematic plan for closing and demolishing old or obsolete buildings in the state hospital system, however the preliminary report may be implemented prior to submission, but specific items which are objected to in writing shall not be commenced.

	1974	1975
	\$	\$

If the total caseload, as estimated, does not materialize in all of the categorical aid programs for which funds are appropriated, the surplus funds shall revert to the general fund.

Funds are provided in the above appropriation for expenses incurred in distributing surplus commodities furnished by the federal government to the counties.

Subd. 3. Mechanized Payment System for the Categorical Aids	1,000,000
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Provided that these funds shall be available only if separate legislation passes the 1973 legislature which authorizes the department of public welfare to develop and implement such system.

Subd. 4. Mental Health Research	200,000
Approved Complement — 2	

Subd. 5. Mental Health Training Program	93,000
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Funds provided by this subdivision may be used for a psychiatric residency training program.

Of the amount appropriated by this subdivision, \$30,000 each year may be used for the employment of additional psychiatrists at state institutions and only such funds as are necessary shall be transferred to those institutions where the psychiatrists are employed.

Approved Complement — 0

Subd. 6. Community Mental Health centers	5,200,000	5,500,000
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Notwithstanding any law to the contrary, no funds provided in this subdivision shall be used for matching that part of salaries paid above the class of persons in comparable positions in the state civil service nor shall any funds provided in this subdivision be used for matching that part of fringe benefits which exceed the fringe benefits provided to employees in the state civil service.

The above funds provide for a 50 per-

1974 1975

\$ \$

cent matching, except for counties affected by subdivision 11, of local community mental health centers approved expenditures. Seventy-five percent of any federal funds received as reimbursement by the commissioner of public welfare shall be used to equally reduce local and state funding and surplus state funds resulting from federal funds shall cancel to the general fund. Twenty-five percent of the federal funds may be used for program expansion.

The community mental health centers may accept cases from juvenile courts for diagnostic evaluation.

Approved Complement—4

Subd. 7. Care and Support of Children Under Guardianship of the Commissioner of Public Welfare	716,000	790,000
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Subd. 8. Care, Relief, and Support of Dependent Children, Aged, Blind, Disabled and the Medical Assistance to the Needy Program	86,400,000	97,700,000
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Provided that \$3,000,000 of the funds appropriated by this subdivision shall be available only if separate legislation is passed by the legislature to provide supplemental payments in the adult categories.

Notwithstanding the provision of any other law, the commissioner of public welfare may utilize the funds, pursuant to the approval of the governor, provided in the above subdivision to pay a portion of the cost of day care and vocational training programs. The portion of the cost not paid by federal funds shall be paid equally from state and local funds. The cases selected by the commissioner for the new programs, on the average, shall not have a greater cost than if they remained in this program. The commissioner shall develop such criteria, selection principles, and other rules so as to carry out the intent of this provision.

Notwithstanding any other law to the contrary, when the expenditure made in the aid to families with dependent children program to meet special needs, as defined

1974

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by the commissioner of public welfare, exceeds 3.1 percent of the total expenditure for the above program in a county, that portion of the expenditure in excess of the above percentage not paid from federal funds shall be paid entirely by county funds.

Notwithstanding any other law to the contrary, when the expenditure made in the aid to the blind program to meet special needs, as defined by the commissioner of public welfare, exceeds 3.2 percent of the total expenditure for the above program in a county, that portion of the expenditure in excess of the above percentage not paid from federal funds shall be paid entirely by county funds.

Notwithstanding any other law to the contrary, when the expenditure made in the old age assistance program to meet special needs, as defined by the commissioner of public welfare, exceeds 2.1 percent of the total expenditure for the above program in a county, that portion of the expenditure in excess of the above percentage not paid from federal funds shall be paid entirely by county funds.

Notwithstanding any other law to the contrary, when the expenditure made in the aid to the disabled program to meet special needs, as defined by the commissioner of public welfare, exceeds 1.8 percent of the total expenditure for the above program in a county, that portion of the expenditure in excess of the above percentage not paid from federal funds shall be paid entirely by county funds.

Provided that the amount appropriated for implementation of Minnesota Statutes 245.0313 shall be available only if matched by federal funds. Provided that if the cost of care in state institutions falls below the projections used for implementation of Minnesota Statutes 245.0313, any excess appropriation shall revert to the general fund.

The department of public welfare may promulgate rules and regulations, not inconsistent with federal law or regulation,

1974 1975

\$ \$

allowing recipients of medical services to be charged a specified minimum amount toward cost of medical services provided. An amount sufficient to meet anticipated needs for this purpose shall be included as part of the recipient's public assistance grant.

Notwithstanding any law to the contrary, if, due to any court ruling or federal law or regulation, federal financial participation in the aid to families with dependent children program for children over the age of 18 is conditioned upon the provision of aid to all children otherwise eligible between the ages of 18 and 21, eligibility for children under the aid to families with dependent children program shall cease at the age of 18; provided, however, that if such federal funds become unavailable, aid to families with dependent children shall be provided for children over 18 and under the age of 19 attending high school on a full-time basis, to be paid from state and county funds.

Subd. 9. Administrative Expense on Aging	125,000	125,000
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Provided that the funds appropriated by this subdivision may not be expended unless matched by federal funds.

The use of the funds appropriated herein may include the appropriate matching of federal funds provided programs for the aging for the payment to members of advisory committees required in these programs by federal law, for their actual expenses incurred in performance of their duties.

Subd. 10. Vocational Rehabilitation of the Blind	210,000	210,000
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The sum of \$2,500 each year out of the amount above appropriated shall be paid into the revolving fund established by Laws 1947, Chapter 535, for the purchase of equipment and supplies for establishing and operating of vending stands by blind persons. All income, receipts, earnings, and federal grants due to the operation thereof shall also be paid into said fund, and all equipment, supplies and expenses

1974 1975

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for the setting up of such stands to be so operated, shall be paid from said fund.

Subd. 11. Equalize the Cost of Welfare	1,075,000	1,075,000
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All payments from funds appropriated by this subdivision shall be based upon a formula which includes four factors: recipient rate, per capita income, per capita taxable value, and per capita expenditures for welfare as indicated in the work sheets of the conference committee which also specify the number of counties that may receive this aid.

Salary expenditures shall not be included for purposes of computing county per capita welfare costs or in county welfare costs.

Notwithstanding any law to the contrary, initial payments to counties shall be made on or before October 1, 1973, for fiscal year 1974 and on or before October 1, 1974, for fiscal year 1975. Final payments shall be made before October 1 of the following fiscal year.

For the purposes of this act, welfare costs shall be deemed to include all forms of public assistance and the administrative costs thereof, to-wit: old age assistance, medical assistance to the needy, aid to dependent children, aid to the permanently and totally disabled, aid to the blind, payments to the commissioner of public welfare for care and treatment of patients in state institutions, maintenance relief, medical relief, tuberculosis sanatoria care, hospital charges, maintenance of children not under state guardianship, cost of sundry poor, and all administrative costs except university hospitals care, care of children under state guardianships, and poor burials.

No county shall be entitled to the benefits of this act if it has transferred any moneys available for welfare purposes to any other county funds, except that a transfer of a surplus in the welfare fund may be made to the road and bridge fund of said county, and except that where funds are otherwise unavailable, a transfer

1974 1975

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may also be made to the general revenue fund of said county for payment of rent of office space for the county welfare board. Such transfers shall be made only with the

approval of the governor after consultation with the Minnesota public relief advisory committee. Provided further that such transfer of funds for payment for rent shall not be considered an expenditure for equalization aid reimbursement. Any federal funds received in lieu of taxes because of federal grants shall be available for welfare purposes.

Provided that no county shall receive in excess of 75 percent of its cost of welfare as defined in this subdivision from state funds.

Notwithstanding any law to the contrary, the formula used in this subdivision for equalizing welfare costs shall be used for computing distressed county aid for daytime activity centers and community mental health centers.

Subd. 12. Daytime Activity Centers for the Mentally Retarded	3,650,000	
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Approved Complement—1

The above funds provide for a 60 percent matching, except for counties affected by subdivision 11, of local daytime activity centers approved expenditures. Seventy-five percent of any federal funds received as reimbursement by the commissioner of public welfare shall be used to equally reduce local and state funding and surplus state funds resulting from federal funds shall cancel to the general fund. Twenty-five percent of the federal funds may be used for program expansion.

Subd. 13. Crippled Children Services	600,000	700,000
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Subd. 14. Aid to Counties—Mentally Retarded	3,196,900	
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Notwithstanding any law to the contrary this appropriation provides for not more than 70 percent of the cost of care.

Subd. 15. Red Lake Band of Chippewa Indians	130,000	130,000
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	1974	1975
	\$	\$
<p>Provided that any funds appropriated by this subdivision in excess of the county costs for this purpose shall cancel to the general fund.</p>		
Subd. 16. General Relief—Indians . . .	363,000	254,000
<p>Provided further that reimbursements shall be prorated if the appropriation made in this subdivision is insufficient to provide full reimbursement.</p>		
Subd. 17. Foster Grandparents Program	200,000	200,000
<p>Five percent of this appropriation may be retained by the governor's council on aging as a fee for administrative services and expenses, pursuant to Minnesota Statutes 1971, Section 256.976.</p>		
Subd. 18. Aid to Counties—Emotionally Disturbed	622,800	678,200
Subd. 19. Child Care Service Grants . .	800,000	
Subd. 20. State Hospitals		
(a) Current Expense	7,038,800	7,104,900

The above appropriation includes funds to provide temporary laundry service for Rice memorial hospital at a charge to be determined by the commissioner of public welfare.

Provided that laundry service shall be furnished without charge to the Willow River camp.

Provided that when equipment expenditures are necessary at the prison laundry, laundry service shall be provided without charge for the prison after the transfer of four positions from the department of corrections to the department of welfare has been accomplished.

Notwithstanding any law to the contrary, the commissioner of public welfare may authorize any state hospital to enter into agreement with other governmental and non-profit health service organizations for participation in "shared service" agreements which would be of mutual benefit to the state, the health service organizations involved and the public. The

1974 1975

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charges for such services shall be on an actual cost basis and the receipts shall be deposited in the general fund.

So much of the above funds as necessary may be established in a special account in the department of public welfare to pay for special costs relating to the mental health commitment act.

(b) Salaries 46,958,600 46,315,900

Approved Complement —

July 1, 1973 — 5,410

January 1, 1975 — 5,250

June 30, 1975 — 5,167

Provided that as the population decreases, the supportive staff complement shall be reduced in direct proportion.

Not more than 25 percent of the salary savings occurring as a result of efficiencies in operations may be used for supplies and expense expenditures upon the advance approval of the commissioner of administration.

(c) Special Equipment 451,400

The commissioner of public welfare shall submit the budgets for the hospitals to the 1975 legislature on an individual hospital basis together with a summary budget.

Funds are provided in this appropriation for developing a self-injurious behavior program at the Faribault state hospital. Information obtained from other states shall be used in developing this program.

The hospitals enumerated by this subdivision are hereby granted authority to negotiate with sheltered workshops to provide services to the hospitals, provided salary savings are used to pay these costs.

(d) Hospital Care 50,000

The amount appropriated by this item shall be used to cover the expense of hospital care for patients and inmates furnished in hospitals not under supervision

	1974	1975
	\$	\$

of the commissioner of public welfare. All reimbursements received for such medical services shall be credited to this account and become a part thereof.

Subd. 21. Braille and Sight Saving School

(a) Current Expense	52,100	53,100
(b) Salaries	632,000	622,000
Approved Complement — 73		
(c) Regional Library for the Blind ..	66,400	65,800
Approved Complement — 6.5		

Subd. 22. School for the Deaf

(a) Current Expense	164,200	167,700
(b) Salaries	1,364,300	1,364,300
Approved Complement — 150.5		

As soon as feasible, the business office of the braille and sight saving school shall be combined with that of the school for the deaf and the complement reduced accordingly.

(c) Gallaudet Students	800	800
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Subd. 23. Gillette State Hospital

(a) Current Expense	339,200	340,700
(b) Salaries	2,149,000	2,149,000
Approved Complement—245.16		
(c) Honorarium for Visiting Staff ..	78,300	78,300

Subd. 24. Ah-Gwah-Ching Nursing Home

(a) Current Expense	382,900	392,800
(b) Salaries	2,087,700	2,087,700
Approved Complement—271		

Subd. 25. Glen Lake State Sanatorium and Oak Terrace Nursing Home

(a) Current Expense	433,600	443,900
(b) Salaries	2,506,400	2,506,400
Approved Complement—297		

	1974	1975
	\$	\$
(c) Central Library Service	12,000	12,000
Subd. 26. Special Equipment for the Braille and Sight Saving School, School for the Deaf, Gillette State Hospital, Ah-Gwah-Ching Nursing Home, and Glen Lake State Sanatorium and Oak Terrace Nursing Home	122,300	

Any unexpended balances in subdivisions 3, 4, 5, 6, 12, 13, 14, 18, 19, 20 (c), 20 (d) and 26 remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Sec. 3. TO THE COMMISSIONER OF CORRECTIONS

Subdivision 1. Administration

(a) Salaries, supplies and expense ... 3,385,000 3,374,000

Approved Complement—245

The commissioner of corrections is authorized to establish a select committee of 15 to 20 members whose purpose will be to review the roles of all Minnesota correctional institutions and to determine which of these institutions should be retained.

The commissioner of corrections is authorized to appoint to this select committee members of the legislature, law enforcement and private citizens or citizen's groups.

The commissioner of corrections is hereby authorized to pay members of the select committee \$25 per diem plus travel expenses pursuant to rules and regulations promulgated by the commissioner of administration and to pay publication expenses for the committee's report. Said report will be submitted to the 1974 legislature by January 2, 1974.

This appropriation includes funds for the operation of the transportation unit.

No new program may be implemented unless a statistical evaluation of its objectives and accomplishments accompanies the development of such program.

Provided that the parole agents shall reside in the various districts of the state in

1974

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which they are employed during the period for which this appropriation is effective.

This appropriation includes personnel and funds for the expenses of providing supervision for county homes.

Provided that regional supervisors paid from this account may also supervise state parole agents as directed by the commissioner of corrections. Such duties shall not interfere with the supervisor's responsibility under the County Probation Act, Laws 1959, Chapter 698.

(b) County Reimbursement	700,000	700,000
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Provided further that reimbursement to counties as provided by Minnesota Statutes 260.311, Subdivision 5, shall be computed on the basis of 50 percent of the probation officers salary costs only, including fringe benefits, however that part of fringe benefits in excess of those provided for state civil service employees shall not be reimbursable.

Notwithstanding any law to the contrary, no county shall be eligible for the reimbursement aforementioned unless its county probation officers are paid a salary commensurate with the salaries paid to comparable positions in the classified service of the state civil service. The salary range to which the county probation officers shall be assigned shall be determined by the judge(s) of the juvenile court(s) who shall base the decision on length and performance of service of said officer(s). The judges of the juvenile courts shall annually assign their county probation officer(s) to a position on the aforementioned salary scale commensurate with the officer's experience, tenure, and responsibilities and said judges shall file with the county auditor an order setting said county probation officer's salary.

Provided further that reimbursement to counties shall be prorated if the appropriation made in this item is insufficient to pay the cost as provided by Minnesota Statutes 260.311, Subdivision 5.

1974 1975

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Provided that time spent by the county probation officer as a court referee shall not qualify for reimbursement from this appropriation.

Subd. 2. Corrections Subsidy Act 1,500,000

The commissioner of corrections shall select the counties which may participate under the Corrections Subsidy Act after consulting with the appropriate finance committees of the legislature. These funds shall not be expended unless separate legislation is passed by the 1973 legislature authorizing such expenditure.

Subd. 3. Medical and Psychiatric Services 1,500,000

The amount appropriated by this item shall be used for psychiatric services and to cover the expense of providing secure hospital care for inmates and persons furnished in hospitals not under supervision of the commissioner of corrections. All reimbursements received for such medical services shall be credited to this account and become a part thereof.

The commissioner of corrections may contract with any other state department or agency to obtain psychiatric services for the department of corrections. This appropriation is in addition to funds for psychiatric services provided in the appropriations for the individual institutions.

Approved Complement—13

Subd. 4. Personnel Training 497,000

This appropriation includes funds for training of group home parents in county homes.

Subd. 5. Vocational Training 140,000

The amount appropriated by this item shall be used for the purpose of providing vocational training of the inmates of institutions under the control of the commissioner of corrections. The commissioner of corrections is hereby authorized and empowered to employ skilled craftsmen to

1974 1975

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conduct a vocational training program and to instruct such inmates.

Subd. 6. Foster Group Care 1,000,000

The amount appropriated by this item shall be used for foster group care facilities under the commissioner of corrections and to reimburse counties pursuant to Minnesota Statutes 1971, Section 260.251, Subdivision 1a, provided, however, that such reimbursement to counties shall be prorated if the appropriation is insufficient.

The amounts reimbursed to the counties shall be based upon 50 percent of cost to the counties after federal and state aids, grants or relief programs have been deducted from the costs of said group home operations.

Subd. 7. Work Release and Newgate Programs 360,000

This appropriation includes \$110,000 for the Newgate program.

Subd. 8. Community Corrections Centers 425,000

This appropriation includes \$50,000 for community corrections centers on Indian reservations. Rules and regulations shall be developed by the commissioner of corrections for operation of such programs.

Subd. 9. Correctional Institutions

This appropriation is for the Minnesota state prison, reformatory for men, Minnesota correctional institution for women, state training school for boys, the Willow River camp, Minnesota home school, the Minnesota reception and diagnostic center and Thistledeew camp.

(a) Current Expense 2,541,900 2,547,800

(b) Salaries 12,731,000 12,712,500

Approved Complement—1,138.75

(c) Special Equipment 175,000

The academic school program at the state training school for boys and the Min-

1974

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nesota home school shall be conducted on a 12 month basis.

Provided that the appropriate committees on finance of the legislature shall receive a written report of the anticipated expenditures from the prison revolving fund for recreational or vocational equipment not less than 30 days prior to expenditure.

The reception and diagnostic center may be used for training and treatment of persons adjudicated delinquent and committed to the youth conservation commission. The commissioner may also set aside suitable space at other institutions under his control for the study, examination and diagnosis of persons committed to the youth conservation commission, and for temporary detention under the provisions of Minnesota Statutes 260.175.

Provided the youthful offender reception center shall be at the reformatory for men until June 30, 1975.

Subd. 10. Regional Jails, Area Lock-ups, and Detention Centers 550,000

It is the intention of the legislature that this shall be a final and non-recurring appropriation.

Of the sum of \$800,000 appropriated from the general fund by Laws 1971, Chapter 961, Section 3, Subdivision 12, for regional jails, area lock-ups, and detention centers, the sum of \$381,206, is hereby reappropriated to the commissioner of corrections for the purposes of Laws 1971, Chapter 961, Section 3, Subdivision 12.

Subd. 11. Special Projects 50,000

This appropriation is intended as the state match for applications for federal grants.

The state auditor is hereby directed to establish whatever accounts the department of corrections deems necessary to expend the funds provided by this subdivision.

1974 1975

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Any unexpended balances in subdivisions 1 (b), 2, 3, 4, 5, 6, 7, 8, 9, (c), 10 and 11 remaining in the first year shall not cancel but shall be available for the second year of the biennium.

**Sec. 4. BOARD OF EXAMINERS
FOR NURSING HOME
ADMINISTRATORS**

Subdivision 1. Salaries, supplies and expense	54,600	54,900
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Provided that after July 1, 1974, the commissioner of administration shall not permit the allotment and encumbrance of any funds in excess of the anticipated revenues.

**Sec. 5. ALCOHOL AND DRUG
ABUSE**

Subdivision 1. Administration	330,200	
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Subd. 2. Community Grant Programs	2,925,000	
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Any unexpended balances in subdivisions 1 and 2 remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Sec. 6. BOARD OF HEALTH

Subdivision 1. Administration

(a) Salaries	2,592,200	2,607,000
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Approved Complement — 255

Of the amounts provided by this item, \$61,500 for the first year and \$61,500 for the second year are appropriated from the trunk highway fund for highway safety activities and preventive health services for state employees.

(b) Supplies and Expense	627,000	627,000
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Of the amounts provided by this item, \$27,000 for the first year and \$23,400 for the second year are appropriated from the trunk highway fund for highway safety activities and preventive health services for state employees.

Funds are provided in the above appropriation for expenses of the sanitarian ad-

	1974	1975
	\$	\$

visory council and for the registration and inspection of x-ray and radium sources of ionizing radiations if separate legislation passes during the 1973 session which authorizes such.

All receipts received from the national office of vital statistics for microfilmed transcripts of vital statistics records shall be deposited in and for the benefit of the general fund.

Subd. 2. Mobile Health Clinic

(a) Salaries, supplies and expense	38,900	39,500
Approved Complement — 3		

Sec. 7. CORRECTIONS
OMBUDSMAN

Subdivision 1. Salaries, Supplies and Expense	15,600	93,400
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Sec. 8. COMMISSIONER OF
PUBLIC WELFARE

Subdivision 1. Economic opportunity program	300,000	
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This appropriation shall be available to allocate and to finance operations formerly funded in whole or in part under the Economic Opportunity Act of 1964, Public Laws 88-452, as amended; provided that the recipient municipality or other public body shall have expended all funds received under Title II, Section 221 of the Economic Opportunity Act of 1964, as amended, that no agency or program receiving funds hereunder shall receive more than 20 percent annually of the amount of money received under the last year of funding under the Economic Opportunity Act, and provided further that the recipient agency or program certifies that it has appropriated a sum of no less than 50 percent of the amount to be disbursed to the agency or program by the state. It is the intention of the legislature that this shall be a final and non-recurring appropriation.

Sec. 9. CONTINGENT FOR STATE INSTITUTIONS	500,000	
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The amount appropriated by this item or so much thereof as may be necessary, is to be used for emergency purposes, and for the purchase of food, clothing, drugs, and fuel for any of the institutions or work camps for which an appropriation is herein made. The expenditure of said contingent shall be under the control of the legislative advisory committee and no expenditure shall be made therefrom without the direction of the governor after consultation with the legislative advisory committee.

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Provided that the allowance for food may be adjusted annually according to the United States department of labor, bureau of labor statistics publication wholesale price index, upon the approval of the governor. Such adjustments shall be based on the July, 1973, wholesale food price index, but such adjustment shall be prorated if the wholesale food price index adjustment would require funds in excess of this appropriation.

Sec. 10. EMPLOYEES 1973
 COMPENSATION \$738,068.78

To be transferred by the state auditor to the department of labor and industry, compensation revolving fund, in payment of obligations incurred by the following state agencies in the amount as indicated:

Public Welfare \$621,554.03
 Corrections \$116,514.65

Sec. 11. UNEMPLOYMENT 1973
 COMPENSATION \$39,548.67

To unemployment compensation fund in reimbursement of unemployment compensation benefits paid for former employees of the following:

Department of Corrections \$39,548.67

Sec. 12. CERTAIN FUNDS USED FOR CERTAIN PURPOSES. Upon the approval of the commissioner of public wel-

fare or the commissioner of corrections as to the institutions under their respective control, the superintendent of any such institution for which an appropriation is made herein may pay out of the current expense appropriation of said institution to any employee thereof, the amount of any property damage sustained by such employee, not in excess of \$250 by reason, or as a result of action of any patient or inmate of such institution.

Except at the state prison and state reformatory, profits accrued by reason of operation of diversified labor accounts may be used at the direction of the superintendent of the institution for the purchase of occupational therapy equipment.

Sec. 13. APPROVED COMPLEMENT. Except as otherwise provided herein, whenever an appropriation to any institution or agency for salaries discloses an approved complement, the institution or agency is limited in the employment of the number of full-time equivalent persons indicated by such approved complement. Part-time and summer student help may be employed with the advance approval of the commissioner of administration, and shall not be included in the approved complement. Such approved complement, however, does not include employees engaged in repair or construction projects who may be employed only with the advance approval of the commissioner of administration.

Additional employees over the number of the approved complement may be employed on the basis of public necessity or emergency with the written approval of the governor, but the governor shall not approve such additional personnel until he has consulted with the legislative advisory committee. Any requests for increases in the approved complement shall be forwarded to the appropriate committees on finance of the legislature not less than 30 days prior to the legislative advisory committee meeting. The provisions hereof shall extend to any other agency to which the present authority of the legislative advisory committee may be transferred.

Sec. 14. CERTAIN EMPLOYEES. Provided that none of the moneys appropriated by this act or any other law shall be used to employ maids or personnel with similar domestic duties to work in the residences of any officer or employee of any institution, department, or agency of the state. This provision shall not apply to such persons who pay a fixed monthly fee for board and room and laundry and who obtain their meals from state operated dining rooms.

Sec. 15. RECEIPTS. All funds, sums of moneys, or other resources provided or to be received, including all receipts, collections, legislative allocations, transfers, and other income and receipts properly belonging to and to be used for financing activities, programs, and other projects other than the institutions now or hereafter under the supervision and jurisdiction of the commissioner of public welfare not otherwise specifically designated as income or credits to other state departments or funds by law, shall be credited to and become a part of the appropria-

tions provided for in section 2, subdivisions 1, 2, 7, 8, 9, 10 and 11.

All receipts of said institutions and activities carried on under the direction of said commissioners of public welfare and corrections shall be deposited in and for the benefit of the general fund, provided, however, that this shall not apply to revolving funds now established in institutions under the control of said commissioner; and provided further that this shall not apply to receipts from the operation of patients' and inmates' stores and vending machines, which shall be deposited in the social welfare fund in each institution for the benefit of the patients and inmates; and provided further that this shall not apply to money received in payment for services of inmate labor employed in the industries carried on in the state reformatory for men, state reformatory for women, and state prison, which receipts shall be credited to the current expense fund of said institutions.

Sec. 16. COMMISSARY AND QUARTER ALLOWANCE. No commissary privileges, including food, laundry service, and household supplies, shall be furnished to any person in staff residences or apartments from appropriations made by this act.

The director of civil service is hereby directed to increase the salaries of the adult correctional institutions heads \$150 per month, \$75 per month for correctional camps heads, and \$150 per month for physicians employed in institutions, above the normal adjustment to be made in salaries on or after July 1, 1973. The commissioner of administration is hereby directed to charge a fair rental rate which includes utility costs to any of the above persons who reside on the grounds.

Quarters and a stipend allowance of not to exceed \$150 per month may be authorized by the commissioner of welfare for medical students and physicians fellows.

Notwithstanding any provision in Minnesota Statutes, Section 246.02, to the contrary, maintenance including food, laundry service, and household supplies shall not be furnished to any officer including, but not limited to, the chief executive officers of the state prison and reformatories.

Sec. 17. PROVISIONS. Moneys appropriated under this act for the purchase of provisions within the item "current expense" shall be used solely for that purpose. The amounts appropriated for provisions are shown on the worksheets of the conferences of the senate and house of representatives, a true copy of which is on file in the office of the commissioner of administration. Any money so provided and not used for purchase of provisions shall be canceled into the fund from which appropriated. Except that money so provided and not used for the purchase of provisions because of population decreases may be transferred and used for the purchase of medical and hospital supplies after consultation with the legislative advisory committee, whose opinion shall be advisory only.

Sec. 18. FEDERAL GRANTS. Grants in aid now or hereafter received from the federal government for any welfare, assistance or relief program or for administration under the jurisdiction of the department of public welfare shall, in the first instance, be credited to a federal grant fund and shall be transferred therefrom to the credit of the commissioner of public welfare in the appropriate account upon certification of the commissioner of public welfare that the amounts so requested to be transferred have been earned or are required for the purposes and programs, intended. Moneys received by such federal grant fund need not be budgeted as such, provided transfers from such fund are budgeted for allotment purposes in the appropriate appropriations.

The department of public welfare is authorized and directed to negotiate with the federal government, or any agency, bureau, or department thereof, for the purpose of securing or obtaining any grants or aids. Any grants or aids thus secured or received are hereby appropriated to said department of public welfare and made available for the uses and purposes for which it was received but shall be used to reduce the appropriations herein before provided unless federal law prohibits such action or unless the commissioner of public welfare obtains approval of the governor who shall seek the advice of the legislative advisory committee.

Grants now or hereafter received from the federal government for any vocational training program or for administration under the jurisdiction of the department of corrections shall, in the first instance, be credited to a federal grant fund and shall be transferred therefrom to the credit of the commissioner of corrections in the appropriate account upon certification of the commissioner of corrections that the amounts so requested to be transferred have been earned or are required for the purposes and program intended. Moneys received by such federal grant fund need not be budgeted as such provided transfers from such fund are budgeted for allotment purposes in the appropriate appropriation.

Sec. 19. BUDGETARY CONTROL. The budgetary control as provided in Minnesota Statutes, Chapter 16, shall extend to and apply to all appropriations herein made available for the fiscal years ending June 30, 1973, June 30, 1974, and June 30, 1975.

All state departments, bureaus, agencies or divisions, operating under Minnesota Statutes, Chapter 16, financed by funds appropriated or receipts or fees of any nature whatsoever, when making requests or preparing budgets to be submitted to the federal government in support of or in request of funds, equipment, materials, or services, from the federal government shall, upon completion of such request or budget, first submit it to the commissioner of administration. The commission of administration shall have authority to approve, disapprove, modify, or amend any such request or budget before submitting it to the

proper federal authority. When such federal authority has approved such request or budget, the state agency shall resubmit it to the commissioner of administration for recording before any allotment or encumbrance of the federal funds can be made.

Sec. 20. UNOBLIGATED BALANCES. The unobligated balances on hand as of June 30, 1973, June 30, 1974, and June 30, 1975, in the several appropriations and accounts for which an appropriation is herein made out of the general fund, or has heretofore been made, are hereby cancelled into the general fund as of June 30, 1973, June 30, 1974, and June 30, 1975, and the unobligated balances on hand as of June 30, 1973, June 30, 1974, and June 30, 1975, appropriated out of any other funds, shall be cancelled into the fund from which they are appropriated as of June 30, 1973, June 30, 1974, and June 30, 1975.

The provisions of this section shall not apply to aid, contributions, or reimbursements received from the federal government by the state or boxing tax receipts transferred to the department of public welfare by the authority of Laws 1945, Chapter 245, and all such federal aid, contributions or reimbursements, and boxing tax receipts are hereby reappropriated for the purpose of supplementing the appropriation herein provided and shall be added to the maximums of the several accounts herein designated.

Sec. 21. TRANSFER OF FUNDS. (a) The commissioner of public welfare by direction of the governor after consulting with the legislative advisory committee may transfer unobligated appropriation balances between the various accounts appropriated under section 2, subdivisions 7, 8 and 10, and also between the various accounts appropriated under section 2, subdivisions 6, 12, 14, 18, 20a and 20b. Provided further that if the appropriation under section 2, subdivision 8 should be insufficient for either year, then the appropriation for the other year shall be available therefor by direction of the governor after consulting with the legislative advisory committee.

(b) Unless the 1973 legislature enacts legislation to the contrary, authority is hereby granted to the commissioner of corrections to transfer appropriations between all subdivisions of section 3, except for subdivision 1a in the best interest of the security and rehabilitation programs and for more efficient utilization of personnel and facilities. Of the appropriation provided by section 3, subdivision 1a, funds may be transferred from this appropriation to other appropriations in section 3, but in no case may transfers from the other appropriations in section 3, be made to section 3, subdivision 1a. Such transfers shall be made with the written approval of the governor after consulting with the legislative advisory committee.

Sec. 22. TRANSFER OF PERSONNEL. (a) Notwithstanding any other law to the contrary, the commissioner of public welfare shall transfer authorized positions between institutions under his control in order to properly staff the institu-

tions, taking into account the differences between programs in each institution.

(b) Notwithstanding any other law to the contrary, the commissioner of corrections may transfer authorized positions between programs subject to the restrictions imposed by section 20b.

Sec. 23. [43.051, SUBDIVISION 3.] **COMPULSORY RETIREMENT EXCLUSION.** Notwithstanding any provision of laws to the contrary, a physician in the classified or unclassified state service may, upon reaching the age of 70 years continue to be employed in the department of health, subject to annual certification by the state board of health.

Sec. 24. Every group or individual policy of accident and sickness insurance issued or renewed after the effective date of this section regulated by Minnesota Statutes, Chapter 62A, and every group or individual service plan or subscriber contract issued or renewed after the effective date of this section regulated by Minnesota Statutes, Chapter 62C, providing care or payment for care in this state, shall provide payments for services rendered by a hospital or medical facility owned or operated by, or on behalf of, the state or any unit of local government, or practitioners therein, on the same basis as are made for like care in other facilities. The unit of government concerned may maintain an action for recovery of such payments.

Sec. 25. Notwithstanding any law to the contrary, when institutions of the department of public welfare or the department of corrections are consolidated, the director of civil service and the commissioner of administration shall direct the department incorporating the consolidation and all other departments of the state of Minnesota to employ the affected employees at no loss in salary.

The director of civil service is hereby directed to temporarily suspend any rules, regulations, or laws to accommodate these provisions. Any department which employs any of the affected employees is authorized to temporarily exceed its approved complement. The commissioner of administration shall develop procedures to insure that the moving expenses are reimbursed for those employees who relocate pursuant to the consolidation.

Further amend H. F. 2275 by striking the title and inserting in lieu thereof the following:

“A bill for an act relating to the organization and operation of the state government; appropriating moneys therefor, permitting transfers in certain cases and limiting the use thereof, including appropriations for the departments of public welfare, corrections, health, alcohol and drug problems, ombudsman, board of examiners for nursing home administrators, public

assistance programs, old age assistance, aid to dependent children, aid to the blind, aid to the disabled, and public relief.”

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

Senate Conferees: ROGER D. MOE, GEORGE PERPICH, HARMON OGDahl, WILLIAM G. KIRCHNER, and ROBERT J. TENNESSEN.

House Conferees: DONALD B. SAMUELSON, JAMES I. RICE, WALTER R. HANSON, M. J. MCCAULEY, and PAUL MCCARRON.

Samuelson moved that the report of the Conference Committee on H. F. No. 2275 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 2275, A bill for an act relating to the organization and operation of the state government; appropriating moneys therefor, permitting transfers in certain cases and limiting the use thereof, including appropriations for the departments of public welfare, corrections, health, commission on alcohol problems, board of examiners for nursing home administrators, public assistance programs, old age assistance, aid to dependent children, aid to the blind, aid to the disabled, and public relief.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 123, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	McMillan	Savelkoul
Adams, S.	DeGroat	Johnson, D.	Menke	Schreiber
Andersen, R.	Dieterich	Johnson, R.	Miller, M.	Schulz
Anderson, D.	Dirlam	Jopp	Moe	Sherwood
Anderson, G.	Eckstein	Jude	Munger	Sieben, H.
Anderson, I.	Enebo	Kahn	Nelson	Sieben, M.
Becklin	Erdahl	Kelly	Newcome	Skaar
Belisle	Erickson	Kempe	Niehaus	Smith
Bell	Esau	Klaus	Norton	Spanish
Bennett	Faricy	Knickerbocker	Ohnstad	Stangeland
Berg	Ferderer	Kvam	Parish	Stanton
Berglin	Fjoslien	Laidig	Patton	Swanson
Biersdorf	Flakne	Larson	Pavlak, R.	Tomlinson
Boland	Forsythe	LaVoy	Pavlak, R. L.	Ulland
Braun	Fudro	Lemke	Pehler	Vanasek
Brinkman	Graba	Lindstrom, E.	Peterson	Vento
Carlson, A.	Graw	Lindstrom, J.	Pleasant	Voss
Carlson, B.	Grove	Lombardi	Prahl	Weaver
Carlson, D.	Hagedorn	Long	Quirin	Wenzel
Carlson, L.	Hanson	Mann	Resner	Wigley
Casserly	Haugerud	McArthur	Rice	Wohlwend
Cleary	Heinitz	McCarron	Ryan	Wolcott
Connors	Hook	McCauley	St. Onge	Mr. Speaker
Culhane	Jacobs	McEachern	Samuelson	
Cummiskey	Jaros	McFarlin	Sarna	

Those who voted in the negative were:

Clifford	Johnson, J.	Myrah	Pieper
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The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 2530

May 19, 1973

Honorable Martin Sabo
Speaker of the House of Representatives

Honorable Alec Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 2530, report that we have agreed upon the items in dispute and recommend as follows: Strike everything after the enacting clause, and substitute the following language:

"Section 1. Public buildings; appropriation. Except as otherwise provided in this act, the sums hereinafter set forth, or so much thereof as may be necessary, are hereby appropriated out of the general fund in the state treasury or such other funds as designated, for the purposes specified in the following sections of this act.

Sec. 2. Subdivision 1. To the commissioner of administration to be expended for the purposes and in accordance with the provisions of this act.

Subd. 2. Department of Public Welfare:

- (1) Demolition of Welfare Institution Buildings \$ 250,000

Notwithstanding any laws to the contrary, the commissioner of public welfare is hereby directed to demolish any old or obsolete buildings immediately from any funds available to the department of public welfare.

Subd. 3. At Minnesota State Prison:

- | | |
|--|--------|
| (1) Tuckpointing | 36,000 |
| (2) One incinerator (inside prison walls) | 40,000 |
| (3) Roof repairs, cordage warehouse | 30,000 |
| (4) Replace windows and frames and doors in industry buildings | 20,000 |
| (5) Storm sewers | 20,000 |
| (6) Fire prevention measures | 50,000 |

Subd. 4. At State Reformatory for Men:

- | | |
|--|-----------|
| (1) New oven — Food Service | 17,000 |
| (2) Miscellaneous reroofing | 20,000 |
| (3) Plaster ceiling area in Food Service and laundry | 5,250 |
| (4) Tuckpointing—supplies and equipment | \$ 10,000 |

(5) Resurface institution roads	10,000
Subd. 5. At Minnesota Correctional Institution for Women:	
(1) Install exit lights, sprinkler system for Anthony cottage, administration and security section, and provide second means of egress in basement and second floor of Administration building	50,000
(2) Install new steps and stoop of Sanford cottage	3,500
Subd. 6. At State Training School for Boys:	
(1) Repair, replace and maintain physical plant	45,000
(2) Separation of storm and sanitary sewers, complete repair of roads and parking lots	25,000
(3) Repair and remodel interior of volunteer center	7,500
(4) Install seven drinking fountains and demolish old kitchen	15,000
Subd. 7. At Minnesota Home School:	
(1) Remodel and equip counseling building	15,000
(2) Provide climate control in Senator Popp Building	5,000
(3) Remodel zoned heating in Alcott, Stowe & Evers cottages and replace radiators in Alcott, Stowe, Evers, Richard and Lind cottages	40,000
(4) Replace carpeting in Richard and Lind cottages	3,200
(5) Add combination storms and screens to Alcott, Evers, Stowe, Richard, Lind cottages and Morse Hall	15,000
(6) Demolish Sullivan cottage upon completion of new security facility	-0-
Subd. 8. At Minnesota Reception and Diagnostic Center:	
(1) Modification of Administration Building	\$ 2,000
(2) Area lighting	15,000
(3) Install automatic fire detectors	8,000
Subd. 9. At Saint Croix Forestry Camp:	
(1) Correct foundation water problem at gymnasium corner	3,000
Subd. 10. At Thistledeew Forestry Camp:	
(1) Construct Chapel addition and Challenge building from private donation of \$10,600	-0-
Subd. 11. At Willow River Forestry Camp:	

(1) Sewer system	\$ 15,000
Sec. 3. Subdivision 1. To the commissioner of public welfare to be expended for the purpose of repairs and replacements:	
Subd. 2. At Anoka State Hospital	88,672
Subd. 3. At Fergus Falls Hospital	156,060
Subd. 4. At Hastings State Hospital	71,000
Subd. 5. At Moose Lake State Hospital	79,400
Subd. 6. At Rochester State Hospital	145,650
Subd. 7. At St. Peter State Hospital	134,900
Subd. 8. At Willmar State Hospital	91,000
Subd. 9. At Faribault State Hospital	164,575
Subd. 10. At Cambridge State Hospital	129,800
Subd. 11. At Brainerd State Hospital	96,200
Subd. 12. At Braille and Sight Saving State School	22,875
Subd. 13. At School for the Deaf	48,060
Subd. 14. At Gillette Children's Hospital	35,790
Subd. 15. At Ah-Gwah-Ching Nursing Home	45,000
Subd. 16. At Glen Lake State Sanatorium and Oak Terrace Nursing Home	72,500
Sec. 4. Subdivision 1. To the commissioner of corrections for the purpose of repairs and replacements:	
Subd. 2. At Minnesota State Prison	\$ 214,000
Subd. 3. At Reformatory for Men	119,795
Subd. 4. At Minnesota Correctional Institution for Women	10,100
Subd. 5. At Training School for Boys	55,250
Subd. 6. At Minnesota Home School	33,250
Subd. 7. At Minnesota Reception and Diagnostic Center	33,990
Subd. 8. At Correctional Camps	10,000
Sec. 5. Subdivision 1. To the state college board for repairs and betterments at the state colleges including preventative maintenance	
	1,100,000
Sec. 6. Subdivision 1. To the state junior college board for repairs and betterments at the state junior colleges	
	503,775

Sec. 7. Subdivision 1. To the Minnesota Veterans Home Board for the purpose of repairs and replacements at Minnesota Veterans Home\$ 15,000

Sec. 8. To the Minnesota Historical Society:

- | | |
|--|---------|
| (1) Improvements to historic sites | 150,000 |
| (2) Archaeological construction | 50,000 |
| (3) Contingent fund | 30,000 |

Sec. 9. Notwithstanding any provision of Minnesota Statutes, Section 16.17, all the money appropriated by section 2 shall be deemed for construction, repairs, or other building improvements and shall be available until the purposes for which the appropriation was made shall have been accomplished or abandoned. The moneys appropriated by sections 3, 4, 5, 6, and 7 not expended or encumbered shall cancel on June 30, 1975.

Sec. 10. If moneys are appropriated during the same or different sessions of the legislature for the same or related projects which appropriations do not lapse until the purposes for which the appropriations were made shall have been accomplished or abandoned, the state auditor shall, upon the certification of the commissioner of administration as to the accounts involved, make such transfers of appropriations as will place in one account all of the moneys appropriated for the same or related projects.

Sec. 11. In the case of appropriations made for construction or other permanent improvement, including acquisition of real estate, equipment, repair, rehabilitation, appurtenances or utility systems, which appropriations do not lapse until the purposes for which the appropriations were made shall have been accomplished or abandoned, the commissioner of administration may dispense with periodic allotment and shall prescribe such regulations as will insure proper application and encumbrance of funds.

Sec. 12. Subdivision 1. Upon the awarding of final contracts for the completion of any projects enumerated in section 2 of this act, the commissioner of administration may transfer any unexpended funds in said project to any other project there-in enumerated.

Subd. 2. The balance of each appropriation made by this and any prior act to the commissioner of administration from the general fund for construction, repairs, and other permanent improvements, remaining when the specific purpose of such appropriation is accomplished, as certified by the commissioner to the chairman of the senate finance committee, the chairman of the senate finance committee, and the state auditor, may be transferred to any other account for which such an appropriation is made to the commissioner by this or any prior act; provided that the amount so transferred to the account for any project shall not exceed ten percent of the amount otherwise appropriated for that project, and that before any such transfer

is made the commissioner shall consult and obtain the recommendations of the chairman of the senate finance committee and the chairman of the house appropriations committee, which shall be advisory only. Failure or refusal to make a recommendation promptly shall be deemed a negative recommendation.

Sec. 13. Subdivision 1. The city of Fairmont donated by conveyance to the state of Minnesota for a junior college to be located in Fairmont the following described land lying and being in Martin county:

Government Lot Two (2) and Government Lot Three (3) of Section Seven (7), Township One Hundred Two (102) North, of Range Thirty (30) West, excepting the South Thirty-three (33) feet of the West 578.24 feet of said Government Lot Three (3), and excepting the West Thirty-three (33) feet of said Government Lot Two (2) and said Government Lot Three (3), to be used for future street purposes.

Although such lands are not presently needed for such college purposes, they shall remain in their present status until directed by the legislature, except that if the council of the city of Fairmont by resolution requests transfer of the land to the city the commissioner of administration may convey the land to the city.

Subd. 2. The village of Cambridge donated by conveyance to the state of Minnesota for a junior college to be located in Cambridge the following described land lying and being in Isanti county:

The West 1,400 feet of the Northwest Quarter (NW1/4) of Section Thirty-two (32) Township Thirty-six (36), Range Twenty-three (23), excepting therefrom the West 675 feet of the South 762 feet thereof, and also the East 700 feet of the East Half of the Northeast Quarter (E 1/2 of NE 1/4), Section Thirty-one (31), Township Thirty-six (36), Range Twenty-three (23), excepting therefrom the South 762 feet thereof, and also excepting from the tracts herein conveyed all public roads and easements of record.

Although such lands are not presently needed for such college purposes, they shall remain in their present status until directed by the legislature, except that if the council of the village of Cambridge by resolution requests transfer of the land to the village the commissioner of administration may convey the land to the village.

Sec. 14. The unexpended balances of appropriations as certified by the commissioner of administration to the state auditor heretofore made by the legislature by Laws 1965, Chapter 882, Section 2, Subdivision 12 (1), Section 4, Subdivision 4 (2) and Subdivision 7 (2), and Section 7, Subdivision 2; Extra Session Laws 1967, Chapter 8, Section 2, Subdivision 4 (1), 8 (2), 10 (1), 11 (1), and 13 (1), and Section 4; Extra Session Laws 1967, Chapter 13, Section 2, Subdivision 2 (2), Subdivision 4 (1), Subdivision 6 (1), Subdivision 16 (1), Subdivision 18 (1) and (2), Subdivision 22 (1), and Subdivision 23 (1); Laws 1969, Chapter 1155, Section 2, Subdivision 15 (1) and Subdivision 25 (2); Laws

1969, Chapter 1159, Section 7, Subdivision 1 (5), Section 13 and 14; and Laws 1971, Chapter 963, Section 2, Subdivision 15 (4) and 19 (1), Section 3 (Cambridge and Fairmont State Junior Colleges), and Section 4 (2) (b) are hereby reappropriated to the commissioner of administration as follows:

Laws 1965, Chapter 882, as detailed above	\$ 265,391.69
Extra Session Laws 1967, Chapter 8 as detailed above	95,117.79
Extra Session Laws 1967, Chapter 13, as detailed above	59,262.66
Laws 1969, Chapter 1155, as detailed above	14,887.90
Laws 1969, Chapter 1159, as detailed above	242,868.01
Laws 1971, Chapter 963, as detailed above	5,217,000.00

to be used for the following purposes:

a. to reimburse the general fund for the appropriation made therefrom by Laws 1973, Chapter 99, Section 1, to the university of Minnesota to equip unit A, health sciences

	\$3,000,000.00
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b. to improve grounds at certain junior colleges 1,680,000.00

c. Capitol remodeling: toilet remodeling, east wing-tunnel, first, second, and third floors, \$150,000; remodel Capitol tunnel, \$81,000; replacement of mail chute, \$12,000; replacement of dock and outside freight elevator in Capitol, \$80,000; rewire and reset light standards front of Capitol, \$5,000; four additional fuel storage tanks for heating plant, \$100,000; additional amount needed

	308,000.00
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d. to supplement the appropriations made by Laws 1969, Chapter 1159, Section 7, Subdivision 1 (4) and Laws 1971, Chapter 963, Section 7, Subdivision 1 (11) for a parking facility, Capitol complex

	906,528.05
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Sec. 15. [CONVEYANCE OF STATE PROPERTY, COMMISSIONER OF ADMINISTRATION, CITY OF MINNEAPOLIS] The Commissioner of Administration is hereby authorized to convey by quitclaim deed to the City of Minneapolis, Minnesota, the following described state real property, to wit:

All of Lots 7, 8, 9, 10, 11, 16, 17, 18, 19, 20, and 21, of Block 7 of the Washington Yale Addition to the City of Minneapolis, including that part of the Southeasterly one-half of the vacated alley adjoining the Northwesterly line of said Lot 7, and lying between the extensions across said Alley of the Southwesterly and Northeasterly line of said Lot 7; and

Lots 1, 2, 3, 4, 5, 6, 7, and 8 of the Gates Brothers

Rearrangement of Block 7, Washington Yale Addition to the City of Minneapolis; and

The vacated alley lying South of Lot 11, Block 7, said Washington Yale Addition to the City of Minneapolis, being from a line parallel with and ten (10) feet Westerly of the Easterly line of said Lot 11, to the extension of the Westerly line of said Lot 11;

All according to the respective recorded plats or maps thereof, Hennepin County, Minnesota

In consideration of said transfer, the City of Minneapolis, Minnesota shall convey by warranty deed to the State of Minnesota the following described real property, to wit:

All of Block 2 of the Washington Yale Addition to the City of Minneapolis, according to the recorded plat thereof, Hennepin County, Minnesota.

Sec. 16. From the appropriation made in Chapter 963, Section 3, Laws 1971, the commissioner of administration is authorized to expend not more than \$1,000,000 for land acquisition, demolition, and site preparation at Metropolitan Junior College and such funds are appropriated for this purpose.

The junior college board and the state board of education shall report to the chairman of the house appropriations committee and the chairman of the senate finance committee all plans for the proposed developments of this land prior to the implementation of said proposal.

Sec. 17. Lands or sites for public buildings or real estate, the acquisition of which is included in the appropriations made by this act, may be acquired by gift, purchase, or condemnation proceedings by the commissioner of administration. Condemnation proceedings shall be pursuant to Minnesota Statutes, Chapter 117.

Sec. 18. The effective date of this act is July 1, 1973 except for section 14, items c. and d. which are immediately available.”.

Further, strike the title and substitute the following:

“A bill for an act relating to the organization and operation of state government; providing for public buildings of the state of Minnesota; authorizing the alteration, repair, rehabilitation of said buildings, the equipping and the replacement of equipment of certain of said buildings; appropriating and reappropriating money therefor; authorizing reconveyance of real property.”.

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

House Conferees: FRED C. NORTON, DON B. SAMUELSON, NEIL S. HAUGERUD, HOWARD E. SMITH, and DELBERT ANDERSON.

Senate Conferees: EDWARD G. NOVAK, NORBERT ARNOLD, JACK T. DAVIES, RICHARD W. FITZSIMONS, and JOHN L. OLSON.

Norton moved that the report of the Conference Committee on H. F. No. 2530 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 2530, A bill for an act relating to the organization and operation of state government; providing for public buildings of the state of Minnesota; authorizing the alteration, repair, rehabilitation of said buildings, the equipping and the replacement of equipment of certain of said buildings; appropriating money therefor.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, C.	McMillan	Salchert
Adams, S.	DeGroat	Johnson, D.	Menke	Samuelson
Andersen, R.	Dieterich	Johnson, J.	Miller, D.	Sarna
Anderson, D.	Dirlam	Johnson, R.	Miller, M.	Savelkoul
Anderson, G.	Eckstein	Jopp	Moe	Schreiber
Anderson, I.	Eken	Jude	Munger	Schulz
Becklin	Enebo	Kahn	Myrah	Sherwood
Belisle	Erdahl	Kelly	Nelson	Sieben, H.
Bell	Erickson	Kempe	Newcome	Sieben, M.
Bennett	Esau	Klaus	Niehaus	Skaar
Berg	Faricy	Knickerbocker	Norton	Smith
Berglin	Ferderer	Kvam	Ohnstad	Spanish
Biersdorf	Fjoslien	Laidig	Ojala	Stangeland
Boland	Forsythe	Larson	Parish	Stanton
Braun	Fudro	LaVoy	Patton	Swanson
Brinkman	Fugina	Lemke	Pavlak, R.	Tomlinson
Carlson, A.	Graba	Lindstrom, E.	Pavlak, R. L.	Ulland
Carlson, B.	Graw	Lindstrom, J.	Pehler	Vanasek
Carlson, D.	Grove	Lombardi	Peterson	Vento
Carlson, L.	Hagedorn	Long	Pièper	Voss
Cassery	Hanson	Mann	Pleasant	Weaver
Cleary	Haugerud	McArthur	Quirin	Wenzel
Clifford	Heinitz	McCarron	Resner	Wigley
Connors	Hook	McCauley	Rice	Wohlwend
Culhane	Jacobs	McEachern	Ryan	Wolcott
Cummiskey	Jaros	McFarlin	St. Onge	Mr. Speaker

The bill was repassed, as amended by Conference, and its title agreed to.

CONFERENCE COMMITTEE REPORT ON H. F. NO. 1436

May 18, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 1436, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 1436 be amended as follows:

Page 1, delete lines 22 to 26 and insert in lieu thereof:

"Sec. 3. This act shall be effective for each of the cities of Brooklyn Center, Robbinsdale and Brooklyn Park, separately, upon its approval by the governing body of the particular city and upon compliance with Minnesota Statutes, Section 645.021."

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

House Conferees: RICHARD J. PARISH, ERNEE M. MCARTHUR, and JAMES R. CASSERLY.

Senate Conferees: AL KOWALCZYK, HUBERT H. HUMPHREY III, and EUGENE STOKOWSKI.

Parish moved that the report of the Conference Committee on H. F. No. 1436 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 1436, A bill for an act relating to the cities of Brooklyn Center, Robbinsdale and Brooklyn Park; creating a housing and redevelopment authority.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jaros	Menke	Samuelson,
Adams, S.	DeGroat	Johnson, C.	Miller, D.	Sarna
Andersen, R.	Dieterich	Johnson, D.	Miller, M.	Savelkoul
Anderson, D.	Dirlam	Johnson, J.	Moe	Schreiber
Anderson, G.	Eckstein	Johnson, R.	Munger	Schulz
Anderson, I.	Eken	Jopp	Myrah	Sherwood
Becklin	Enebo	Jude	Nelson	Sieben, H.
Belisle	Erdahl	Kahn	Newcome	Sieben, M.
Bell	Erickson	Kelly	Niehaus	Skaar
Bennett	Esau	Klaus	Norton	Smith
Berg	Faricy	Knickerbocker	Ohnstad	Spanish
Berglin	Ferderer	Kvam	Parish	Stangeland
Biersdorf	Fjoslien	Laidig	Patton	Stanton
Boland	Flakne	Larson	Pavlak, R.	Swanson
Braun	Forsythe	LaVoy	Pavlak, R. L.	Tomlinson
Brinkman	Fudro	Lemke	Pehler	Ulland
Carlson, A.	Fugina	Lindstrom, E.	Peterson	Vanasek
Carlson, B.	Graba	Lindstrom, J.	Pieper	Vento
Carlson, D.	Graw	Long	Pleasant	Voss
Carlson, L.	Growe	Mann	Prahl	Weaver
Casserly	Hagedorn	McArthur	Quirin	Wenzel
Cleary	Hanson	McCarron	Resner	Wigley
Clifford	Haugerud	McCauley	Rice	Wohlwend
Connors	Heinitz	McEachern	Ryan	Wolcott
Culhane	Hook	McFarlin	St. Onge	Mr. Speaker
Cummiskey	Jacobs	McMillan	Saichert	

The bill was repassed, as amended by Conference, and its title agreed to.

MESSAGES FROM THE SENATE, Continued

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 2437, A bill for an act relating to the organization and operations of state government; imposing regulations for junior college operations; appropriating moneys with certain conditions for education and related purposes, including the university of Minnesota and its hospitals, state colleges, aids to libraries, junior colleges, higher education coordinating commission, and moneys for medical education; providing aid to school districts including those affected by gross earnings taxation and authorizing the power of eminent domain with certain of the funds provided hereby; transferring moneys between accounts and funds in the state treasury; controlling certain treasury receipts; and imposing conditions relative to the expenditure of public moneys.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 2417, A bill for an act relating to the organization and operation of state government; appropriating money therefor and limiting the use thereof; providing for the transfer of certain moneys in the state treasury; authorizing land acquisition in certain cases including conservation, parks, recreational lands and trails, wildlife and spawning areas, and historic sites; fixing and limiting the amount of fees to be collected in certain cases; making funds available for seaway trade promotion; providing penalties for misusing appropriated funds; amending Minnesota Statutes 1971, Sections 3.102, 15.50; repealing Laws 1965, Chapter 810, Section 23, Subdivision 3 as amended by Laws 1967, Chapter 867, Section 9.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 2417

May 18, 1973

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 2417, report that we have agreed upon the items in dispute and recommend as follows:

Strike everything after the enacting clause and substitute in lieu thereof the following:

"Section 1. EXPENSES OF STATE GOVERNMENT APPROPRIATIONS. Except as herein otherwise specifically provided, the sums hereinafter set forth in the columns designated "APPROPRIATIONS", or so much thereof as may be necessary, are hereby appropriated out of the general fund in the state treasury, or any other fund herein designated, for the purposes specified in the following sections of this act, to be available for the fiscal years indicated for each purpose. The figures "1973", "1974", and "1975", wherever used in this act, shall mean that the appropriation or appropriations listed thereunder shall be available for the year ending June 30, 1973, June 30, 1974, and June 30, 1975, respectively.

APPROPRIATIONS	
Available for the Year	
Ending June 30	
1974	1975
\$	\$

Sec. 2. THE LEGISLATURE

Subdivision 1. For the Senate

Salaries, supplies and expense	3,000,000	3,500,000
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Subd. 2. For the House of Representatives

Salaries, supplies, and expenses	4,400,000	5,900,000
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The above appropriations include funds for the standing committees of the senate and house of representatives.

The above appropriations include funds for printing and binding. The state senate and house of representatives may, as needed, utilize the services of the state printer.

	1974	1975
	\$	\$
<p>In the above appropriations are included amounts for legislators' per diem living expenses (as distinguished from compensation) in the amount paid to members in the 68th session and in such additional amount as may be determined by the 69th session.</p>		
Subd. 3. Legislative Service Commission	177,360	
Subd. 4. State Claims Commission ...	20,000	
Subd. 5. Legislative Building Commission	2,000	
Subd. 6. Indian Affairs Commission ..	62,500	62,500
<p>This appropriation includes funds for payment of the expenses of the delegate to the Indian council meeting.</p>		
<p>Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.</p>		
Subd. 7. Legislative Retirement Study Commission	130,000	
Subd. 8. Mississippi River Parkway Commission	5,000	5,000
<p>These amounts are appropriated from the trunk highway fund.</p>		
Subd. 9. General Contingent Account.	1,175,000	875,000
<p>Should the appropriations for either year be insufficient, then the appropriation for the other year shall be available therefor.</p>		
Subd. 10. Game and Fish Contingent Account	100,000	
<p>This appropriation is from the game and fish fund for the purpose of supplementing any requirements of the department of natural resources for activities which are financed from the game and fish fund.</p>		
Subd. 11. Motor Vehicle Contingent Account	150,000	

1974

1975

\$

\$

This appropriation is from the highway user tax distribution fund for the purpose of supplementing any requirements of the department of public safety, motor vehicle services section, for salaries, supplies, and expense.

Subd. 12. Criminal Justice

Contingent Account 1,600,000

The legislature shall designate an appropriate committee to study the application of these funds and to recommend to the legislature appropriate future action.

This appropriation is available to provide additional matching funds for the various state agencies and local governments for programs qualifying under the safe streets and omnibus crime control act of 1968, as amended.

The above funds shall not be available until the criminal justice state plan has been reviewed by the senate committee on finance and the house committee on appropriations. At least 30 days before action by the legislative advisory committee, the commission shall submit the individual project requests to the respective committees for review.

Subd. 13. Postage Contingent Account 250,000

To be used by the commissioner of administration in supplementing the appropriations made for supplies and expense to the various state departments and agencies for any postage rate increases during the biennium ending June 30, 1975, where sufficient appropriations have not been made available therefor.

Of the above amount \$125,000 is appropriated from the highway user tax distribution fund to meet the needs of the motor vehicle section of the department of public safety.

Subd. 14. Traffic Safety Contingent Account

50,000

This appropriation is from the trunk highway fund for the purpose of supplementing any requirements of the depart-

1974 1975

\$

\$

State, Local, Regional	\$22,359	\$22,359
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Program Review and Coordination
Subprogram

Federal Aid Review	21,228	21,228
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State Program Review	13,572	13,572
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Planning Technical Assistance
Subprogram

Planning Information	16,312	16,312
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Planning, Organization
and Manpower
Development

13,572	13,572
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Functional Area Planning Subprogram

Comprehensive Health

Planning	78,909	78,909
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Developmental

Disabilities	17,531	17,531
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Environmental Planning	47,192	47,192
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Transportation

Planning	44,065	44,065
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Human Resources

Planning	21,184	21,184
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Developmental

Disabilities Grants	-0-	-0-
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Technical Assistance Subprogram

Planning Grant

Administration	33,930	33,930
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Planning and Management

Technical Assistance	34,800	34,800
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Local/Regional Training

Assistance	57,192	57,192
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Administration Activity Subprogram

Administration	166,329	165,588
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The state planning director may transfer unexpended balances among the above activities. Such transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations of the house of representatives.

	1974	1975
	\$	\$
<p>The state auditor shall establish a single control account for the items listed in this section. The state planning agency shall maintain individual control accounts for the items listed in this section.</p> <p>When instructed by the state planning agency to perform planning work, state agencies will be expected to use existing staff.</p>		
Subd. 2. Grants for Regional Development Commissions	400,000	400,000
<p>Notwithstanding the provisions of Minnesota Statutes 462.396, the state planning officer may make available financial state assistance to regional development commissions for the fiscal years 1974 and 1975.</p> <p>Not more than \$400,000 the first year shall be expended for state support of regional development commissions. The state planning agency shall distribute such funds on a proportional basis so that no regional development commission receives more funds in one year than the amount would be if all regional development commissions were organized.</p> <p>Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.</p>		
Sec. 5. GOVERNOR'S COMMISSION ON CRIME PREVENTION AND CONTROL		
Salaries, supplies, and expense	50,000	50,000
Approved Complement—35		
Sec. 6. GOVERNOR'S COMMISSION ON EMPLOYMENT OF HANDICAPPED PERSONS		
.....	51,513	51,863
Sec. 7. LIEUTENANT GOVERNOR		
Subdivision 1. Salary and expense ...	145,100	145,100
Subd. 2. Personal expenses connected with office	2,000	2,000
Sec. 8. STATE AUDITOR		
Subdivision 1. Salaries	505,795	505,795
Approved Complement—49		

	1974	1975
	\$	\$
Subd. 2. Supplies and expenses	120,400	122,100
<p>Provided that the auditor's biennial report shall be printed in summary form notwithstanding any law to the contrary.</p>		
Subd. 3. Statewide accounting system	1,016,046	824,206
<p>Subd. 4. Contributory share of public employees retirement association for legislative members</p>		
	1973	
	\$204.62	
Sec. 9. STATE TREASURER		
Subdivision 1. Salaries	223,370	223,370
Approved Complement—23		
Subd. 2. Supplies and expense	85,100	81,575
Sec. 10. PUBLIC EXAMINER		
Subdivision 1. Salaries	463,754	463,754
Approved Complement—38		
Subd. 2. Supplies and expense	70,360	74,305
Subd. 3. Public examiner's revolving		
	1973	
fund	\$1,866.78	50,000

This deficiency appropriation is to restore to the public examiner's revolving fund the amount not recoverable from an audit made of the Montevideo housing and redevelopment authority.

The appropriation for fiscal year 1974 is provided to finance a study of local government accounting systems, practices, and reporting.

The appropriations in this section provide complement and related expenses to perform for the legislature a post audit function upon request from the legislature.

Sec. 11. DEPARTMENT OF TAXATION

Subdivision 1. Salaries	8,841,000	8,841,000
Approved Complement—920		
Subd. 2. Supplies and expense	3,519,000	3,523,600

	1974	1975
	\$	\$
Subd. 3. Tax assessors or deputies training	60,000	60,000

The above appropriation includes expenses for collection of rural cooperative electric taxes. Taxes retained by department are to be deposited in the general fund.

The appropriations made by this section include sufficient moneys to carry out the ore estimate and classification functions previously performed by the university of Minnesota.

Sec. 12. TAX COURT		
Subdivision 1. Salaries	43,361	43,361
Subd. 2. Supplies and expense	8,777	8,483
Sec. 13. ATTORNEY GENERAL		
Subdivision 1. Salaries	788,747	811,947
Approved Complement — 45		
Subd. 2. Supplies and expense	167,745	139,820
Subd. 3. Special contingent appropriation	50,000	

This appropriation shall not be available for paying the costs of special legal, accounting, and investigative personnel retained in cases arising under Minnesota Statutes 1971, Section 501.12 hereafter filed unless the attorney general shall decide in such a case that all the beneficiaries are not adequately represented, or that there is a likelihood that the purpose of the trust may be frustrated without his intervention and that the state has a substantial interest in carrying out the purpose of the trust.

Subd. 4. Antitrust appropriation	200,000	
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This appropriation is for costs and expenses incurred by the attorney general in enforcing and making claims under state and federal antitrust laws.

The attorney general shall report on an annual basis the purpose for which the moneys appropriated by this subdivision are utilized. Such reports shall be made to

	1974	1975
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	1974	1975
\$		\$

the committee on finance of the senate and the committee on appropriations of the house of representatives, with the first report due August 15, 1974.

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Subd. 5. Minnesota Peace Officers Training Board

(a) Salaries	34,000	35,000
Approved Complement — 3		
(b) Supplies and expense	23,715	23,067
(c) Reimbursements to local government	300,000	300,000

The appropriations made in subdivision 5 (c) shall only be expended for the payment of obligations incurred during the 1973-75 biennium.

Reimbursement for costs of substitute local protection while officers attend regular training courses.

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Any unexpended balance in the milk and dairy investigation account on June 30, 1973, shall not cancel but shall be available for the biennium beginning July 1, 1973.

Sec. 14. DISTRICT COURT

To be disbursed by the state auditor.

Subdivision 1. Salaries, supplies,

1973

and expense	\$54,221	2,100,000	2,100,000
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Should the appropriation for either year be insufficient, then the appropriation for the other year shall be available therefor.

Sec. 15. RETIRED SUPREME AND DISTRICT COURT JUDGES AND COMMISSIONERS

To be disbursed by the state auditor.

	1973	1974	1975
	\$	\$	
	1973		
Salaries	\$71,436	379,000	379,000

Should the appropriation for either year be insufficient, then the appropriation for the other year shall be available therefor.

This appropriation shall be used for the payment of salaries, retirement benefits, and survivorship benefits to retired supreme and district court judges, commissioners and widows of supreme and district court judges.

Sec. 16. SUPREME COURT

Subdivision 1. Salaries	842,214	873,550
Subd. 2. Supplies and expense	233,434	226,737
Subd. 3. Commission on judicial standards	10,000	

Any unexpended balances remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Sec. 17. JUDICIAL COUNCIL

4,950

Any unexpended balances remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Sec. 18. PUBLIC DEFENDER

Subdivision 1. Salaries, supplies, and expense	230,379	233,323
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Provided however that no portion of the funds appropriated shall be used for the defense of misdemeanors unless the city or county public defender, if any, shall refuse or be unable to defend and then only by order of the court.

Subd. 2. To provide civil legal services and to develop and explain grievance procedures to the prison inmate.	100,000	
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Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

This appropriation shall be reduced by an amount equal to the receipt of any fed-

	1974	1975
	\$	\$

eral grant in excess of \$60,000 for the biennium.

Sec. 19. REVISOR OF STATUTES

Subdivision 1. Salaries	217,992	217,992
Subd. 2. Supplies and expense	50,366	50,331
Subd. 3. Bill Drafting Salaries and Expenses	600,000	

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Subd. 4. Printing Regular Session Laws		75,000
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These laws may be published and printed in the same manner as prescribed by Minnesota Statutes 648.41, Subdivision 2.

Sec. 20. DEPARTMENT OF ADMINISTRATION

There is appropriated to the commissioner of administration the following amounts for the purposes so stipulated in this section and as indicated in the workpapers of the committee on finance of the senate and the committee on appropriations of the house of representatives.

Subdivision 1. General Operations and Management	7,876,625	7,819,450
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Of the amounts herein provided, \$11,424 each year is appropriated from the game and fish fund and \$576 each year is appropriated from the state airports fund for payroll preparation and employee statistics.

The department of administration shall be solely responsible for architectural services for the state college system except for dormitory food service, student union and campus master planning.

The amounts that may be expended from these funds for each program are as follows:

Budget Services ..	\$ 294,390	\$ 320,880
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	1974	1975
	\$	\$
Management		
Services	\$ 687,185	\$ 614,840
General Services ..	6,526,270	6,518,530
General Support ..	368,780	365,200

The commissioner of administration may transfer unexpended balances among the above programs. Such transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations of the house of representatives.

The state auditor shall establish a single control account for the items listed in this subdivision. The department of administration shall maintain individual control accounts for the items listed in this subdivision.

The commissioner of administration shall submit to the senate finance committee and the house appropriations committee, not later than November 1, 1974, a detailed report of each management study made, recommendations made as a result of each study and changes instituted because of each study.

Any moneys appropriated for the salaries of state employees whose duties it is to perform cleaning services in and for state buildings shall be used by the commissioner of administration to contract and pay for such services if he determines that the contract method is more economical than having such services performed by state employees.

The commissioner of administration shall review and analyze fees collected by state departments and agencies. The commissioner shall prepare a report on those fees in which the cost of the collections of the fee appears excessive in relation to the amount of the fee collected. The report shall be submitted on or before November 15, 1974, to the committee on finance of the senate and the committee on appropriations of the house of representatives.

1974

1975

\$

\$

Notwithstanding any law to the contrary, the department of administration shall appraise and establish rental rates for all living accommodations provided by the state for its employees.

The commissioner of administration shall deposit in the state treasury and credit to the general fund all money collected from private tenants as rent from space in the capitol square building.

The commissioner of administration may lease portions of state owned buildings in the capitol complex, the capitol square building, and at 1246 University Avenue, St. Paul, Minnesota, to state departments and agencies and charge rent therefor on the basis of space occupied, and, notwithstanding the provisions of any law to the contrary, all moneys collected as rents shall be deposited in the state treasury and credited to the general fund.

The position of administrator of the employees merit award system may be in the classified or unclassified service.

In the case of payrolls which are financed in whole or in part with federal funds, that portion of the cost of payroll preparation which is chargeable to federal funds shall be reimbursed to the department of administration from such federal funds, and such amounts as are necessary are hereby appropriated from such funds for that purpose. The cost of preparing payrolls for state departments, agencies, and institutions whose salaries are provided by open, standing, continuing, or revolving appropriations or so called dedicated receipt accounts shall be reimbursed to the department of administration from such appropriations or dedicated receipt accounts and such amounts as are necessary are hereby appropriated from such appropriations and accounts for that purpose.

In the case of state departments, agencies, and institutions which are financed in whole or in part with federal funds, that portion of the cost of collecting social security contributions which is chargeable

1974' 1975

\$

\$

to federal funds shall be reimbursed from federal funds, and such amounts as are necessary are appropriated from such funds for that purpose.

The cost of collecting employees' social security contributions and the state's matching share for reimbursement to the U.S. Secretary of the Treasury for state departments, agencies, and institutions whose salaries are provided by open, standing, continuing, or revolving appropriations or so called dedicated receipt accounts shall be reimbursed to the state agency revolving fund from such appropriations or dedicated receipt accounts, and such amounts as are necessary are appropriated from such appropriations and accounts for that purpose.

Notwithstanding the provisions of any law to the contrary, the commissioner of administration may sell the state-owned property comprising the Owatonna state school in the manner which will realize the greatest return to the state. Such a sale, however, shall be made only after advertising the sale of the property and inviting sealed bids which shall be opened at the time specified and read aloud. The sale shall be made to the best bidder. The advertisement of such sale shall be made in local and national publications including but not limited to such publications as the Wall Street Journal and the New York Times. The state reserves the right to reject any and all bids.

Subd. 2. Ancillary Services Program	108,440	131,090
Subd. 3. University/State		
Information System	350,000	
Sec. 21. BOARD OF INVESTMENT		
Subdivision 1. Salaries, supplies, and expense	367,304	365,559
Approved Complement — 17		

Notwithstanding any other law to the contrary, the board of investment may lease or purchase a duplicating machine.

	1974	1975
	\$	\$
Sec. 22. SECRETARY OF STATE		
Subdivision 1. Salaries	187,672	187,672
Approved Complement — 20		
Subd. 2. Supplies and expense	57,129	50,313
Subd. 3. Printing Legislative Manual		90,922
Notwithstanding any other law to the contrary, the appropriation in this subdivision shall be available until the legislative manual is printed and distributed.		
Subd. 4. Publishing Constitutional Amendments		18,180
Subd. 5. Election Expense and Nomination Fees	36,005	27,180
Sec. 23. DEPARTMENT OF CIVIL SERVICE		
Subdivision 1. Salaries	664,818	664,818
Approved Complement—1974 - 71		
		1975 - 64
The director is requested to report to the committee on finance of the senate and the committee on appropriations of the house the progress made in pilot job clarification projects for the purpose of determining whether the program should be financed in fiscal year 1975.		
Subd. 2. Supplies and expense	166,706	139,839
Subd. 3. Management and Personnel Training Program		
Salaries, supplies, and expense	253,984	248,316
Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.		
Sec. 24. MUNICIPAL COMMISSION		
Salaries and supplies	78,616	78,626
Approved Complement—3		
Sec. 25. MILITARY AFFAIRS		
Subdivision 1. Salaries	1,316,520	1,319,830

	1974	1975
	\$	\$
Approved Complement—1974 - 177		
1975 - 178		

Plus such additional personnel as may be financed entirely from federal funds for the period federal funds are available.

Subd. 2. Supplies and expense	811,895	844,285
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Notwithstanding any other provision of this act or any other law, the portion of appropriations made in this section which relate to armory maintenance and repairs shall be available for allotment, encumbrance and expenditure upon passage of this act, for the purpose of financing federal reimbursement contracts.

Sec. 26. DEPARTMENT OF COMMERCE

Subdivision 1. Salaries	2,295,940	2,299,320
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Approved Complement—202

Subdivision 2. Supplies and expense ..	415,440	409,075
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The appropriations in this section include moneys for those activities previously financed from the real estate revolving account, the transfer of the regulation of collection agencies as imposed upon the department by this act, and the duties required of the agency relating to franchise regulation if an act conferring these duties is enacted by the 68th session of the legislature.

Sec. 27. PUBLIC SERVICE

Subdivision 1. Administration

(a) Salaries	1,333,696	1,333,696
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Approved Complement—122

(b) Supplies and expense	331,765	267,565
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Subd. 2. Grain Inspection

(a) Salaries	2,184,088	2,184,088
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(b) Supplies and expense	175,000	175,000
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(c) Overtime	300,000	300,000
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1974

1975

\$

\$

The department of public service is directed to adjust its schedule of fees before the end of each fiscal year to provide that the initial charge made for services to be rendered during the next fiscal year shall be sufficient to provide an income during the latter fiscal year equal to the amount of the expenditures for that year for salaries, overtime, expenses, which shall include without limitation an amount for state retirement and social security contributions. If the income from the fees provided for herein during any fiscal year shall be more than 103 percent of such expenditures for that year, the department in adjusting its schedule of fees for use in the next fiscal year shall fix the fees to produce income in the amount of such expenditure less the amount of such excess over 103 percent of the expenditures first referred to herein. If the income from the fees provided for herein during any fiscal year shall be less than the expenditures for that year, the department in adjusting its schedule of fees for use in the next fiscal year shall fix the fees to produce income in the amount of such expenditure for the latter year plus the amount of the difference between the expenditure for the year first referred to herein and the total income from such fees during that year, and plus 3 percent of the total expenditure for both the latter and the first year referred to herein. Such schedule of fees shall provide that any elevator, mill, or other department business requesting the weighing or inspection service, shall pay a minimum charge per hour for each employee requested or assigned. Any fees earned by such employee shall be credited against the charge made therefor. Such minimum charge shall be assessed only after taking into consideration all fees earned and all hours charged. Excess fees earned over hours charged shall be carried forward from month to month during any one fiscal year. When deemed necessary by the department, a charge for actual overtime costs may be made.

Sec. 28. LABOR AND INDUSTRY

Subdivision 1. Salaries	1,967,781	2,019,992
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	1974	1975
	\$	\$
Approved Complement — 211		
Subd. 2. Supplies and expense	384,198	402,609
Sec. 29. LIQUOR CONTROL		
Subdivision 1. Salaries	315,872	315,872
Approved Complement — 28		
Subd. 2. Supplies and expense	62,823	59,543
Sec. 30. BUREAU OF MEDIATION SERVICES		
Subdivision 1. Salaries	383,898	383,898
Approved Complement — 25		
Subd. 2. Supplies and expense	91,407	86,732
Sec. 31. DEPARTMENT OF ECO- NOMIC DEVELOPMENT		
Subdivision 1. Salaries, supplies, and expense	950,000	952,000
Approved Complement — 39		
Not more than one research project may be undertaken. The commissioner shall re- port to the next legislative session specific requests for research projects for the next biennium.		
Subd. 2. Advertising and publications	300,000	300,000
Not more than \$15,000 each year may be expended for promotional expense.		
Subd. 3. Regional matching	190,000	190,000
Subd. 4. Port Authority of Duluth — final state appropriation	80,000	80,000
These amounts are appropriated to the port authority of Duluth, organized under Minnesota Statutes 1971, Section 458.09 to 458.19, and shall be used for the promotion of seaway trade after consultation with the department of economic development.		
The port authority of Duluth shall file a report of activities financed by this ap- propriation with the legislature on or be- fore November 1, 1974.		
Sec. 32. DEPARTMENT OF AERONAUTICS		

	1974	1975
	\$	\$
Subdivision 1. Salaries	410,000	412,000
Approved Complement — 33		
Subd. 2. Supplies and expense	88,260	92,300
Subd. 3. Aeronautics proceedings	7,500	7,500
This amount is available for the employment of consultants, expert witness fees, preparation of exhibits and other costs pertaining to aeronautics proceedings.		
Subd. 4. Aeronautics safety and education	20,000	20,000
Subd. 5. Airport construction and improvements		
(a) Key system airports	2,850,000	
(b) Secondary system airports	1,142,500	
(c) State landing strips	1,299,430	

The appropriations made in this subdivision shall be expended only for grant-in-aid programs for airports which are not state owned.

These appropriations are to be expended in accordance with Minnesota Statutes 1971, Section 360.305, Subdivision 4 (1), (2), (4), and (5), as amended.

The commissioner of aeronautics may transfer unexpended balances between the above items with the approval of the governor after consultation with the legislative advisory committee.

Subd. 6. Navigational Aids	800,000
Subd. 7. Stripping airport runways ..	48,150

Reimbursements from municipalities for striping runways shall be deposited in the state airport fund.

Subd. 8. Construction and operation of state-owned airports	1,310,302
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At state-owned airports at Thief River Falls and Orr, the commissioner of aeronautics is directed to complete construction as proposed; including land acquisition, buildings, security fencing, paving, lighting and electronic aeronautical guid-

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ance systems. The commissioner is further directed to take whatever steps are necessary to return these airports to their respective communities, counties or regions at no cost to the state and report his progress to the finance committee of the senate and the appropriations committee of the house of representatives by January 15, 1974. It is legislative intent that the airports be returned to the respective communities, counties or regions at no cost to the state.

Notwithstanding the provisions of Minnesota Statutes 1971, Section 360.021, Subdivision 1 or any other law to the contrary, the commissioner of aeronautics shall acquire no additional airports, nor shall he establish any additional state-owned airports during the biennium ending June 30, 1975.

No moneys shall be expended by the commissioner of aeronautics under the appropriations made by subdivisions 5, 6, and 7, or any other law, for land acquisition, or for the construction, improvement, maintenance of airports, or for air navigation facilities for an airport, unless the governmental unit involved has or is establishing a zoning authority for that airport, and such authority has made a good faith showing that it is in the process of and will complete with due diligence, an airport zoning ordinance in accordance with Minnesota Statutes 360.061 to 360.074.

The commissioner of aeronautics is directed to make maximum use of zoning and easements to eliminate runway and other potential airport hazards rather than land acquisition in fee.

Any unexpended balance remaining in subdivisions 5 through 8 the first year shall not cancel but shall be available for the second year of the biennium.

The amounts appropriated by this section are from the state airport fund.

Sec. 33. DEPARTMENT OF
AGRICULTURE

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There is appropriated to the commissioner of agriculture the following amounts for the purposes so stipulated in this section and as indicated in the workpapers of the committee on finance of the senate and the committee on appropriations of the house of representatives 2,363,115 2,371,248

The amounts that may be expended from the above appropriations for each program are as follows:

Marketing Services and Marketing Development	\$317,974	\$319,339
Food and Livestock Regulation and Development	735,582	737,350
Development and Protection of Agricultural Resources	752,509	753,709
General Support	557,050	560,850

The commissioner of agriculture with the approval of the commissioner of administration, may transfer unexpended balances among the above programs. Such transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations of the house of representatives.

The state auditor shall establish a single control account for the items listed in this section. The department of agriculture shall maintain individual control accounts for the items listed in this section.

The standing appropriation made by Laws 1963, Chapter 832, Section 4, in the sum of \$75,000 per biennium for the administration and enforcement of Minnesota Statutes 1971, Chapter 33, is rescinded and shall no longer be of any force and effect.

The commissioner of administration shall require that the service fees charged

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for fruit and vegetable inspection and certification will be reviewed and, if necessary, adjusted each six months to the end that such fees shall insofar as it is practicable cover the cost of the services rendered. All moneys collected by authority of Minnesota Statutes 1971, Section 21.53, and all balances now on hand received from such source are appropriated for the purpose of carrying out the provisions of Minnesota Statutes 1971, Section 21.47 to 21.58. All moneys collected by authority of Minnesota Statutes 1971, Section 27.07, for services rendered pursuant to written contracts are appropriated for the purpose of carrying out the provisions of Minnesota Statutes 1971, Chapter 27, and the moneys so collected and appropriated shall be in addition to and not in substitution for the sums appropriated in this section. All funds, sums of money or other resources paid or furnished to the department of agriculture, dairy and food, by the federal government shall be credited to and become a part of the various appropriations provided for in this section, and all such funds, sums of money or other resources so credited to the various appropriations shall be in addition to and not in substitution for any sum appropriated or otherwise made available by this section.

Provided that the fees for services performed for poultry breeding and inspection shall be fixed by the commissioner of administration at the beginning of each fiscal year and reviewed and adjusted, if necessary, at the end of each six month period in order that the fees prescribed shall insofar as practicable cover the cost of all services rendered.

The department of agriculture shall submit a semi-annual report on the collection of all license and inspection fees to the committee on finance of the senate and the committee on appropriations of the house of representatives. The first report shall be submitted on or before February 15, 1974.

Any butter purchased may be sold if marketable under the laws of this state.

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Notwithstanding any law to the contrary, the person hired to promote market development shall be in the unclassified service and shall work only at promoting market development.

The commissioner of agriculture shall submit financial reports of the actual and anticipated expenditures of his department to the committee on finance of the senate and the committee on appropriations of the house of representatives. Such reports shall be structured on an activity basis and shall include all moneys under the control of the commissioner and such additional information as may be requested by the committees to which the reports are made. The first report shall be submitted not later than February 15, 1974, and thereafter such reports shall be made on a quarterly basis.

Sec. 34. DEPARTMENT OF PUBLIC SAFETY

There is appropriated to the commissioner of public safety the following amounts for the following purposes, said amounts to be under the control of and to be expended by direction of the commissioner of public safety.

Subdivision 1. Salaries	15,283,864	15,301,959
Approved Complement—1974 - 1,388		
	1975 - 1,389	

Of the amounts provided in subdivision 1, \$11,605,614 for the first year and \$11,611,909 for the second year is appropriated from the trunk highway fund for traffic safety programs, and \$1,456,227 each year is appropriated from the highway user tax distribution fund for administration of motor vehicle laws.

Of the amount provided in subdivision 1, \$2,222,023 for the first year and \$2,233,823 for the second year is appropriated from the general fund.

The above approved complement includes a total of 123 for the bureau of criminal

1974 1975

 \$ \$

apprehension and a total of 504 for all unclassified patrol officers and supervisors of the highway patrol. These respective complements shall not be exceeded during the biennium. Nothing in this provision is intended to limit the authority of the commissioner of public safety to transfer personnel, with the approval of the commissioner of administration, between the various units and divisions within this subdivision, providing that the above complement restrictions are not exceeded in the indicated units. If the personnel in the above restricted complements are transferred to other units or divisions of the department, the above complements shall be reduced accordingly.

No new highway patrol supervisory positions shall be established, with the exception of special duty assigned ranks for the length of assignment only.

The legislature recommends that the commissioner of public safety merge the fire marshal division with the bureau of criminal apprehension if able to reduce administrative costs and to improve the investigational capability in the arson area.

Subd. 2. Weight Scale and Motor Vehicle Inspection	380,000	380,000
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The personnel involved in the support of the weight scale and spot motor vehicle inspection programs shall be provided by the department of highways. This appropriation is from the trunk highway fund.

Subd. 3. Supplies and expense	8,541,100	8,704,600
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Of the amounts provided in subdivision 3, \$5,914,600 for the first year and \$5,814,550 for the second year are appropriated from the trunk highway fund for traffic safety programs.

Of the amounts provided in subdivision 3, \$1,563,554 for the first year and \$1,479,124 for the second year are appropriated from the highway user tax distribution fund for administration of motor vehicle laws.

1974 1975

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Of the amount provided in subdivision 3, \$1,062,946 for the first year and \$1,410,926 for the second year is appropriated from the general fund.

The state auditor is directed to transfer on a quarterly basis the appropriation made from the trunk highway fund in subdivisions 1, 2, and 3.

Subd. 4. Sheriffs Teletype Operations	325,266	325,266
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Approved Complement—14		
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Subd. 5. Police Schools		
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(a) Supplies and expense	120,847	123,868
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Of the amounts provided in subdivision 4, \$12,000 for the first year and \$12,000 for the second year are appropriated from the trunk highway fund for highway safety activities.

Subd. 6. License plates		
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(a) Salaries	162,412	162,412
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Approved Complement—12		
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(b) Supplies and expense	1,362,175	1,332,175
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The amounts provided in subdivision 6, items (a) and (b) are appropriated from the highway user tax distribution fund.

Subd. 7. Fire Services—Advisory Council	7,500	7,500
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Subd. 8. State Aids for Air Warning	30,000	30,000
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The department of public safety is authorized to make grants-in-aid to local political subdivisions, to provide for up to 25 percent of the cost of air warning systems.

Sec. 35. DEPARTMENT OF NATURAL RESOURCES

There is appropriated to the commissioner of natural resources the following amounts for the purposes so stipulated in this section and as indicated in the workpapers of the committee on finance of the senate and the committee on appropriations of the house of representatives

	21,939,570	21,981,431
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	1974	1975
	\$	\$
Approved Complement — 1,200		
The amount that may be expended from these funds for each program is as follows:		
Protection and Development of Land, Water and Wildlife Resources	\$11,312,289	\$11,408,190
Public Use of Recreational Resources	4,172,125	4,165,580
Economic Distribution and Utilization of Public and Private Resources	1,966,515	1,943,255
General Support and Management Services	4,488,641	4,464,406

The commissioner of natural resources may transfer unexpended balances among the above programs. Such transfers shall be reported forthwith to the committee on finance of the senate and the committee on appropriations of the house of representatives.

The state auditor shall establish a single control account for the items listed in this section. The department of natural resources shall maintain individual control accounts for the items listed in this section.

Of the amounts herein provided, \$11,543,492 for the first year and \$11,495,157 for the second year are appropriated from the general fund; \$9,846,078 for the first year and \$9,936,274 for the second year are appropriated from the game and fish fund; and \$550,000 each year is appropriated from the wildlife acquisition account.

In addition to the amounts herein appropriated, all moneys credited to the game and fish fund under Minnesota Statutes 1971, Section 296.421, Subdivision 4, are appropriated to the commissioner of natural resources for the acquisition, improvement, development and maintenance of sites for public access to public waters and for lake improvement.

1974 1975

\$ \$

The appropriations in this section include sufficient moneys for payments in lieu of taxes to local units of government on wetlands for wildlife habitat.

The department may publish not more than six issues of the conservation volunteer during each fiscal year.

The commissioner of natural resources shall submit financial reports of the actual and anticipated expenditures of his department to the committee on finance of the senate and the committee on appropriations of the house of representatives. Such reports shall be structured on an activity basis and shall include all moneys under the control of the commissioner and such additional information as may be requested by the committees to which the reports are made. The first report shall be submitted not later than February 15, 1974, and thereafter such reports shall be made on a quarterly basis.

Sec. 36. MINNESOTA WATER RESOURCES BOARD

Salaries, supplies and expense 55,274 54,726

All hearings of the water resources board shall be solely in the performance of expressed statutory duties.

Sec. 37. POLLUTION CONTROL AGENCY

Subdivision 1. Salaries, supplies, and expense 1,684,730 1,820,722

Approved Complement—153

The agency is hereby authorized up to 20 additional positions upon the approval by the commissioner of administration of the agency's work program, priorities, and proposed job assignments. Such financing as may be required shall be from the general contingent account and shall be authorized prior to the employment of any of these additional employees.

Subd. 2. Additional special studies . . . 140,000

The agency is authorized and directed to negotiate with the federal government,

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or any agency, bureau, or department thereof, for the purpose of securing or obtaining any grants of assistance in the completion of these studies.

Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.

Health will continue to render such staff services as agency may require from time to time through health's division of environmental health, and health is to be reimbursed from this appropriation for the cost thereof.

On or before June 30, 1973, agency through its executive director will make and submit to the governor for approval an interdepartmental agreement, but if agency and health do not so agree at the time required, the matters to be covered by the agreement will be determined by executive order. The matters so to be covered by agreement or order are: (1) adequate exchange between agency and health of information in the health aspects of the work of each; (2) staff services and facilities required by agency to be furnished by health; (3) basis of reimbursement to health for services and facilities to agency. This agreement may be modified from time to time by agency and health with approval of the governor, and by executive order if the arrangement is effected by order, and the agreement or order, as the case may be, will be followed by the authorities involved in disbursing this appropriation.

The amounts provided in subdivisions 1 and 2 are sufficient to fulfill all duties imposed upon the agency by the 1973 legislature.

Prior to the holding of any public hearings, the purpose for which being the establishment of odor control regulations which would apply to agriculture, the agency shall notify the appropriate committees of the legislature.

Subd. 3. Automobile recycling	800,000	800,000
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	1974	1975
	\$	\$
Sec. 38. LIVESTOCK SANITARY BOARD		
Subdivision 1. Salaries	516,756	541,317
Approved Complement—48		
Subd. 2. Supplies and expense	198,438	233,605
Subd. 3. Indemnities	100,000	
No payment for less than \$1 for indemnities may be made.		
Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.		
Subd. 4. Field Laboratories	67,000	67,000
For the operation of field laboratories for the testing of poultry, including turkeys for pullorum and other diseases.		
Subd. 5. Contingent Account	150,000	
The funds appropriated in subdivision 5 shall be transferred to the various accounts of the livestock sanitary board at the request of the executive secretary of the board. Upon receipt of the request, the commissioner of administration shall certify to the state auditor the amounts to be transferred and the accounts into which the funds shall be transferred. Funds so transferred are hereby appropriated.		
Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.		
Sec. 39. HUMAN RIGHTS		
Salaries, supplies, and expense	399,800	381,830
Approved Complement—27		
Sec. 40. WAR VETERANS AFFAIRS		
Subdivision 1. Salaries	371,931	371,931
Approved Complement—41		
Subd. 2. Supplies and expense	67,072	68,783
Subd. 3. Veterans relief fund	910,000	960,000

	1974	1975
	\$	\$
<p>The Minnesota public relief advisory committee is hereby continued for the purposes of this subdivision.</p>		
<p>None of the funds appropriated in this subdivision shall be transferred for the use of veterans' rest camps.</p>		
Subd. 4. War veterans and war orphans education aid	40,000	45,000
<p>To be expended pursuant to Minnesota Statutes 1971, Section 197.75.</p>		
Subd. 5. Headstones, markers, and sockets for soldiers and sailors graves	10,000	
<p>Any unexpended balances remaining in subdivisions 3 through 5 the first year shall not cancel but shall be available for the second year of the biennium.</p>		
<p>Sec. 41. STATE LAW LIBRARY</p>		
Subdivision 1. Salaries	88,624	88,624
Approved Complement — 8		
Subd. 2. Supplies and expense	57,945	60,558
Subd. 3. Books and binding	120,000	
<p>Any unexpended balance remaining in the first year shall not cancel but shall be available for the second year of the biennium.</p>		
<p>Sec. 52. STATE ZOOLOGICAL BOARD</p>		
Subdivision 1. Salaries, supplies, and expense	168,179	324,006
<p>Sec. 43. NATURAL RESOURCES ACCELERATION</p>		
Subdivision 1. Minnesota Resources Commission together with any sums received as grants-in-aid from federal sources and any sums granted by private sources to carry out the purposes of the commission. Such moneys shall be available to the commission until expended	150,000	
<p>The commission during the 1973-75 biennium shall review the work programs and progress reports required under subdivi-</p>		

1974 1975

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sion 14 of this section and report their findings and recommendations to the committee on finance for the senate and the committee on appropriations for the house of representatives. The commission may prepare in cooperation with the committee on taxes a report to the 69th session of the legislature regarding payment in lieu of taxes on state and federally owned lands. The commission may also prepare a report to the 69th session of the legislature pertaining to the recodification and simplification of the laws and statutes pertaining to the Minnesota outdoor recreation and resource commission and the Minnesota resources commission.

Subd. 2. Department of Administration

a. Acquisition of state recreation lands and trails 2,000,000

To be expended in accordance with the purposes and criteria of the Minnesota outdoor recreation act of 1973 if approved by the legislature and/or according to the priorities established in project 80. These funds shall only be expended for lands within the authorized or designated boundaries of state parks, state recreation areas, state monuments, state waysides, state trails, state wild, scenic and recreational rivers, state scientific and natural areas, and the Sand Dunes state forest.

b. Acquisition of land—memorial hardwood forest 350,000

c. Acquisition of scenic easements—Lower St. Croix recreational riverway ... 275,000

d. Acquisition of spawning areas 50,000

e. Acquisition of key deer yards 30,000

f. Topographic mapping—final appropriation 1,060,000

g. Grants-in-aid to local units of government 2,750,000

This appropriation is to pay up to 50 percent of the total cost or 50 percent of the local share if federal matching funds are used, of long term lease, acquisition and

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development for recreational projects for the purposes described in Laws 1965, Chapter 810, Section 23 as amended by Laws 1969, Chapter 1139, subdivision 7, g.

Notwithstanding any other law to the contrary these grants are not contingent upon the matching of federal grants.

The state office of local and urban affairs will administer the natural resources and land and water grants-in-aid to local units of government.

This appropriation shall be expended with the approval of the governor after consultation with the legislative advisory committee.

h. Grants-in-aid for regional recreational and natural areas 6,000,000

The state office of local and urban affairs will administer the natural resources and land and water grants-in-aid programs to local units of government and public educational institutions.

\$2,000,000 of this appropriation shall be reserved for projects outside of the jurisdiction of the metropolitan council.

This appropriation is available to pay up to 100 percent of the local share for development, acquisition and lease of land for recreation areas, natural areas and open space serving a regional need to counties, local units of government, special units of government and public educational institutions authorized to acquire, maintain and operate recreational and natural areas; provided that the state share shall not exceed 75 percent of the total acquisition for any project.

Priorities for use of funds will be given to projects eligible for federal funding and which are consistent with priorities established by regional recreation and open space plans.

i. Iron range interpretive center 500,000

This money is available when there is evidence that other financing shall be available to complete the project.

	1974	1975
	\$	\$
j. Minneapolis public library—Environmental information center	100,000	
Subject to the conditions of Laws 1971, Chapter 864, Section 3.		
k. Rainy River junior college—Voyageurs national park seminar	5,000	
Subd. 3. Department of Economic Development		
Innovative program funding	50,200	
Subd. 4. Department of Education		
a. FFA stocking of upland game birds	60,000	
b. Minnesota Environmental Education Council	100,000	
Subd. 5 Governor	200,000	
For the Minnesota bicentennial committee		
Subd. 6. Department of Health		
a. Abandoned well location and sealing	10,600	
b. Ground water quality program	86,240	
Subd. 7. Minnesota Historical Society		
a. Fort Snelling restoration	1,071,500	
b. Historic sites program	345,000	
Site engineering	\$ 35,000	
Historic site interpretation	100,000	
Historic archaeology	60,000	
Regional research libraries	50,000	
Curriculum materials on Minnesota history	25,000	
Traveling historical exhibits	50,000	
Map restoration	25,000	
c. Grand Mound interpretive center ..	150,000	

The Minnesota historical society is hereby authorized to establish and collect such fees as it may deem reasonable for admission to the state-owned sites under its control. All such fees that are collected from

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the operation of these state-owned sites shall be deposited in and for the benefit of the general fund.

The Minnesota historical society is exempted from the competitive bidding procedures of Minnesota Statutes 1971, Chapter 16.07, in its completion of these projects.

The appropriations made in subdivision 7 of this section shall be subject to the allotment and encumbrance provisions of Minnesota Statutes 1971, Chapter 16.

Subd. 8. Department of Natural Resources

a. State land recreation development . . . 3,400,000

To be expended in accordance with the provisions of the Minnesota outdoor recreation act of 1973 if approved by the legislature and/or in accordance with the recommendations of project 80. These funds shall only be expended for development within the authorized or designated boundaries of state parks, state recreation areas, state monuments, state waysides, state trails, state wild, scenic and recreational rivers and state scientific and natural areas.

Of the above amount, \$1,900,000 is appropriated from the state parks development account.

The commissioner of natural resources will review the proposed expenditures from this appropriation against priorities established by project 80 in consultation with the legislative buildings commission or its successor.

b. Interpretive services program	134,800
c. Spawning land development	50,000
d. Operation pheasant	200,000
e. Stream improvement	50,000
f. Development of artificial spawning reefs for walleyes	40,000
g. Watershed studies and reports	150,000

1974 1975

\$ \$

h. Ground water surveys, sand plains areas 50,000

Of the amount appropriated not less than \$40,000 shall be for grants-in-aid.

i. Environmental review 37,500

j. Remote Sensing Program 25,000

k. Lower St. Croix river resource management plan 40,000

l. Melrose dam repair project 100,000

This appropriation is available to pay up to 50 percent of the total cost of repair or reconstruction.

m. Clearwater County—First and second-lake recreation project 10,000

n. Planning, protection and development of scenic rivers and trails 100,000

o. Forest roads 100,000

Subd. 9. State Planning Agency

a. State land use planning 380,000

The study is to be done in cooperation with the affected state agencies and coordinated with local units of government and regional development commissions.

b. Voyageurs park peripheral plan ... 75,000

c. Voyageurs area soils survey 40,000

d. Land use control and protection—St. Louis and Koochiching counties 60,000

e. Soils, surficial and subsurface data collection and mapping 100,000

The university of Minnesota, the Minnesota geologic survey, the department of natural resources and the state planning agency are required to develop a coordinated system of priorities and assignment agency responsibilities before these funds are obligated.

f. Copper nickel study 100,000

The department of natural resources, the university of Minnesota, and the state

1974 1975

 \$ \$

planning agency will report to the legislature on the economic needs and problems related to the development of a copper nickel industry in Minnesota and environmental impact of the various development proposals.

Subd. 10. State College Board

Southwest college regional environmental program	50,000
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Subd. 11. Regents of the University of Minnesota

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| a. Prehistoric archaeology | 45,600 |
| b. Limnological research—final appropriation | 35,000 |
| c. Energy extraction from solid wastes | 90,000 |

Subd. 12. Professional Services

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|--|---------|
| a. Department of natural resources ... | 534,500 |
| b. State planning agency | 80,000 |
| c. Department of administration—land acquisition | 315,000 |

Subd. 13. It shall be a condition of acceptance of the appropriations made by this section and specified by this subdivision that the agency or entity receiving the appropriation shall submit work programs and semi-annual progress reports in such form as may be determined by the Minnesota resources commission for the following projects: for the projects authorized in subd. 2b, subd. 2c, subd. 2h, subd. 3, subd. 4, subd. 6b, subd. 7b, provided that no reports shall be required for site engineering or map restoration, subd. 8b, subd. 8d, subd. 8h, subd. 8j, subd. 8k, subd. 8n, subd. 9, subd. 10, subd. 11b, and subd. 11c.

Any unexpended balance remaining in the first year from appropriations made in this section shall not cancel but shall be available for the second year of the biennium.

Subd. 14. Natural Resource Federal Reimbursement Account

Reimbursements and matching funds received from the federal government for

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expenditures of appropriations made for the purposes described in Minnesota Statutes 1971, Chapter 86, shall in the first instance be credited to a federal receipt account by the state agency receiving such reimbursement and matching funds.

Any state department or agency, including the Minnesota historical society and the university of Minnesota, who receive reimbursements for expenditures made under appropriations in this section; from Laws 1971, Section 48; from Laws 1969, Chapter 879, Section 4, Subdivisions 2, 3, 4, and 5; or from Laws 1969, Chapter 1139, Section 48, shall transfer such reimbursements to the natural resources reimbursement account. Funds so transferred are appropriated for the purpose of that account. This provision shall not apply to federal aid reimbursements received under Minnesota Statutes 6.40.

Any and all federal reimbursements earned under expenditures made from appropriations for natural resources acceleration for the period from July 1, 1963 through June 30, 1969, shall be deposited to the general fund, provided that the state appropriation was used initially to finance the federal share of project costs.

There is established a maximum balance of \$1,000,000 to be retained for expenditure from this account. At any time that the undisbursed balance of the account exceeds the established maximum by an amount equal to or greater than \$100,000, the state auditor is directed to cancel the full amount of the excess to the general fund.

This appropriation is available for the purposes of land acquisition as described in subdivision 2 of this section, state land recreation development as described in subdivision 8 of this section, and acquisition and development of historic sites by the state of Minnesota, the Minnesota historical society, or the university of Minnesota, when such acquisition or development is deemed to be of an emergency or critical nature.

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All requests for allocation from the account must be accompanied by a certification signed jointly by the state planning officer and the bureau of planning of the department of natural resources, showing a review of the application against the state recreation plan or project 80. Copies of such certification must be submitted to the appropriate legislative committees and commissions.

The appropriations made under the above paragraphs shall be expended with the approval of the governor after consultation with the legislative advisory committee.

Sec. 44. WORKMEN'S

1973

COMPENSATION \$229,794.92

To be transferred by the state auditor to the department of labor and industry compensation revolving fund, in payment of obligations incurred by the following agencies in the amounts as indicated:

Administration	\$ 26,377.48
Agriculture	4,514.02
Auditor	260.50
Civil Service	196.32
Commerce	186.67
Economic Development ...	2,285.61
Governor's Committee on the Employment of Handi- capped Persons	15.90
Judicial	6,255.55
Labor and Industry	5,647.87
Legislature	250.81
Military Affairs	7,034.40
Natural Resources	150,233.61
Public Defender	5,399.60
Public Examiner	935.53

	\$	\$
	1974	1975

Public Safety	\$15,436.11	
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Public Service	4,764.94	
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Of the amount appropriated \$30,965.85 shall be paid from the game and fish fund.

Sec. 45. UNEMPLOYMENT

1973

COMPENSATION	\$476,555.09	
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In reimbursement of unemployment compensation benefits paid for former employees of the following:

Agriculture	\$ 17,543.74	
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Commerce	8,814.44	
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Economic Development ...	2,994.09	
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Indian Affairs	1,664.00	
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Natural Resources	441,496.64	
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Public Service	4,042.18	
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Of the amount appropriated \$120,743.70 shall be paid from the game and fish fund.

Sec. 46. UNOBLIGATED BALANCES. The unobligated balance on hand as of June 30, 1973, June 30, 1974, and June 30, 1975, in the several appropriations and accounts for each of the state departments or divisions for which an appropriation is made herein out of the general fund are hereby cancelled into said general fund as of June 30, 1973, June 30, 1974, and June 30, 1975, and the unobligated balances on hand as of June 30, 1973, June 30, 1974, and June 30, 1975, appropriated out of any other funds, shall be cancelled into the fund from which they are appropriated as of June 30, 1973, June 30, 1974, and June 30, 1975. The provisions of this section shall not apply where otherwise indicated in this act or to aid, contributions, or reimbursements received from the federal government by the state; and all such federal aid, contributions, or reimbursements are hereby reappropriated for the purpose of supplementing the appropriations herein provided.

Sec. 47. MISAPPROPRIATION OF FUNDS. It shall be illegal for any state officer or head of any state department or any employee thereof to use moneys appropriated by this act, or fees collected, for any other purpose than the purpose for which such moneys have been appropriated and any such act by any such person shall be cause for immediate removal from the office or position he holds with the government of the state, pro-

vided, however, that funds may be transferred to the credit of the state employees retirement fund and used for the purposes thereof as provided by law.

Sec. 48. TRANSFER OF FUNDS, STATE AUDITOR. The state auditor is hereby authorized and directed to transfer to the general fund in the state treasury, all moneys credited to any fund established in connection with the payment of certificates of indebtedness when the purposes for which the act authorizing such certificates have been accomplished.

Subdivision 1. There is hereby transferred to the general fund, from the highway user tax distribution fund, the sum of \$1,289,916.86 to reimburse the general fund for the cost of collecting the tax on gasoline and gasoline substitutes and the cost of bond premiums during the 1971-73 biennium.

There is hereby transferred to the general fund, from the highway user tax distribution fund, the sum of \$4,989.77 to correct an underestimate in the cost of collecting the tax on gasoline and gasoline substitutes during the 1969-71 biennium.

There is hereby transferred to the general fund, from the highway user tax distribution fund, the sum of \$46,246.71 to reimburse the general fund for functions performed by the office of the state treasurer in mailing gas tax refunds during the 1971-73 biennium.

There is hereby transferred from the general fund to the highway user tax distribution fund, the sum of \$882.74 to correct an over-estimate in the cost of mailing gas tax refunds during the 1969-71 biennium.

There is hereby transferred to the general fund, from the computer services revolving fund, the sum of \$710,000.00 to reimburse the general fund for the costs of remodeling.

There is hereby transferred to the general fund the following sums to reimburse the general fund for amounts transferred out of the general contingent account for the following purposes:

(a) From the state airports fund for the department of aeronautics, supplies and expense, for the year ending June 30, 1973 \$ 3,600.00

(b) From the state airports fund for the department of aeronautics, striping airport runways, for the year ending June 30, 1973 10,000.00

(c) From the state airports fund for the department of aeronautics, salaries, for the year ending June 30, 1973 \$ 8,750.00

Sec. 49. Any moneys made available to any state department or agency by this act of appropriation, transfer or otherwise for the payment of salaries is a source of revenue to such department or agency under the provisions of Minnesota Statutes 1971, Sections 355.50 and 352.04, Subdivision 5.

Sec. 50. Notwithstanding the provisions of any other law, state departments and agencies may, with the approval of the commissioner of administration, eliminate authorized positions and use the moneys for purchase of interdepartmental tabulating services from the department of administration, information systems division, or for the leasing or purchase of equipment if such is found to be more economical than filling of authorized positions. Such moneys are hereby authorized to be transferred to the supplies and expense account of the department. Such moneys transferred are hereby appropriated for this purpose.

The commissioner of administration, in reviewing the proposals, shall also review the documentation presented indicating the analysis of the cost benefit and reduction of personnel or other savings or benefit that will occur with the computerization or further computerization of the systems involved in the proposal. Upon implementation of the proposal, the complement shall be reduced and the indicated savings reserved and cancelled.

Sec. 51. The commissioner of administration shall endeavor to make maximum utilization of available space in state institutions by not renewing the leases of departments renting space from non-public property owners near state institutions which have available space. He shall encourage departments to lease such space from the institution at a rate to be determined by the commissioner of administration. Any remodeling required shall be performed by the maintenance forces of the institution providing the space if at all possible. Receipts from such rentals or leases are hereby reappropriated to the department providing the space. The commissioner shall report to the 69th legislature concerning these instructions.

Sec. 52. [15.16 subd. 5] No control of state-owned lands shall be transferred between state departments without first consulting the legislative buildings commission, or other appropriate legislative committee or committees and obtaining a recommendation thereon. The recommendation shall be advisory only. Failure to obtain a prompt recommendation shall be deemed a negative recommendation.

Sec. 53. Notwithstanding any provisions of Minnesota Statutes 1971, Section 16.17, or Extra Session Laws 1971, Chapter 3, Section 53, or any other law to the contrary, the unencumbered balance remaining on June 30, 1973, of the \$3,480,000 appropriated by Extra Session Laws 1971, Chapter 3, Section 48, subdivision 6 (a) (1), shall not lapse but shall remain available for expenditure for the projects specified below:

- (a) Gooseberry Falls State Park, sewage disposal
- (b) Helmer Myre, visitor center and water chlorination system
- (c) Interstate Park, sewer system
- (d) Itasca State Park, Douglas Lodge sewer system rehabilitation

- (e) Jay Cooke State Park, sewer system and water system
- (f) Lake Carlos State Park, sewer system
- (g) William O'Brien State Park, sewer lagoon

Sec. 54. Subdivision 1. The powers, duties, and responsibilities of the department of labor and industry under Minnesota Statutes, Section 332.31 to 332.45 relating to collection agencies are hereby transferred to and imposed upon the section of consumer services in the department of commerce.

Subd. 2. In the next and subsequent editions of Minnesota Statutes, the revisor of statutes shall make such changes in terminology as may be required to record the powers, duties, and responsibilities which are transferred by this section.

Sec. 55. Minnesota Statutes 1971, Section 3.102, is amended to read:

3.102 [INTERIM LIVING EXPENSES.] Each member of the legislature shall be reimbursed for his expenses when he is required to attend meetings of standing committees, commissions, or is engaged in other legislative activity when the legislature is not in session. The amount of such reimbursement shall not exceed (\$25) \$33 per day as a per diem expense allowance for all expenses incurred except travel. He shall also be reimbursed for his travel expenses in the same amount as state employees are reimbursed for such travel.

Reimbursements to members of the legislature for out-of-state meetings or other legislative activity shall be in the same amounts as state employees are reimbursed for such out-of-state expenses.

Expenses for members of the legislature are payable in the manner and in the amount designated by the senate committee on rules and administration as to members of the senate and by the committee on rules and legislative administration as to members of the house of representatives.

The expense allowances provided for herein to the persons designated are in lieu of any other expenses authorized by law or resolution for the same purposes.

Sec. 56. Coded in part. [15.50] Subdivision 1. The capitol area architectural and planning commission is hereby authorized and directed to conduct a study, prepare a written report, and make recommendations to the legislature, not later than January 1, 1974, on the location of the offices and functions of state government within the capitol area as defined by Minnesota Statutes, Section 15.50, including, but not limited to, the following questions:

- (a) Which offices and functions must be located within the capitol area to ensure the orderly functioning of state government;

(b) Which offices and functions may be located outside of the capitol area without impairing the orderly functioning of state government; In conducting its study and making its reports and recommendations, the commission shall also consider the effect of the location of the offices and functions of state government on

(1) The accessibility of the offices and functions of state government to members of the public; and

(2) The convenience of the employees of state government. The commission may hire such additional employees and consultants as may be necessary to complete the study and prepare the report and recommendations.

Subd. 2. Notwithstanding the provisions of Minnesota Statutes 1971, Section 15.50, Subdivision 3, the full cost of the study and report required by this section shall be the responsibility of the state.

Subd. 3. There is hereby appropriated \$100,000 from the general fund for the purposes of this section for the biennium ending June 30, 1975.

Sec. 57. Laws 1965, Chapter 810, Section 23, Subdivision 3, as amended by Laws 1967, Chapter 867, Section 9, is repealed.

Sec. 58. Subdivision 1. There is appropriated to the commissioner of administration from the appropriate funds in the state treasury such sums as may be necessary to pay increases in compensation of officers, department heads and other individuals in the judicial and executive branches of the state government, all in the unclassified service, if such salary increases are otherwise authorized by law during the 1973 session of the legislature.

Subd. 2. There is appropriated to the commissioner of administration from the appropriate funds in the state treasury such sums as may be necessary to pay increases in compensation of officers, department heads and other individuals in the judicial and executive branches of the state government, all in the unclassified service, if such salary increases are authorized under the provisions of Minnesota Statutes, Sections 15A.021 and 15A.12.

Subd. 3. There is appropriated to the commissioner of administration from the appropriate funds in the state treasury such sums as may be necessary to pay increases in compensation of officers and employees of the executive branch of state government all in the classified service, members of the state highway patrol, and non-academic employees of the university of Minnesota who are paid from state funds, if such salary increases are authorized by law during the 1973 session of the legislature.

Subd. 4. There is appropriated to the commissioner of administration from the appropriate funds in the state treasury

such sums as may be necessary to pay shift differential and severance pay to employees of the state classified service, members of the highway patrol and unclassified employees of the junior college system, if such payments are authorized by law during the 1973 session of the legislature.

Subd. 5. The commissioner shall certify the necessary amounts to the state auditor, who shall transfer such amounts to the appropriate accounts. Sums so certified and transferred are hereby appropriated. The appropriations made by this section are for the biennium beginning July 1, 1973.

Subd. 6. Any sums certified and transferred to the university of Minnesota under the provisions of subdivision 3 of this section or Minnesota Statutes, Sections 43.50, 352.04, Subdivision 5, and 355.50 shall only be used for the purpose certified. Any sum transferred that exceeds the increased cost above the amount appropriated for that purpose shall be returned and deposited in the state treasury.

Sec. 59. Minnesota Statutes 1971, Section 326.52, is amended to read:

326.52 [DEPOSIT OF FEES.] All fees received under sections 326.46 to 326.52 shall be (PAID) *deposited* by the department of labor and industry (TO THE STATE TREASURER, AND AN AMOUNT OF MONEY EQUAL TO THE AMOUNT SO PAID OVER BY THE DEPARTMENT TO THE TREASURER IS HEREBY APPROPRIATED, OUT OF ANY FUNDS) *to the credit of the general fund* in the state treasury (NOT OTHERWISE APPROPRIATED, TO THE DEPARTMENT FOR THE PURPOSE OF CARRYING OUT THE PROVISIONS OF SECTIONS 326.46 TO 326.52). The salaries and per diem of the inspectors and examiners hereinbefore provided, their expenses, and all incidental expenses of the department in carrying out the provisions of sections 326.46 to 326.52 shall be paid (ON ORDER OF THE DEPARTMENT FROM SUCH APPROPRIATION, BUT NO EXPENSE OR CLAIM SHALL BE INCURRED OR PAID IN EXCESS OF THE AMOUNT RECEIVED FROM THE FEES HEREIN PROVIDED) *from the appropriations made to the department of labor and industry.*

Sec. 60. [15.161]. The head of a state department or agency shall consult with the chairman of the house appropriations committee and the chairman of the senate finance committee before accepting any federal land or buildings thereon or any interest therein which is declared surplus by federal authorities and obtaining a recommendation thereon which shall be advisory only. Failure to obtain a recommendation thereon promptly shall be deemed a negative recommendation.

Sec. 61. Subdivision 1. Notwithstanding any provision of law to the contrary, no contract shall be awarded for the removal of rough fish except in accordance with requirements of law regarding the awarding of a contract after competitive bidding. A contractor of rough fish pursuant to this subdivision may sell

or otherwise dispose of the rough fish which he acquires from the state.

Subd. 2. Minnesota Statutes 1971, Section 97.486 is repealed.

Sec. 62. The sum of \$40,000 is appropriated for the biennium ending June 30, 1975, to the department of military affairs for the St. Cloud national guard armory to be expended for black-topping the parking lot, installing curbs, gutters, and catch basins, and providing security lighting.

Sec. 63. [] APPLICATIONS FOR NONSTATE FUNDS. Subdivision 1. Every department or agency of the executive branch of state government shall, prior to the submission of any application for nonstate funds, submit the original of the application to the commissioner of administration. The commissioner shall promptly return the application indicating his approval or disapproval. No application for funds shall be submitted without the prior approval of the commissioner of administration. The commissioner of administration may promulgate rules, regulations, and directives to implement the provisions of this section.

Subd. 2. The provisions of this section shall not apply to the Minnesota historical society.

Subd. 3. Minnesota Statutes 1971, Section 16.165 is repealed.

Sec. 64. Subdivision 1. [16.141] [Subd. 3a] Notwithstanding any other law to the contrary, the commissioner of administration after consulting the committee on appropriations of the house of representatives and the committee on finance of the senate may waive the requirements for submitting a budget by object of expenditure for agencies and departments which are, at his direction, requesting programmatic appropriations.

Subd. 2. Subdivision 1 takes the place of Minnesota Statutes 1971, Section 16.141, Subdivision 3, which subdivision is repealed.

Sec. 65. [] DEPOSIT OF TAX RECEIPTS. Subdivision 1. Notwithstanding the provisions of Minnesota Statutes, Sections 290.361, 291.33, 297.13, 298.17, 298.281, 298.282, 298.32, 298.39, 298.396, 298.51, 298.64, 298.65, 340.60 and similar laws to the contrary relating to the depositing, disposition, or apportionment of tax receipts, the state auditor may provide for a single depository account for each tax or kind of taxes providing adequate information is available to determine the source and disposition or apportionment of the tax to meet statutory requirements. The auditor shall request such transfers and certifications as are necessary to meet such statutory requirements. The state auditor may issue directives to implement the provisions of this section.

Sec. 66. [] Any moneys heretofore or hereafter received from federal general revenue sharing funds and any interest earned on such moneys shall be transferred to the general

fund in order to comply with United States Department of Treasury regulations that such federal general revenue sharing funds be appropriated and expended in the same manner as the state's own revenues. Upon transfer such federal general revenue sharing funds shall be appropriated and expended in the same manner as all other moneys in the general fund. Provided, however, that such federal general revenue sharing funds shall not be appropriated or considered to be appropriated to any local unit of government, including school districts, the university of Minnesota, or for any purpose that is contrary to the provisions of Public Law 92-512 or the regulations of the United States Department of the Treasury. The state auditor shall make such transfers, and the sums so transferred are then a part of the general fund and available for appropriation and expenditure.

Sec. 67. The balance remaining from the amount appropriated for lake and channel improvement by Laws of 1971, Extra Session, Chapter 3, Section 36, Subdivision 2, item (d), shall not cancel on June 30, 1973, but shall be available until expended.

Sec. 68. Minnesota Statutes 1971, Section 8.02, is amended to read:

8.02 [DEPUTIES, ASSISTANTS.] The attorney general may appoint, and at his pleasure remove, two deputy attorneys general and (SIX) *nine* assistant attorneys general, who shall render such aid as he may require of them in the discharge of his official duty. He shall keep a record of his official correspondence and of all matters placed in his hands by the governor, auditor, secretary of state, or treasurer, or any officer or board in charge of any of the business of the state upon which any official action is necessary; he shall also keep a record of all legal proceedings instituted by him or in which he appears, and of the several steps taken therein. All official opinions shall be in writing and copies thereof made and filed in his office. The deputy attorneys general and each of such assistants shall, to the extent authorized in writing by the attorney general, have authority to appear before grand juries or in any court of this state, as the attorney general himself might do.

The attorney general shall have power to employ such assistance, whether lay, legal, or expert, as he may deem necessary for the protection of the interests of the state through the proper conduct of its legal business.

Sec. 69. Minnesota Statutes 1971, Section 3.921, is amended to read:

3.921 [STANDING COMMITTEES AS INTERIM STUDY COMMITTEES.] Subdivision 1. Each standing committee or subcommittee existing in the senate and house of representatives is continued during the intervals between sessions of the legislature to make studies and investigations within the general jurisdiction of each such committee, *as directed by the committee on rules and administration of the senate and the committee on rules and legislative administration of the house of representa-*

tives, or as otherwise prescribed by resolution (, EXISTING AT THE TIME THE LEGISLATURE LAST ADJOURNED IN REGULAR SESSION.) duly adopted or by law.

Subd. 2. Vacancies in any such committee or subcommittee during such intervals shall be filled by the last elected speaker of the house of representatives as to house committees and by the last elected senate committee on committees as to senate committees.

Subd. 3. Any standing committee of the senate that requires an appropriation of funds to defray expenses of its operations during the interim shall prepare a budget, which budget shall be submitted to the senate committee on rules and (LEGISLATIVE EXPENSE) *administration* for its approval. No funds shall be expended by such standing committee without prior approval of the senate committee on rules and (LEGISLATIVE EXPENSE.) *administration*. Any standing committee of the house of representatives that requires an appropriation of funds to defray expenses of its operations during the interim shall prepare a budget, which budget shall be submitted to the rules committee of the house of representatives for its approval. No funds shall be expended by such standing committee without prior approval of the rules committee of the house of representatives.

Subd. 4. The expenses of any such committee shall be paid upon the certification to the state auditor of the amount thereof. Payment of such expenses is hereby directed from any direct appropriation therefor to the legislature or either branch thereof.

Sec. 70. Minnesota Statutes, Section 16.02, Subdivision 5, shall not apply to the construction of the Minnesota Zoological Gardens except with respect to the letting of competitive bids.

Sec. 71. Subdivision 1. The appropriation made in Laws 1973, Chapter 143, Section 1, Subdivision 12, in the sum of \$1,385.03 is cancelled.

Subd. 2. There is hereby appropriated to the state auditor for the biennium ending June 30, 1973, \$1,385.03 for payment to Webb Publishing Company for printing of Minnesota Liability Study Commission report.

Sec. 72. No part time special attorney assigned to any professional or occupational licensing board of state government, after having received \$10,000 for his official duties in any fiscal year, regardless of the fund from which he is paid, shall be paid an hourly amount exceeding the equivalent amount paid full time special assistant attorneys general, plus reasonable office expenses, as approved by the attorney general.

Sec. 73. Subdivision 1. Minnesota Statutes 1971, Section 268.15, Subdivision 3, is amended to read:

Subd. 3. [INTEREST AND PENALTIES.] (THERE IS HEREBY CREATED IN THE STATE TREASURY A SPECIAL FUND, TO BE KNOWN AS THE MANPOWER SER-

VICES CONTINGENT FUND, WHICH SHALL NOT LAPSE NOR REVERT TO ANY OTHER FUND. SUCH FUND SHALL CONSIST OF ALL MONEYS APPROPRIATED THEREFOR BY THE LEGISLATURE.) All moneys in the form of interest and penalties collected pursuant to section 268.16 (AND ALL MONEYS RECEIVED IN THE FORM OF VOLUNTARY CONTRIBUTIONS TO THIS FUND. ALL MONEYS IN SUCH FUND SHALL BE SUPPLEMENTAL TO ALL FEDERAL MONEYS THAT WOULD BE AVAILABLE TO THE COMMISSIONER BUT FOR THE EXISTENCE OF THIS FUND. SUCH FUND SHALL BE AVAILABLE TO THE COMMISSIONER FOR SUCH EXPENDITURES AS HE MAY DEEM NECESSARY IN CONNECTION WITH THE ADMINISTRATION OF SECTIONS 268.03 TO 268.24. WHENEVER THE COMMISSIONER EXPENDS MONEYS FROM SAID CONTINGENT FUND FOR THE PROPER AND EFFICIENT ADMINISTRATION OF THE MINNESOTA MANPOWER SERVICES LAW FOR WHICH FUNDS HAVE NOT YET BEEN MADE AVAILABLE BY THE FEDERAL GOVERNMENT, SUCH MONEYS SO WITHDRAWN FROM THE CONTINGENT FUND SHALL BE REPLACED AS HEREINAFTER PROVIDED. UPON THE DEPOSIT IN THE MANPOWER SERVICES ADMINISTRATION FUND OF MONEYS WHICH ARE RECEIVED IN REIMBURSEMENT OF PAYMENTS MADE AS ABOVE PROVIDED FROM SAID CONTINGENT FUND, THE COMMISSIONER SHALL CERTIFY TO THE STATE TREASURER THE AMOUNT OF SUCH REIMBURSEMENT AND THEREUPON THE STATE TREASURER SHALL TRANSFER SUCH AMOUNT FROM THE MANPOWER SERVICES ADMINISTRATION FUND TO SAID CONTINGENT FUND. ALL MONEYS IN THIS FUND SHALL BE DEPOSITED, ADMINISTERED, AND DISBURSED IN THE SAME MANNER AND UNDER THE SAME CONDITIONS AND REQUIREMENTS AS IS PROVIDED BY LAW FOR THE OTHER SPECIAL FUNDS IN THE STATE TREASURY EXCEPT THAT MONEYS IN THIS FUND SHALL NOT BE COMMINGLED WITH OTHER STATE FUNDS, BUT SHALL BE MAINTAINED IN A SEPARATE ACCOUNT ON THE BOOKS OF A DEPOSITORY BANK. THE STATE TREASURER SHALL BE LIABLE ON HIS OFFICIAL BOND FOR THE FAITHFUL PERFORMANCE OF HIS DUTIES IN CONNECTION WITH THE MANPOWER SERVICES CONTINGENT FUND PROVIDED FOR HEREIN) *shall be paid into the general fund.*

Subd. 2. Minnesota Statutes 1971, Section 268.16, Subdivision 1, is amended to read:

268.16 [COLLECTION OF CONTRIBUTIONS.] Subdivision 1. [INTEREST ON PAST DUE CONTRIBUTIONS.] If contributions are not paid on the date on which they are due and payable, as prescribed by the commissioner, the whole or part thereafter remaining unpaid shall bear interest at the rate of one percent per month from and after such date until the first day of the calendar month during which payment is made to the

department of manpower services; provided, however, that during the first month of delinquency interest shall be computed on the basis of one-thirtieth of one percent per month for each and every day of such delinquency. After any contribution has become delinquent for a period of 12 months thereafter interest thereon shall be computed at the rate of six percent per annum. Contributions, if mailed, shall be deemed to have been paid on the date of mailing as indicated by the postmark on the cover thereof; provided, however, that after January 1, 1949, contributions received by mail postmarked on a day following the date on which the law requires such contributions to be paid shall be deemed to have been paid on the due date if there is substantial evidence by affidavit or otherwise reasonably tending to prove that said report or contribution was actually deposited in the United States mails properly addressed to the department with postage prepaid thereon on or before the due date. (INTEREST COLLECTED PURSUANT TO THIS SUBDIVISION SHALL BE PAID INTO THE CONTINGENT FUND.)

Subd. 3. Minnesota Statutes 1971, Section 268.16, Subdivision 2, is amended to read:

Subd. 2. [REPORTS; DELINQUENCIES; PENALTIES.]

(1) Any employer who knowingly fails to make and submit to the department of manpower services any report of wages paid by or due from him for insured work in the manner and at the time such report is required by regulations prescribed by the commissioner shall pay to the department of manpower services (FOR THE CONTINGENT FUND) an amount equal to one percent of contributions accrued during the period for which such report is required, for each month from and after such date until such report is properly made and submitted to the department of manpower services. In no case shall the amount of the penalty imposed hereby be less than \$5 except that in cases where the contribution is less than \$10 and the commissioner finds that the employer does not habitually fail to report on time the penalty shall be \$1. Any employing unit which fails to make and submit to the commissioner any report, other than one of wages paid or payable for insured work, as and when required by the regulations of the commissioner, shall be subject to a penalty in the sum of \$10 payable to the department of manpower services (FOR THE CONTINGENT FUND). All such penalties shall be in addition to interest and any other penalties provided for by sections 268.03 to 268.24 and shall be collected by civil action as hereinafter provided.

(2) If any employing unit required by sections 268.03 to 268.24 to make and submit contribution reports shall fail to do so within the time prescribed by these sections or by regulations under the authority thereof, or shall make, wilfully or otherwise, an incorrect, false or fraudulent contribution report, he shall, on the written demand of the commissioner, make such contribution report, or corrected report, within ten days after the mailing of such written demand and at the same time pay the whole contribution, or additional contribution, due on the basis thereof.

If such employer shall fail within that time to make such report, or corrected report, the commissioner shall make for him a report, or corrected report, from his own knowledge and from such information as he can obtain through testimony, or otherwise, and assess a contribution on the basis thereof, which contribution, plus penalties and interest which thereafter accrued (less any payments theretofore made) shall be paid within ten days after the commissioner has mailed to such employer a written notice of the amount thereof and demand for its payment. Any such contribution report or assessment made by the commissioner on account of the failure of the employer to make a report or corrected report shall be prima facie correct and valid, and the employer shall have the burden of establishing its incorrectness or invalidity in any action or proceeding in respect thereto. Whenever such delinquent employer shall file a report or corrected report, the commissioner may, if he finds it substantially correct, substitute it for the commissioner's report. If an employer has failed to submit any report of wages paid, or has filed an incorrect report, and the commissioner finds that such non-compliance with the terms of sections 268.03 to 268.24 was not wilful and that such employer was free from fraudulent intent, the commissioner shall limit the charge against such employer to the period of the year in which such condition has been found to exist and for the preceding calendar year.

Sec. 74. [6.221] Notwithstanding the provisions of any other law to the contrary, neither the judicial nor legislative branches of state government are required to participate in the statewide accounting system or in a computerized payroll system.

Sec. 75. Notwithstanding any other law to the contrary, if a law is passed in the 68th session of the legislature creating a TV cable commission and appropriating money for such commission, the appropriation shall be available until June 30, 1975.

Sec. 76. Subdivision 1. The term "president pro-tempore" as used in the law creating the legislative audit commission means the "president of the senate".

Subdivision 2. The revisor of statutes shall make the appropriate change in terminology in the next edition of Minnesota Statutes or any supplement thereof.

Sec. 77. Minnesota Statutes 1971, Section 16.17, is amended to read:

16.17 APPROPRIATIONS TO REVERT TO STATE TREASURY. Except as specifically provided for in appropriation acts, every appropriation or part thereof of any kind hereafter made subject to the provisions of this section remaining unexpended and unencumbered at the close of any fiscal year shall lapse and be returned to the (GENERAL FUND) *fund from which such appropriation was made*; provided, that an appropriation for construction or other permanent improvement shall not lapse until the purposes for which the appropriation was made shall have been accomplished or abandoned unless such ap-

appropriation has stood during the entire fiscal biennium without any expenditure therefrom or encumbrances thereon.

Except as otherwise expressly provided by law, the provisions of this section shall apply to every appropriation of a stated sum for a specified purpose or purposes heretofore or hereafter made from the general fund, but shall not, unless expressly so provided by law, apply to any fund or balance of a fund derived wholly or partly from special taxes, fees, earnings, fines, federal grants, or other sources which are by law appropriated for special purposes by standing, continuing, or revolving appropriations.

Sec. 78. [TRAVEL EXPENSES, BOARDS AND COMMISSIONS.] Notwithstanding the provisions of any other law, the members and staff of all state boards, councils, and commissions in the executive branch, established by state law or otherwise, shall only be reimbursed for travel expenses both in-state and out-of-state in accordance with the rules and regulations promulgated by the commissioner of administration governing the travel of state officers and employees.

Sec. 79. Minnesota Statutes 1971, Section 15A.21 is repealed.

Sec. 80. The mills referred to in a law enacted in the 1973 session and identified as H. F. No. 715, authorizing the metropolitan transit commission to levy taxes, are mills prior to the adoption of Minnesota Statutes, Section 273.1102.

Sec. 81. [COUNTY OF WRIGHT; ABATEMENT OF CERTAIN REAL ESTATE TAXES.] The county auditor of the county of Wright is hereby directed to remove from that county's tax rolls and to forthwith abate all real estate taxes currently levied and assessed against Lots 1, 2, 3, 4, 5, 6 and 7, Guilfoyle's Addition to the Village of Delano, County of Wright, State of Minnesota.

Sec. 82. The commissioner of taxation is authorized to pay from the department appropriations, the per diem and expenses of the public member of the levy limitations review board in the event that such board is established by act of the 1973 session of the legislature.

Sec. 83. [STATE; CONVEYANCE OF CERTAIN REAL PROPERTY.] Subdivision 1. The commissioner of taxation shall convey and quit claim to Clarence R. Berthiaume, in such form as may be prescribed by the attorney general and for the consideration of \$40, the lands described in subdivision 2, such conveyance to be made without recourse.

Subd. 2. The lands to be conveyed pursuant to subdivision 1, being situated in the state of Minnesota, county of Hennepin, are further described as follows: the westerly four (4) feet of Lot 5, Block 2, in the village of Loretto.

Subd. 3. The provisions of this section shall take effect on the day following final enactment.

Sec. 84. There is hereby appropriated to the commissioner of natural resources the sum of \$1,658,000 from the game and fish fund for the remodeling and reconstruction of the French River and Lanesboro hatchery facilities. The department is authorized and directed to negotiate with the federal government, or any agency, bureau, or department thereof, for the purpose of securing or obtaining any grants of assistance in the completion of those projects. The department is authorized to implement a commissioner's order for a two dollar additional fee or license surcharge to take lake trout, brook trout, salmon, and other trout from the public waters of the state. This appropriation shall be available until expended or the projects are completed or abandoned. Any and all revenues which may be raised by the license surcharge herein authorized, shall be deposited to the game and fish fund.

Sec. 85. Notwithstanding the provisions of any other law to the contrary, all personnel employed by the adjutant general and assigned to an armory shall be in the unclassified service."

Further amend by striking the title in its entirety and substituting in lieu thereof the following:

"A bill for an act relating to the organization and operation of state government; appropriating money therefor and limiting the use thereof; providing for the transfer of certain moneys in the state treasury; authorizing land acquisition in certain cases; fixing and limiting the amount of fees to be collected in certain cases; making funds available for seaway trade promotion; providing penalties for misusing appropriated moneys; amending Minnesota Statutes 1971, Sections 3.102; 3.921; 6.221; 8.02; 15.16; 15.50; 16.17; 268.15, Subdivision 3; 268.16, Subdivision 1; 268.16, Subdivision 2; 326.52; repealing Minnesota Statutes 1971, Sections 15A.21; 16.141, Subdivision 3; 16.165; 97.486; and Laws 1965, Chapter 810, Section 23, Subdivision 3, as amended."

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

Senate Conferees: JOHN C. CHENOWETH, GERALD L. WILLET, EDWARD G. NOVAK, J. A. JOSEFSON, and RICHARD W. FITZSIMONS.

House Conferees: NEIL S. HAUGERUD, WILLIS EKEN, GORDON O. VOSS, RICHARD A. ANDERSEN, and DALE E. ERDAHL.

Haugerud moved that the report of the Conference Committee on S. F. No. 2417 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 2417, A bill for an act relating to the organization and operation of state government; appropriating money therefor and limiting the use thereof; providing for the transfer of certain moneys in the state treasury; authorizing land acquisition in certain cases including conservation, parks, recreational land and trails, wildlife and spawning areas, and historic sites; fixing and limiting the amount of fees to be collected in certain

cases; making funds available for seaway trade promotion; providing penalties for misusing appropriated funds; amending Minnesota Statutes 1971, Sections 3.102, 15.50; repealing Laws 1965, Chapter 810, Section 23, Subdivision 3 as amended by Laws 1967, Chapter 867, Section 9.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 110, and nays 23, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Moe	Savelkoul
Andersen, R.	Dieterich	Johnson, R.	Munger	Schreiber
Anderson, D.	Dirlam	Jude	Nelson	Schulz
Anderson, G.	Eckstein	Kahn	Newcome	Searle
Anderson, I.	Eken	Kelly	Niehaus	Sherwood
Becklin	Enebo	Kempe	Norton	Sieben, H.
Bell	Erdahl	Klaus	Ojala	Sieben, M.
Bennett	Erickson	Knickerbocker	Parish	Skaar
Berg	Esau	LaVoy	Patton	Smith
Berglin	Faricy	Lemke	Pavliak, R.	Spanish
Biersdorf	Flakne	Lindstrom, J.	Pavliak, R. L.	Stangeland
Boland	Forsythe	Long	Pehler	Stanton
Braun	Fudró	Mann	Peterson	Swanson
Brinkman	Fugina	McArthur	Prahl	Tomlinson
Carlson, B.	Graba	McCarron	Quirin	Ulland
Carlson, D.	Growe	McCauley	Resner	Vanasek
Carlson, L.	Hagedorn	McEachern	Rice	Vento
Casserly	Hanson	McFarlin	Ryan	Voss
Connors	Haugerud	McMillan	St. Onge	Wenzel
Culhane	Jacobs	Menke	Salchert	Wohlwend
Cummiskey	Jaros	Miller, D.	Samuelson	Wolcott
Dahl	Johnson, C.	Miller, M.	Sarna	Mr. Speaker

Those who voted in the negative were:

Adams, S.	Ferderer	Johnson, J.	Lindstrom, E.	Pleasant
Belisle	Fjoslien	Jopp	Lombardi	Weaver
Carlson, A.	Graw	Kvam	Myrah	Wigley
Cleary	Heinitz	Laidig	Ohnstad	
Clifford	Hook	Larson	Pieper	

The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 2047, A bill for an act relating to state government; establishing salaries for certain unclassified employees in the executive and judicial branch of government; amending Minnesota Statutes 1971, Sections 15A.081; 15A.083; 15A.084; 15A.085; and 15A.101.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 2047

May 18, 1973

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 2047, report that we have agreed upon the items in dispute and recommend as follows:

That S. F. No. 2047 be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 15A.081, is amended to read:

15A.081 [SALARIES AND SALARY RANGES FOR CERTAIN OFFICERS AND EMPLOYEES.] Subdivision 1. The following salaries or salary ranges are provided for the below listed officers and employees in the executive branch of government:

	<i>Base Salary or Range</i>	
Administration, department of commissioner	(\$32,500)	\$36,000
Deputy commissioner		28,800
(STATE BUILDING INSPECTOR	(13,000	24,000)
Aeronautics, department of commissioner	(20,100)	20,400
Agriculture, department of commissioner	(21,000)	22,000
deputy commissioner	(16,600 - 20,300)	17,600
(ALCOHOL PROBLEMS, COMMISSION ON) (EXECUTIVE DIRECTOR		13,000)
Attorney general, office of attorney general	(30,900)	36,500
chief deputy attorney general	24,500 -(28,000)	31,500
deputy attorney general	19,100 -(23,300)	27,500
solicitor general	21,300 -(26,000)	28,000
assistant attorney general	12,000 -(22,500)	26,000
Special assistant attorney general	(10,000 - 19,500)	12,600 -22,600

Auditor, office of auditor	(\$21,000)	\$26,000
deputy auditor	(14,600 - 17,700)	20,800

Civil service, department of director	(21,300 - 26,000)	25,700 - 28,200
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This salary is authorized only until the department of civil service is abolished by other law.

Commerce, department of commissioner of banks	(21,000)	22,000
commissioner of insurance	(21,000)	22,000
commissioner of securities	(21,000)	22,000

Corrections, department of commissioner	(26,100)	28,000
deputy commissioner	(19,400 - 23,700)	22,400

(CRIME CONTROL AND PREVENTION,
COMMISSIONER ON)

(EXECUTIVE DIRECTOR	17,500)	
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Economic development, department of commissioner	(21,000)	22,000
deputy commissioner	(14,800 - 18,100)	17,600
(DIRECTOR OF FINANCE	13,300 - 18,000)	
(DIRECTOR OF TOURISM	13,300 - 17,500)	
(DIRECTOR OF PUBLICITY AND PROMOTION	13,300 - 17,500)	
(DIRECTOR OF RESEARCH	13,300 - 17,500)	
(DIRECTOR OF INDUSTRIAL DEVELOPMENT	13,300 - 17,500)	
(AREA REDEVELOPMENT ADMINISTRATOR	13,300 - 17,500)	

Education, department of commissioner	(24,000 - 29,400)	29,800
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(EMPLOYMENT OF HANDICAPPED,
COMMISSION ON)

(EXECUTIVE SECRETARY	12,200 - 14,900)	
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Finance, department of commissioner		35,500
deputy commissioner		28,400

Governor, office of governor	(35,000)	41,000
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Health, department of		
(EXECUTIVE OFFICER	\$24,500 - \$29,900)	
<i>commissioner</i>		30,300
Higher education coordinating commission		
executive director	(19,200 - 28,800)	26,100
assistant executive director	(15,600 - 23,400)	20,900
(DIRECTOR OF RESEARCH	13,700 - 20,600)	
(DIRECTOR OF COMMUNITY SERVICES	13,100 - 19,700)	
(DIRECTOR OF EDUCATIONAL RESOURCES	12,200 - 18,300)	
(BUDGET DIRECTOR	11,500 - 17,300)	
Highways, department of		
commissioner	(31,500)	33,600
Human rights, department of		
commissioner	(18,300)	20,000
Indian affairs commission		
executive director	(15,400 - 18,900)	17,500
Investment, board of		
executive secretary	(29,900)	35,000
(IRON RANGE RESOURCES AND REHABILITATION COMMISSION)		
(COMMISSIONER	16,900)	
Labor and industry, department of		
commissioner	(21,000)	26,400
<i>deputy commissioner</i>		21,100
workmen's compensation commissioner	(21,000)	22,000
(WORKMEN'S COMPENSATION JUDGE	16,100 - 19,700)	
director, mediation services		21,000
<i>Lieutenant governor, office of lieutenant governor</i>		
		30,000
Liquor control, department of		
commissioner	(18,000)	19,000
(LIVESTOCK SANITARY BOARD)		
(EXECUTIVE OFFICER	16,100 - 19,700)	
Manpower services, department of		
commissioner	(25,200)	26,400
(MINNESOTA STATE RETIREMENT SYSTEM)		

(EXECUTIVE SECRETARY)	\$14,500 - \$17,700)	
(MUNICIPAL COMMISSION)		
(SECRETARY)	12,900 - 15,800)	
Natural resources, department of commissioner	(26,700)	28,300
deputy commissioner	(20,700 - 25,300)	22,600
(ASSISTANT COMMISSIONER, ADMINISTRATION)	17,500 - 21,400)	
(ASSISTANT COMMISSIONER, PLANNING)	17,300 - 21,000)	
(DIRECTOR, DIVISION OF GAME AND FISH)	19,100 - 23,100)	
(DIRECTOR, DIVISION OF WATER, SOIL AND MINERALS)	18,300 - 22,200)	
(DIRECTOR, DIVISION OF LANDS AND FORESTRY)	17,300 - 21,000)	
(DIRECTOR, DIVISION OF PARKS AND RECREATION)	17,300 - 21,000)	
(DIRECTOR, DIVISION OF ENFORCEMENT AND FIELD SERVICE)	16,400 - 20,000)	
(OFFICE OF ECONOMIC OPPORTUNITY)		
(DIRECTOR)	18,300)	
(PEACE OFFICERS TRAINING BOARD)		
(EXECUTIVE SECRETARY)	15,100 - 18,500)	
Personnel, department of commissioner		31,000
deputy commissioner		24,800
<i>(These salaries are authorized only upon the effective date of any law authorizing the creation of a department of personnel.)</i>		
Planning agency director	(26,300)	27,000
Pollution control agency director	(23,200)	24,000
Public examiner, department of public examiner	(23,300)	25,100
<i>(This salary is authorized only until August 31, 1973.)</i>		
Public safety, department of commissioner	(26,000)	26,900

deputy commissioner	(\$18,700 - \$22,900)	21,500
(SUPERINTENDENT, CRIME BUREAU	18,700 - 22,900)	
(DIRECTOR, CIVIL DEFENSE	17,000 - 20,700)	
(FIRE MARSHAL	16,400 - 20,000)	
(DIRECTOR, DRIVERS LICENSE DIVISION	16,100 - 19,600)	
(DIRECTOR, MOTOR VEHICLE DIVISION	13,100 - 15,900)	
(DIRECTOR, MOTOR VEHICLE SERVICES	18,700 - 22,900)	

((THE SALARY FOR THIS POSITION IS AUTHORIZED ONLY IF THE DIVISIONS OF DRIVERS LICENSES AND OF MOTOR VEHICLES ARE CONSOLIDATED AND THE POSITIONS OF THE TWO DIRECTORS OF THE FORMER DIVISIONS ARE ELIMINATED.))

(CHIEF OF HIGHWAY PATROL .. 18,700 - 22,900)

Public service, department of commissioner, public service commission	(21,000)	22,000
director	(21,000)	20,700
Public welfare, department of commissioner	(30,300)	33,600
deputy commissioner		26,900
Secretary of state, office of secretary of state	(21,000)	25,000
deputy secretary of state	(13,200 - 16,200)	17,500

(SOIL AND WATER CONSERVATION
COMMISSION)

(EXECUTIVE SECRETARY
 10,400 - 12,800) | |

State college system chancellor	(22,200 - 34,200)	32,500
(STATE COLLEGE PRESIDENT	19,100 - 29,600)	
(VICE CHANCELLOR FOR ACADEMIC AFFAIRS	18,500 - 28,000)	
(VICE CHANCELLOR FOR ADMINISTRATION	17,600 - 27,000)	
(VICE CHANCELLOR FOR PLANS AND DEVELOPMENT	14,100 - 22,000)	

(VICE CHANCELLOR FOR EDUCATIONAL RELATIONS	\$12,300 - \$19,200)	
(VICE PRESIDENT OF STATE COLLEGE	15,400 - 24,000)	
State junior college system chancellor	(19,800 - 30,200)	27,500
(STATE JUNIOR COLLEGE PRESIDENT	15,800 - 24,200)	
(ASSISTANT TO CHANCELLOR, PLANNING	15,100 - 23,000)	
(ASSISTANT TO CHANCELLOR, FISCAL AFFAIRS	14,900 - 22,800)	
(ASSISTANT TO CHANCELLOR, CURRICULUM AND INSERVICE	14,900 - 22,000)	
(ASSISTANT TO CHANCELLOR, PERSONNEL	14,200 - 22,000)	
(ASSISTANT TO CHANCELLOR, STUDENT SERVICES	11,700 - 18,000)	
(ASSISTANT TO CHANCELLOR, PLANT SERVICES	10,400 - 15,900)	
(DEAN OF STATE JUNIOR COLLEGE	15,100 - 23,000)	
Taxation, department of commissioner	(28,000)	28,900
(TEACHERS RETIREMENT ASSOCIATION) (EXECUTIVE SECRETARY AND CONSULTANT	16,500 - 23,000)	
Treasury, state treasurer	(21,000)	25,000
deputy treasurer	(13,300 - 17,500)	17,500
Veterans affairs, department of commissioner	(14,700)	16,000
(VETERANS HOME) (COMMANDANT	18,100 - 22,100)	
(WATER RESOURCES BOARD) (ADMINISTRATIVE SECRETARY	9,800 - 12,000)	

Subd. 2. The appointing authority of any of the positions listed in subdivision 1, for which ranges *and no base salaries* are provided, shall fix the individual salary within the prescribed range, considering experience and quality of perform-

ance of the officer or employee. (APPOINTMENTS TO FILL VACANCIES SHALL NOT BE MADE ABOVE THE MID-POINT OF THE SALARY RANGE PRESCRIBED FOR THE POSITION UNLESS THE COMPENSATION REVIEW BOARD HAS BEEN CONSULTED AND ITS CONCURRENCE OBTAINED.)

Subd. 3. Members of the Minnesota national guard shall receive the pay and allowances prescribed by the armed forces of the United States for similar rank and time in service.

Subd. 4. *The salary of any individual incumbent of any position listed in subdivision 1, for which only a base salary, but no range is listed, may be increased to an aggregate of 25 percent of the base salary under the provisions of section 15A.085.*

Sec. 2. Minnesota Statutes 1971, Section 15A.083, is amended to read:

15A.083 [SALARIES FOR POSITIONS IN THE JUDICIAL BRANCH.] Subdivision 1. [ELECTIVE JUDICIAL OFFICERS.] The following salaries shall be paid annually to the enumerated elective judicial officers of the state:

Chief Justice of the supreme court	(\$35,000)	\$40,000
Associate justice of the supreme court	(32,500)	36,500
District judge	(29,000)	32,000

Each district judge shall receive \$1,500 additional annually from each county in his district having a population of 200,000 or more. When any district judge shall preside upon the trial or hearing of any cause outside of his resident district wherein the district judge receives a larger salary he shall receive an additional compensation during the period of such trial or hearing the difference between his fixed compensation and the compensation of the district judge of the district where he has been so engaged, to be paid by the county where the trial or hearing was held upon certification of the senior resident district judge thereof.

Subd. 2. [COUNTY COURT AND COUNTY MUNICIPAL JUDGES.] Notwithstanding any other provision of the law, the following salaries shall be paid annually to the enumerated judicial officers:

(1) Judge of a county court (learned in the law)	(\$24,000)	25,000
Judge of a county court (not learned in the law)	(20,000)	21,000

(THESE SALARIES ARE IN EFFECT ON THE EFFECTIVE DATE OF ANY LAW ESTABLISHING A SYSTEM OF COUNTY COURTS ENACTED AT THE 1971 SESSION OF THE LEGISLATURE.)

(2) JUDGE OF THE COUNTY MUNICIPAL COURT IN HENNEPIN COUNTY	(\$26,000)	
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(THIS SALARY IS IN EFFECT ON THE EFFECTIVE DATE OF EXTRA SESSION LAWS 1971, CHAPTER 32.)

(2) *Notwithstanding any other law to the contrary, the salary paid to a judge of a county court shall also be paid to judges of the probate court of St. Louis county and to judges of the Duluth municipal court.*

(3) *Judges of the county municipal courts, the municipal court of the city of St. Paul, and county courts in the counties of Hennepin, Ramsey, Washington, Anoka, Scott, Carver and Dakota* \$29,000.

(3) (4) *If any judge enumerated in this subdivision dies while which his death occurs, shall be paid to his estate.*

Subd. 3. [RANGES FOR OTHER JUDICIAL POSITIONS.] *Salaries or salary ranges are provided for the following positions in the judicial branch of government. The appointing authority of (EACH POSITION) positions for which ranges have been provided shall fix individual salaries under the provisions of section 15A.081, subdivision 2.*

Public defender	(\$18,000 - 27,500)	24,000 - 30,000
(DEPUTY PUBLIC DEFENDER	14,000 - 21,000)	
Court administrator	(18,000 - 26,500)	25,000 - 32,000
Revisor of statutes	(18,000 - 27,500)	32,000
(ASSISTANT) Deputy revisor of statutes	(15,600 - 23,400)	18,000 - 27,000
(SPECIAL) assistant (TO THE) revisor of statutes	(12,000 - 22,000)	15,000 - 25,000
(LAW LIBRARIAN	10,500 - 15,500)	

Sec. 3. *The chief justice may temporarily assign for good cause a judge of a county court to another county court district or to a municipal court in a county having a city of the first class. The county court judge so assigned shall be reimbursed by the county court district or the governmental subdivision responsible for the expenses of the municipal court for his reasonable expenses in the amount and in the manner otherwise provided for by law. The county court district shall also be reimbursed by the county court district to which he is temporarily assigned at the rate of \$100 per day for each day the judge is on temporary assignment.*

Each county court judge temporarily assigned shall furnish the chief justice with such reports as he may require concerning the temporary assignment.

Sec. 4. Minnesota Statutes 1971, Section 15A.084, is amended to read:

15A.084 [NO DECREASE IN PRESENT SALARIES.] The salary of any state officer and employee whose salary (ON

JULY 1, 1971) at the beginning of the first pay period in fiscal year 1973/74, was above the limit set in sections 15A.081 and 15A.083 shall not be decreased, but shall remain at the level as of (JULY 1, 1971) the beginning of the first pay period in fiscal year 1973/74, until a vacancy in the position occurs or until the salary falls below a newly established limit. New appointments shall be made at the (FIXED) base salary or within the salary range prescribed in sections 15A.081 and 15A.083.

Sec. 5. Minnesota Statutes 1971, Section 15A.085, is amended to read:

15A.085 [BOARD MAY LIFT SALARY.] *Subdivision 1.* The (COMPENSATION REVIEW BOARD) *personnel board* may raise the (UPPER) salary (LIMIT) for any *individual incumbent* of a position whose (FIXED) base salary (, OR WHOSE RANGE MIDPOINT) is established in (THIS CHAPTER) *section 15A.081 (TO BE \$19,500 ANNUALLY OR MORE. THE ACTION MAY BE TAKEN BY THE COMPENSATION REVIEW BOARD ONLY IF THE APPOINTING AUTHORITY, WITH THE CONCURRENCE OF THE CIVIL SERVICE BOARD AND THE COMMISSIONER OF ADMINISTRATION, HAS APPLIED FOR THE INCREASE, AND THE INCREASE IS CLEARLY IN THE BEST INTEREST OF THE STATE OF MINNESOTA. IN NO CASE MAY THE INCREASES EXCEED TEN PERCENT OF THE SALARY ESTABLISHED IN THIS CHAPTER.)*

(THE APPOINTING AUTHORITY SHALL FURNISH THE INFORMATION REQUIRED BY THE COMPENSATION REVIEW BOARD. THE COMPENSATION REVIEW BOARD SHALL REPORT EACH INDIVIDUAL ACTION TAKEN UNDER THE PROVISIONS OF THIS SECTION TO THE HOUSE APPROPRIATIONS COMMITTEE AND TO THE SENATE FINANCE COMMITTEE AND SHALL STATE THE REASONS FOR THE ACTION.) *and which has not been provided with a salary range, provided:*

(a) *The incumbent of such position has, in the opinion of the board, challenging written objectives which are specific as to amount and time and which have been agreed upon in advance by the appointing authority;*

(b) *The appointing authority of the incumbent applies to the board for such salary increase and simultaneously certifies to the board that the incumbent has fulfilled, or is fulfilling, his agreed upon objectives.*

Subd. 2. The board may require the appointing authority or the incumbent to submit additional information as it may deem necessary.

Subd. 3. The appointing authority may apply for, and the board may approve salary raises for any such incumbent by any increment, or more than once, provided that the aggregate of all such increases may not increase the individual salary beyond

25 percent of the base salary established for the position in section 15A.081.

Subd. 4. Any achievement award granted to individuals under the provisions of this section shall remain in effect for 12 months from the date of approval, unless the appointing authority requests, and the board approves, a lesser effective period of time.

Subd. 5. Constitutional officers, the executive secretary of the board of investment, workmen's compensation commissioners and public service commissioners shall be exempted from the provisions of this section and shall not be eligible for any achievement award.

Sec. 6. Minnesota Statutes 1971, Section 15A.031, Subdivision 2, is amended to read:

Subd. 2. The base salary of the head of any state department or agency shall serve as the upper limit of compensation in his organization unless the (COMPENSATION REVIEW) personnel board has been consulted and its concurrence obtained. Salaries of medical doctors paid under the provisions of Minnesota Statutes, Section 43.126, shall be exempted from the provisions of this subdivision.

Sec. 7. Minnesota Statutes 1971, Section 15A.101, is amended to read:

15A.101 [DEPARTMENT HEAD EXPENSES.] (THE CHANCELLOR OF THE STATE COLLEGE SYSTEM AND THE PRESIDENTS OF THE STATE COLLEGES ARE AUTHORIZED TO EXPEND ANNUALLY A SUM NOT TO EXCEED \$3,000,) Heads of departments in the executive branch who receive a fixed salary of, or whose range midpoint is, (\$21,000) \$23,000 annually or more, and constitutional officers, are authorized to expend annually a sum not to exceed (\$1,000) \$2,000; and the heads of all other state departments are authorized to expend a sum not to exceed (\$500) \$1,000 annually from their supply and expense funds for expenses necessary for the normal performance of their duties for which no other reimbursement is provided. The expenditures are subject to the statutes and rules and regulations of the state governing budgeting, allotment and encumbrance, preaudit, and post audit.

The commissioner of (ADMINISTRATION) finance may promulgate rules and regulations as necessary to assure the proper expenditure of these funds, and to provide for reimbursement.

Sec. 8. *This act is effective the beginning of the first pay period in fiscal year 1973-1974.*

Further amend the title in line 7 after "sections" and before "15A.081" by inserting "15A.031, Subdivision 2;".

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

Senate Conferees: EDWARD J. GEARTY, DAVID D. SCHAAF, and HARMON T. OGDahl.

House Conferees: E. W. QUIRIN, NEIL S. HAUGERUD, and ROBERT C. BELL.

Quirin moved that the report of the Conference Committee on S. F. No. 2047 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 2047, A bill for an act relating to state government; establishing salaries for certain unclassified employees in the executive and judicial branch of government; amending Minnesota Statutes 1971, Sections 15A.081; 15A.083; 15A.084; 15A.085; and 15A.101.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 73, and nays 57, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Jopp	Munger	Schulz
Anderson, I.	Dieterich	Jude	Nelson	Sieben, H.
Bell	Enebo	Kahn	Newcome	Sieben, M.
Bennett	Faricy	Kelly	Norton	Smith
Berg	Flakne	Kempe	Parish	Stanton
Berglin	Fudro	Klaus	Pavlak, R.	Swanson
Boland	Fugina	LaVoy	Pavlak, R. L.	Tomlinson
Braun	Graha	Lenke	Quirin	Vanasek
Brinkman	Growe	Lindstrom, J.	Resner	Vento
Carlson, A.	Hanson	McCarron	Rice	Voss
Carlson, B.	Haugerud	McEachern	Ryan	Weaver
Carlson, L.	Jacobs	McMillan	St. Onge	Wenzel
Casserly	Johnson, C.	Menke	Salchert	Mr. Speaker
Connors	Johnson, D.	Miller, D.	Samuelson	
Cummiskey	Johnson, R.	Moe	Sarna	

Those who voted in the negative were:

Adams, S.	Dirlam	Hook	Miller, M.	Schreiber
Andersen, R.	Eckstein	Johnson, J.	Myrah	Searle
Anderson, D.	Eken	Knickerbocker	Niehaus	Sherwood
Anderson, G.	Erdahl	Kvam	Ohnstad	Skaar
Becklin	Erickson	Laidig	Ojala	Spanish
Belisle	Esau	Larson	Patton	Stangeland
Biersdorf	Ferderer	Lindstrom, E.	Pehler	Uiland
Carlson, D.	Fjoslien	Lombardi	Peterson	Wigley
Cleary	Forsythe	Long	Pieper	Wohlwend
Clifford	Graw	Mann	Pleasant	
Culhane	Hagedorn	McCauley	Prahl	
DeGroat	Heinitz	McFarlin	Savelkoul	

The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate has moved to return the report of the Conference Committee on the following House File:

H. F. No. 835, A bill for an act relating to divorce; abolishing

the action and substituting proceedings for dissolution; amending Minnesota Statutes 1971, Sections 518.001; 518.01; 518.03; 518.06; 518.07; 518.09; 518.10; 518.11; 518.12; 518.13; 518.14; 518.15; 518.16; 518.17; 518.175, Subdivision 1; 518.25; 518.27; 518.54; 518.55; 518.551; 518.57; 518.58; 518.59; 518.62; 518.63; 518.64 and 518.66; repealing Minnesota Statutes 1971, Sections 518.08; 518.26 and 518.28.

And respectfully requests that the House reconsider the vote whereby the Conference Committee Report on H. F. No. 835 was adopted and H. F. No. 835 was repassed.

And further requests the House re-refer the subject matter of said bill to the Conference Committee, as formerly constituted, for further consideration.

Said House File and Conference Committee Report are herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Kahn moved that the House accede to the request of the Senate regarding H. F. No. 835, that the vote whereby the bill was repassed as amended by the Conference Committee be reconsidered, that the vote whereby the Conference Committee report was adopted be reconsidered, and that the bill be returned to the Conference Committee as formerly constituted.

The question was taken on the Kahn motion to reconsider the vote whereby H. F. No. 835 was repassed, as amended by Conference. The motion prevailed.

The question was taken on the Kahn motion to reconsider the vote whereby the Conference Committee Report on H. F. No. 835 was adopted. The motion prevailed.

The question was taken on the Kahn motion to return H. F. No. 835 to the Conference Committee as formerly constituted. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate has refused to adopt the recommendations and the Conference Committee report on H. No. 9, and respectfully requests the House reconsider the vote whereby the Conference Committee report on H. F. No. 9 was adopted and H. F. No. 9 was repassed.

H. F. No. 9, A bill for an act relating to labor; creating a division of labor standards; providing for minimum wage and overtime standards; providing penalties for violations; repealing Minnesota Statutes 1971, Sections 175.38; 175.39; and 177.01 to 177.20.

And requests the House re-refer the subject matter of said bill to the Conference Committee, as formerly constituted, for further consideration.

Said House File and Conference Committee Report are herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Faricy moved that the House accede to the request of the Senate regarding H. F. No. 9, that the vote whereby the bill was repassed as amended by the Conference Committee be reconsidered, that the vote whereby the Conference Committee report was adopted be reconsidered, and that the bill be returned to the Conference Committee as formerly constituted.

The question was taken on the Faricy motion to reconsider the vote whereby H. F. No. 9 was repassed, as amended by Conference. The motion prevailed.

The question was taken on the Faricy motion to reconsider the vote whereby the Conference Committee Report on H. F. No. 9 was adopted. The motion prevailed.

The question was taken on the Faricy motion to return H. F. No. 9 to the Conference Committee as formerly constituted. The motion prevailed.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 377, A bill for an act relating to the department of human rights; unfair discriminatory practices; amending Minnesota Statutes 1971, Sections 363.01 by adding subdivisions; 363.02, Subdivisions 2 and 3 by adding subdivisions; 363.03; 363.04, Subdivision 8; 363.05, Subdivision 1; 363.06, Subdivisions 2, 4 and 7; 363.071, Subdivision 2; 363.072, Subdivision 1; 363.091; 363.11; 363.115; 363.12, Subdivisions 1 and 2; 363.13; and Chapter 363, by adding sections.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Norton moved that the House concur in the Senate amendments to H. F. No. 377 and that the bill be repassed as amended by the Senate.

A roll call was requested and properly seconded.

The question was taken on the Norton motion and the roll being called, there were yeas 44, and nays 75, as follows:

Those who voted in the affirmative were:

Adams, J.	Bennett	Carlson, A.	Dahl	Fugina
Adams, S.	Berg	Carlson, L.	Dieterich	Grove
Andersen, R.	Berglin	Casserly	Faricy	Haugerud
Bell	Boland	Cummiskey	Flakne	Jaros

Johnson, D.	LaVoy	Norton	Samuelson	Ulland
Johnson, J.	McMillan	Ojala	Sieben, M.	Vanasek
Jude	Moe	Parish	Stangeland	Vento
Kahn	Munger	Quirin	Stanton	Mr. Speaker
Kelly	Nelson	Rice	Tomlinson	

Those who voted in the negative were:

Anderson, D.	Enebo	Johnson, R.	McFarlin	Ryan
Anderson, G.	Erdahl	Jopp	Menke	St. Onge
Becklin	Erickson	Klaus	Miller, D.	Salchert
Belisle	Esau	Knickerbocker	Miller, M.	Sarna
Biersdorf	Ferderer	Kyam	Myrah	Savelkoul
Braun	Fjoslien	Laidig	Newcome	Searle
Brinkman	Forsythe	Larson	Niehaus	Skaar
Carlson, B.	Fudro	Lemke	Ohnstad	Smith
Carlson, D.	Graba	Lindstrom, E.	Patton	Spanish
Cleary	Graw	Lombardi	Pavlak, R.	Swanson
Connors	Hagedorn	Long	Pavlak, R. L.	Weaver
DeGroat	Hanson	Mann	Pehler	Wenzel
Dirlam	Hook	McCarron	Peterson	Wigley
Eckstein	Jacobs	McCauley	Pieper	Wohlwend
Eken	Johnson, C.	McEachern	Prahl	Wolcott

The motion to concur did not prevail.

Norton moved that the House refuse to concur in the Senate amendments to H. F. No. 377, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 1964, A bill for an act relating to watershed districts; prescribing additional powers and duties of managers thereof; authorizing the managers to institute works by resolution; providing procedures for consolidation of districts; amending Minnesota Statutes 1971, Sections 112.35, Subdivision 19; 112.38; 112.42, Subdivision 3; 112.44; 112.47; 112.48, Subdivisions 1 and 3 and by adding a subdivision; 112.52; 112.53, Subdivision 1; 112.54; 112.55; 112.64, Subdivision 4; 112.69, Subdivision 1; and Chapter 112, by adding a section; repealing Minnesota Statutes 1971, Section 112.75; and Laws 1965, Chapter 873, Section 2.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 1964

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 1964, report that we have agreed upon the items in dispute and recommend as follows: That the House recede from its amendments and that S. F. No. 1964 be amended as follows:

Page 8, line 24, after "board of managers" insert "*provided, the engineers' preliminary estimate of costs is not over \$125,000 for any project in any calendar year, and that no such resolution shall be used for the establishment of a project, the essential nature and purpose of which is for drainage*".

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

Senate Conferees: WINSTON BORDEN, JOHN OLSON, and ROGER MOE.

House Conferees: WILLIAM KELLY, VINCE LOMBARDI, JR., and GLEN SHERWOOD.

Kelly moved that the report of the Conference Committee on S. F. No. 1964 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 1964, A bill for an act relating to watershed districts; prescribing additional powers and duties of managers thereof; authorizing the managers to institute works by resolution providing for consolidation procedures.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 110, and nays 14, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Grove	Kvam	Moe
Adams, S.	Dahl	Hagedorn	Laidig	Munger
Andersen, R.	Dieterich	Hanson	Larson	Myrah
Anderson, I.	Dirlam	Heinitz	LaVoy	Nelson
Belisle	Eckstein	Hook	Lemke	Newcome
Bennett	Eken	Jacobs	Lindstrom, E.	Niehaus
Berg	Enebo	Jaros	Lindstrom, J.	Norton
Berglin	Erdahl	Johnson, D.	Lombardi	Ojala
Boland	Erickson	Johnson, J.	Long	Parish
Braun	Farley	Johnson, R.	Mann	Patton
Brinkman	Ferderer	Jopp	McArthur	Pavlak, R.
Carlson, A.	Fjoslien	Jude	McCarron	Pavlak, R. L.
Carlson, L.	Flakne	Kahn	McEachern	Pehler
Casserly	Forsythe	Kelly	McFarlin	Peterson
Cleary	Fudro	Kempe	McMillan	Pieper
Clifford	Fugina	Klaus	Menke	Pleasant
Connors	Graba	Knickerbocker	Miller, D.	Prahl

Quirin	Salchert	Skaar	Tomlinson	Wenzel
Resner	Sarna	Smith	Ulland	Wigley
Rice	Savelkoul	Stangeland	Vanasek	Wohlwend
Ryan	Sieben, H.	Stanton	Vento	Wolcott
St. Onge	Sieben, M.	Swanson	Voss	Mr. Speaker

Those who voted in the negative were:

Anderson, D.	Biersdorf	DeGroat	Johnson, C.	Searle
Becklin	Carlson, D.	Esau	Ohnstad	Spanish
Bell	Culhane	Haugerud	Schulz	

The bill was repassed, as amended by Conference, and its title agreed to.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 377:

Norton, Bell, and Faricy.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 1247, A bill for an act relating to elections; providing for applications for and acknowledgement of absentee ballots; amending Minnesota Statutes 1971, Sections 207.03 and 207.08.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 1247

May 17, 1973

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 1247, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendment and that S. F. No. 1247 be amended as follows:

Page 6, line 16, after "voter" insert "or address of residence from which the witness voted if he resides where there was no permanent registration".

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

Senate Conferees: STEPHEN KEEFFE, MEL HANSEN, and DAVID D. SCHAAF.

House Conferees: JOHN D. TOMLINSON, JOHN J. SARNA, and DAVID CLEARY.

Tomlinson moved that the report of the Conference Committee on S. F. No. 1247 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 1247, A bill for an act relating to elections; providing for applications for and acknowledgement of absentee ballots; amending Minnesota Statutes 1971, Sections 207.03 and 207.08.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 107, and nays 15, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, C.	Miller, D.	Sarna
Adams, S.	Dirlam	Johnson, D.	Miller, M.	Savelkoul
Anderson, G.	Eckstein	Jopp	Moe	Schulz
Anderson, I.	Eken	Jude	Munger	Sherwood
Becklin	Enebo	Kahn,	Nelson	Sieben, H.
Bell	Erdahl	Kelly	Newcome	Sieben, M.
Berg	Erickson	Kempe	Norton	Skaar
Berglin	Esau	Klaus	Ohnstad	Smith
Biersdorf	Faricy	Knickerbocker	Ojala	Stanton
Boland	Ferderer	Laidig	Parish	Swanson
Braun	Flakne	LaVoy	Patton	Tomlinson
Brinkman	Fudro	Lemke	Pavlak, R.	Uiland
Carlson, A.	Fugina	Lindstrom, E.	Pehler	Vanasek
Carlson, B.	Graba	Lombardi	Peterson	Vento
Carlson, D.	Graw	Long	Prahl	Voss
Carlson, L.	Growe	Mann	Quirin	Wenzel
Cassery	Hanson	McCarron	Resner	Wigley
Cleary	Haugerud	McCauley	Rice	Wolcott
Clifford	Heinitz	McEachern	Ryan	Mr. Speaker
Connors	Hook	McFarlin	St. Onge	
Cummiskey	Jacobs	McMillan	Salchert	
Dahl	Jaros	Menke	Samuelson	

Those who voted in the negative were:

Andersen, R.	DeGroat	Hagedorn	McArthur	Pieper
Anderson, D.	Fjoslien	Johnson, J.	Myrah	Pleasant
Belisle	Forsythe	Kvam	Niehaus	Stangeland

The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 452, A bill for an act relating to city of St. Paul; providing for a change in the election of members of the council.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVERN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 452

May 17, 1973

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 452, report that we have agreed upon the items in dispute and recommend as follows: That S. F. No. 452 be amended as follows:

Strike everything after the enacting clause and substitute in lieu thereof the following:

“Section 1. [ST. PAUL, CITY OF; COUNCIL ELECTION; DISTRICTS.] Subdivision 1. The council of the city of St. Paul shall divide the city into four districts equal so far as possible in population at least 60 days prior to the first day for filing for the city elections. In the city general election next following the effective date of this section and thereafter four councilmen who shall be residents of the district shall be elected, one from each district, and three councilmen shall be elected at-large. Each person desiring to have his name placed on the primary ballot shall state in his affidavit of candidacy which office he is a candidate for specifying the district or specifying one of the three at-large positions. Incumbency shall not be indicated on election ballots. After the 1980 federal census and each federal census every ten years thereafter, the city council shall reapportion as necessary the four council districts provided herein. Except as provided herein the laws relating to the election of the council of the city of St. Paul shall continue to apply.

Subd. 2. This section takes effect when approved by a majority of the governing body of the city of St. Paul and upon compliance with Minnesota Statutes, Section 645.021; provided that notwithstanding the provisions of Minnesota Statutes, Section 645.021, Subdivision 1, relating to expiration of special laws, this section shall also take effect if approved at a special election by the voters of the city of St. Paul which election shall be held on the uniform municipal election day specified in Minnesota Statutes, Section 205.20, Subdivision 2, next following the presentation of a petition to the city clerk of the city of St. Paul signed by 2,000 or more qualified voters.

Sec. 2. [ST. PAUL, CITY OF; ALLEY SYSTEM OF ELECTING COUNCIL.] Subdivision 1. Sixty days after this

section becomes effective the city council of the city of St. Paul shall designate each council seat, whether occupied or not, by a separate letter of the alphabet. Each so designated council seat shall be deemed a separate office for the city election of 1974 and thereafter. Any incumbent member of the city council running for election or re-election to the city council shall be a candidate for that office only of which he was an incumbent. Each person desiring to have his name placed on the primary ballot shall state in his affidavit of candidacy which designated council seat he is a candidate for. The names of the candidates for each council seat shall be rotated on the ballots to avoid any appearance of preference for incumbents. Incumbency shall not be indicated on the ballots. Except as herein provided the laws relating to the election of the council of the city of St. Paul shall continue to apply.

Subd. 2. This section takes effect when approved by a majority of the governing body of the city of St. Paul and upon compliance with Minnesota Statutes, Section 645.021; provided that notwithstanding the provisions of Minnesota Statutes, Section 645.021, Subdivision 1, relating to expiration of special laws, this section shall also take effect if approved at a special election by the voters of the city of St. Paul which election shall be held on the uniform municipal election day specified in Minnesota Statutes, Section 205.20, Subdivision 2, next following the presentation of a petition to the city clerk of the city of St. Paul signed by 2,000 or more qualified voters.

Sec. 3. [ST. PAUL, CITY OF; ELECTION DATE; TERM OF OFFICE.] Subdivision 1. Notwithstanding any provision of the charter of the city of St. Paul to the contrary, commencing November 4, 1975, the election of St. Paul city officers and such other officers as are required to be elected at a city election in the city of St. Paul shall be held on the first Tuesday after the first Monday in November of odd-numbered years. A primary election shall be held on a date set by the council which shall be no less than 14 days before the city election day.

Subd. 2. Notwithstanding any provision of the charter of the city of St. Paul to the contrary, commencing with the election of city officers on November 4, 1975, the mayor and each councilman of the city of St. Paul shall hold office for a term of two years commencing on the first business day in January next succeeding their election and until a successor is elected and qualified. Further, notwithstanding any provision of the charter of the city of St. Paul to the contrary, the term of office of the mayor and each councilman elected in 1974 shall begin on the first Tuesday of June of 1974 and end as of the first business day of January, 1976.

Subd. 3. This section takes effect when approved by a majority of the governing body of the city of St. Paul and upon compliance with Minnesota Statutes, Section 645.021; provided that notwithstanding the provisions of Minnesota Statutes, Section 645.021, Subdivision 1, relating to expiration of special laws, this

section shall also take effect if approved at a special election by the voters of the city of St. Paul which election shall be held on the uniform municipal election day specified in Minnesota Statutes, Section 205.20, Subdivision 2, next following the presentation of a petition to the city clerk of the city of St. Paul signed by 2,000 or more qualified voters.

Sec. 4. [ST. PAUL, CITY OF; OFFICERS' COMPENSATION.] Subdivision 1. Notwithstanding any provision of law or the St. Paul city charter to the contrary, the city of St. Paul shall have the power, from and after the effective date of this section, to fix in term and refix from time to time the compensation of all duly elected officers under its charter. Such compensation shall be fixed by ordinance passed upon in the manner provided for by the charter of the city of St. Paul, provided that no ordinance increasing compensation of elected officials may be passed during the last three months of any term of office. Except for the initial fixing of compensation authorized herein, no subsequent fixing of compensation shall be prescribed to take effect during the term of office for which the elected officials shall have been elected.

Subd. 2. [REFERENDUM.] Nothing contained in this section shall prohibit a referendum by petition of the registered voters of the city of St. Paul upon any ordinance adopted hereunder.

Subd. 3. [FEES.] No elected official shall receive any other compensation than that provided for pursuant to this section for the performance of his official duties and such compensation shall include compensation for all services rendered in any office or employment for said city. All fees, moneys or remuneration of whatever kind that accrue to any official in his elected capacity shall be reported to the city council and paid monthly into the treasury of the city.

Subd. 4. [REPEALER.] Laws 1971, Chapter 473, is hereby repealed.

Subd. 5. [EFFECTIVE DATE.] This section takes effect when approved by a majority of the governing body of the city of St. Paul and upon compliance with Minnesota Statutes, Section 645.021; provided that notwithstanding the provisions of Minnesota Statutes, Section 645.021, Subdivision 1, relating to expiration of special laws, this section shall also take effect if approved at a special election by the voters of the city of St. Paul which election shall be held on the uniform municipal election day specified in Minnesota Statutes, Section 205.20, Subdivision 2, next following the presentation of a petition to the city clerk of the city of St. Paul signed by 2,000 or more qualified voters."

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

"A bill for an act relating to the city of St. Paul; providing for the division of the city into districts for election of the city council; providing for an alley system of electing the city council; changing the election day for election of city officers and chang-

ing the term of office of the mayor and councilmen; providing a method for fixing compensation of elected officials; repealing Laws 1971, Chapter 473."

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

Senate Conferees: ROBERT D. NORTH, JOHN C. CHENOWETH, and WILLIAM MCCUTCHEON.

House Conferees: BRUCE F. VENTO, RAY W. FARICY, and ROBERT L. PAVLAK.

Vento moved that the report of the Conference Committee on S. F. No. 452 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 452, A bill for an act relating to city of St. Paul; providing for a change in the election of members of the council.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 88, and nays 39, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Jude	Munger	Sarna
Adams, S.	Eckstein	Kahn	Nelson	Sherwood
Anderson, G.	Eken	Kelly	Newcome	Sieben, H.
Anderson, I.	Enebo	Kempe	Norton	Sieben, M.
Becklin	Faricy	Klaus	Ojala	Smith
Bennett	Forsythe	LaVoy	Parish	Spanish
Berg	Fudro	Lemke	Patton	Stanton
Berglin	Fugina	Lombardi	Pavlak, R.	Swanson
Boland	Graba	Mann	Pehler	Tomlinson
Braun	Graw	McCarron	Peterson	Ulland
Brinkman	Growe	McCauley	Prahl	Vanasek
Carlson, B.	Hanson	McEachern	Quirin	Vento
Carlson, L.	Haugerud	McFarlin	Resner	Wenzel
Cassery	Hook	McMillan	Rice	Wigley
Connors	Jacobs	Menke	Ryan	Wolcott
Cummiskey	Jaros	Miller, D.	St. Onge	Mr. Speaker
Dahl	Johnson, C.	Miller, M.	Salchert	
Dieterich	Johnson, D.	Moe	Samuelson	

Those who voted in the negative were:

Andersen, R.	DeGroat	Heinitz	Lindstrom, E.	Pleasant
Anderson, D.	Erdahl	Johnson, J.	Long	Savelkoul
Belisle	Erickson	Johnson, R.	McArthur	Schreiber
Bell	Esau	Jopp	Myrah	Skaar
Biersdorf	Ferderer	Knickerbocker	Niehaus	Stangeland
Carlson, A.	Fjoslien	Kvam	Ohnstad	Weaver
Cleary	Flakne	Laidig	Pavlak, R. L.	Wohlwend
Clifford	Hagedorn	Larson	Pieper	

The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 1824, A bill for an act relating to motor carriers; permit carriers; providing that permits may be assigned or transferred under certain conditions; amending Minnesota Statutes 1971, Section 221.151, Subdivision 1; and repealing Minnesota Statutes 1971, Section 221.151, Subdivision 2.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVER, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 1824

May 18, 1973

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 1824, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments. Further, at page 3, line 4, strike "two" and insert in lieu thereof "five".

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

Senate Conferees: FLORIAN CHMIELEWSKI, ROGER A. LAUFENBURGER, and CARL A. JENSEN.

House Conferees: A. J. ECKSTEIN, M. J. MCCAULEY, and GLEN H. ANDERSON.

Eckstein moved that the report of the Conference Committee on S. F. No. 1824 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 1824, A bill for an act relating to motor carriers; permit carriers; providing that permits may be assigned or transferred under certain conditions; amending Minnesota Statutes 1971, Section 221.151, Subdivision 1; and repealing Minnesota Statutes 1971, Section 221.151, Subdivision 2.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 128, and nays 3, as follows:

Those who voted in the affirmative were:

Adams, J.	Anderson, G.	Bennett	Boland	Carlson, B.
Adams, S.	Anderson, I.	Berg	Braun	Carlson, D.
Andersen, R.	Becklin	Berglin	Brinkman	Carlson, L.
Anderson, D.	Bell	Biersdorf	Carlson, A.	Casserly

Cleary	Graw	Lemke	Ojala	Sherwood
Connors	Growe	Lindstrom, E.	Parish	Sieben, H.
Culhane	Hagedorn	Lindstrom, J.	Patton	Sieben, M.
Cummiskey	Hanson	Lombardi	Pavlak, R.	Skaar
Dahl	Haugerud	Long	Pavlak, R. L.	Smith
DeGroat	Heinitz	Mann	Pehler	Spanish
Dieterich	Hook	McArthur	Peterson	Stangeland
Dirlam	Jacobs	McCauley	Pieper	Stanton
Eckstein	Jaros	McEachern	Pleasant	Swanson
Eken	Johnson, C.	McFarlin	Prahl	Tomlinson
Enebo	Johnson, D.	McMillan	Quirin	Ulland
Erdahl	Johnson, R.	Menke	Resner	Vanasek
Erickson	Jopp	Miller, D.	Rice	Vento
Esau	Kahn	Miller, M.	Ryan	Voss
Faricy	Kelly	Moe	St. Onge	Weaver
Ferderer	Kempe	Munger	Salchert	Wenzel
Fjoslien	Klaus	Myrah	Samuelson	Wigley
Flakne	Knickerbocker	Nelson	Sarna	Wohlwend
Forsythe	Kvam	Newcome	Savelkoul	Wolcott
Fudro	Laidig	Niehaus	Schreiber	Mr. Speaker
Fugina	Larson	Norton	Schulz	
Graba	LaVoy	Ohnstad	Searle	

Those who voted in the negative were:

Belisle Clifford Johnson, J.

The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 1302, A bill for an act relating to health; organization of public health nursing services; amending Minnesota Statutes 1971, Sections 145.12, Subdivision 1; and 393.07, Subdivisions 2 and 3.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 1302

May 18, 1973

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 1302, report that we have agreed upon the items in dispute and recommend as follows:

That the House recede from its amendments, and that S. F. No. 1302 be amended as follows:

Page 1, line 14, after "more," and before "(MAY)" insert "*and except Cook, Isanti, and Kanabec counties,*".

Page 3, line 5, after "personnel" and before "but" insert "*other than homemaker-home help aides,*".

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

Senate Conferees: WINSTON W. BORDEN, J. ROBERT STASSEN, and JOHN MILTON.

House Conferees: E. WILLIAM QUIRIN, DOUGLAS ST. ONGE, and WENDELL O. ERICKSON.

Quirin moved that the report of the Conference Committee on S. F. No. 1302 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 1302, A bill for an act relating to health; organization of public health nursing services; amending Minnesota Statutes 1971, Sections 145.12, Subdivision 1; and 393.07, Subdivisions 2 and 3.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 108, and nays 11, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Hook	McCarron	Quirin
Adams, S.	DeGroat	Jacobs	McCauley	Resner
Andersen, R.	Dieterich	Johnson, C.	McEachern	Rice
Anderson, D.	Dirlam	Johnson, D.	McFarlin	Ryan
Anderson, G.	Eckstein	Johnson, J.	Menke	St. Onge
Anderson, I.	Eken	Johnson, R.	Miller, D.	Salchert
Bell	Enebo	Jopp	Miller, M.	Savelkoul
Bennett	Erdahl	Jude	Moe	Schreiber
Berg	Erickson	Kelly	Myrah	Searle
Berglin	Esau	Kempe	Newcome	Sieben, H.
Biersdorf	Faricy	Klaus	Niehaus	Sieben, M.
Boland	Ferderer	Knickerbocker	Norton	Skaar
Brinkman	Fjoslien	Kvam	Ohnstad	Stangeland
Carlson, A.	Flakne	Laidig	Parish	Stanton
Carlson, B.	Forsythe	Larson	Patton	Ulland
Carlson, L.	Graba	Lemke	Pavlak, R.	Weaver
Casserly	Graw	Lindstrom, E.	Pavlak, R. L.	Wigley
Cleary	Grove	Lindstrom, J.	Pehler	Wohlwend
Clifford	Hagedorn	Lombardi	Peterson	Wolcott
Connors	Hanson	Long	Pieper	Mr. Speaker
Culhane	Haugerud	Mann	Pleasant	
Cummiskey	Heintz	McArthur	Prahl	

Those who voted in the negative were:

Becklin	Carlson, D.	Smith	Voss	Wenzel
Belisle	McMillan	Spanish		
Braun	Munger	Swanson		

The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 160, A bill for an act relating to public health; dating of perishable foods; providing a penalty.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 160

May 17, 1973

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 160, report that we have agreed upon the items in dispute and recommend as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [DECLARATION OF POLICY.] The legislature recognizes the entire food industry in the nation as leaders in the world in providing wholesome, nutritious, fresh and clean food to its citizens and to others. The Minnesota department of agriculture is hereby authorized and directed to promulgate rules and regulations which provide for a quality assurance date on perishable foods, to assure this industry's continuation and the degree of improvement reasonable and feasible, so as to provide people with wholesome, nutritious, fresh and clean food.

Sec. 2. [DEFINITIONS.] Subdivision 1. As used in this act, the following terms shall have the meanings ascribed to them.

Subd. 2. "Commissioner" means the commissioner of agriculture or designee.

Subd. 3. "Perishable food" means any food intended for human consumption (other than meat and poultry, frozen food, or fresh fruit or vegetables), which has a quality assurance date.

Subd. 4. "Quality assurance date" means any date after which the manufacturer or processor reasonably determines that the product may, by spoilage, wiltage, drying or any other foreseeable and normal natural phenomenon, lose its palatability or its desired or nutritive properties. The date shall include the day, month, and, if appropriate, the year.

Sec. 3. [REGULATIONS, SCOPE.] Subdivision 1. The commissioner shall administer and enforce the provisions of this act by regulations adopted prior to October 1, 1973 pursuant to the administrative procedures act.

Subd. 2. Perishable foods which bear a quality assurance date of 90 days or less from the date of packaging shall be dated in accordance with the regulations adopted pursuant to this act.

Subd. 3. Perishable foods which bear a quality assurance date of more than 90 days from the date of packaging may require dating in accordance with regulations adopted pursuant to this act.

Subd. 4. Whenever the commissioner has reason to believe that any regulation adopted pursuant to this act is inappropriate or unsuitable to any particular perishable food product or products, the commissioner may, in accordance with the administrative procedures act, waive the application of such regulations as to such product or products.

Sec. 4. [EXPIRATION OF QUALITY ASSURANCE DATE.] Nothing contained in this act or any regulation adopted pursuant hereto shall require the removal from sale of a perishable food product after the expiration of the quality assurance date on the product nor imply that after the expiration of the quality assurance date on the product, the product is not wholesome or safe for human consumption.

Sec. 5. [REGULATIONS OF OTHER STATES AND THE FEDERAL GOVERNMENT.] If any other state, or the federal government, adopts an open dating statute or regulation which provides for information and enforcement equal to or greater than that of this act, the commissioner may, by regulation, exempt any product from the provisions of this act if it is in compliance with such other statute or regulation.

Sec. 6. [LOCAL ORDINANCES PRE-EMPTED.] No subordinate unit of government may adopt or enforce any rule or ordinance regarding open dating of perishable foods other than this act.

Sec. 7. [ENFORCEMENT.] In enforcing the provisions of this act, the commissioner may receive complaints and investigate possible violations. The commissioner and his employees shall have reasonable access to all places wherein any item of perishable food regulated pursuant to this act is sold or held or offered for sale, and may take samples of perishable food for analysis. The attorney general, acting for the commissioner, or any municipal or county official responsible for the enforcement of rules or ordinances, may bring an action to restrain violations of this act.

Sec. 8. [PENALTIES.] Any person injured by a violation of this act may bring a civil action and recover damages, together with costs and disbursements.

Sec. 9. [EXEMPTION.] Nothing in this act shall apply to any sale exempt from a license by the Minnesota Constitution, Article I, Section 18.

Sec. 10. [EFFECTIVE DATE.] This act shall be effective as to all perishable food manufactured or processed on or after January 1, 1974."

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

"A bill for an act relating to food; requiring open dating of perishable food; directing the commissioner of agriculture to promulgate rules and regulations governing the dating, handling and labeling of perishable food; providing penalties."

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

Senate Conferees: ROBERT D. NORTH, STEPHEN KEEFE, and HOWARD A. KNUTSON.

House Conferees: L. JOSEPH CONNORS, BRUCE F. VENTO, and ROBERT J. FERDERER.

Connors moved that the report of the Conference Committee on S. F. No. 160 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 160, A bill for an act relating to public health; dating of perishable foods; providing a penalty.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 106, and nays 25, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, J.	Miller, M.	Savelkoul
Adams, S.	Dahl	Jopp	Moe	Schreiber
Andersen, R.	Dieterich	Jude	Munger	Sherwood
Anderson, G.	Dirlam	Kahn	Nelson	Sieben, H.
Anderson, I.	Eckstein	Kelly	Newcome	Sieben, M.
Becklin	Enebo	Kempe	Norton	Smith
Belisle	Faricy	Knickerbocker	Ojala	Spanish
Bell	Ferderer	Laidig	Parish	Stanton
Bennett	Flakne	LaVoy	Pavlak, R.	Swanson
Berg	Forsythe	Lemke	Pehler	Tomlinson
Berglin	Fudro	Lindstrom, E.	Peterson	Ulland
Biersdorf	Fugina	Lindstrom, J.	Pieper	Vanasek
Boland	Graba	Lombardi	Pleasant	Vento
Braun	Growe	Mann	Prahl	Voss
Carlson, A.	Hanson	McArthur	Quirin	Wenzel
Carlson, B.	Haugerud	McCarron	Resner	Wohlwend
Carlson, D.	Heinitz	McCauley	Rice	Wolcott
Carlson, L.	Hook	McEachern	Ryan	Mr. Speaker
Casserly	Jacobs	McFarlin	St. Onge	
Cleary	Jaros	McMillan	Salchert	
Clifford	Johnson, C.	Menke	Samuelson	
Connors	Johnson, D.	Miller, D.	Sarna	

Those who voted in the negative were:

Anderson, D.	Erickson	Johnson, R.	Niehaus	Searle
Culhane	Esau	Klaus	Ohnstad	Skaar
DeGroat	Fjoslien	Kvam	Patton	Stangeland
Eken	Graw	Larson	Pavlak, R. L.	Weaver
Erdahl	Hagedorn	Long	Schulz	Wigley

The bill was repassed, as amended by Conference, and its title agreed to.

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

S. F. No. 384, A bill for an act relating to hospital, boarding care homes, and nursing homes; providing for the regulation thereof; imposing certain duties on the state board of health and the commissioner of public welfare; establishing rights of patients and residents of nursing homes; requiring reports of maltreatment of nursing home patients; prescribing penalties; amending Minnesota Statutes 1971, Chapters 144, by adding sections; 154, by adding a section; 256B, by adding a section; 609, by adding a section; and 626, by adding a section; repealing Minnesota Statutes 1971, Section 144.583.

The Senate has repassed said bill in accordance with the recommendation and report of the Conference Committee. Said Senate File is herewith transmitted to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONFERENCE COMMITTEE REPORT ON S. F. NO. 384

May 17, 1973

Honorable Alec G. Olson
President of the Senate

Honorable Martin O. Sabo
Speaker of the House of Representatives

We, the undersigned conferees on the part of the Senate and the House, upon the disagreeing votes as to S. F. No. 384, report that we have agreed upon the items in dispute and recommend as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [PUBLIC POLICY.] *It is the intent of the legislature and the purpose of this act to promote the interests and well being of the patients and residents of health care facilities. It is declared to be the public policy of this state that the interests of the patient be protected by a declaration of a patients bill of rights which shall include but not be limited to the following:*

(1) *Every patient and resident shall have the right to considerate and respectful care;*

(2) *Every patient can reasonably expect to obtain from his physician or the resident physician of the facility complete and current information concerning his diagnosis, treatment and prognosis in terms and language the patient can reasonably be expected to understand. In such cases that it is not medically advisable to give such information to the patient the information may be made available to the appropriate person in his behalf;*

(3) *Every patient and resident shall have the right to know by name and specialty, if any, the physician responsible for coordination of his care;*

(4) *Every patient and resident shall have the right to every consideration of his privacy and individuality as it relates to his social, religious, and psychological well being;*

(5) *Every patient and resident shall have the right to respectfulness and privacy as it relates to his medical care program. Case discussion, consultation, examination, and treatment are confidential and should be conducted discreetly.*

(6) *Every patient and resident shall have the right to expect the facility to make a reasonable response to the requests of the patient;*

(7) *Every patient and resident shall have the right to obtain information as to any relationship of the facility to other health care and related institutions insofar as his care is concerned, and:*

(8) *The patient and resident have the right to expect reasonable continuity of care which shall include but not be limited to what appointment times and physicians are available.*

Sec. 2. [NOTICE TO PATIENT.] *The policy statement contained in section 1 of this act shall be posted conspicuously in a public place in all facilities licensed under the provisions of Minnesota Statutes, Sections 144.50 to 144.58. Copies of the policy statement shall be furnished the patient and resident upon admittance to the facility.*

Sec. 3. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.541] [HEALTH CARE FACILITIES; REGULATIONS; INSPECTIONS.] *Subdivision 1. [RULES AND REGULATIONS.] The state board of health is the exclusive state agency charged with the responsibility and duty of inspecting all facilities required to be licensed under the provisions of Minnesota Statutes 1971, Sections 144.50 to 144.58. The state board of health shall enforce such rules, regulations and standards subject only to the authority of the department of public safety respecting the enforcement of fire and safety standards in nursing homes and other licensed health care facilities and the responsi-*

bility of the commissioner of public welfare pursuant to Minnesota Statutes 1971, Sections 245.78; 252.28; and 257.081 to 257.123.

Subd. 2. [PERIODIC INSPECTION.] All facilities required to be licensed under the provisions of sections 144.50 to 144.58 shall be periodically inspected by the state board of health to insure compliance with its rules, regulations and standards. The state board of health may enter into agreements with political subdivisions providing for the inspection of such facilities by locally employed inspectors.

Subd. 3. [ENFORCEMENT.] With the exception of the department of public safety which has the exclusive jurisdiction to enforce state fire and safety standards, the state board of health is the exclusive state agency charged with the responsibility and duty of inspecting facilities required to be licensed under the provisions of sections 144.50 to 144.58 and enforcing the rules, regulations and standards prescribed by it.

Subd. 4. [WITHOUT NOTICE.] One or more unannounced inspections of each facility required to be licensed under the provisions of sections 144.50 to 144.58 shall be made annually.

Subd. 5. [CORRECTION ORDERS.] Whenever a duly authorized representative of the state board of health finds upon inspection of a facility required to be licensed under the provisions of sections 144.50 to 144.58 that the licensee of such facility is not in compliance with an applicable regulation promulgated under the administrative procedures act by the state board of health pursuant to section 144.56, a correction order shall be issued to the licensee. The correction order shall state the deficiency, cite the specific regulation violated, and specify the time allowed for correction.

Subd. 6. [REINSPECTIONS; FINES.] If upon reinspection it is found that the licensee of a facility required to be licensed under the provisions of sections 144.50 to 144.58 has not corrected the deficiency or deficiencies specified in the correction order, the licensee shall forfeit to the state within 15 days a sum of up to \$250 for each such deficiency not corrected. For each subsequent reinspection, the licensee may be fined an additional amount for each deficiency which has not been corrected. All forfeitures shall be paid into the state treasury and credited to the general fund.

Subd. 7. [RECOVERY.] Any unpaid forfeitures may be recovered by the attorney general.

Subd. 8. [HEARINGS.] A licensee of a facility required to be licensed under the provisions of sections 144.50 to 144.58 is entitled to a hearing on any correction order issued to him, provided that he makes a written request therefor within 15 days of receipt by him of the correction order. Such request shall operate as a stay during the hearing and review process of the payment of any forfeiture provided for in this section. Upon

receipt of the request for a hearing, a hearing officer, who shall not be an employee of the state board of health shall be appointed by the state board of health, and the hearing officer shall promptly schedule a hearing on the matter, giving at least ten days notice of the date, time, and place of such hearing to the licensee. The hearing and review thereof shall be in accordance with the relevant provisions of the administrative procedures act.

Subd. 9. [NONLIMITING.] Nothing in this section shall be construed to limit the powers granted to the state board of health in section 144.55.

Sec. 4. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.542] [EXPERTS MAY BE EMPLOYED.] *The state board of health may employ experts in the field of health care to assist the staffs of facilities required to be licensed under the provisions of sections 144.50 to 144.58 in programming and providing adequate care of the patients and residents of the facility. Alternate methods of care for patients and residents of such facilities shall be researched by the state board of health using the knowledge and experience of experts employed therefor.*

Sec. 5. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.543] [PROGRAM FOR VOLUNTARY MEDICAL AID.] *Licensed physicians may visit a facility required to be licensed under the provisions of sections 144.50 to 144.58 and examine patients and residents thereof under a program which shall be established by the state board of health and regulated and governed by rules and regulations promulgated by the state board of health pursuant to the administrative procedures act. Such rules and regulations shall protect the privacy of patients and residents of facilities. No patient or resident of any facility shall be required to submit to an examination under such program. The state board of health shall consult with medical schools and other experts for the purpose of establishing the program. The state board of health shall encourage the active participation of all licensed physicians on a voluntary basis in such program.*

Sec. 6. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.555] [EMPLOYEES TO BE COMPENSATED.] *All employees of facilities required to be licensed under the provisions of sections 144.50 to 144.58 participating in orientation programs or in inservice training provided by the facility shall be compensated therefor at their regular rate of pay, provided, however, that this section will be effective only to the extent that facilities are reimbursed for such compensation by the commissioner of public welfare in the proportion of welfare to total residents and patients in the facility.*

Sec. 7. Minnesota Statutes 1971, Chapter 144, is amended by adding a section to read:

[144.556] [VOLUNTEER EFFORTS ENCOURAGED.] *The state board of health, through the dissemination of information to appropriate organizations, shall encourage citizens to promote improved care in facilities required to be licensed under the provisions of sections 144.50 to 144.58 throughout the state.*

Sec. 8. Minnesota Statutes 1971, Chapter 256B, is amended by adding a section to read:

[256B.30] [HEALTH CARE FACILITY REPORT.] *Every facility required to be licensed under the provisions of sections 144.50 to 144.58 shall provide annually to the commissioner of public welfare such reports as may be required under law and under regulations adopted by the commissioner of public welfare under the administrative procedures act. Such regulations shall provide for the submission of a full and complete financial report of a facility's operations including:*

- (1) *An annual statement of income and expenditures;*
- (2) *A complete statement of fees and charges;*
- (3) *The names of all persons other than mortgage companies owning any interest in the facility including stockholders with an ownership interest of ten percent or more of the facility.*

The financial reports and supporting data of the facility shall be available for inspection and audit by the commissioner of public welfare.

Sec. 9. Minnesota Statutes 1971, Chapter 609, is amended by adding a section to read:

[609.23] [MISTREATMENT OF RESIDENTS OR PATIENTS.] *Whoever, being in charge of or employed in any facility required to be licensed under the provisions of Minnesota Statutes, Sections 144.50 to 144.58 intentionally abuses, ill-treats, or culpably neglects any patient or resident therein to his physical detriment may be sentenced to imprisonment for not more than one year or to payment of a fine of not more than \$1,000, or both.*

Sec. 10. Minnesota Statutes 1971, Chapter 626, is amended by adding a section to read:

[626.555] [REPORTING OF MALTREATMENT OF PATIENTS.] *Subdivision 1. [DECLARATION OF PURPOSE.] The purpose of this section is to provide for the protection of persons being cared for in hospitals, nursing homes or other related institutions licensed pursuant to Minnesota Statutes, Sections 144.50 to 144.58, who have had physical injury inflicted upon them, by other than accidental means, when the injury appears to have been caused as a result of physical abuse or neglect.*

Subd. 2. [WHO MAKES REPORT AND TO WHOM MADE.] Whether licensed or not, any physician, surgeon, per-

son authorized to engage in the practice of healing, administrator of a hospital or nursing home, nurse or pharmacist, shall immediately report all cases of physical injury to persons being cared for in hospitals, nursing homes or other related institutions licensed pursuant to Minnesota Statutes, Sections 144.50 to 144.58, inflicted by other than accidental means which come to their attention, when the injury appears to have been caused as a result of physical abuse or neglect. Cases shall be reported to the state board of health.

Subd. 3. [NATURE AND CONTENT OF REPORT.] *The report described in subdivision 2 may be made immediately by telephone or other means. The state department of health may require a supplementary written report which shall contain such information as the department shall request.*

Subd. 4. [RESPONSIBILITY OF LOCAL POLICE AUTHORITY AND OF THE COUNTY WELFARE AGENCY.] *The local police authority and county welfare agency shall cooperate with the state department of health and shall investigate claims of neglect and abuse when requested by the state department of health. The county welfare agency shall offer protective social services in an effort to protect the health and welfare of these persons and to prevent further abuses.*

Subd. 5. [IMMUNITY FROM LIABILITY.] *Anyone participating in good faith in the making of a report pursuant to this section shall have immunity from any liability, civil, or criminal, that might otherwise be incurred or imposed. A participant shall have the same immunity with respect to participation in any judicial proceeding resulting from the report.*

Subd. 6. [EVIDENCE NOT PRIVILEGED.] *The physician-patient privilege shall not be a ground for excluding evidence regarding the injuries or the cause thereof, in any judicial proceeding concerning a physical injury to any person protected by this act, which injury appears to have been caused as a result of physical abuse or neglect.*

Subd. 7. [RETALIATION PROHIBITED.] *No person who directs or exercises any authority in a facility required to be licensed under the provisions of sections 144.50 to 144.58 shall evict, harass, dismiss or retaliate against a patient, resident or employee because he or any member of his family has reported in good faith any violation or suspected violation of laws, ordinances or regulations applying to the facility.*

Subd. 8. [PENALTY.] *Any person knowingly and willingly violating this section is guilty of a misdemeanor."*

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

"A bill for an act relating to nursing homes; providing for the regulation thereof; imposing certain duties on the state board of health and the commissioner of public welfare; establishing

rights of patients and residents of nursing homes; establishing certain boards and prescribing their powers and duties; requiring reports of maltreatment of nursing home patients; prescribing penalties; amending Minnesota Statutes 1971, Chapters 144, by adding a section; 256B, by adding sections; 609, by adding a section; and 626, by adding a section.”.

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

Senate Conferees: HARMON T. OGDahl, B. ROBERT LEWIS, and ROBERT J. TENNESSEN.

House Conferees: GARY W. FLAKNE, JOHN J. SALCHERT, and JAMES C. SWANSON.

Flakne moved that the report of the Conference Committee on S. F. No. 384 be adopted and the bill be repassed as amended by the Conference Committee. The motion prevailed.

S. F. No. 384, A bill for an act relating to hospital, boarding care homes, and nursing homes; providing for the regulation thereof; imposing certain duties on the state board of health and the commissioner of public welfare; establishing rights of patients and residents of nursing homes; requiring reports of maltreatment of nursing home patients; prescribing penalties; amending Minnesota Statutes 1971, Chapters 144, by adding sections; 154, by adding a section; 256B, by adding a section; 609, by adding a section; and 626, by adding a section; repealing Minnesota Statutes 1971, Section 144.583.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 120, and nays 11, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, J.	Miller, M.	Sarna
Adams, S.	Dieterich	Johnson, R.	Moe	Savelkoul
Andersen, R.	Diriam	Jopp	Munger	Schreiber
Anderson, G.	Eckstein	Jude	Myrah	Schulz
Anderson, I.	Eken	Kahn	Nelson	Searle
Becklin	Enebo	Kelly	Newcome	Sherwood
Belisle	Faricy	Kempe	Norton	Sieben, H.
Bell	Ferderer	Knickerbocker	Ohnstad	Sieben, M.
Bennett	Flakne	Kvam	Ojala	Smith
Berg	Forsythe	Laidig	Parish	Spanish
Berglin	Fudro	Larson	Patton	Stangeland
Biersdorf	Fugina	LaVoy	Pavlak, R.	Stanton
Boland	Gaba	Lemke	Pavlak, R. L.	Swanson
Braun	Graw	Lindstrom, E.	Pehler	Tomlinson
Brinkman	Grove	Lindstrom, J.	Pieper	Ulland
Carlson, A.	Hagedorn	Lombardi	Pleasant	Vanasek
Carlson, B.	Hanson	Mann	Prahl	Vento
Carlson, D.	Haugerud	McArthur	Quirin	Voss
Carlson, L.	Heinitz	McCarron	Resner	Weaver
Casserly	Hook	McEachern	Rice	Wenzel
Cleary	Jacobs	McFarlin	Ryan	Wigley
Clifford	Jaros	McMillan	St. Onge	Wohlwend
Connors	Johnson, C.	Menke	Salchert	Wolcott
Cummiskey	Johnson, D.	Miller, D.	Samuelson	Mr. Speaker

Those who voted in the negative were:

Anderson, D.	Erdahl	Fjoslien	Niehaus	Skaar
Culhane	Erickson	Klaus		
DeGroat	Esau	Long		

The bill was repassed, as amended by Conference, and its title agreed to.

The following Conference Committee Report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 835

May 16, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 835, report that we have agreed upon the items in dispute and recommend as follows:

That the Senate recede from its amendments and that H. F. No. 835 be amended as follows:

Page 4, delete lines 19 and 20.

Page 4, line 21, delete "(3)" and insert in lieu thereof "(1)".

Page 4, line 22, delete "*of the party seeking the dissolution*".

Page 4, line 23, delete "(4)" and insert in lieu thereof "(2)".

Page 4, delete lines 27 and 28, and insert in lieu thereof "(3) *Habitual alcoholism or chemical dependency*;"

Page 5, delete lines 1 and 2.

Page 5, line 3, delete "(7) *Three years under*" and insert in lieu thereof "(4)".

Page 5, line 6, delete "*the*".

Page 5, line 7, delete "*three years need not be continuous; (c)*".

Page 5, line 15, delete "(d)" and insert in lieu thereof "(c)".

Page 5, line 17, delete "(e)" and insert in lieu thereof "(d)".

Page 5, line 20, delete "(f)" and insert in lieu thereof "(e)".

Page 5, line 22, delete "(g)" and insert in lieu thereof "(f)".

Page 5, delete lines 24 and 25.

Page 5, line 26, delete "*commencement of the action, and*" and insert in lieu thereof "(5)".

Page 5, line 28, delete "*two years*" and insert in lieu thereof "*one year*".

Page 6, line 1, delete "*action*" and insert in lieu thereof "*proceeding*".

Page 6, line 4, delete "*aforementioned grounds*" and insert in lieu thereof "*foregoing*".

Page 8, line 18, delete "*without enumerating the*".

Page 8, line 19, delete "*amounts thereof*".

Page 8, line 25, delete "*and that the maintenance of the*" and insert in lieu thereof a period.

Page 8, delete lines 26 and 27.

Page 14, line 5, after "OF" insert "DISSOLUTION".

Page 14, line 20, insert before the stricken language "18", restore the stricken language, and delete "*the age of majority*".

Page 20, after line 15, insert a new section to read:

"Sec. 28. *Wherever the word "divorce" is used in the statutes, it has the same meaning as "dissolution" or "dissolution of marriage"*."

Page 20, line 16, after "518.08" delete the comma and insert in lieu thereof a semicolon.

Page 20, line 17, after "518.26" delete the comma and insert in lieu thereof a semicolon and after "518.28" delete the semicolon.

Renumber the remaining sections in sequence.

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

House Conferees: PHYLLIS KAHN, CHARLES R. WEAVER, and ROBERT C. BELL.

Senate Conferees: ALLAN H. SPEAR, ROBERT J. TENNESSEN, and JOHN B. KEEFE.

Kahn moved that the report of the Conference Committee on H. F. No. 835 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 835, A bill for an act relating to divorce; abolishing the action and substituting proceedings for dissolution; amending Minnesota Statutes 1971, Sections 518.001; 518.01; 518.03; 518.06; 518.07; 518.09; 518.10; 518.11; 518.12; 518.13; 518.14; 518.15; 518.16; 518.17; 518.25; 518.27; 518.29; 518.54; 518.55; 518.57; 518.58; 518.59; 518.62; 518.63; 518.64 and 518.66; and Chapter 518, by adding a section; repealing Minnesota Statutes 1971, Section 518.08; 518.26 and 518.28.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 75, and nays 52, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Haugerud	McMillan	Salchert
Adams, S.	Dahl	Heinitz	Menke	Sarna
Andersen, R.	Dieterich	Jaros	Miller, D.	Schreiber
Anderson, I.	Eckstein	Johnson, D.	Moe	Sherwood
Becklin	Eken	Johnson, J.	Munger	Sieben, H.
Bell	Enebo	Jude	Nelson	Sieben, M.
Berg	Faricy	Kahn	Norton	Stanton
Berglin	Ferderer	Kelly	Ojala	Swanson
Boland	Flakne	Laidig	Parish	Tomlinson
Carlson, A.	Forsythe	LaVoy	Pehler	Ulland
Carlson, L.	Fugina	Lemke	Pleasant	Vanasek
Casserly	Graba	Lindstrom, E.	Quirin	Vento
Cleary	Graw	Lindstrom, J.	Resner	Voss
Clifford	Growe	McArthur	Rice	Weaver
Connors	Hagedorn	McCarron	Ryan	Mr. Speaker

Those who voted in the negative were:

Anderson, D.	Erdahl	Knickerbocker	Niehaus	Searle
Anderson, G.	Erickson	Kvam	Ohnstad	Skaar
Belisle	Esau	Larson	Patton	Spanish
Bennett	Fjoslien	Lombardi	Pavlak, R.	Stangeland
Biersdorf	Fudro	Long	Pavlak, R. L.	Wenzel
Braun	Hook	Mann	Peterson	Wigley
Brinkman	Johnson, C.	McEachern	Pieper	Wohlwend
Carlson, D.	Johnson, R.	McFarlin	St. Onge	Wolcott
Culhane	Jopp	Miller, M.	Samuelson	
DeGroat	Kempe	Myrah	Savelkoul	
Dirlam	Klaus	Newcome	Schulz	

The bill was repassed, as amended by Conference, and its title agreed to.

MESSAGES FROM THE SENATE, Continued

The following message was received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1410, A bill for an act relating to workmen's compensation for farm laborers; amending Minnesota Statutes 1971, Sections 176.011, by adding a subdivision; 176.041, Subdivision 1, and 176.051.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Cummiskey moved that the House concur in the Senate amendments to H. F. No. 1410 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1410, A bill for an act relating to workmen's compensation for farm laborers; amending Minnesota Statutes 1971, Sections 176.011, by adding a subdivision; 176.041, Subdivision 1, and 176.051.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 89, and nays 34, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, J.	Moe	Samuelson
Adams, S.	Eken	Jude	Munger	Sarna
Andersen, R.	Enebo	Kahn	Nelson	Savelkoul
Anderson, I.	Faricy	Kelly	Newcome	Schreiber
Becklin	Ferderer	Kempe	Norton	Sherwood
Bell	Forsythe	LaVoy	Ojala	Sieben, H.
Bennett	Fudro	Lemke	Parish	Sieben, M.
Berg	Fugina	Lindstrom, J.	Pavlak, R.	Skaar
Berglin	Graw	Lombardi	Pavlak, R. L.	Smith
Biersdorf	Growe	Mann	Pehler	Swanson
Boland	Hanson	McArthur	Peterson	Tomlinson
Brinkman	Haugerud	McCarron	Prahl	Vanasek
Carlson, D.	Heinitz	McCauley	Quirin	Vento
Carlson, L.	Hook	McEachern	Resner	Voss
Casserly	Jacobs	McFarlin	Rice	Wenzel
Clifford	Jarós	McMillan	Ryan	Wolcott
Connors	Johnson, C.	Menke	St. Onge	Mr. Speaker
Cummiskey	Johnson, D.	Miller, D.	Salchert	

Those who voted in the negative were:

Anderson, D.	Dirlam	Hagedorn	Long	Searle
Anderson, G.	Eckstein	Jopp	Myrah	Stangeland
Belisle	Erdahl	Klaus	Niehaus	Stanton
Braun	Erickson	Kvam	Ohnstad	Weaver
Cleary	Esau	Laidig	Patton	Wigley
Culhane	Fjoslien	Larson	Pieper	Wohlwend
DeGroat	Graba	Lindstrom, E.	Schulz	

The bill was repassed, as amended by the Senate, and its title agreed to.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of S. F. No. 1633.

S. F. No. 1633, A bill for an act relating to the Minnesota-Wisconsin boundary compact commission; appointment, compensation and reimbursement for Minnesota legislative advisory committee members; amending Minnesota Statutes 1971, Sections 1.34, Subdivision 1, and 1.36.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Anderson, I.	Berg	Brinkman	Casserly
Adams, S.	Becklin	Berglin	Carlson, A.	Cleary
Andersen, R.	Belisle	Biersdorf	Carlson, B.	Clifford
Anderson, D.	Bell	Boland	Carlson, D.	Connors
Anderson, G.	Bennett	Braun	Carlson, L.	Culhane

Cummiskey	Haugerud	Lindstrom, J.	Parish	Sieben, M.
Dahl	Heinitz	Lombardi	Patton	Skaar
DeGroat	Hook	Long	Pavlak, R.	Smith
Dieterich	Jacobs	Mann	Pavlak, R. L.	Spanish
Dirlam	Jaros	McArthur	Pehler	Stangeland
Eckstein	Johnson, C.	McCarron	Peterson	Stanton
Eken	Johnson, D.	McCauley	Pieper	Swanson
Enebo	Johnson, J.	McEachern	Prahl	Tomlinson
Erdahl	Johnson, R.	McFarlin	Quirin	Ulland
Erickson	Jopp	McMillan	Resner	Vanasek
Esau	Jude	Menke	Rice	Vento
Faricy	Kahn	Miller, D.	Ryan	Voss
Ferderer	Kelly	Miller, M.	St. Onge	Weaver
Fjoslien	Kempe	Moe	Salchert	Wenzel
Forsythe	Klaus	Munger	Samuelson	Wigley
Fudro	Knickerbocker	Myrah	Sarna	Wohlwend
Fugina	Kvam	Nelson	Savelkoul	Wolcott
Graba	Laidig	Newcome	Schreiber	Mr. Speaker
Graw	Larson	Niehaus	Schulz	
Growe	LaVoy	Norton	Searle	
Hagedorn	Lemke	Ohnstad	Sherwood	
Hanson	Lindstrom, E.	Ojala	Sieben, H.	

The bill was passed and its title agreed to.

Pursuant to Rule 72, Pavlak, R., requested immediate consideration of S. F. No. 877.

S. F. No. 877, A bill for an act relating to taxation; tax forfeited lands; purchase by veterans; extending application to Vietnam veterans; amending Minnesota Statutes 1971, Section 282.031.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 132, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Haugerud	Mann	Peterson
Adams, S.	Cummiskey	Heinitz	McArthur	Pieper
Andersen, R.	Dahl	Hook	McCarron	Pleasant
Anderson, D.	DeGroat	Jacobs	McCauley	Prahl
Anderson, G.	Dieterich	Jaros	McEachern	Quirin
Anderson, I.	Dirlam	Johnson, C.	McFarlin	Resner
Becklin	Eckstein	Johnson, D.	McMillan	Rice
Belisle	Eken	Johnson, J.	Menke	Ryan
Bell	Enebo	Johnson, R.	Miller, D.	St. Onge
Bennett	Erdahl	Jopp	Miller, M.	Salchert
Berg	Erickson	Jude	Moe	Samuelson
Berglin	Esau	Kahn	Munger	Sarna
Biersdorf	Faricy	Kelly	Myrah	Savelkoul
Boland	Ferderer	Kempe	Nelson	Schreiber
Braun	Fjoslien	Klaus	Newcome	Schulz
Brinkman	Flakne	Knickerbocker	Niehaus	Searle
Carlson, A.	Forsythe	Kvam	Norton	Sherwood
Carlson, B.	Fudro	Laidig	Ohnstad	Sieben, H.
Carlson, D.	Fugina	Larson	Ojala	Sieben, M.
Carlson, L.	Graba	LaVoy	Parish	Skaar
Casserly	Graw	Lemke	Patton	Smith
Cleary	Growe	Lindstrom, E.	Pavlak, R.	Spanish
Clifford	Hagedorn	Lindstrom, J.	Pavlak, R. L.	Stangeland
Connors	Hanson	Long	Pehler	Stanton

Swanson	Vanasek	Weaver	Wohlwend	Mr. Speaker
Tomlinson	Vento	Wenzel	Wolcott	
Ulland	Voss	Wigley		

The bill was passed and its title agreed to.

SPECIAL ORDERS

H. F. No. 2235 was reported to the House.

There being no objection, H. F. No. 2235 was returned to General Orders.

S. F. No. 485, A bill for an act relating to elections; regulating the location of polling places; requiring that they be accessible to physically disabled persons; amending Minnesota Statutes 1971, Section 203.08; and 204.13, Subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Johnson, R.	Miller, M.	Sarna
Adams, S.	Dirlam	Jopp	Moe	Savelkoul
Andersen, R.	Eken	Jude	Munger	Schreiber
Anderson, D.	Enebo	Kahn	Myrah	Schulz
Anderson, G.	Erdahl	Kelly	Nelson	Searle
Anderson, I.	Erickson	Kempe	Newcome	Sherwood
Becklin	Esau	Klaus	Niehaus	Sieben, H.
Belisle	Faricy	Knickerbocker	Norton	Sieben, M.
Bell	Ferderer	Kvam	Ohnstad	Skaar
Bennett	Fjoslien	Laidig	Ojala	Smith
Berg	Forsythe	Larson	Parish	Stangeland
Berglin	Fudro	LaVoy	Patton	Stanton
Biersdorf	Fugina	Lemke	Pavlak, R.	Swanson
Boland	Graba	Lindstrom, E.	Pavlak, R. L.	Tomlinson
Braun	Graw	Lindstrom, J.	Pehler	Ulland
Brinkman	Growe	Lombardi	Peterson	Vanasek
Carlson, A.	Hagedorn	Long	Pieper	Vento
Carlson, B.	Hanson	Mann	Pleasant	Voss
Carlson, D.	Hangerud	McArthur	Prahl	Weaver
Casserly	Heinitz	McCarron	Quirin	Wenzel
Cleary	Hook	McCauley	Resner	Wigley
Clifford	Jacobs	McEachern	Rice	Wohlwend
Culhane	Jaros	McFarlin	Ryan	Wolcott
Cummiskey	Johnson, C.	McMillan	St. Onge	Mr. Speaker
Dahl	Johnson, D.	Menke	Salchert	
DeGroat	Johnson, J.	Miller, D.	Samuelson	

The bill was passed and its title agreed to.

S. F. No. 582, A bill for an act relating to public welfare; permitting the county attorney to initiate civil action for collection; amending Minnesota Statutes 1971, Section 252.27, by adding a subdivision.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 131, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, J.	Moe	Schreiber
Adams, S.	Dieterich	Johnson, R.	Munger	Schulz
Andersen, R.	Dirlam	Jopp	Myrah	Searle
Anderson, D.	Eckstein	Jude	Nelson	Sherwood
Anderson, G.	Eken	Kahn	Newcome	Sieben, H.
Anderson, I.	Enebo	Kelly	Niehaus	Sieben, M.
Becklin	Erdahl	Kempe	Norton	Skaar
Belisle	Erickson	Klaus	Ohnstad	Smith
Bell	Esau	Knickerbocker	Ojala	Spanish
Bennett	Faricy	Kvam	Parish	Stangeland
Berg	Ferderer	Laidig	Patton	Stanton
Berglin	Fjoslien	Larson	Pavlak, R.	Swanson
Biersdorf	Flakne	LaVoy	Pavlak, R. L.	Tomlinson
Boland	Forsythe	Lemke	Pehler	Ulland
Braun	Fudro	Lindstrom, E.	Peterson	Vanasek
Brinkman	Fugina	Lindstrom, J.	Pieper	Vento
Carlson, A.	Graba	Lombardi	Pleasant	Voss
Carlson, B.	Graw	Long	Prahl	Weaver
Carlson, D.	Hagedorn	Mann	Quirin	Wenzel
Carlson, L.	Hanson	McArthur	Resner	Wigley
Casserly	Haugerud	McCarron	Rice	Wohlwend
Cleary	Heintz	McCauley	Ryan	Wolcott
Clifford	Hook	McEachern	St. Onge	Mr. Speaker
Connors	Jacobs	McFarlin	Salchert	
Culhane	Jaros	McMillan	Samuelson	
Cummiskey	Johnson, C.	Menke	Sarna	
Dahl	Johnson, D.	Miller, D.	Savelkoul	

The bill was passed and its title agreed to.

S. F. No. 464, A bill for an act relating to controlled substances; defining terms; scheduling substances and establishing rescheduling procedures; rights to prescribe and possess; penalties and forfeitures for illegal possession, sale, manufacture or distribution of prohibited drugs; amending Minnesota Statutes 1971, Sections 152.01, by adding a subdivision; 152.02, Subdivisions 11, 12, and 13; 152.09, Subdivision 2; 152.101, Subdivision 2; 152.11; 152.12, Subdivisions 1 and 4; 152.15, Subdivisions 1, 2, 4, and 5; 152.18, Subdivision 1; 152.19, Subdivisions 1, 3, 5, and 7; and 153.01, Subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 99, and nays 27, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, L.	Flakne	Johnson, D.	Menke
Adams, S.	Casserly	Forsythe	Johnson, J.	Miller, D.
Andersen, R.	Cleary	Fudro	Jude	Moe
Anderson, G.	Clifford	Fugina	Kahn	Munger
Anderson, I.	Connors	Graba	Kelly	Myrah
Bell	Culhane	Grove	Klaus	Nelson
Berg	Cummiskey	Hagedorn	Knickerbocker	Newcome
Berglin	Dahl	Hanson	Laidig	Norton
Biersdorf	Dieterich	Haugerud	Lemke	Ohnstad
Boland	Eckstein	Heintz	Lindstrom, E.	Ojala
Brinkman	Eken	Hook	Lindstrom, J.	Parish
Carlson, A.	Enebo	Jacobs	McCarron	Patton
Carlson, B.	Faricy	Jaros	McEachern	Pavlak, R.
Carlson, D.	Ferderer	Johnson, C.	McMillan	Pehler

Peterson	Ryan	Searle	Stangeland	Voss
Pleasant	Salchert	Sherwood	Stanton	Wenzel
Prahl	Samuelson	Sieben, H.	Swanson	Wohlwend
Quirin	Sarna	Sieben, M.	Tomlinson	Wolcott
Resner	Savelkoul	Smith	Ulland	Mr. Speaker
Rice	Schulz	Spanish	Vanasek	

Those who voted in the negative were:

Anderson, D.	Esau	Lombardi	Niehaus	Vento
Belisle	Fjoslien	Long	Pavlak, R. L.	Weaver
DeGroat	Graw	Mann	Pieper	Wigley
Dirlam	Jopp	McArthur	St. Onge	
Erdahl	Kvam	McFarlin	Schreiber	
Erickson	Larson	Miller, M.	Skaar	

The bill was passed and its title agreed to.

S. F. No. 386 was reported to the House.

Anderson, I., moved that S. F. No. 386 be continued on Special Orders for Monday, May 21, 1973, immediately following the reading of the Journal. The motion prevailed.

S. F. No. 2058, A bill for an act relating to Special School District No. 1; restoring employees salary and retirement benefits withheld under law.

The bill was read for the third time and placed upon its final passage.

The question was taken on the passage of the bill.

Carlson, L., and Vento requested that they be excused from voting. The request was granted.

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

The roll being called, there were yeas 58, and nays 68, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Jude	Norton	Samuelson
Andersen, R.	Dahl	Kahn	Parish	Sarna
Anderson, I.	Dieterich	Kelly	Patton	Sieben, H.
Bell	Enebo	LaVoy	Pavlak, R.	Sieben, M.
Berg	Faricy	Lindstrom, J.	Pehler	Stanton
Berglin	Flakne	McCarron	Prahl	Swanson
Boland	Fudro	McMillan	Quirin	Tomlinson
Brinkman	Fugina	Menke	Resner	Voss
Carlson, A.	Graba	Miller, D.	Rice	Wolcott
Carlson, B.	Jacobs	Moe	Ryan	Mr. Speaker
Cassery	Jaros	Munger	St. Onge	
Connors	Johnson, D.	Nelson	Salchert	

Those who voted in the negative were:

Adams, S.	Biersdorf	DeGroat	Esau	Hagedorn
Anderson, D.	Braun	Dirlam	Ferderer	Haugerud
Anderson, G.	Carlson, D.	Eckstein	Fjoslien	Heinitz
Becklin	Cleary	Eken	Forsythe	Hook
Belisle	Clifford	Erdahl	Graw	Johnson, C.
Bennett	Culhane	Erickson	Growe	Johnson, J.

Johnson, R.	Lindstrom, E.	Myrah	Pleasant	Stangeland
Jopp	Lombardi	Newcome	Savekoul	Ulland
Kempe	Long	Niehaus	Schreiber	Vanasek
Klaus	Mann	Ohnstad	Schulz	Weaver
Knickerbocker	McArthur	Ojala	Searle	Wigley
Kvam	McCauley	Paviak, R. L.	Sherwood	Wohlwend
Laidig	McFarlin	Peterson	Skaar	
Larson	Miller, M.	Pieper	Smith	

The bill was not passed.

The following Conference Committee report was received :

CONFERENCE COMMITTEE REPORT ON H. F. NO. 9

May 19, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 9, report that we have agreed upon the items in dispute and recommend as follows:

That H. F. No. 9 be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. [CITATION.] This act may be cited as the Minnesota fair labor standards act.

Sec. 2. [STATEMENT OF POLICY.] It is declared to be the policy of the Minnesota fair labor standards act (1) to establish minimum wage and overtime compensation standards for workers at levels consistent with their health, efficiency, and general well-being; (2) to safeguard existing minimum wage and overtime compensation standards which are adequate to maintain the health, efficiency, and general well-being of workers against the unfair competition of wage and hour standards which do not provide such adequate standards of living; and (3) to sustain purchasing power and increase employment opportunities.

Sec. 3. [DEFINITIONS.] Subdivision 1. Unless the language or context clearly indicates that a different meaning is intended, the following terms, for the purposes of this act, shall have the meanings given to them in this section.

Subd. 2. "Department" means the Minnesota department of labor and industry.

Subd. 3. "Commissioner" means the commissioner of labor and industry of Minnesota or his authorized designee.

Subd. 4. "Wage" means compensation due to an employee by reason of his employment, payable in legal tender of the

United States or check on banks convertible into cash on demand at full face value, subject to such allowances as may be permitted by regulations of the department under section 8.

Subd. 5. "Employ" means to suffer or permit to work.

Subd. 6. "Employer" means any individual, partnership, association, corporation, business trust, or any person or group of persons acting directly or indirectly in the interest of an employer in relation to an employee.

Subd. 7. "Employee" means any individual employed by an employer but shall not include

(1) any individual employed in agriculture on a farming unit or operation employing less than the equivalent of two full time workers and on any given day employing no more than four employees. For the purpose of this clause, equivalent of a full time worker means 40 weeks of employment in a calendar year;

(2) an individual who has not attained the age of 18 who is employed in agriculture on a farm;

(3) any individual employed as a counselor to work with programs and campers in an organized resident or day camp;

(4) any individual employed in a bona fide executive, administrative, or professional capacity, or a salesman who conducts no more than 20 percent of his sales on the premises of the employer, as such terms are defined and delimited by regulations of the department;

(5) any individual who renders service gratuitously for a nonprofit organization as such terms are defined by regulations of the department;

(6) any individual who serves as an elected official for a political subdivision or who serves on any governmental board, commission, committee or other similar body, or who renders service gratuitously for a political subdivision;

(7) any individual employed by a political subdivision to provide police or fire protection services or who is employed by an entity whose principal purpose is to provide police or fire protection services to a political subdivision;

(8) any individual employed by a political subdivision who is ineligible for membership in the public employees retirement association by reason of the provisions of Minnesota Statutes, Section 353.01, Subdivision 2, Paragraph (2), Clauses (a), (b), (d), and (h);

(9) any driver employed by an employer engaged in the business of operating taxicabs.

(10) any individual engaged in babysitting as a sole practitioner;

(11) any individual employed on a part-time basis in a carnival, circus or fair;

(12) any individual under the age of 18 employed part-time by a municipality as part of a recreational program.

Subd. 8. "Occupation" means any occupation, service, trade, business, industry, or branch or group of industries or employment or class of employment in which employees are gainfully employed.

Subd. 9. "Gratuities" means voluntary monetary contributions received by an employee from a guest, patron, or customer for services rendered.

Sec. 4. [PAYMENT OF MINIMUM WAGES.] Except as may otherwise be provided in this act, or by regulation issued pursuant thereto, every employer shall pay to each of his employees wages at a rate of not less than \$1.80 an hour.

Sec. 5. [OVERTIME.] Subdivision 1. No employer shall employ any of his employees for a workweek longer than 48 hours, unless such employee receives compensation for his employment in excess of 48 hours in a workweek at a rate of not less than one and one-half times the regular rate at which he is employed; provided, however, that an employer if it is the State of Minnesota or a political subdivision may grant time off at the rate of one and one half hours for each hour worked in excess of 48 hours in any week in lieu of monetary compensation; and, provided, however, that no employer shall be deemed to have violated the overtime pay provisions of this section by employing any employees for a workweek in excess of that specified in this section without paying the compensation for overtime employment prescribed herein if such employee is so employed under an agreement meeting the requirement of section 7 (b) (2) of the Fair Labor Standards Act of 1938, as amended.

Subd. 2. No employer engaged in the operation of a health care facility shall be deemed to have violated subdivision 1 if pursuant to an agreement or understanding arrived at between the employer and employee before performance of the work, a work period of 14 consecutive days is accepted in lieu of the work week of 7 consecutive days for the purpose of overtime compensation and if for his employment in excess of 8 hours in any work day and in excess of 80 hours in such 14 day period the employee receives compensation at a rate not less than one and one half times the regular rate at which he is employed.

Subd. 3. The provisions of subdivision 1 shall not apply with respect to any salesman, parts man, or mechanic primarily engaged in selling or servicing automobiles, trailers, trucks, or farm implements and paid on a commission or incentive basis, if employed by a nonmanufacturing establishment primarily engaged in the business of selling such vehicles to ultimate purchasers.

Sec. 6. [DIVISION OF LABOR STANDARDS IS CREATED.] Subdivision 1. A division of labor standards is hereby created in the department of labor and industry under the

supervision and control of the commissioner of labor and industry.

Subd. 2. [POWERS AND DUTIES.] The powers, duties, and functions vested in, or imposed upon, the division of women and children of the department of labor and industry by Minnesota Statutes, Chapter 177, and other applicable laws relating to wages, hours, and working conditions, are transferred, vested in, and imposed upon the division of labor standards. In addition, the division of labor standards shall administer the provisions of this act and chapter 184.

Subd. 3. [EMPLOYEES; TRANSFER FROM DIVISION OF WOMEN AND CHILDREN.] All persons employed by the department of labor and industry in the division of women and children shall be transferred to the division of labor standards without loss to the person of any rights acquired by reason of his employment at the time of transfer.

Sec. 7. [POWERS AND DUTIES OF THE COMMISSIONER.] Subdivision 1. The commissioner or his authorized representative may enter during reasonable office hours or upon request and inspect the place of business or employment of any employer of employees in any occupation in the state, for the purpose of examining and inspecting any or all books, registers, payrolls, and other records of any such employer that in any way relate to or have a bearing upon the question of wages, hours, and other conditions of employment of any such employees; transcribe any or all of such books, registers, payrolls, and other records as he or his authorized representative may deem necessary or appropriate; and question such employees for the purpose of ascertaining whether the provisions of this act and the regulations issued pursuant thereto have been and are being complied with.

Subd. 2. The commissioner or his authorized representative may require from any employer of employees in any occupation in the state full and correct statements in writing, including sworn statements, with respect to wages, hours, name, addresses, and such other information pertaining to his employees and their employment as the commissioner or his authorized representative may deem necessary or appropriate.

Subd. 3. The commissioner or his authorized representative may issue any order requiring an employer to comply with the provisions of this act or with any regulation promulgated under the provisions of section 8. Any order shall be served by the department upon the employer or his authorized representative in person or by certified mail at the employer's place of business. If an employer wishes to contest the order for any reason, he shall file written notice of his objection to the order with the commissioner within 10 days after service of said order upon said employer. Thereafter, a public hearing shall be held in accordance with the provisions of Minnesota Statutes, Sections

15.0418 to 15.0426, and such regulations consistent therewith as the commissioner may make.

Subd. 4. The commissioner may investigate, mediate, and settle wage claims by an employee against an employer if the failure to pay any such wage may violate Minnesota laws or any order or regulation of the department thereunder.

Subd. 5. The commissioner may commence a civil action in any court of competent jurisdiction for the benefit of any employee for appropriate relief with respect to any wage claim which the commissioner deems to be valid, upon a written request being filed with the commissioner by such employee, provided: (1) the failure to pay such wage would constitute a violation of Minnesota laws or any order or regulation of the department thereunder, and (2) the wage claim does not exceed \$300. The employer shall pay all costs and disbursements as may be allowed by the court, and shall further pay an assessment of ten percent of the amount of any awarded wage claim to the treasurer of the state of Minnesota. In any action herein no security for payment of costs shall be required. Nothing herein shall be construed to prevent an employee from prosecuting his own claim for wages.

Subd. 6. Upon the written request of the commissioner, the attorney general of the state of Minnesota shall commence a civil action for appropriate relief against the employer as provided in subdivision 5.

Sec. 8. [POWER TO MAKE REGULATIONS.] Subdivision 1. The commissioner shall make and revise such regulations, including definitions of terms, as he shall deem appropriate to carry out the purposes of this act, to prevent the circumvention or evasion thereof, and to safeguard the minimum wage and overtime rates established by sections 4 and 5.

Subd. 2. The commissioner shall appoint an advisory committee composed of an equal number of not more than three representatives each of employers and employees and of not more than three disinterested persons representing the public, which he shall consult concerning the making and revising of administrative regulations.

Subd. 3. The commissioner shall establish regulations which define and govern this act with respect to, salesmen who conduct no more than 20 percent of their sales on the premises of the employer; allowances as part of the wage rates for board, lodging and other facilities or services furnished by the employer and used by the employees. Regulations issued by the department pursuant to this section shall include, but are not limited to, bonuses; special rates for employees under the age of 18, which rate shall not be more than 90 percent of the minimum wage established in section 4; part-time rates; special pay for special or extra work; procedures in contested cases; other facilities or services furnished by employers and used by employees; and

other special items usual in a particular employer-employee relationship. Regulations required by this subdivision shall be established by November 1, 1973.

Subd. 4. An employee who receives \$20 or more per month in gratuities is a tipped employee. His employer is entitled to a credit in an amount up to 25 percent of the minimum wage which a tipped employee receives. Said credit against the wages due for gratuities received by a tipped employee may not be taken unless a signed statement from each tipped employee states that he did receive during the pay period an amount equal to or greater than the credit applied against the wages due by his employer. Such statements shall be maintained by the employer as a part of his business records.

Subd. 5. In order to prevent curtailment of opportunities for employment, avoid undue hardship, and safeguard the minimum wage rates under sections 4 and 5, the department shall also issue regulations providing for the employment of handicapped workers at wages lower than the wage rates applicable under sections 4 and 5, under permits and for such periods of time as specified therein; and providing for the employment of learners and apprentices at wages lower than the wage rates applicable under sections 4 and 5, under permits and subject to such limitations on number, proportion, length of learning period, occupations, and other conditions as the department may prescribe. The regulations issued by the department shall provide that where a handicapped person is now performing or is being considered for employment where he will perform work which is equal to work performed by a non-handicapped person, such handicapped person shall be paid the same wage as a non-handicapped person with similar experience and skill.

Subd. 6. Regulations shall be adopted by the department only after a public hearing held upon due publication of notice, at which any interested person may be heard and of which a record shall be made. Regulations shall be published by the department and shall take effect upon publication and filing with the secretary of state and the department of administration. Such regulations shall have the force and effect of law upon filing as provided herein.

Sec. 9. [JUDICIAL REVIEW.] Subdivision 1. Any person who may be aggrieved by any administrative regulation issued pursuant to section 8 may obtain a review thereof in the district court for Ramsey county, by filing in such court a written petition for declaratory judgment praying that the regulation be modified or set aside. A copy of such petition shall be served upon the department. The department's findings of fact, if any, shall be conclusive upon the court if supported by substantial evidence. The court shall determine whether the regulation is in accordance with law.

If the court determines that such regulation is not in accordance with law, it shall remand the case to the department with directions to modify or revoke such regulation. If application is

made to the court by any aggrieved party for leave to adduce additional evidence, such party shall show to the satisfaction of the court that such additional evidence is material, and that there were reasonable grounds for the failure to adduce such evidence before the department. If the court finds that such evidence is material and that reasonable grounds exist for the failure of the aggrieved party to adduce such evidence in prior proceedings, the court may remand the case to the department with directions that such additional evidence be taken by the department. The department may modify its findings and conclusions, in whole or in part, by reason of such additional evidence.

Subd. 2. Hearings in the district court on all appeals taken under subdivision 1 shall be privileged and take precedence over all matters, except matters of the same character. The jurisdiction of the court shall be exclusive and its judgment and decree shall be final except that the same shall be subject to review on appeal to the supreme court.

Subd. 3. The commencement of proceedings under subdivision 1 shall not, unless specifically ordered by the court, operate as a stay of an administrative regulation issued pursuant to section 8. The court shall not grant any stay of an administrative regulation unless the person complaining of such regulation shall file in the court an undertaking with a surety or sureties satisfactory to the court for the payment to the employees affected by the regulation, in the event such regulation is affirmed, of the amount by which the compensation such employees are entitled to receive under the regulation exceeds the compensation they actually receive while such stay is in effect.

Sec. 10. [KEEPING RECORDS.] Every employer subject to any provision of this act or of any regulation issued pursuant thereto shall make and keep, for a period of not less than three years in or about the premises wherein any employee is employed, a record of the name, address and occupation of each of his employees, the rate of pay, and the amount paid each pay period to each such employee, the hours worked each day and each workweek by such employee, and such other information as the department shall prescribe by regulation as necessary or appropriate for the enforcement of the provisions of this act or of the regulations issued pursuant thereto.

Sec. 11. [POSTING OF LAW AND REGULATIONS.] Every employer subject to any provision of this act shall keep a summary thereof, approved by the department, and copies of any applicable regulations issued pursuant thereto, or a summary of such regulations, posted in a conspicuous and accessible place in or about the premises wherein any person subject thereto is employed. The department shall furnish copies of such summaries and regulations to employers without charge.

Sec. 12. [PENALTIES.] Subdivision 1. Any employer who hinders or delays the department or its authorized representative in the performance of its duties under this act or refuses to admit the commissioner or his authorized representative to any place of employment as required by section 7, subdivision 1; or

fails to make, keep, and preserve records as required by section 10; or falsifies any such record; or refuses to make any such record accessible, or to furnish a sworn statement of such record or any other information as required by section 7; or fails to post a summary of this act or a copy of any applicable regulation as required by section 11; or pays or agrees to pay wages at a rate less than the rate applicable under or pursuant to this act; or otherwise violates any provision of this act or of any regulation issued pursuant thereto; is guilty of a misdemeanor.

Subd. 2. Any employer who discharges or in any other manner discriminates against any employee because such employee has complained to his employer, to the department, or to an authorized representative of the department that he has not been paid wages in accordance with this act or regulations issued pursuant thereto or because such employee has caused to be instituted or is about to cause to be instituted any proceeding under or related to this act, or because such employee has testified or is about to testify in any proceeding shall, upon conviction therefor, be fined not less than \$500 nor more than \$1000.

Sec. 13. [EMPLOYEES' REMEDIES.] Any employer who pays any employee less than the wages and overtime compensation to which such employee is entitled under this act and regulations issued pursuant thereto shall be liable to such employee for the full amount of such wages and overtime compensation, less any amount actually paid to such employee by the employer, for an additional equal amount as liquidated damages, and for costs and such reasonable attorney's fees as may be allowed by the court. Any agreement between such employee and the employer to work for less than the applicable wage rate shall be no defense to such action. Such action may be maintained in any court of competent jurisdiction by any one or more employees for and in behalf of himself or themselves.

Sec. 14. [RELATION TO OTHER LAWS.] Any standards relating to minimum wages, maximum hours, overtime compensation, or other working conditions in effect under any other law of this state on the effective date of this act which are more favorable to employees than those applicable hereunder shall not be deemed to be amended, rescinded, or otherwise affected by this act but shall continue in full force and effect until they are specifically superseded by standards more favorable to such employees by operation of or in accordance with this act or regulations issued pursuant thereto.

Sec. 15. [RIGHT OF COLLECTIVE BARGAINING.] Nothing in this act shall be deemed to interfere with, impede, or in any way diminish the right of employees to bargain collectively with their employers through representatives of their own choosing in order to establish wages or other conditions of work more favorable to the employees than those required by this act and regulations issued pursuant thereto.

Sec. 16. Minnesota Statutes 1971, Sections 175.38, 175.39, 177.01, 177.02, 177.03, 177.04, 177.05, 177.06, 177.07, 177.075,

177.08, 177.09, 177.10, 177.11, 177.12, 177.121, 177.122, 177.13, 177.14, 177.15, 177.16, 177.17, 177.19, and 177.20, are repealed.

Sec. 17. [EFFECTIVE DATE.] This act shall become effective January 1, 1974."

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

House Conferees: RAY W. FARICY, ROBERT J. FERDERER, and JACK H. LAVOY.

Senate Conferees: JOHN MILTON, AL KOWALCZYK, and HOWARD D. OLSON.

Faricy moved that the report of the Conference Committee on H. F. No. 9 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 9, A bill for an act relating to labor; creating a division of labor standards; providing for minimum wage and overtime standards; providing penalties for violations; repealing Minnesota Statutes 1971, Sections 175.38; 175.39; and 177.01 to 177.20.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 102, and nays 25, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, J.	Munger	Savelkoul
Andersen, R.	Dahl	Jude	Nelson	Schreiber
Anderson, G.	Dieterich	Kahn	Newcome	Schulz
Anderson, I.	Eckstein	Kempe	Norton	Sherwood
Becklin	Enebo	Knickerbocker	Ojala	Sieben, H.
Belisle	Faricy	Laidig	Parish	Sieben, M.
Bell	Ferderer	LaVoy	Patton	Smith
Bennett	Flakne	Lindstrom, E.	Pavlak, R.	Stanton
Berg	Forsythe	Lindstrom, J.	Pavlak, R. L.	Swanson
Berglin	Fudro	Lombardi	Pehler	Tomlinson
Biersdorf	Fugina	Mann	Peterson	Ulland
Boland	Graw	McArthur	Pleasant	Vanasek
Braun	Growe	McCarron	Prahl	Vento
Carlson, A.	Hanson	McCauley	Quirin	Voss
Carlson, B.	Haugerud	McEachern	Resner	Wenzel
Carlson, D.	Heinitz	McFarlin	Rice	Wohlwend
Carlson, L.	Hook	McMillan	Ryan	Wolcott
Cassery	Jacobs	Menke	St. Onge	Mr. Speaker
Cleary	Jaros	Miller, D.	Salchert	
Clifford	Johnson, C.	Miller, M.	Samuelson	
Connors	Johnson, D.	Moe	Sarna	

Those who voted in the negative were:

Anderson, D.	Erickson	Johnson, R.	Long	Searle
Brinkman	Esau	Kelly	Myrah	Skaar
Dirlam	Fjoslien	Klaus	Niehaus	Stangeland
Eken	Graba	Kvam	Ohnstad	Weaver
Erdahl	Hagedorn	Larson	Pieper	Wigley

The bill was repassed, as amended by Conference, and its title agreed to.

Anderson, I., moved that the House recess until 9:30 p.m. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 2121, A bill for an act relating to taxation; providing for imposition of certain excise and ad valorem taxes; distribution of revenue derived; appropriating money; amending Minnesota Statutes 1971, Chapters 272, by adding a section; 273; 275; and 290, by adding sections; and Sections 93.52, Subdivision 2; 93.55; 93.58; 124.03, Subdivision 3; 124.212, Subdivision 3; 272.04, Subdivision 1; 273.13, Subdivisions 6 and 7, and by adding a subdivision; 273.17, Subdivision 1; 273.41; 275.50, Subdivisions 2, 4 and 5; 275.51, Subdivisions 1, 2, 3 and 4, and by adding a subdivision; 275.52, Subdivisions 2 and 3; 275.53, Subdivisions 1 and 3; 275.55; 287.12; 290.06, Subdivision 1; 290.0601, Subdivisions 6 and 9; 290.0604; 290.061; 290.081; 290.17; 290.19, Subdivision 1, and by adding a subdivision; 290.361, Subdivision 2; 290.982; 290.983, Subdivision 1; 290.99; 291.33, Subdivision 2; 297A.25, Subdivision 1; 297.13, Subdivision 1; 340.60, Subdivision 1; 414.01, by adding a subdivision; 477A.01, Subdivisions 1, 2, 3, 4, 5, 6, 7, 8, 9, 10, 11, 13, 14, 16 and 17; repealing Minnesota Statutes 1971, Sections 93.53; 93.54; 93.56; 93.57; 124.28; 124.281; 124.29; 276.15; 276.16; 276.17; 276.18; 290.0607; 290.0617; 290.361, Subdivision 4; 295.38; 297.13, Subdivisions 2, 3, 4, 5, 6, 7, and 8; 297.15; 297.16; 297A.252; 340.60, Subdivisions 2, 3, 4, 5, 6 and 7; 368.39; 368.40; 368.41; 368.42; 373.20; 373.21; 373.22; 373.23; 373.24; and 477A.01, Subdivisions 12 and 15.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 2275, A bill for an act relating to the organization and operation of the state government; appropriating moneys therefor, permitting transfers in certain cases and limiting the use thereof, including appropriations for the departments of public welfare, corrections, health, commission on alcohol problems, board of examiners for nursing home administrators, public assistance programs, old age assistance, aid to dependent children, aid to the blind, aid to the disabled, and public relief.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 2530, A bill for an act relating to the organization and operation of state government; providing for public buildings of the state of Minnesota; authorizing the alteration, repair, rehabilitation of said buildings, the equipping and the replacement of equipment of certain of said buildings; appropriating money therefor.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 2531, A bill for an act relating to public buildings and public lands of the state of Minnesota; authorizing the acquisition and betterment of public land and buildings and other public improvements of a capital nature; the acquisition by gift, purchase, or condemnation of certain real property therefor; the equipping and replacement of equipment of certain said buildings; appropriating and reappropriating moneys therefor, including necessary expenses from the Minnesota state building fund; authorizing the issuance of the sale of bonds under the provisions of the constitution, article IX, section 6, to finance said fund appropriating moneys in connection therewith.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I have the honor to announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 377, A bill for an act relating to the department of human rights; unfair discriminatory practices; amending Minnesota Statutes 1971, Sections 363.01, by adding subdivisions; 363.02, Subdivision 2 and 3 and by adding subdivisions; 363.03; 363.04, Subdivision 8; 363.05, Subdivision 1; 363.06, Subdivisions 2, 4 and 7; 363.071, Subdivision 2; 363.072, Subdivision 1; 363.091; 363.11; 363.115; 363.12, Subdivisions 1 and 2; 363.13; and Chapter 363, by adding sections.

The Senate has appointed as such committee Messrs. Coleman, Stokowski and Sillers,

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2444, A bill for an act relating to transportation; providing principal arterial highway funds for the appropriation of money to counties and municipalities of the state for the purposes of constructing and reconstructing the state's principal arterial highways, authorizing the issuance of state bonds for the purposes thereof and appropriating money in connection therewith; establishing the Minnesota state transportation fund for the appropriation of money to subdivisions of the state for public lands, buildings, and capital improvements needed for public transportation, authorizing the issuance of state bonds for the purposes of the transportation fund and appropriating money in connection therewith; amending Minnesota Statutes 1971, Sections 473A.065; and 473A.111, Subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

Anderson, I., moved that the House refuse to concur in the Senate amendments to H. F. No. 2444, that the Speaker appoint a Conference Committee of 3 members of the House, and that the House requests that a like committee be appointed by the Senate to confer on the disagreeing votes of the two Houses. The motion prevailed.

ANNOUNCEMENT BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the Conference Committee on H. F. No. 2444:

Anderson, I.; Salchert; and Dirlam.

REPORT FROM THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Pursuant to Rule 14, Mr. Anderson, I., for the Committee on Rules and Legislative Administration, designated the following bills as special orders for today, Saturday, May 19, 1973, to be acted upon immediately: S. F. Nos. 612, 968, 1654, 1896, 1623, 1047, 1351, 328, 996, 224, 2050, 813, and 1463.

REPORT FROM THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Mr. Anderson, I., for the Committee on Rules and Legislative Administration, offered the following report:

Whereas, those named below were candidates for the office of state representative; and

Whereas, they incurred legal fees in general election contests; now therefore,

Be It Resolved, by the Committee on Rules and Legislative Administration that these candidates be reimbursed from the Legislative Expense Fund of the House of Representatives for such expenses as follows:

Paul Petrafeso	\$5,198.00
Robert McFarlin	6,043.34
David Fjoslien	5,263.42
Kenneth Borg	2,064.74
Raymond Kempe	778.75
Russell Stanton	750.00
W. Casper Fischer	600.00
Robert Holmen	4,750.00
Jerome Belisle	790.00
Melvin Miller	5,835.00

Be It Further Resolved, that the amount of \$2,600.00 be allowed to Attorney Allan Weinblatt and the amount of \$3,235.00 be allowed to Attorney Thomas Borden in the Melvin Miller claim; and

Be It Further Resolved, that the sum of \$720.00 be allowed Eugene Smith, and that the sum of \$720.00 but not to exceed actual expenses be allowed Harry Peterson.

The question was taken on the adoption of the report and the roll being called, there were yeas 111, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	Eckstein	Jopp	Myrah	Searle
Adams, S.	Eken	Jude	Nelson	Sherwood
Andersen, R.	Enebo	Kahn	Newcome	Sieben, H.
Anderson, D.	Erdahl	Kelly	Niehaus	Skaar
Anderson, G.	Erickson	Klaus	Norton	Smith
Anderson, I.	Esau	Knickerbocker	Ojala	Spanish
Bell	Fariy	Kvam	Parish	Stangeland
Bennett	Ferderer	Laidig	Patton	Stanton
Berg	Forsythe	Larson	Pavlak, R.	Swanson
Berglin	Fudro	Lemke	Pehler	Ulland
Biersdorf	Fugina	Lindstrom, E.	Pieper	Vanasek
Boland	Graba	Lindstrom, J.	Pleasant	Vento
Brinkman	Graw	Lombardi	Prahl	Voss
Carlson, A.	Growe	Long	Resner	Weaver
Carlson, D.	Hagedorn	Mann	Rice	Wenzel
Carlson, L.	Hanson	McArthur	Ryan	Wigley
Casserly	Haugerud	McCarron	St. Onge	Wohlwend
Clifford	Heinitz	McCauley	Salchert	Wolcott
Connors	Jacobs	McEachern	Samuelson	Mr. Speaker
Cummiskey	Johnson, C.	Menke	Sarna	
Dahl	Johnson, D.	Miller, D.	Savelkoul	
DeGroat	Johnson, J.	Moe	Schreiber	
Dirlam	Johnson, R.	Munger	Schulze	

Those who voted in the negative were:

Culhane

The report was adopted.

SPECIAL ORDERS

S. F. No. 1643, A bill for an act relating to the city of St. Louis Park; authorizing the city council to establish special assessment districts.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 124, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	Clifford	Graba	Kvam	Myrah
Adams, S.	Connors	Graw	Laidig	Nelson
Andersen, R.	Culhane	Growe	Larson	Newcome
Anderson, D.	Cummiskey	Hagedorn	LaVoy	Niehaus
Anderson, G.	Dahl	Hanson	Lemke	Norton
Anderson, I.	DeGroat	Haugerud	Lindstrom, E.	Ohnstad
Becklin	Dieterich	Heinitz	Lindstrom, J.	Ojala
Belisle	Dirlam	Hook	Lombardi	Parish
Bell	Eckstein	Jacobs	Long	Patton
Bennett	Eken	Jaros	Mann	Pavlak, R. L.
Berg	Enebo	Johnson, C.	McArthur	Peterson
Berglin	Erdahl	Johnson, D.	McCarron	Pieper
Biersdorf	Erickson	Johnson, J.	McCauley	Pleasant
Boland	Esau	Johnson, R.	McEachern	Prahl
Brinkman	Fariy	Jopp	McFarlin	Quirin
Carlson, A.	Ferderer	Jude	Menke	Resner
Carlson, B.	Fjoslien	Kahn	Miller, D.	Rice
Carlson, D.	Forsythe	Kempe	Miller, M.	Ryan
Carlson, L.	Fudro	Klaus	Moe	St. Onge
Casserly	Fugina	Knickerbocker	Munger	Salchert

Samuelson	Searle	Smith	Ulland	Wenzel
Sarna	Sherwood	Stangeland	Vanasek	Wigley
Savelkoul	Sieben, H.	Stanton	Vento	Wohlwend
Schreiber	Sieben, M.	Swanson	Voss	Wolcott
Schulz	Skaar	Tomlinson	Weaver	

Those who voted in the negative were:

Kelly	Pavlak, R.	Pehler	Mr. Speaker
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The bill was passed and its title agreed to.

S. F. No. 612, A bill for an act relating to employment; prohibiting polygraph or other tests purporting to test the honesty of employees or prospective employees; providing a penalty.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 86, and nays 39, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Jaros	Nelson	Sherwood
Adams, S.	Cummiskey	Johnson, D.	Niehaus	Sieben, H.
Andersen, R.	Dahl	Jude	Norton	Sieben, M.
Anderson, G.	Dieterich	Kahn	Ojala	Spanish
Anderson, I.	Eckstein	Kelly	Parish	Stanton
Belisle	Eken	Kempe	Patton	Swanson
Bell	Enebo	Knickerbocker	Pavlak, R.	Tomlinson
Berg	Faricy	LaVoy	Pehler	Ulland
Berglin	Ferderer	Lemke	Peterson	Vanasek
Biersdorf	Flakne	Lindstrom, J.	Prahl	Vento
Boland	Fudro	Mann	Quirin	Voss
Braun	Fugina	McCarron	Resner	Wenzel
Brinkman	Graba	McEachern	Rice	Wolcott
Carlson, A.	Graw	Menke	Ryan	Mr. Speaker
Carlson, B.	Growe	Miller, D.	St. Onge	
Carlson, L.	Hanson	Miller, M.	Salchert	
Casserly	Haugerud	Moe	Samuelson	
Connors	Jacobs	Munger	Sarna	

Those who voted in the negative were:

Anderson, D.	Esau	Jopp	McArthur	Savelkoul
Becklin	Fjoslien	Klaus	McFarlin	Searle
Bennett	Forsythe	Kvam	Myrah	Skaar
Carlson, D.	Hagedorn	Laldig	Newcome	Stangeland
Clifford	Heinitz	Larson	Ohnstad	Weaver
DeGroat	Hook	Lindstrom, E.	Pavlak, R. L.	Wigley
Erdahl	Johnson, J.	Lombardi	Pieper	Wohlwend
Erickson	Johnson, R.	Long	Pleasant	

The bill was passed and its title agreed to.

S. F. No. 968 was reported to the House.

Ulland moved to amend S. F. No. 968, the printed bill, as follows:

Line 19, after "is" and before the words "or more" strike the figure "\$100" and insert in lieu thereof the figure "\$1,000".

Line 23, after the word "than" and before the word "to" delete the figure "\$100," and insert in lieu thereof the figure "\$1,000".

A roll call was requested and properly seconded.

Salchert moved to amend the Ulland amendment as follows:

Where the figure "\$1,000" appears insert in lieu thereof "\$250".

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

The question was taken on the adoption of the Ulland amendment and the roll being called, there were yeas 18, and nays 107, as follows:

Those who voted in the affirmative were:

Berglin	Fugina	Johnson, D.	Ojala	Ulland
Cassery	Graw	Kahn	Rice	Vanasek
Ferderer	Growe	Moe	Salchert	
Forsythe	Jaros	Norton	Sherwood	

Those who voted in the negative were:

Adams, J.	Dieterich	Jopp	Menke	Savelkoul
Anderson, G.	Dirlam	Jude	Miller, D.	Schreiber
Anderson, I.	Eckstein	Kelly	Miller, M.	Schulz
Becklin	Eken	Kempe	Munger	Searle
Belisle	Enebo	Klaus	Myrah	Sieben, H.
Bennett	Erdahl	Knickerbocker	Nelson	Skaar
Berg	Erickson	Kvam	Newcome	Smith
Biersdorf	Esau	Laidig	Niehaus	Spanish
Boland	Faricy	Larson	Ohnstad	Stangeland
Braun	Fjoslien	LaVoy	Parish	Swanson
Brinkman	Flakne	Lemke	Patton	Tomlinson
Carlson, A.	Fudro	Lindstrom, E.	Pavlak, R.	Vento
Carlson, B.	Graba	Lindstrom, J.	Pavlak, R. L.	Voss
Carlson, D.	Hagedorn	Lombardi	Pehler	Weaver
Carlson, L.	Hanson	Long	Peterson	Wenzel
Cleary	Haugerud	Mann	Pieper	Wigley
Clifford	Heinitz	McArthur	Prahl	Wohlwend
Connors	Hook	McCarron	Quirin	Wolcott
Culhane	Jacobs	McCauley	Ryan	Mr. Speaker
Cummiskey	Johnson, C.	McEachern	St. Onge	
Dahl	Johnson, J.	McFarlin	Samuelson	
DeGroat	Johnson, R.	McMillan	Sarna	

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

There being no objection S. F. No. 968 was continued until later today.

MOTION FOR RECONSIDERATION

Ojala moved that the vote whereby S. F. No. 2058 was not passed on Special Orders today be now reconsidered.

A roll call was requested and properly seconded.

The question was taken on the Ojala motion and the roll being called, there were yeas 68, and nays 56, as follows:

Those who voted in the affirmative were:

Adams, J.	Enebo	Kelly	Norton	Sarna
Anderson, I.	Faricy	LaVoy	Ojalá	Sieben, H.
Bell	Flakne	Lemke	Parish	Sieben, M.
Berg	Fudro	Lindstrom, J.	Patton	Spanish
Berglin	Fugina	Mann	Pavlak, R.	Stanton
Boland	Graba	McCarron	Pehler	Swanson
Brinkman	Growe	McEachern	Prahl	Tomlinson
Carlson, A.	Hanson	McMillan	Quirin	Vanasek
Carlson, B.	Jacobs	Menke	Resner	Voss
Casserly	Jaros	Miller, D.	Rice	Wenzel
Cummiskey	Johnson, C.	Miller, M.	Ryan	Wolcott
Dahl	Johnson, D.	Moe	St. Onge	Mr. Speaker
Dieterich	Jude	Munger	Salchert	
Eken	Kahn	Nelson	Samuelson	

Those who voted in the negative were:

Adams, S.	Dirlam	Johnson, J.	McArthur	Sherwood
Andersen, R.	Eckstein	Johnson, R.	McCauley	Skaar
Anderson, D.	Erdahl	Jopp	McFarlin	Smith
Becklin	Erickson	Kempe	Myrah	Stangeland
Belisle	Esau	Klaus	Newcome	Ulland
Bennett	Ferderer	Knickerbocker	Niehaus	Weaver
Biersdorf	Fjoslien	Kvam	Ohnstad	Wigley
Braun	Forsythe	Laidig	Pavlak, R. L.	Wohlwend
Carlson, D.	Graw	Larson	Pieper	
Cleary	Hagedorn	Lindstrom, E.	Savelkoul	
Clifford	Heinitz	Lombardi	Schreiber	
DeGroat	Hook	Long	Searle	

The motion to reconsider was adopted.

S. F. No. 2058 was reported to the House.

Johnson, J., moved to amend S. F. No. 2058, the printed bill, as follows:

Page 2, line 7, at the beginning of the line and before the words "of the city", delete "majority of the school board" and insert in lieu thereof "referendum of the people".

A roll was requested and properly seconded.

The question was taken on the adoption of the Johnson, J., amendment and the roll being called, there were yeas 60, and nays 63, as follows:

Those who voted in the affirmative were:

Adams, S.	Connors	Hagedorn	Lindstrom, E.	Savelkoul
Andersen, R.	DeGroat	Heinitz	Lombardi	Schreiber
Anderson, D.	Dirlam	Hook	Long	Searle
Becklin	Eckstein	Johnson, J.	McArthur	Sherwood
Belisle	Erdahl	Johnson, R.	McFarlin	Skaar
Bell	Erickson	Jopp	Myrah	Smith
Bennett	Esau	Kempe	Newcome	Stangeland
Biersdorf	Ferderer	Klaus	Niehaus	Ulland
Carlson, A.	Fjoslien	Knickerbocker	Ohnstad	Weaver
Carlson, D.	Flakne	Kvam	Pavlak, R. L.	Wigley
Cleary	Forsythe	Laidig	Pieper	Wohlwend
Clifford	Graw	Larson	Pleasant	Wolcott

Those who voted in the negative were:

Adams, J.	Faricy	LaVoy	Norton	Salchert
Anderson, I.	Fudro	Lemke	Ojala	Samuelson
Berg	Fugina	Lindstrom, J.	Parish	Sarna
Berglin	Graba	Mann	Patton	Sieben, H.
Boland	Grove	McCarron	Pavlak, R.	Sieben, M.
Brinkman	Haugerud	McEachern	Pehler	Swanson
Carlson, B.	Jacobs	McMillan	Peterson	Tomlinson
Casserly	Jaros	Menke	Prahl	Vanasek
Cummiskey	Johnson, C.	Miller, D.	Quirin	Voss
Dahl	Johnson, D.	Miller, M.	Resner	Wenzel
Dieterich	Jude	Moe	Rice	Mr. Speaker
Eken	Kahn	Munger	Ryan	
Enebo	Kelly	Nelson	St. Onge	

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

S. F. No. 2058, A bill for an act relating to Special School District No. 1; restoring employees salary and retirement benefits withheld under law.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill.

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

The roll being called, there were yeas 62, and nays 51, as follows:

Those who voted in the affirmative were:

Adams, J.	Eken	Kahn	Ojala	Sarna
Anderson, I.	Enebo	Kelly	Parish	Sieben, H.
Berg	Faricy	LaVoy	Patton	Sieben, M.
Berglin	Flakne	Lemke	Pavlak, R.	Spanish
Boland	Fudro	Lindstrom, J.	Pehler	Stanton
Brinkman	Fugina	McCarron	Prahl	Swanson
Carlson, A.	Graba	McMillan	Quirin	Tomlinson
Carlson, B.	Grove	Menke	Resner	Voss
Casserly	Hanson	Miller, D.	Rice	Wolcott
Connors	Jacobs	Moe	Ryan	Mr. Speaker
Cummiskey	Jaros	Munger	St. Onge	
Dahl	Johnson, D.	Nelson	Salchert	
Dieterich	Jude	Norton	Samuelson	

Those who voted in the negative were:

Andersen, R.	DeGroat	Johnson, C.	Mann	Sherwood
Anderson, D.	Dirlam	Johnson, J.	McFarlin	Skaar
Anderson, G.	Eckstein	Johnson, R.	Miller, M.	Smith
Belisle	Erdahl	Jopp	Newcome	Stangeland
Bell	Erickson	Kempe	Niehaus	Vanasek
Bennett	Esau	Klaus	Pavlak, R. L.	Wenzel
Biersdorf	Fjoslien	Knickerbocker	Pieper	Wigley
Braun	Forsythe	Laidig	Savelkoul	
Cleary	Haugerud	Larson	Schreiber	
Clifford	Heinitz	Lindstrom, E.	Schulz	
Culhane	Hook	Long	Searle	

The bill was not passed.

The following Conference Committee Report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 377

May 19, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and Senate, upon the disagreeing votes as to H. F. No. 377, report that we have agreed upon the items in dispute and recommend as follows:

That H. F. No. 377 be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

"Section 1. Minnesota Statutes 1971, Section 363.01, is amended by adding subdivisions to read:

Subd. 24. [LOCAL COMMISSION.] "Local commission" means an agency of a city, village, or borough created pursuant to law, city charter, or municipal ordinance for the purpose of dealing with discrimination on the basis of race, color, creed, religion, national origin, sex, age, disability, marital status or status with regard to public assistance.

Subd. 25. [DISABILITY.] "Disability" means a mental or physical condition which constitutes a handicap.

Subd. 26. [DEPARTMENT.] "Department" means the department of human rights.

Subd. 27. [STATUS WITH REGARD TO PUBLIC ASSISTANCE.] "Status with regard to public assistance" means the condition of being a recipient of federal, state or local assistance, including medical assistance, or of being a tenant receiving federal, state or local subsidies, including rental assistance or rent supplements.

Sec. 2. Minnesota Statutes 1971, Section 363.02, is amended to read:

363.02 [EXEMPTIONS.] Subdivision 1. [EMPLOYMENT.] The provisions of section 363.03, subdivision 1, shall not apply to:

- (1) The employment of any individual
 - (a) by his parent, grandparent, spouse, child, or grandchild, or
 - (b) in the domestic service of any person.

(2) A religious or fraternal corporation, association, or society, with respect to qualifications based on religion, when religion shall be a bona fide occupational qualification for employment.

(3) The employment of one person in place of another, standing by itself, shall not be evidence of an unfair discriminatory practice.

It is not an unfair employment practice for an employer, employment agency or labor organization:

(i) *to require a person to undergo physical examination for purpose of determining the person's capability to perform available employment; or*

(ii) *to conduct an investigation as to the person's medical history for the purpose of determining the person's capability to perform available employment.*

Subd. 2. [HOUSING.] The provisions of section 363.03, subdivision 2, shall not apply to (:)

(a) (THE RENTAL OF A PORTION OF A DWELLING CONTAINING ACCOMMODATIONS FOR TWO FAMILIES, ONE OF WHICH IS OCCUPIED BY THE OWNER,) *rooms in a temporary or permanent resident home run by a non-profit organization, if the discrimination is by sex or (b) the rental by an owner or occupier of a one-family accommodation in which he resides of a room or rooms in such accommodation to another person or persons if the discrimination is by sex, marital status, status with regard to public assistance or disability. Nothing in this chapter shall be construed to require any person or group of persons selling, renting or leasing property to modify the property in any way, or exercise a higher degree of care for a person having a disability than for a person who does not have a disability; nor shall this chapter be construed to relieve any person or persons of any obligations generally imposed on all persons regardless of any disability in a written lease, rental agreement, or contract of purchase or sale, or to forbid distinctions based on the inability to fulfill the terms and conditions, including financial obligations of such lease, agreement or contract.*

Subd. 3. [EDUCATION.] It is not an unfair discriminatory practice for a religious or denominational institution to limit admission or give preference to applicants of the same religion. *The provisions of section 363.03, subdivision 5, relating to sex, shall not apply to a private educational institution, or branch or level of a private educational institution, in which students of only one sex are permitted to enroll. Nothing in this chapter shall be construed to require any educational institution to provide any special service to any person because of the disability of such person or to modify in any manner its buildings, grounds, facilities, or admission procedures because of the disability of any such person. Nothing in this chapter shall prohibit an educational institution from discriminating on the basis of academic qual-*

ifications or achievements or requiring from applicant's information which relates to academic qualifications or achievements.

Subd. 4. [PUBLIC ACCOMMODATIONS.] *The provisions of section 363.03, subdivision 3, relating to sex, shall not apply to such facilities as restrooms, lockerrooms, and other similar places.*

Subd. 5. [DISABILITY.] *Nothing in this chapter shall be construed to prohibit any program, service, facility or privilege afforded to a person with a disability which is intended to habilitate, rehabilitate, or accommodate that person. It is a defense to a complaint or action brought under this chapter that the person bringing the complaint or action suffers from a mental disability which poses a serious threat to the safety of others. The burden of proving this defense is upon the respondent.*

Sec. 3. Minnesota Statutes 1971, Section 363.03, is amended to read:

363.03 [UNFAIR DISCRIMINATORY PRACTICES.] Subdivision 1. [EMPLOYMENT.] Except when based on a bona fide occupational qualification, it is an unfair employment practice:

(1) For a labor organization, because of race, color, creed, religion, national origin, (OR) sex, *marital status, status with regard to public assistance or disability,*

(a) to deny full and equal membership rights to (AN APPLICANT FOR) *a person seeking membership or to a member;*

(b) to expel a member from membership;

(c) to discriminate against (AN APPLICANT FOR) *a person seeking membership or a member with respect to his hire, apprenticeship, tenure, compensation, terms, upgrading, conditions, facilities, or privileges of employment; or*

(d) to fail to classify properly, or refer for employment or otherwise to discriminate against a (MEMBER;) *person or member.*

(2) For an employer, because of race, color, creed, religion, national origin, (OR) sex, *marital status, status with regard to public assistance or disability,*

(a) to refuse to hire or to maintain a system of employment which unreasonably excludes (AN APPLICANT FOR EMPLOYMENT; OR) *a person seeking employment; or*

(b) to discharge an employee; or

(c) to discriminate against (AN EMPLOYEE) *a person with respect to his hire, tenure, compensation, terms, upgrading, conditions, facilities, or privileges of employment;*

(3) For an employment agency, because of race, color, creed, religion, national origin, (OR) sex, *marital status, status with regard to public assistance or disability,*

(a) to refuse or fail to accept, register, classify properly, or refer for employment or otherwise to discriminate against (AN INDIVIDUAL; OR) *a person; or*

(b) to comply with a request from an employer for referral of applicants for employment if the request indicates directly or indirectly that the employer fails to comply with the provisions of this chapter;

(4) For an employer, employment agency, or labor organization, before (AN INDIVIDUAL) *a person* is employed by an employer or admitted to membership in a labor organization, to

(a) require the (APPLICANT) *person* to furnish information that pertains to (THE APPLICANT'S) race, color, creed, religion, (OR) national origin, *sex, marital status, status with regard to public assistance or disability*, unless, for the purpose of national security, information pertaining to (THE) national origin (OF THE APPLICANT) is required by the United States, this state or a political subdivision or agency of the United States or this state, or for the purpose of compliance with the public contracts act or any rule, regulation or laws of the United States or of this state requiring information pertaining to (THE) race, color, creed, religion, (OR) national origin, (OF THE APPLICANT) *sex, marital status, status with regard to public assistance or disability* is required by the United States or a political subdivision or agency of the United States; or

(b) cause to be printed or published a notice or advertisement that relates to employment or membership and discloses a preference, limitation, specification, or discrimination based on race, color, creed, religion, national origin, (OR) *sex, marital status, status with regard to public assistance or disability*.

Subd. 2. [REAL PROPERTY.] It is an unfair discriminatory practice:

(1) For an owner, lessee, sublessee, assignee, or managing agent of, or other person having the right to sell, rent or lease any real property, or any agent of any of these

(a) to refuse to sell, rent, or lease or otherwise deny to or withhold from any person or group of persons any real property because of (THE) race, color, creed, religion, (OR) national origin, (OF SUCH PERSON OR GROUP OF PERSONS) *sex, marital status, status with regard to public assistance or disability*;

(b) to discriminate against any person or group of persons because of (THE) race, color, creed, religion, (OR) national origin, (OF SUCH PERSON OR GROUP OF PERSONS) *sex, marital status, status with regard to public assistance or disability* in the terms, conditions or privileges of the sale, rental or lease of any real property or in the furnishing of facilities or services in connection therewith; or

(c) in any transaction involving real property, to print, circulate or post or cause to be printed, circulated, or posted any

advertisement or sign, or use any form of application for the purchase, rental or lease of real property, or make any record of inquiry in connection with the prospective purchase, rental, or lease of real property which expresses, directly or indirectly, any limitation, specification, or discrimination as to race, color, creed, religion, (OR) national origin, *sex, marital status, status with regard to public assistance or disability*, or any intent to make any such limitation, specification, or discrimination.

(2) For a real estate broker, real estate salesman, or employee, or agent thereof

(a) to refuse to sell, rent, or lease or to offer for sale, rental, or lease any real property to any person or group of persons or to negotiate for the sale, rental, or lease of any real property to any person or group of persons because of (THE) race, color, creed, religion, (OR) national origin, (OF SUCH PERSON OR GROUP OF PERSONS) *sex, marital status, status with regard to public assistance or disability*, or represent that real property is not available for inspection, sale, rental, or lease when in fact it is so available, or otherwise deny or withhold any real property or any facilities of real property to or from any person or group of persons because of (THE) race, color, creed, religion, (OR) national origin, (OF SUCH PERSON OR GROUP OF PERSONS) *sex, marital status, status with regard to public assistance or disability*;

(b) to discriminate against any person because of his race, color, creed, religion, (OR) national origin, *sex, marital status, status with regard to public assistance or disability* in the terms, conditions or privileges of the sale, rental or lease of real property or in the furnishing of facilities or services in connection therewith; or

(c) to print, circulate, or post or cause to be printed, circulated, or posted any advertisement or sign, or use any form of application for the purchase, rental, or lease of any real property or make any record or inquiry in connection with the prospective purchase, rental or lease of any real property, which expresses directly or indirectly, any limitation, specification or discrimination as to race, color, creed, religion, (OR) national origin, *sex, marital status, status with regard to public assistance or disability* or any intent to make any such limitation, specification or discrimination;

(3) For a person, bank, banking organization, mortgage company, insurance company, or other financial institution or lender to whom application is made for financial assistance for the purchase, lease, acquisition, construction, rehabilitation, repair or maintenance of any real property or any agent or employee thereof

(a) to discriminate against any person or group of persons because of (THE) race, color, creed, religion, (OR) national origin, *sex, marital status, status with regard to public assistance or disability* of such person or group of persons or of the pros-

pective occupants or tenants of such real property in the granting, withholding, extending, modifying or renewing, or in the rates, terms, conditions, or privileges of any such financial assistance or in the extension of services in connection therewith;

(b) to use any form of application for such financial assistance or make any record or inquiry in connection with applications for such financial assistance which expresses, directly or indirectly, any limitation, specification, or discrimination as to race, color, creed, religion, (OR) national origin, *sex, marital status, status with regard to public assistance or disability* or any intent to make any such limitation, specification, or discrimination.

(4) For any real estate broker or real estate salesman, for the purpose of inducing a real property transaction from which such person, *his firm*, or any of its members may benefit financially, to represent that a change has occurred or will or may occur in the composition with respect to race, creed, color, (OR) national origin, *sex, marital status, status with regard to public assistance or disability* of the owners or occupants in the block, neighborhood, or area in which the real property is located, and to represent, directly or indirectly, that this change will or may result in undesirable consequences in the block, neighborhood, or area in which the real property is located, including but not limited to the lowering of property values, an increase in criminal or antisocial behavior, or a decline in the quality of schools or other public facilities.

Subd. 3. [PUBLIC ACCOMMODATIONS.] It is an unfair discriminatory practice:

To deny (AN INDIVIDUAL OR GROUP OF INDIVIDUALS) *any person* the full and equal enjoyment of the goods, services, facilities, privileges, advantages, and accommodations of a place of public accommodation because of race, color, creed, religion, (OR) national origin or *sex*. *It is an unfair discriminatory practice for a taxicab company to discriminate in the access to, full utilization of or benefit from service because of a person's disability.*

Subd. 4. [PUBLIC SERVICES.] It is an unfair discriminatory practice:

To discriminate against any person in the access to, admission to, full utilization of or benefit from any public service because of race, color, creed, religion, (OR) national origin, *sex or status with regard to public assistance.*

Subd. 5. [EDUCATIONAL INSTITUTION.] It is an unfair discriminatory practice:

(1) To discriminate in any manner in the full utilization of or benefit from any educational institution, or the services rendered thereby to any (INDIVIDUAL) *person* because of race, color, creed, religion, (OR) national origin, *sex marital status, status with regard to public assistance or disability.*

(2) To exclude, expel, (LIMIT,) or otherwise discriminate against (AN INDIVIDUAL) a *person* seeking admission as a student, or (AN INDIVIDUAL) a *person* enrolled as a student because of race, color, creed, religion, (OR) national origin, *sex, marital status, status with regard to public assistance or disability.*

(3) To make or use a written or oral inquiry, or form of application for admission that elicits or attempts to elicit information, or to make or keep a record, concerning the race, color, creed, religion, (OR) national origin, *sex, marital status or disability* of (AN APPLICANT FOR) a *person seeking* admission, except as permitted by regulations of the department.

Subd. 6. [AIDING AND ABETTING AND OBSTRUCTION.] It is an unfair discriminatory practice for any person (, EMPLOYER, LABOR ORGANIZATION, OR EMPLOYMENT AGENCY):

((1) TO INTENTIONALLY ENGAGE IN ANY ECONOMIC OR OTHER REPRISAL AGAINST ANY PERSON BECAUSE THAT PERSON HAS OPPOSED ANY PRACTICE FORBIDDEN UNDER THIS CHAPTER OR HAS FILED A CHARGE, TESTIFIED, ASSISTED, OR PARTICIPATED IN ANY MANNER IN ANY INVESTIGATION, PROCEEDING, OR HEARING UNDER THIS CHAPTER;)

((2)) (1) Intentionally to aid, abet, incite, compel, or coerce a person to engage in any of the practices forbidden by this chapter;

((3)) (2) Intentionally to attempt to aid, abet, incite, compel, or coerce a person to engage in any of the practices forbidden by this chapter;

((4)) (3) To intentionally obstruct or prevent any person from complying with the provisions of this chapter, or any order issued thereunder, or to resist, prevent, impede, or interfere with the commissioner or any of his employees or representatives in the performance of duty under this chapter (;).

((5) TO INTENTIONALLY ENGAGE IN ANY ECONOMIC REPRISAL AGAINST ANY PERSON BECAUSE THAT PERSON HAS ASSOCIATED WITH A PERSON OR GROUP OF PERSONS OF A DIFFERENT RACE, COLOR, CREED, RELIGION OR NATIONAL ORIGIN.)

Subd. 7. [REPRISALS.] *It is an unfair discriminatory practice for any employer, labor organization, employment agency, lessor, public accommodation, public service or educational institution to intentionally engage in any reprisal against any person because that person:*

(1) *Opposed a practice forbidden under this chapter or has filed a charge, testified, assisted, or participated in any matter in an investigation, proceeding or hearing under this chapter;*
or

(2) *Associated with a person or group of persons of a different race, color, creed, religion or national origin.*

Sec. 4. Minnesota Statutes 1971, Section 363.04, Subdivision 8, is amended to read:

Subd. 8. [ADVISORY COMMITTEE, MEMBERSHIP, TERMS.] There is hereby established within the department an advisory committee on women's affairs to advise and assist the commissioner. The committee shall consist of (15) *24* persons to be appointed by the commissioner. (SEVEN) *Eight* shall be appointed for terms expiring (MARCH 1, 1968) *the first Monday in January, 1974*, and every (TWO) *three* years thereafter, and eight shall be appointed for terms expiring (MARCH 1, 1969) *the first Monday in January, 1975*, and every (TWO) *three* years thereafter, and eight shall be appointed for terms expiring *the first Monday in January, 1976*, and every *three* years thereafter. *The terms of all persons appointed to the committee prior to the effective date of this act shall remain in effect until their terms expire.* Vacancies in unexpired terms shall be filled by appointment by the commissioner. *Members may be removed by the commissioner for inefficiency, neglect of duty or malfeasance.* In addition to the (15) *24* members of the committee the following shall serve as ex officio, non-voting members of the committee: a member of the state senate to be appointed in January of each odd numbered year by the committee on committees of that body; a member of the house of representatives to be appointed in January of each odd numbered year by the speaker of that body; the commissioner of education, or his designee; the commissioner of public welfare, or his designee; and the executive secretary of the state board of health, or his designee. The committee shall elect, in January of each year, a chairman and such other officers as it may deem necessary. It shall meet at least twice in each year. Additional meetings may be called by the chairman, by the commissioner, or by a majority of the voting members. The chairman shall be an ex officio member of the state board of human rights. Each member of the committee shall be reimbursed for necessary expenses incurred in the performance of his duties in the same amount and in the same manner as provided by law for state officers and employees. *On the first Monday in January, 1974, and at all times thereafter, at least one appointee from each of the congressional districts of the state shall sit on the advisory committee on women's affairs.*

Sec. 5. Minnesota Statutes 1971, Section 363.05, Subdivision 1, is amended to read:

363.05 [DUTIES OF COMMISSIONER.] Subdivision 1. [FORMULATION OF POLICIES.] The commissioner shall formulate policies to effectuate the purposes of this chapter and shall:

(1) Exercise leadership under the direction of the governor in the development of human rights policies and programs, and

make recommendations to the governor and the legislature for their consideration and implementation;

(2) cooperate and consult with the commissioners of education, labor and industry, public welfare, economic development, and natural resources, and with the secretary of the state board of health in developing plans and programs to most effectively serve the needs of Indians and to assist women in the areas designated in section 363.04, subdivision 7;

(3) establish and maintain a principal office in St. Paul, and any other necessary branch offices at any location within the state;

(4) meet and function at any place within the state;

(5) employ such hearing examiners, attorneys, clerks and other employees and agents as he may deem necessary and prescribe their duties;

(6) to the extent permitted by federal law and regulation, utilize the records of the department of manpower services of the state when necessary to effectuate the purposes of this chapter;

(7) obtain upon request and utilize the service of all state governmental departments and agencies;

(8) adopt suitable rules and regulations for effectuating the purposes of this chapter;

(9) issue complaints, receive and investigate charges alleging unfair discriminatory practices, and determine whether or not probable cause exists for hearing;

(10) subpoena witnesses, administer oaths, take testimony, and require the production for examination of any books or papers relative to any matter under investigation or in question; authorize hearing examiners to exercise the authority conferred by this clause;

(11) attempt, by means of education, conference, conciliation, and persuasion to eliminate unfair discriminatory practices as being contrary to the public policy of the state;

(12) conduct research and study discriminatory practices;

(13) publish and distribute the results of research and study when in the judgment of the commissioner the purposes of chapter 363, will be served thereby;

(14) develop and conduct programs of formal and informal education designed to eliminate discrimination and intergroup conflict by use of educational techniques and programs he deems necessary;

(15) make a written report of the activities of the commissioner to the governor each year and to the legislature at each session;

(16) accept gifts, bequests, grants or other payments public and private to help finance the activities of the department;

(17) create such local and statewide advisory committees as will in his judgment aid in effectuating the purposes of the department of human rights;

(18) appoint a hearing examiner to preside at a public hearing on any complaint;

(19) develop such programs as will aid in determining the compliance throughout the state with the provisions of chapter 363, and in the furtherance of such duties, conduct research and study discriminatory practices based upon race, color, creed, religion, national origin, *sex, disability, marital status or status with regard to public assistance*, or other factors and develop accurate data on the nature and extent of discrimination and other matters as they may affect housing, employment, public accommodations, schools, and other areas of public life;

(20) develop and disseminate technical assistance to persons subject to the provisions of chapter 363, and to agencies and officers of governmental and private agencies;

(21) provide staff services to such advisory committees as may be created in aid of the functions of the department of human rights;

(22) make grants in aid to the extent that appropriations are made available for such purpose in aid of carrying out his duties and responsibilities, but no grant in aid shall be made without first obtaining the advice and consent of the board;

(23) develop educational programs, community organization programs, leadership development programs, motivational programs, and business development programs for the benefit of those persons theretofore and hereafter subject to prejudice and discrimination; and

(24) provide information for and direction to a program designed to assist Indian citizens to assume all the rights, privileges, and duties of citizenship; and to coordinate and cooperate with local, state and national and private agencies providing services to the Indian people.

Sec. 6. Minnesota Statutes 1971, Section 363.06, Subdivision 2, is amended to read:

Subd. 2. [CHARGE, ISSUANCE BY COMMISSIONER.] Whenever the commissioner has reason to believe that a person is engaging in an unfair discriminatory practice, the commissioner may issue a (COMPLAINT) *charge stating in statutory language an alleged violation of a particular section of Minnesota Statutes, Section 366.03.*

Sec. 7. Minnesota Statutes 1971, Section 363.06, Subdivision 4, is amended to read:

Subd. 4. [INQUIRY INTO CHARGE.] When a charge has been filed, the commissioner shall promptly inquire into the truth

of the allegations of the charge and shall make a determination as to whether or not there is probable cause to credit the allegation of unfair discriminatory practices, and

(1) If the commissioner shall determine after investigation that no probable cause exists to credit the allegations of the unfair discriminatory practice, the commissioner shall, within ten days of such determination serve upon the charging party and respondent written notice of such determination. This shall be a final decision of the department unless an appeal is taken as hereinafter provided in subdivision 7.

(2) If the commissioner shall determine after investigation that probable cause exists to credit the allegations of unfair discriminatory practices, the commissioner shall issue a complaint and serve on the respondent, by registered or certified mail, a written notice of hearing together with a copy of the complaint, requiring the respondent to answer the allegations of the complaint at a hearing before a hearing examiner *or panel* at a time and place specified in the notice, not less than ten days after service of said complaint. A copy of the notice shall be furnished to the charging party, the attorney general, and (MEMBERS) *the chairman* of the board.

(3) At any time after the commissioner has determined that there is probable cause to believe that a respondent has engaged in an unfair discriminatory practice the commissioner may file a petition in the district court in a county in which the subject of the complaint occurs, or in a county in which a respondent resides or transacts business, seeking appropriate temporary relief against the respondent, pending final determination of proceedings under this chapter, including an order or decree restraining him from doing or procuring any act tending to render ineffectual any order the commissioner may enter with respect to the complaint. The court shall have power to grant such temporary relief or restraining order as it deems just and proper, but no such relief or order extending beyond ten days shall be granted except by consent of the respondent or after hearing upon notice to the respondent and a finding by the court that there is reasonable cause to believe that the respondent has engaged in a discriminatory practice. The Minnesota rules of civil procedure shall apply to such application, and the district court shall have authority to grant or deny such relief sought on such conditions as it deems just and equitable. All hearings under this section shall be given precedence as nearly as practicable over all other pending civil actions.

(4) If any lessor, after he has engaged in a discriminatory practice defined in section 363.03, subdivision 2, clause (1), (a), shall lease or rent such dwelling unit to a person who has no knowledge of such practice or of the existence of any charge with respect thereto, such lessor shall be liable for actual damages sustained by such person by reason of any final order hereunder requiring such person to be evicted from such dwelling unit.

Sec. 8. Minnesota Statutes 1971, Section 363.06, Subdivision 7, is amended to read:

Subd. 7. [REVIEW PANEL APPEAL.] The chairman of the state board of human rights shall select three members of said state board, *at least one of whom shall be a lawyer*, to serve on a review (BOARD) panel. *The chairman shall designate one of the three members selected as the presiding member of the panel.* Within 15 days after service of (WRITTEN NOTICE OF) *an order dismissing a charge following a determination of no probable cause a charging party aggrieved by the commissioner's determination may appeal to the review (BOARD) panel by serving a written notice of appeal upon the commissioner and the respondent. The hearing on the appeal shall be held no later than 30 days after perfection of the appeal at a time and place specified by the review (BOARD) panel. The charging party, the commissioner, and the respondent shall receive at least five days' written notice of the time and place of the hearing. The charging party and the commissioner shall be present at the hearing. The respondent may also attend the hearing. The charging party may be represented by counsel. An informal hearing shall be held at which time the commissioner shall make all the information relevant to the case and in his possession available to the review (BOARD) panel. The charging party and the respondent may introduce any evidence relevant to the charge. The members of the review (BOARD) panel shall hear testimony, may examine any party or witness and shall review all the evidence, and issue a decision in writing with a statement of reasons therefor. The (DECISION OF THE) review (BOARD) panel (SHALL BE FINAL UNLESS IT FINDS THAT PROBABLE CAUSE EXISTS IN WHICH INSTANCE IT SHALL) may decide to either sustain the determination of no probable cause or remand the case to the commissioner for further (PROCEEDINGS) investigation and a determination as to whether there is probable cause to believe that the respondent has engaged in an unfair discriminatory practice. A decision to remand the case shall be submitted to the commissioner within 30 days after the date of the hearing.*

Sec. 9. Minnesota Statutes 1971, Section 363.071, Subdivision 2, is amended to read:

Subd. 2. [DETERMINATION OF DISCRIMINATORY PRACTICE.] If the panel or examiner finds that the respondent has engaged in an unfair discriminatory practice, the panel or examiner shall make findings of fact and conclusions of law, and shall issue (A PRELIMINARY) *an order directing the respondent to cease and desist from the unfair discriminatory practice found to exist and to take such affirmative action as in the judgment of the panel or examiner will effectuate the purposes of this chapter. Such order shall be a final decision of the department. In all cases the panel or examiner may order the respondent to pay (THE CHARGING) an aggrieved party, who has suffered discrimination, compensatory damages, except damages for mental anguish or suffering, and, in all cases, may also*

order the respondent to pay (THE CHARGING) *an aggrieved party, who has suffered discrimination*, punitive damages in an amount not less than \$25 nor more than (\$100) \$500. In addition to the aforesaid remedies, in a case involving discrimination in

(a) employment, the panel or examiner may order the hiring, reinstatement or upgrading of an (EMPLOYEE) *aggrieved party, who has suffered discrimination*, with or without back pay, admission or restoration to membership in a labor organization, or his admission to or participation in an apprenticeship training program, on-the-job-training program, or other retraining program, or any other relief the panel or examiner deems just and equitable.

(b) housing, the panel or examiner may order the sale, lease, or rental of the housing accommodation or other real property to (THE CHARGING) *an aggrieved party, who has suffered discrimination*, or the sale, lease or rental of a like accommodation or other real property owned by or under the control of the person against whom the complaint was filed, according to terms as listed with a real estate broker, or if no such listing has been made, as otherwise advertised or offered by the vendor or lessor, or any other relief the panel or examiner deems just and equitable.

The panel or examiner shall cause the findings of fact, conclusions of law, and (PRELIMINARY) order to be served on the respondent personally, the charging party by registered or certified mail, and shall furnish copies to the attorney general and the commissioner.

Sec. 10. Minnesota Statutes 1971, Section 363.072, Subdivision 1, is amended to read:

363.072 [DISTRICT COURT, REVIEW ORDERS OF PANEL OR EXAMINER.] Subdivision 1. (A RESPONDENT) *Any person aggrieved by a final decision of the (BOARD) department reached after a hearing held pursuant to section 363.071 may seek judicial review (IN THE DISTRICT COURT FOR THE JUDICIAL DISTRICT IN WHICH THE HEARING OF THE BOARD WAS HELD) pursuant to section 15.0424.*

Sec. 11. Minnesota Statutes 1971, Section 363.091, is amended to read:

363.091 [ENFORCEMENT.] When (THE ORDER) *a respondent fails or refuses to comply with a final decision of the department, (HAS BECOME FINAL) the commissioner may file with the clerk of district court in the judicial district in which the hearing was held a petition requesting the court to order the respondent to comply with the order of the department. Thereupon the court shall issue an order to show cause directed to the respondent why an order directing compliance should not be issued. Notwithstanding the provisions of any law or rule of civil procedure to the contrary, the court shall examine at the hearing on the order to show cause all the evidence in the record and may amend the order of the department in any way the court*

deems just and equitable. If the panel or examiner has ordered an award of damages pursuant to section 363.071 and if the court sustains or modifies the award, it shall enter judgment on the order or modified order in the same manner as in the case of an order of the district court, as provided in section 546.27.

Sec. 12. Minnesota Statutes 1971, Section 363.11, is amended to read:

363.11 [CONSTRUCTION.] The provisions of this chapter shall be construed liberally for the accomplishment of the purposes thereof. Nothing contained in this chapter shall be deemed to repeal any of the provisions of the civil rights law or of any other law of this state relating to discrimination because of race, creed, color, religion, sex, disability, marital status, status with regard to public assistance or national origin; but, as to acts declared unfair by (SECTION) sections 363.03 and 363.123, the procedure herein provided shall, while pending, be exclusive.

Sec. 13. Minnesota Statutes 1971, Section 363.115, is amended to read:

363.115 [REFERRAL TO LOCAL COMMISSION.] The commissioner whether or not a charge has been filed under chapter 363 may refer a matter involving discrimination because of race, color, religion, sex, creed, disability, marital status, status with regard to public assistance or national origin to a local commission for (INVESTIGATION,) study and report (, AND MAY REFER A COMPLAINT ALLEGING A VIOLATION OF CHAPTER 363 TO A LOCAL COMMISSION FOR INVESTIGATION, DETERMINATION WHETHER THERE IS REASONABLE CAUSE TO BELIEVE THAT THE RESPONDENT HAS ENGAGED IN A DISCRIMINATORY PRACTICE, OR ASSISTANCE IN ELIMINATING A DISCRIMINATORY PRACTICE BY CONFERENCE, CONCILIATION OR PERSUASION).

Upon referral by the commissioner, the local commission shall make a report and make recommendations to the commissioner and take other appropriate action within the scope of its powers.

(THE TERM "LOCAL COMMISSION" AS USED IN THIS SECTION MEANS AN AGENCY OF A CITY, VILLAGE OR BOROUGH CREATED PURSUANT TO LAW, CITY CHARTER, OR MUNICIPAL ORDINANCE, AND CONFERRING UPON THE AGENCY POWERS, INCLUDING, BUT NOT LIMITED TO THOSE WHICH ARE CONFERRED UPON THE COMMISSIONER BY CHAPTER 363.)

Sec. 14. Minnesota Statutes 1971, Section 363.12, Subdivision 1, is amended to read:

363.12 [DECLARATION OF POLICY.] Subdivision 1. (AS A GUIDE TO THE INTERPRETATION AND APPLICATION OF THIS CHAPTER, BE IT ENACTED THAT) *It is the public policy of this state (IS) to secure for (INDIVID-*

UALS) persons in this state, freedom from discrimination; (BECAUSE OF RACE, COLOR, CREED, RELIGION, OR NATIONAL ORIGIN, IN CONNECTION WITH EMPLOYMENT, HOUSING AND REAL PROPERTY, PUBLIC ACCOMMODATIONS, PUBLIC SERVICES, AND EDUCATION. IT IS ALSO THE PUBLIC POLICY OF THIS STATE TO SECURE FOR INDIVIDUALS IN THIS STATE, FREEDOM FROM DISCRIMINATION BECAUSE OF SEX IN CONNECTION WITH EMPLOYMENT.)

(1) *In employment because of race, color, creed, religion, national origin, sex, marital status, disability and status in regard to public assistance;*

(2) *In housing and real property because of race, color, creed, religion, national origin, sex, marital status, disability and status in regard to public assistance;*

(3) *In public accommodations because of race, color, creed, religion, national origin, sex and disability;*

(4) *In public services because of race, color, creed, religion national origin, sex, marital status, disability and status in regard to public assistance; and*

(5) *In education because of race, color, creed, religion, national origin, sex, marital status, disability and status in regard to public assistance. Such discrimination threatens the rights and privileges of the inhabitants of this state and menaces the institutions and foundations of democracy. It is also the public policy of this state to protect all persons from wholly unfounded charges of discrimination. Nothing in this chapter shall be interpreted as restricting the implementation of positive action programs to combat discrimination.*

Sec. 15. Minnesota Statutes 1971, Section 363.12, Subdivision 2, is amended to read:

Subd. 2. The opportunity to obtain employment, housing, and other real estate, and full and equal utilization of public accommodations, public services, and educational institutions without such discrimination (BECAUSE OF RACE, COLOR, CREED, RELIGION, OR NATIONAL ORIGIN) as is prohibited by this chapter is hereby recognized as and declared to be a civil right. (THE OPPORTUNITY TO OBTAIN EMPLOYMENT WITHOUT DISCRIMINATION BECAUSE OF SEX IS ALSO HEREBY RECOGNIZED AS AND DECLARED TO BE A CIVIL RIGHT.)

Sec. 16. Minnesota Statutes 1971, Chapter 363, is amended by adding a section to read:

[363.123] [VIOLATION OF ACT.] *It shall be a violation of this act for any person furnishing credit service to discriminate against any person who is the recipient of federal, state or local public assistance, including medical assistance, or who is a tenant receiving federal, state or local housing subsidies, in-*

cluding rental assistance or rent supplements, solely because the individual is such a recipient.

Sec. 17. Minnesota Statutes 1971, Section 363.13, is amended to read:

363.13 [CITATION.] This chapter shall be known as the **Minnesota (STATE ACT AGAINST DISCRIMINATION) human rights act.**

Sec. 18. Minnesota Statutes 1971, Chapter 363, is amended by adding a section to read:

[363.14] [COURT ACTIONS, SUITS BY PRIVATE PARTIES, INTERVENTION, DISTRICT COURT JURISDICTION, ATTORNEY'S FEES, AND COSTS.] *Subdivision 1. [COURT ACTIONS, SUITS BY PRIVATE PARTIES, INTERVENTION.] If, after a charge has been filed with the department, the commissioner finds pursuant to section 363.06, subdivision 4, no probable cause to credit the allegations contained therein or if within 90 days from the filing of a charge, the commissioner has not issued a complaint pursuant to section 363.06 or the department has not entered into a conciliation agreement to which the charging party is a party, he shall so notify the charging party and within 90 days after the giving of such notice a civil action may be brought by the charging party against the respondent named in the charge.*

Upon application by the complaining party to the district court at a special term thereof and in such circumstances as the court may deem just, the court may appoint an attorney for such person and may authorize the commencement of the action without payment of fees, costs, or security.

Upon timely application, the court may, in its discretion, permit the department to intervene in a civil action brought pursuant to this section upon certification that the case is of general public importance.

Upon request, the court may, in its discretion, stay further proceedings for not more than 60 days pending further efforts of the department to obtain voluntary compliance.

Subd. 2. [DISTRICT COURT JURISDICTION.] *Any action brought pursuant to this section shall be filed in the district court of the county wherein the unlawful discriminatory practice is alleged to have been committed or where the respondent resides or has his principal place of business.*

Any action brought pursuant to this chapter shall be heard and determined by a judge sitting without a jury.

If the court finds that the respondent has engaged in an unfair discriminatory practice, it shall issue an order directing such relief as it deems appropriate and which effectuates the purpose of this chapter. Such relief shall be limited to that permitted by section 363.071, subdivision 2.

Subd. 3. [ATTORNEY'S FEES AND COSTS.] In any action or proceeding brought pursuant to this section the court, in its discretion, may allow the prevailing party, other than the department, a reasonable attorney's fee as part of the costs."

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

House Conferees: FRED C. NORTON, ROBERT C. BELL, and RAY W. FARICY.

Senate Conferees: NICHOLAS D. COLEMAN, DOUGLAS H. SILLERS, and EUGENE STOKOWSKI.

Norton moved that the report of the Conference Committee on H. F. No. 377 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

McMillan was excused for the remainder of today's session.

H. F. No. 377, A bill for an act relating to the department of human rights; unfair discriminatory practices; amending Minnesota Statutes 1971, Sections 363.01 by adding subdivisions; 363.02, Subdivisions 2 and 3 and by adding subdivisions; 363.03; 363.04, Subdivision 8; 363.05, Subdivision 1; 363.06, Subdivisions 2, 4 and 7; 363.071, Subdivision 2; 363.072, Subdivision 1; 363.091; 363.11; 363.115; 363.12, Subdivisions 1 and 2; 363.13; and Chapter 363, by adding sections.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 115, and nays 11, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, C.	McFarlin	St. Onge
Adams, S.	Dahl	Johnson, D.	Menke	Salchert
Andersen, R.	Dieterich	Johnson, J.	Miller, D.	Samuelson
Anderson, G.	Dirlam	Johnson, R.	Moe	Sarna
Anderson, I.	Eckstein	Jopp	Munger	Savelkoul
Becklin	Eken	Jude	Nelson	Schreiber
Belisle	Enebo	Kahn	Newcome	Schulz
Bell	Faricy	Kelly	Norton	Sherwood
Bennett	Ferderer	Kempe	Ohnstad	Sieben, H.
Berg	Fjoslien	Klaus	Ojala	Sieben, M.
Berglin	Flakne	Knickerbocker	Parish	Spanish
Biersdorf	Forsythe	Kvam	Patton	Stanton
Boland	Fugina	Laidig	Pavlak, R.	Swanson
Braun	Graba	LaVoy	Pavlak, R. L.	Tomlinson
Brinkman	Graw	Lemke	Pehler	Ulland
Carlson, A.	Growe	Lindstrom, E.	Peterson	Vanasek
Carlson, B.	Hagedorn	Lindstrom, J.	Pieper	Vento
Carlson, D.	Hanson	Lombardi	Pleasant	Vos
Carlson, L.	Haugerud	Mann	Prahl	Wenzel
Casserly	Heinitz	McArthur	Quirin	Wigley
Cleary	Hook	McCarron	Resner	Wohlwend
Clifford	Jacobs	McCauley	Rice	Wolcott
Connors	Jaros	McEachern	Ryan	Mr. Speaker

Those who voted in the negative were:

Anderson, D.	Erickson	Larson	Searie	Skaar
DeGroat	Esau	Long		
Erdahl	Fudro	Niehaus		

The bill was repassed, as amended by Conference, and its title agreed to.

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 9, A bill for an act relating to labor; creating a division of labor standards; providing for minimum wage and overtime standards; providing penalties for violations; repealing Minnesota Statutes 1971, Sections 175.38; 175.39; and 177.01 to 177.20.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 1436, A bill for an act relating to the cities of Brooklyn Center, Robbinsdale and Brooklyn Park; creating a housing and redevelopment authority.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate accedes to the request of the House for the appointment of a Conference Committee, consisting of 3 members of the Senate, on the amendments adopted by the Senate to the following House File:

H. F. No. 2444, A bill for an act relating to transportation; providing principal arterial highway funds for the appropriation of money to counties and municipalities of the state for the purposes of constructing and reconstructing the state's principal

arterial highways, authorizing the issuance of state bonds for the purposes thereof and appropriating money in connection therewith; establishing the Minnesota state transportation fund for the appropriation of money to subdivisions of the state for public lands, buildings, and capital improvements needed for public transportation, authorizing the issuance of state bonds for the purposes of the transportation fund and appropriating money in connection therewith; amending Minnesota Statutes 1971, Sections 473A.065; and 473A.111, Subdivision 1.

The Senate has appointed as such committee Messrs. Olson, A. G.; Chenoweth; and McCutcheon.

Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2484, A bill for an act relating to taxation of property devoted to temporary and seasonal residential occupancy; amending Minnesota Statutes 1971, Section 273.13, Subdivision 4.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

LaVoy moved that the House concur in the Senate amendments to H. F. No. 2484 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2484, A bill for an act relating to taxation of property devoted to temporary and seasonal residential occupancy; amending Minnesota Statutes 1971, Section 273.13, Subdivision 4:

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 69, and nays 56, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Haugerud	Laidig	Moe
Anderson, I.	Dieterich	Jacobs	LaVoy	Munger
Berg	Enebo	Jaros	Lemke	Nelson
Berglin	Farcy	Johnson, C.	Lindstrom, E.	Newcome
Boland	Ferderer	Johnson, D.	Lindstrom, J.	Norton
Brinkman	Fudro	Johnson, J.	Mann	Ojala
Carlson, B.	Fugina	Jude	McCarron	Parish
Carlson, L.	Growe	Kahn	McEachern	Pavlak, R.
Casserly	Hagedorn	Kelly	Menke	Pehler
Cummiskey	Hanson	Kempe	Miller, D.	Peterson

Prahl	Ryan	Sieben, H.	Swanson	Voss
Quirin	Salchert	Sieben, M.	Tomlinson	Wenzel
Resner	Sarna	Stangeland	Vanasek	Mr. Speaker
Rice	Schulz	Stanton	Vento	

Those who voted in the negative were:

Adams, S.	Cleary	Forsythe	Long	Searle
Andersen, R.	Clifford	Graba	McFarlin	Skaar
Anderson, D.	Connors	Graw	Miller, M.	Smith
Anderson, G.	Culhane	Heinitz	Myrah	Spanish
Becklin	DeGroat	Hook	Niehaus	Ulland
Belisle	Eckstein	Johnson, R.	Ohnstad	Weaver
Bell	Eken	Jopp	Patton	Wigley
Bennett	Erdah.	Klaus	Pavlak, R. L.	Wohlwend
Biersdorf	Erickson	Knickerbocker	Pieper	
Braun	Esau	Kvam	St. Onge	
Carlson, A.	Fjoslien	Larson	Savelkoul	
Carlson, D.	Flakne	Lombardi	Schreiber	

The bill was repassed, as amended by the Senate, and its title agreed to.

SPECIAL ORDERS

S. F. No. 1654, A bill for an act relating to motor vehicles; permissible length; amending Minnesota Statutes 1971, Section 169.81, Subdivisions 2 and 3.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 126, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, R.	Moe	Schreiber
Adams, S.	Dirlam	Jopp	Munger	Schulz
Andersen, R.	Eckstein	Jude	Myrah	Searle
Anderson, D.	Eken	Kahn	Nelson	Sherwood
Anderson, G.	Enebo	Kelly	Newcome	Sieben, H.
Becklin	Erdahl	Kempe	Niehaus	Sieben, M.
Belisle	Erickson	Klaus	Norton	Smith
Bell	Esau	Knickerbocker	Ohnstad	Spanish
Bennett	Farcy	Kvam	Ojala	Stangeland
Berg	Ferderer	Laidig	Parish	Stanton
Berglin	Fjoslien	Larson	Patton	Swanson
Biersdorf	Forsythe	LaVoy	Pavlak, R.	Tomlinson
Boland	Fudro	Lemke	Pavlak, R. L.	Ulland
Braun	Fugina	Lindstrom, E.	Pehler	Vanasek
Brinkman	Graba	Lindstrom, J.	Peterson	Vento
Carlson, A.	Graw	Lombardi	Pieper	Voss
Carlson, B.	Grove	Long	Pleasant	Weaver
Carlson, D.	Hagedorn	Mann	Prahl	Wenzel
Carlson, L.	Haugerud	McArthur	Quirin	Wigley
Casserly	Heinitz	McCarron	Resner	Wohlwend
Cleary	Hook	McCauley	Rice	Wolcott
Clifford	Jacobs	McEachern	Ryan	Mr. Speaker
Connors	Jaros	McFarlin	St. Onge	
Culhane	Johnson, C.	Menke	Salchert	
Cummiskey	Johnson, D.	Miller, D.	Sarna	
Dahl	Johnson, J.	Miller, M.	Savelkoul	

Those who voted in the negative were:

Dieterich

The bill was passed and its title agreed to.

S. F. No. 968 was reported to the House.

Ulland moved to amend S. F. No. 968, the typewritten bill, as follows:

Page 2, delete subdivision 4, and renumber subdivision 5.

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

S. F. No. 986, A bill for an act relating to crimes and criminals; providing penalties for the receipt, purchase or concealment of stolen goods; and providing for civil redress; amending Minnesota Statutes 1971, Section 609.53.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Menke	Salchert
Adams, S.	DeGroat	Johnson, J.	Miller, D.	Sarna
Anderson, D.	Dieterich	Johnson, R.	Miller, M.	Savelkoul
Anderson, G.	Dirlam	Jopp	Moe	Schreiber
Anderson, I.	Eckstein	Jude	Munger	Schulz
Becklin	Eken	Kahn	Myrah	Searle
Belisle	Erdahl	Kelly	Nelson	Sherwood
Bell	Erickson	Kempe	Newcome	Sieben, H.
Bennett	Esau	Klaus	Niehaus	Sieben, M.
Berg	Faricy	Knickerbocker	Norton	Skaar
Berglin	Ferderer	Kvam	Ohnstad	Smith
Biersdorf	Fjoslien	Laidig	Parish	Spanish
Boland	Forsythe	Larson	Patton	Stangeland
Braun	Fudro	LaVoy	Pavlak, R.	Stanton
Brinkman	Fugina	Lemke	Pavlak, R. L.	Swanson
Carlson, A.	Graba	Lindstrom, E.	Pehler	Tomlinson
Carlson, B.	Graw	Lindstrom, J.	Peterson	Vanasek
Carlson, D.	Growe	Lombardi	Pieper	Vento
Carlson, L.	Hagedorn	Long	Pleasant	Voss
Casserly	Hanson	Mann	Prahl	Weaver
Cleary	Haugerud	McArthur	Quirin	Wenzel
Clifford	Heinitz	McCarron	Reasner	Wigley
Connors	Hook	McCauley	Rice	Wohlwend
Culhane	Jaros	McEachern	Ryan	Wolcott
Cummiskey	Johnson, C.	McFarlin	St. Onge	Mr. Speaker

Those who voted in the negative were:

Andersen, R. Enebo Ojala Ulland

The bill was passed and its title agreed to.

S. F. No. 1896 was reported to the House.

Newcome moved to amend S. F. No. 1896, the printed bill, as follows:

Page 3, line 7, delete "may" and insert "shall".

Page 3, line 16, delete "may" and insert "shall".

Page 3, line 20, delete "or in the city of Saint Paul".

Page 3, at the end of line 20, add a new sentence to read as follows: "*Arraignments in criminal actions shall be held in the evening after 7:00 p.m. if so requested by the governing body of a city or village in which a court is situated as provided by this act by a resolution filed with the clerk of court.*".

The motion prevailed and the amendment was adopted.

S. F. No. 1896, A bill for an act relating to courts, Ramsey county; providing for creation and the operation and functioning of the Ramsey county municipal court; abolishing certain courts and merging certain courts with the Ramsey county municipal courts; transferring certain duties, functions, and jurisdictions; amending Minnesota Statutes 1971, Sections 488A.18, Subdivisions 1, 7, 10, and by adding a subdivision; 488A.19, Subdivisions 1, 2, 3, and 10; 488A.20, Subdivisions 1, 2, 4, 5, and 6; 488A.21, Subdivision 2; 488A.22, Subdivisions 1 and 3; 488A.24, Subdivision 6; 488A.25, Subdivisions 1 and 2; 488A.27, Subdivisions 6, 11, 12 and by adding a subdivision; 488A.28, by adding a subdivision; 488A.29, Subdivisions 1 and 2; 488A.30, Subdivisions 1, 2, and 4; and 488A.33, Subdivision 7; repealing Minnesota Statutes 1971, Sections 488A.18, Subdivision 5; 488A.19, Subdivision 4; and 488A.23, Subdivision 2.

The bill was read for the third time, as amended, and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 119, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Miller, M.	Schreiber
Adams, S.	Dieterich	Johnson, J.	Moe	Schulz
Anderson, D.	Dirlam	Johnson, R.	Munger	Searle
Anderson, G.	Eckstein	Jude	Myrah	Sherwood
Becklin	Eken	Kahn	Nelson	Sieben, H.
Belisle	Erdahl	Kelly	Newcome	Sieben, M.
Bell	Erickson	Klaus	Niehaus	Skaar
Bennett	Esau	Knickerbocker	Norton	Smith
Berg	Faricy	Laidig	Ohnstad	Spanish
Berglin	Ferderer	Larson	Ojala	Stangeland
Biersdorf	Fjoslien	LaVoy	Parish	Stanton
Boland	Flakne	Lemke	Patton	Swanson
Braun	Forsythe	Lindstrom, E.	Pavlak, R.	Tomlinson
Brinkman	Fudro	Lindstrom, J.	Pehler	Ulland
Carlson, A.	Fugina	Lombardi	Peterson	Vanasek
Carlson, B.	Graba	Long	Pieper	Vento
Carlson, D.	Graw	Mann	Pleasant	Voss
Carlson, L.	Growe	McArthur	Prahl	Weaver
Cassery	Hagedorn	McCarron	Resner	Wenzel
Cleary	Hanson	McCauley	Ryan	Wigley
Connors	Heinitz	McEachern	St. Onge	Wohlwend
Culhane	Hook	McFarlin	Salchert	Wolcott
Cummiskey	Jacobs	Menke	Sarna	Mr. Speaker
Dahl	Jaros	Miller, D.	Savelkoul	

Those who voted in the negative were:

Andersen, R. Haugerud Johnson, D. Pavlak, R. L.

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

S. F. No. 1623, A bill for an act relating to privacy of communications; amending Minnesota Statutes 1971, Section 626A.05, Subdivision 2.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 125, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Jaros	Menke	Sarna
Adams, S.	Dieterich	Johnson, C.	Miller, D.	Savelkoul
Andersen, R.	Dirlam	Johnson, D.	Miller, M.	Schreiber
Anderson, D.	Eckstein	Johnson, J.	Munger	Schulz
Anderson, G.	Eken	Johnson, R.	Myrah	Searle
Becklin	Enebo	Jopp	Nelson	Sherwood
Belisle	Erdahl	Jude	Newcome	Sieben, H.
Bell	Erickson	Kahn	Niehaus	Sieben, M.
Bennett	Esau	Kelly	Norton	Skaar
Berg	Faricy	Kempe	Ohnstad	Smith
Biersdorf	Ferderer	Klaus	Ojala	Spanish
Boland	Fjoslien	Knickerbocker	Parish	Stangeland
Braun	Flakne	Laidig	Patton	Stanton
Brinkman	Forsythe	LaVoy	Pavlak, R.	Swanson
Carlson, A.	Fudro	Lemke	Pavlak, R. L.	Tomlinson
Carlson, B.	Fugina	Lindstrom, E.	Pehler	Ulland
Carlson, D.	Graba	Lindstrom, J.	Peterson	Vanasek
Carlson, L.	Graw	Lombardi	Pieper	Vento
Cassery	Growe	Long	Pleasant	Voss
Cleary	Hagedorn	Mann	Prahl	Weaver
Clifford	Hanson	McArthur	Quirin	Wenzel
Connors	Haugerud	McCarron	Resner	Wigley
Culhane	Heinitz	McCauley	Ryan	Wohlwend
Cummiskey	Hook	McEachern	St. Onge	Wolcott
Dahl	Jacobs	McFarlin	Salchert	Mr. Speaker

The bill was passed and its title agreed to.

S. F. No. 1047, A bill for an act relating to the registration and use of snowmobiles; requiring snowmobile operators to stop when signaled to stop by a law enforcement officer; amending Minnesota Statutes 1971, Chapter 84, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 129, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Becklin	Biersdorf	Carlson, D.	Culhane
Adams, S.	Belisle	Boland	Carlson, L.	Cummiskey
Andersen, R.	Bell	Braun	Cassery	Dahl
Anderson, D.	Bennett	Brinkman	Cleary	DeGroat
Anderson, G.	Berg	Carlson, A.	Clifford	Dieterich
Anderson, I.	Berglin	Carlson, B.	Connors	Dirlam

Eckstein	Hook	Long	Patton	Sieben, H.
Eken	Jacobs	Mann	Pavlat, R.	Sieben, M.
Enebo	Jaros	McArthur	Pavlak, R. L.	Skaar
Erdahl	Johnson, C.	McCarron	Pehler	Smith
Erickson	Johnson, D.	McCauley	Peterson	Spanish
Esau	Johnson, J.	McEachern	Pieper	Stangeland
Farcy	Johnson, R.	McFarlin	Pleasant	Stanton
Ferderer	Jopp	Menke	Prahl	Swanson
Fjoslien	Jude	Miller, D.	Quirin	Tomlinson
Flakne	Kahn	Miller, M.	Resner	Ulland
Forsythe	Kelly	Moe	Rice	Vanasek
Fudro	Kempe	Munger	Ryan	Vento
Fugina	Klaus	Myrah	St. Onge	Voss
Graba	Knickerbocker	Nelson	Salchert	Weaver
Graw	Laidig	Newcome	Sarna	Wenzel
Grove	LaVoy	Niehaus	Savelkoul	Wigley
Hagedorn	Lemke	Norton	Schreiber	Wohlwend
Hanson	Lindstrom, E.	Ohnstad	Schulz	Wolcott
Haugerud	Lindstrom, J.	Ojala	Searle	Mr. Speaker
Heinitz	Lombardi	Parish	Sherwood	

The bill was passed and its title agreed to.

S. F. No. 1351, A bill for an act relating to the duty of a landowner to warn of dangers; amending Minnesota Statutes 1971, Chapter 87, by adding a section.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 112, and nays 13, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, R.	Moe	Schulz
Adams, S.	DeGroat	Jopp	Munger	Searle
Andersen, R.	Dirlam	Jude	Myrah	Sherwood
Anderson, D.	Eckstein	Kelly	Newcome	Sieben, M.
Anderson, G.	Eken	Klaus	Niehaus	Skaar
Anderson, I.	Enebo	Knickerbocker	Ohnstad	Smith
Becklin	Erdahl	Laidig	Patton	Spanish
Belisle	Erickson	Larson	Pavlat, R.	Stangeland
Bell	Esau	LaVoy	Pavlak, R. L.	Stanton
Bennett	Ferderer	Lemke	Pehler	Swanson
Biersdorf	Fjoslien	Lindstrom, E.	Peterson	Tomlinson
Boland	Forsythe	Lindstrom, J.	Pieper	Ulland
Braun	Fugina	Lombardi	Pleasant	Vanasek
Brinkman	Graba	Long	Prahl	Voss
Carlson, A.	Graw	Mann	Quirin	Weaver
Carlson, B.	Hagedorn	McArthur	Rice	Wenzel
Carlson, D.	Haugerud	McCarron	Ryan	Wigley
Carlson, L.	Heinitz	McCauley	St. Onge	Wohlwend
Casserly	Jacobs	McEachern	Salchert	Wolcott
Cleary	Jaros	McFarlin	Samuelson	Mr. Speaker
Clifford	Johnson, C.	Menke	Sarna	
Connors	Johnson, D.	Miller, D.	Savelkoul	
Cummiskey	Johnson, J.	Miller, M.	Schreiber	

Those who voted in the negative were:

Berg	Dieterich	Grove	Norton	Vento
Berglin	Farcy	Hanson	Ojala	
Culhane	Flakne	Kahn	Resner	

The bill was passed and its title agreed to.

S. F. No. 328 was reported to the House.

Wigley moved that S. F. No. 328 be re-referred to the Committee on Transportation.

A roll call was requested and properly seconded.

The question was taken on the Wigley motion and the roll being called, there were yeas 61, and nays 66, as follows:

Those who voted in the affirmative were:

Andersen, R.	DeGroat	Heinitz	McCauley	Savelkoul
Anderson, D.	Dirlam	Hook	McEachern	Schreiber
Anderson, G.	Eckstein	Johnson, C.	McFarlin	Searle
Becklin	Eken	Johnson, J.	Miller, D.	Skaar
Belisle	Erdahl	Johnson, R.	Newcome	Smith
Biersdorf	Erickson	Jopp	Niehaus	Stangeland
Brinkman	Esau	Klaus	Ohnstad	Weaver
Carlson, A.	Ferderer	Kvam	Patton	Wigley
Carlson, B.	Fjoslien	Larson	Pavlak, R. L.	Wohlwend
Carlson, D.	Flakne	Lemke	Peterson	
Cleary	Forsythe	Lindstrom, E.	Pieper	
Clifford	Graw	Lombardi	Pleasant	
Culhane	Hagedorn	Long	Samuelson	

Those who voted in the negative were:

Adams, J.	Enebo	Knickerbocker	Parish	Stanton
Anderson, I.	Faricy	Laidig	Pavlak, R.	Swanson
Bell	Fudro	LaVoy	Pehler	Tomlinson
Bennett	Fugina	Lindstrom, J.	Prahl	Ulland
Berg	Graba	Mann	Quirin	Vanasek
Berglin	Grove	McArthur	Resner	Vento
Boland	Hanson	McCarron	Rice	Voss
Braun	Jacobs	Menke	Salchert	Wenzel
Carlson, L.	Jaros	Moe	Sarna	Wolcott
Casserly	Johnson, D.	Munger	Schulz	Mr. Speaker
Connors	Jude	Myrah	Sherwood	
Cummiskey	Kahn	Nelson	Sieben, H.	
Dahl	Kelly	Norton	Sieben, M.	
Dieterich	Kempe	Ojala	Spanish	

The motion did not prevail.

S. F. No. 328, A bill for an act relating to motor fuel; requiring display of octane rating; amending Minnesota Statutes 1971, Section 325.77, Subdivisions 1, 3, and 4, and by adding a subdivision.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 68, and nays 59, as follows:

Those who voted in the affirmative were:

Adams, J.	Braun	Dieterich	Grove	Kelly
Anderson, I.	Carlson, A.	Enebo	Hanson	Kempe
Bell	Carlson, L.	Faricy	Jacobs	Knickerbocker
Bennett	Casserly	Ferderer	Jaros	Laidig
Berg	Connors	Fudro	Johnson, D.	LaVoy
Berglin	Cummiskey	Fugina	Jude	Lindstrom, J.
Boland	Dahl	Graba	Kahn	McArthur

McCarron	Nelson	Resner	Sieben, H.	Vanasek
McEachern	Norton	Rice	Sieben, M.	Vento
Menke	Ojala	Ryan	Spanish	Voss
Miller, D.	Parish	Salchert	Stanton	Wenzel
Moe	Pavlak, R.	Sarna	Swanson	Mr. Speaker
Munger	Pehler	Schulz	Tomlinson	
Myrah	Prahl	Sherwood	Ulland	

Those who voted in the negative were:

Andersen, R.	DeGroat	Heinitz	Long	Samuelson
Anderson, D.	Dirlam	Hook	McCauley	Savelkoul
Anderson, G.	Eckstein	Johnson, C.	McFarlin	Schreiber
Becklin	Eken	Johnson, J.	Newcome	Searle
Belisle	Erdahl	Johnson, R.	Niehaus	Skaar
Biersdorf	Erickson	Jopp	Ohnstad	Smith
Brinkman	Esau	Klaus	Patton	Stangeland
Carlson, B.	Fjoslien	Kvam	Pavlak, R. L.	Weaver
Carlson, D.	Flakne	Larson	Peterson	Wigley
Clary	Forsythe	Lemke	Pieper	Wohlwend
Clifford	Graw	Lindstrom, E.	Pleasant	Wolcott
Culhane	Hagedorn	Lombardi	St. Onge	

The bill was passed and its title agreed to.

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1675, A bill for an act relating to courts; providing for uniform retirement and survivors' annuities for judges and establishing a judges' retirement fund; appropriating money.

PATRICK E. FLAHAVERN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Parish moved that the House concur in the Senate amendments to H. F. No. 1675 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1675, A bill for an act relating to courts; providing for uniform retirement and survivors' annuities for judges and establishing a judges' retirement fund; appropriating money.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 110, and nays 12, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, R.	Moe	Sarna
Andersen, R.	DeGroat	Jopp	Munger	Savelkoul
Anderson, D.	Dieterich	Jude	Myrah	Schreiber
Anderson, G.	Dirlam	Kahn	Nelson	Searle
Becklin	Eckstein	Kelly	Newcome	Sherwood
Belisle	Eken	Kempe	Norton	Sieben, H.
Bell	Enebo	Klaus	Ohnstad	Sieben, M.
Bennett	Faricy	Knickerbocker	Parish	Smith
Berg	Ferderer	Kvam	Patton	Spanish
Berglin	Flakne	Laidig	Pavlak, R.	Stanton
Biersdorf	Forsythe	LaVoy	Pavlak, R. L.	Swanson
Boland	Fudro	Lemke	Pehler	Tomlinson
Braun	Graba	Lindstrom, E.	Peterson	Ulland
Brinkman	Graw	Lindstrom, J.	Pieper	Vanasek
Carlson, A.	Growe	McArthur	Pleasant	Vento
Carlson, B.	Hanson	McCarron	Prahl	Voss
Carlson, D.	Heinitz	McCauley	Quirin	Weaver
Carlson, L.	Jacobs	McEachern	Resner	Wenzel
Casserly	Jaros	McFarlin	Rice	Wigley
Cleary	Johnson, C.	Menke	Ryan	Wohlwend
Connors	Johnson, D.	Miller, D.	St. Onge	Wolcott
Cummiskey	Johnson, J.	Miller, M.	Salchert	Mr. Speaker

Those who voted in the negative were:

Clifford	Fjoslien	Long	Samuelson	Stangeland
Erdahl	Hagedorn	Niehaus	Skaar	
Erickson	Haugerud	Ojala		

The bill was repassed, as amended by the Senate, and its title agreed to.

SPECIAL ORDERS

S. F. No. 996, A bill for an act relating to the village of St. Francis; making the provision of Minnesota Statutes, Section 365.18, applicable when the village council of St. Francis in Anoka county enters into a contract for provision of fire protection services.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, B.	Erickson	Hook	LaVoy
Adams, S.	Carlson, D.	Esau	Jacobs	Lemke
Andersen, R.	Carlson, L.	Faricy	Jaros	Lindstrom, E.
Anderson, D.	Casserly	Ferderer	Johnson, C.	Lindstrom, J.
Anderson, G.	Clifford	Fjoslien	Johnson, D.	Lombardi
Anderson, I.	Connors	Flakne	Johnson, J.	Long
Becklin	Culhane	Forsythe	Johnson, R.	McArthur
Belisle	Cummiskey	Fudro	Jopp	McCarron
Bell	Dahl	Fugina	Jude	McCauley
Bennett	DeGroat	Graba	Kelly	McEachern
Berg	Dieterich	Graw	Kempe	McFarlin
Biersdorf	Dirlam	Growe	Klaus	Menke
Boland	Eckstein	Hagedorn	Knickerbocker	Miller, D.
Braun	Eken	Hanson	Kvam	Miller, M.
Brinkman	Enebo	Haugerud	Laidig	Moe
Carlson, A.	Erdahl	Heinitz	Larson	Munger

Myrah	Pavlak, R. L.	St. Onge	Sieben, M.	Vento
Nelson	Pehler	Salchert	Skaar	Voss
Newcome	Peterson	Samuelson	Smith	Weaver
Niehaus	Pieper	Sarna	Spanish	Wenzel
Norton	Pleasant	Savelkoul	Stangeland	Wigley
Ohnstad	Prahl	Schreiber	Stanton	Wohlwend
Ojala	Quirin	Schulz	Swanson	Wolcott
Parish	Resner	Searle	Tomlinson	Mr. Speaker
Patton	Rice	Sherwood	Ulland	
Pavlak, R.	Ryan	Sieben, H.	Vanasek	

Those who voted in the negative were:

Berglin Kahn

The bill was passed and its title agreed to.

S. F. No. 224, A bill for an act relating to highway traffic regulations; providing for covering of loads to prevent dropping or leaking; amending Minnesota Statutes 1971, Section 169.81, Subdivision 5.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 92, and nays 30, as follows:

Those who voted in the affirmative were:

Adams, J.	Enebo	Jude	Moe	Schreiber
Adams, S.	Farcy	Kahn	Munger	Schulz
Andersen, R.	Ferderer	Kelly	Myrah	Sherwood
Becklin	Flakne	Kempe	Nelson	Sieben, M.
Belisle	Forsythe	Knickerbocker	Newcome	Smith
Bell	Fudro	Kvam	Norton	Spanish
Bennett	Fugina	Laidig	Ojala	Stangeland
Berg	Graba	Larson	Parish	Stanton
Berglin	Graw	LaVoy	Pehler	Swanson
Boland	Growe	Lindstrom, E.	Pieper	Tomlinson
Braun	Hagedorn	Lindstrom, J.	Pleasant	Vanasek
Carlson, B.	Hanson	Lombardi	Prahl	Vento
Carlson, L.	Heinitz	Mann	Quirin	Voss
Casserly	Hook	McArthur	Resner	Wohlwend
Clifford	Jacobs	McCarron	Rice	Wolcott
Connors	Jaros	McCauley	Ryan	Mr. Speaker
Cummiskey	Johnson, C.	McFarlin	Salchert	
Dahl	Johnson, D.	Menke	Samuelson	
Dieterich	Johnson, J.	Miller, D.	Sarna	

Those who voted in the negative were:

Anderson, D.	Culhane	Fjoslien	Miller, M.	Searle
Anderson, G.	DeGroat	Johnson, R.	Niehaus	Skaar
Biersdorf	Eken	Jopp	Ohnstad	Ulland
Brinkman	Erdahl	Klaus	Peterson	Weaver
Carlson, A.	Erickson	Long	St. Onge	Wenzel
Carlson, D.	Esau	McEachern	Savelkoul	Wigley

The bill was passed and its title agreed to.

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 2447, A bill for an act relating to the city of Minneapolis; disability, retirement, and survivor benefits for city employees; amending Laws 1973, Chapter 133, Sections 6, Subdivision 5; 8, Subdivision 2; 9, Subdivision 2; 15, Subdivisions 1, 2, and 3; 16, Subdivisions 2, 4, 7, 9, and by adding a subdivision; 18, Subdivision 3; 21, Subdivision 1; 22, by adding a subdivision; and 23, Subdivision 5.

H. F. No. 2473, A bill for an act relating to retirement; interest assumptions for police and firemen's relief purposes; amending Minnesota Statutes 1971, Sections 69.73; 69.77, Subdivision 2; and 69.772, Subdivision 3.

PATRICK E. FLAHAVERN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1511, A bill for an act relating to mileage allowance of public officers and employees; amending Minnesota Statutes 1971, Sections 15A.20, Subdivisions 1 and 3; and 387.29, Subdivision 2; and repealing Minnesota Statutes 1971, Section 387.29, Subdivisions 1 and 3.

PATRICK E. FLAHAVERN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Peterson moved that the House concur in the Senate amendments to H. F. No. 1511 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1511, A bill for an act relating to mileage allowance of public officers and employees; amending Minnesota Statutes 1971, Sections 15A.20, Subdivisions 1 and 3; and 387.29, Subdivision 2; and repealing Minnesota Statutes 1971, Section 387.29, Subdivisions 1 and 3.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 77, and nays 44, as follows:

Those who voted in the affirmative were:

Adams, J.	Braun	Cummiskey	Enebo	Hagedorn
Bell	Brinkman	Dahl	Faricy	Hanson
Bennett	Carlson, L.	Dirlam	Fudro	Jacobs
Berg	Cassery	Eckstein	Fugina	Johnson, C.
Boland	Connors	Eken	Growe	Johnson, D.

Jopp	McEachern	Parish	St. Onge	Tomlinson
Jude	McFarlin	Patton	Salchert	Vanasek
Kempe	Menke	Pavlak, R.	Samuelson	Vento
Knickerbocker	Miller, D.	Pavlak, R. L.	Sarna	Voss
LaVoy	Miller, M.	Peterson	Sieben, H.	Wenzel
Lemke	Moe	Pieper	Sieben, M.	Wigley
Lindstrom, J.	Munger	Prahl	Smith	Wolcott
Mann	Nelson	Quirin	Spanish	Mr. Speaker
McArthur	Newcome	Resner	Stangeland	
McCarron	Norton	Rice	Stanton	
McCauley	Ojala	Ryan	Swanson	

Those who voted in the negative were:

Andersen, R.	DeGroat	Graba	Laidig	Pleasant
Anderson, D.	Dieterich	Graw	Larson	Savelkoul
Becklin	Erdahl	Heinitz	Lindstrom, E.	Schreiber
Belisle	Erickson	Hook	Lombardi	Schulz
Carlson, A.	Esau	Jaros	Long	Skaar
Carlson, D.	Ferderer	Johnson, J.	Myrah	Ulland
Cleary	Fjoslien	Kahn	Niehaus	Weaver
Clifford	Flakne	Kelly	Ohnstad	Wohlwend
Culhane	Forsythe	Kvam	Pehler	

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 358, A bill for an act relating to teachers retirement association, amending Minnesota Statutes 1971, Sections 136.80, Subdivision 1; 136.82, Subdivision 2; 354.05, Subdivision 25; 354.07, Subdivision 1; 354.09, Subdivision 3; 354.145; 354.31; 354.32; 354.33, Subdivisions 1, 5, 7, 8 and 9; 354.39; 354.41, Subdivision 3; 354.42, Subdivisions 2, 3 and 5; 354.44, Subdivisions 2, 6 and 7; 354.45, Subdivision 2; 354.48, Subdivision 3; 354.50, by adding a subdivision; 354.55, Subdivisions 3 and 8, and by adding subdivisions; 354.62, Subdivisions 2 and 5; 354.63, Subdivision 2; and 11.25, by adding a subdivision; repealing Minnesota Statutes 1971, Section 354.09, Subdivision 5.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Moe moved that the House concur in the Senate amendments to H. F. No. 358 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 358, A bill for an act relating to teachers retirement association, amending Minnesota Statutes 1971, Sections 136.80, Subdivision 1; 136.82, Subdivision 2; 354.05, Subdivision 25; 354.07, Subdivision 1; 354.09, Subdivision 3; 354.145; 354.31; 354.32; 354.33, Subdivisions 1, 5, 7, 8 and 9; 354.39; 354.41, Subdivision 3; 354.42, Subdivisions 2, 3 and 5; 354.44, Subdivisions 2, 6 and 7; 354.45, Subdivision 2; 354.48, Subdivision 3; 354.50,

by adding a subdivision; 354.55, Subdivisions 3 and 8, and by adding subdivisions; 354.62, Subdivisions 2 and 5; 354.63, Subdivision 2; and 11.25, by adding a subdivision; repealing Minnesota Statutes 1971, Section 354.09, Subdivision 5.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 130, and nays 1, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Menke	Salchert
Adams, S.	Dieterich	Johnson, D.	Miller, D.	Samuelson
Andersen, R.	Dirlam	Johnson, J.	Miller, M.	Sarna
Anderson, D.	Eckstein	Johnson, R.	Moe	Savelkoul
Anderson, G.	Eken	Jopp	Munger	Schreiber
Anderson, I.	Enebo	Jude	Myrah	Schulz
Becklin	Erdahl	Kahn	Nelson	Sherwood
Belisle	Erickson	Kelly	Newcome	Sieben, H.
Bell	Esau	Kempe	Niehaus	Sieben, M.
Bennett	Faricy	Klaus	Norton	Skaar
Berg	Ferderer	Knickerbocker	Ohnstad	Smith
Berglin	Fjoslien	Kvam	Ojala	Spanish
Biersdorf	Flakne	Laidig	Parish	Stangeland
Boland	Forsythe	Larson	Patton	Stanton
Braun	Fudro	LaVoy	Pavlak, R.	Swanson
Brinkman	Fugina	Lemke	Pavlak, R. L.	Tomlinson
Carlson, A.	Grabba	Lindstrom, E.	Pehler	Ulland
Carlson, B.	Graw	Lindstrom, J.	Peterson	Vanasek
Carlson, D.	Growe	Lombardi	Pieper	Vento
Carlson, L.	Hagedorn	Long	Pleasant	Voss
Casserly	Hanson	Mann	Prahl	Weaver
Clary	Haugerud	McArthur	Quirin	Wenzel
Connors	Heinitz	McCarron	Resner	Wigley
Culhane	Hook	McCauley	Rice	Wohlwend
Cummiskey	Jacobs	McEachern	Ryan	Wolcott
Dahl	Jaros	McFarlin	St. Onge	Mr. Speaker

Those who voted in the negative were:

Clifford

The bill was repassed, as amended by the Senate, and its title agreed to.

SPECIAL ORDERS

S. F. No. 2050, A bill for an act relating to child support; requiring the employer of certain persons required to pay support to withhold, upon order, from the pay of such person and pay the money so withheld over to the department of public welfare; prohibiting certain acts by an employer; amending Minnesota Statutes 1971, Section 256.873.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 128, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Dahl	Johnson, D.	Miller, M.	Sarna
Adams, S.	DeGroat	Johnson, J.	Moe	Savelkoul
Andersen, R.	Dieterich	Johnson, R.	Munger	Schreiber
Anderson, D.	Dirlam	Jopp	Myrah	Schulz
Anderson, G.	Eckstein	Jude	Nelson	Sherwood
Anderson, I.	Eken	Kahn	Newcome	Sieben, H.
Becklin	Enebo	Kelly	Niehaus	Sieben, M.
Belisle	Erdahl	Kempe	Norton	Skaar
Bell	Erickson	Klaus	Ohnstad	Smith
Bennett	Esau	Knickerbocker	Ojala	Spanish
Berg	Faricy	Kvam	Parish	Stangeland
Berglin	Ferderer	Laidig	Patton	Stanton
Biersdorf	Flakne	Larson	Pavlak, R.	Swanson
Boland	Forsythe	Lemke	Pavlak, R. L.	Tomlinson
Braun	Fudro	Lindstrom, E.	Pehler	Ulland
Brinkman	Fugina	Lindstrom, J.	Peterson	Vanasek
Carlson, A.	Graba	Lombardi	Pieper	Vento
Carlson, B.	Graw	Long	Pleasant	Voss
Carlson, D.	Hagedorn	Mann	Prahl	Weaver
Carlson, L.	Hanson	McArthur	Quirin	Wenzel
Cassery	Haugerud	McCarron	Resner	Wigley
Cleary	Heinitz	McCauley	Rice	Wohlwend
Clifford	Hook	McEachern	Ryan	Wolcott
Connors	Jacobs	McFarlin	St. Onge	Mr. Speaker
Culhane	Jaros	Menke	Salchert	
Cummiskey	Johnson, C.	Miller, D.	Samuelson	

The bill was passed and its title agreed to.

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 991, A bill for an act relating to taxation; assessment of real property; location of training courses for assessors; examinations; amending Minnesota Statutes 1971, Sections 270.46; 270.47; and Chapter 270, by adding a section.

H. F. No. 1297, A bill for an act relating to taxation; excise tax on gasoline; certain unrefunded taxes; providing for the distribution and use of unrefunded taxes used for snowmobile purposes; appropriating money; amending Minnesota Statutes 1971, Sections 296.16, Subdivision 1; 296.18, Subdivision 1; and 296.421, by adding subdivisions.

H. F. No. 1307, A bill for an act relating to money; maximum interest rates; exempting certain loans therefrom; amending Minnesota Statutes 1971, Section 334.01.

H. F. No. 1837, A bill for an act relating to water well contractors; requiring compliance with Minnesota Statutes, Chapter 156A, by certain nonlicensees; providing for limited licenses;

establishing procedures for examination and licensing of water well contractors; authorizing the department of health to coordinate a state water information system; prohibiting imposition of fees by political subdivisions; amending Minnesota Statutes 1971, Sections 156A.02, Subdivisions 2 and 3; 156A.03, Subdivision 2; 156A.06, Subdivision 1; 156A.07, Subdivisions 1 and 4, and by adding subdivisions; repealing Minnesota Statutes 1971, Sections 156A.06, Subdivision 2; and 156A.07, Subdivision 3.

H. F. No. 1906, A bill for an act relating to the Minnesota highway patrolmen's retirement association; amending Minnesota Statutes 1971, Sections 352B.02; 352B.08, Subdivision 2; 352B.10; 352B.11, Subdivision 2; and Chapter 352B, by adding sections.

H. F. No. 1945, A bill for an act relating to the Minnesota higher education facilities authority; amending Minnesota Statutes 1971, Sections 136A.26, 136A.27, 136A.29, 136A.32, Subdivision 3, and by adding a subdivision; 136A.34, Subdivision 4; 136A.40 and 136A.41.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 877, A bill for an act relating to education; interscholastic athletics and other extracurricular activities; amending Minnesota Statutes 1971, Chapter 129 by adding a section; repealing Minnesota Statutes 1971, Section 129.12.

H. F. No. 1944, A bill for an act relating to handicapped persons; establishing and prescribing duties of the Minnesota commission for the handicapped; transferring certain powers and duties to the commission; appropriating money; repealing Minnesota Statutes 1971, Sections 4.08 and 121.34.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2093, A bill for an act relating to charitable organizations; solicitation; limitations and prohibitions; licensing and bonding of professional fund raisers; disclosures required; amending Minnesota Statutes 1971, Sections 309.50, Subdivisions 2, 3, 5, and by adding subdivisions; 309.52, Subdivision 1; 309.53, Subdivision 1; 309.54, Subdivision 1; 309.55, by adding subdivisions; 309.555; 309.56; 309.58; 309.60; and Chapter 309, by adding sections; repealing Minnesota Statutes 1971, Section 309.51.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Grove moved that the House concur in the Senate amendments to H. F. No. 2093 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2093, A bill for an act relating to charitable organizations; solicitation; limitations and prohibitions; licensing and bonding of professional fund raisers; disclosures required; amending Minnesota Statutes 1971, Sections 309.50, Subdivisions 2, 3, 5, and by adding subdivisions; 309.52, Subdivision 1; 309.53, Subdivision 1; 309.54, Subdivision 1; 309.55, by adding subdivisions; 309.555; 309.56; 309.58; 309.60; and Chapter 309, by adding sections; repealing Minnesota Statutes 1971, Section 309.51.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 130, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, C.	Menke	Salchert
Adams, S.	Dieterich	Johnson, D.	Miller, D.	Samuelson
Andersen, R.	Dirliam	Johnson, J.	Miller, M.	Sarna
Anderson, D.	Eckstein	Johnson, R.	Moe	Savelkoul
Anderson, G.	Eken	Jopp	Munger	Schreiber
Anderson, I.	Enebo	Jude	Myrah	Schulz
Becklin	Erdahl	Kahn	Nelson	Sherwood
Belisle	Erickson	Kelly	Newcome	Sieben, H.
Bell	Esau	Kempe	Niehaus	Sieben, M.
Bennett	Faricy	Klaus	Norton	Skaar
Berg	Ferderer	Knickerbocker	Ohnstad	Smith
Berglin	Fjoslien	Kvam	Ojal	Spanish
Biersdorf	Flakne	Laidig	Parish	Stangeland
Boland	Forsythe	Larson	Patton	Stanton
Braun	Fudro	LaVoy	Pavlak, R.	Swanson
Brinkman	Fugina	Lemke	Pavlak, R. L.	Tomlinson
Carlson, A.	Graba	Lindstrom, E.	Pehler	Ulland
Carlson, B.	Graw	Lindstrom, J.	Peterson	Vanasek
Carlson, D.	Grove	Lombardi	Pieper	Vento
Carlson, L.	Hagedorn	Long	Pleasant	Voss
Casserly	Hanson	Mann	Prahl	Weaver
Cleary	Haugerud	McArthur	Quirin	Wenzel
Clifford	Heinitz	McCarron	Resner	Wigley
Connors	Hook	McCauley	Rice	Wohlwend
Cummiskey	Jacobs	McEachern	Ryan	Wolcott
Dahl	Jaros	McFarlin	St. Onge	Mr. Speaker

The bill was repassed, as amended by the Senate, and its title agreed to.

SPECIAL ORDERS

S. F. No. 813, A bill for an act relating to elections; providing for the administration of absentee ballots by the municipalities in certain instances; amending Minnesota Statutes 1971, Sections 207.03; 207.04; 207.05, Subdivisions 1 and 3; 207.06; 207.07; 207.08; 207.09; 207.10; 207.13; 207.19; 207.20, Subdivisions 1 and 2; 207.22; 207.221; 207.24; 207.28; 207.30, Subdivisions 1 and 3; repealing Minnesota Statutes 1971, Section 207.15.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 132, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	DeGroat	Johnson, D.	Miller, M.	Savelkoul
Adams, S.	Dieterich	Johnson, J.	Moe	Schreiber
Andersen, R.	Dirlam	Johnson, R.	Munger	Schulz
Anderson, D.	Eckstein	Jopp	Myrah	Searle
Anderson, G.	Eken	Jude	Nelson	Sherwood
Anderson, I.	Enebo	Kahn	Newcome	Sieben, H.
Becklin	Erdahl	Kelly	Niehaus	Sieben, M.
Belisle	Erickson	Kempe	Norton	Skaar
Bell	Esau	Klaus	Ohnstad	Smith
Bennett	Faricy	Knickerbocker	Ojala	Spanish
Berg	Ferderer	Kvam	Parish	Stangeland
Berglin	Fjoslien	Laidig	Patton	Stanton
Biersdorf	Flakne	Larson	Pavlak, R.	Swanson
Boland	Forsythe	LaVoy	Pavlak, R. L.	Tomlinson
Braun	Fudro	Lemke	Pehler	Ulland
Brinkman	Fugina	Lindstrom, E.	Peterson	Vanasek
Carlson, A.	Graba	Lindstrom, J.	Pieper	Vento
Carlson, B.	Graw	Lombardi	Pleasant	Voss
Carlson, D.	Growe	Long	Prahl	Weaver
Carlson, L.	Hagedorn	Mann	Quirin	Wenzel
Casserly	Hanson	McArthur	Resner	Wigley
Cleary	Haugerud	McCarron	Rice	Wohlwend
Clifford	Heinitz	McCauley	Ryan	Wolcott
Connors	Hook	McEachern	St. Onge	Mr. Speaker
Culhane	Jacobs	McFarlin	Salchert	
Cummiskey	Jaros	Menke	Samuelson	
Dahl	Johnson, C.	Miller, D.	Sarna	

The bill was passed and its title agreed to.

The following Conference Committee Report was received:

CONFERENCE COMMITTEE REPORT ON H. F. NO. 2444.

May 19, 1973

Honorable Martin O. Sabo
Speaker of the House of Representatives

Honorable Alec G. Olson
President of the Senate

We, the undersigned conferees on the part of the House and the Senate, upon the disagreeing votes as to H. F. No. 2444, report that we have agreed upon the items in dispute and recommend as follows:

That H. F. No. 2444 be amended as follows:

Strike everything after the enacting clause and insert in lieu thereof the following:

“Section 1: [PURPOSE.] It is determined that there is a critical need to preserve and improve transportation facilities throughout the state which cannot be met by local effort without state financial assistance. The rate of completion of the interstate portion and upgrading of the remainder of the state's highway system has fallen behind the rate of traffic growth, resulting

in serious traffic hazards and delays that affect the personal safety, quality of life, and economic welfare of citizens. The highway traffic problem is accentuated by the deficiency in the quality and quantity of public transportation available in urban areas, large and small. This deficiency is itself largely caused by the inability of public transportation to compete economically with private automobiles, without financial support comparable to that given highway construction. Its most serious effect is to limit severely the life and liberty of many persons who because of age, physical or mental characteristics, or economic circumstances are unable to use automobiles. For many more it compels the use of automobiles, often more than one per family, for daily attendance at work and school and for transportation in emergencies, notwithstanding cost that may reduce remaining living resources below poverty levels, and notwithstanding unacceptable safety hazards often resulting from physical handicaps or inexperience. And for many high cost makes it impossible to acquire and maintain vehicles that can operate at acceptable safety and pollution control levels, thus aggravating the traffic and pollution hazards created by sheer numbers of vehicles. Capital cost of the principal arterial highways of this state cannot be adequately met from existing sources of funds. Similar costs of adequate public transportation in urban areas cannot be met by user fees without subsidy, or even with subsidy to the extent this is possible from property taxes or other resources available to local units of government. It is determined that state financial assistance in meeting the capital cost of public transportation in urban areas and constructing and reconstructing the state's principal arterial highways is a proper function of state government and is necessary to protect the safety and the personal and economic welfare of the citizens of the state at large.

Sec. 2. [PRINCIPAL ARTERIAL HIGHWAY BOND AUTHORIZATION AND APPROPRIATIONS.] Subdivision 1. The state auditor is authorized and directed, upon request of the commissioner of highways, to issue and sell Minnesota state principal arterial bonds in accordance with the provisions of section 3 of this act, and Article IX, Section 6, of the Constitution in an aggregate principal amount not to exceed \$80,000,000, which sum, or so much thereof as shall be required, is appropriated from the proceeds of such bonds to the commissioner of highways for grants to counties and municipalities for the acquisition and betterment of public land and other improvements of a capital nature needed to provide adequate principal arterial highways of this state. This appropriation shall not lapse or cancel until the purpose for which it is made has been accomplished or abandoned. The amount of each grant approved for disbursement shall be and remain appropriated for that purpose until the grant is fully disbursed or part or all thereof is revoked by the department of highways. Grants appropriated pursuant to this section shall not exceed \$20,000,000 in any one fiscal year of the state of Minnesota.

Subd. 2. The department of highways shall promulgate regulations, standards, and priorities for the administration of

grants authorized in accordance with subdivision 1, and these regulations, standards, and priorities are to be developed in consultation with the regional development commissions and the metropolitan council established under the provisions of Minnesota Statutes, Sections 462.381 to 462.396 and Chapter 473B.

Subd. 3. Applications by counties and municipalities for grants for the funds provided for by subdivision 1 shall be made through regional development commissions and the metropolitan council established under the provisions of Minnesota Statutes, Section 462.381 to 462.396 and Chapter 473B referred to in this section as regional planning agencies to the department of highways on forms requiring information prescribed by the regulations of the department of highways. The regional planning agency shall certify to the department of highways those applications which appear to meet the standards and criteria set forth by the department of highways and the regulations promulgated hereunder, and the department of highways shall direct grants to be disbursed on the basis of the standards, criteria and priorities established in its regulations and in this section; provided that no disbursement shall be made until and unless the regional planning agency has by resolution determined the total estimated cost of the project, and ascertained that its financing is assured by the appropriation of the proceeds of bonds or other funds of the counties and municipalities sufficient to pay the estimated cost in excess of the grant, including funds to be granted to it by the federal government if the department ascertains that such funds are then appropriated and allocated by the federal government to projects within the state and that the projects have complied with all conditions under federal law and regulations for a grant of the nature and in the amount involved.

Sec. 3. [PRINCIPAL ARTERIAL BONDS.] Subdivision 1. For the purpose of providing money appropriated to the counties and municipalities of the state from the principal arterial highway funds authorized by section 2 for the acquisition and betterment of public land and other improvement of a capital nature needed to provide adequate principal arterial highways, in accordance with section 2, when authorized by law and requested by the commissioner of highways, the state auditor shall sell and issue bonds of the state of Minnesota for the prompt and full payment of which, with interest thereon, the full faith, credit, and taxing powers of the state are irrevocably pledged. Bonds shall be issued pursuant to this section only as authorized by a law specifying the purpose thereof and the maximum amount of the proceeds authorized to be expended for this purpose. Any act authorizing the issuance of bonds for this purpose, together with this section, constitutes complete authority for such issue, and such bonds shall not be subject to restrictions or limitations contained in any other law.

Subd. 2. Upon request and authorization as provided in subdivision 1 the state auditor shall sell and issue Minnesota state principal arterial bonds in the aggregate amount requested, upon sealed bids and upon such notice, at such price, in such

form and denominations, bearing interest at such rate or rates, maturing in such amounts and on such dates, without option of prepayment or subject to prepayment upon such notice and at such times and prices, payable at such bank or banks within or outside the state, with such provisions for registration, conversion, and exchange and for the issuance of notes in anticipation of the sale or delivery of definitive bonds, and in accordance with such further regulations as the auditor shall determine, subject to the approval of the attorney general, but not subject to the provisions of sections 15.0411 to 15.0422. The bonds shall be executed by the state auditor and attested by the state treasurer under their official seals. The signatures of the officers on the bonds and any appurtenant interest coupons and their seals may be printed, lithographed, engraved, or stamped thereon, except that each bond shall be authenticated by the manual signature on its face of one of the officers or of an officer of a bank designated by them as authenticating agent. The state auditor shall ascertain and certify to the purchasers of the bonds the performance and existence of all acts, conditions, and things necessary to make them valid and binding general obligations of the state of Minnesota, subject to the approval of the attorney general.

Subd. 3. All expenses incidental to the sale, printing, execution, and delivery of bonds pursuant to this section, including but not limited to actual and necessary travel and subsistence expenses of state officers and employees for such purposes, shall be paid from the state principal arterial funds, and the amounts necessary therefor are appropriated from those funds; provided that if any amount is specifically appropriated for this purpose in an act authorizing the issuance of bonds pursuant to this section, such expenses shall be limited to the amount so appropriated.

Subd. 4. The state auditor shall maintain in the state bond fund a separate bookkeeping account which shall be designated as the state principal arterial bond account, to record receipts and disbursements of money transferred to the fund to pay Minnesota state principal arterial bonds and income from the investment of such money, which income shall be credited to the account in each fiscal year in an amount equal to the approximate average return that year on all funds invested by the state treasurer, as determined by the treasurer, times the average balance in the account that year.

Subd. 5. The premium and accrued interest received on each issue of Minnesota state principal arterial bonds shall be credited to the bond account. In order to reduce the amount of taxes otherwise required to be levied, there shall also be credited to the bond account from the general fund in the state treasury, on November 1 in each year, a sum of money sufficient in amount, when added to the balance then on hand therein, to pay all Minnesota state principal arterial bonds and interest thereon due and to become due to and including July 1 in the second ensuing year. All money so credited and all income from the investment thereof

is annually appropriated to the bond account for the payment of such bonds and interest thereon, and shall be available in the bond account prior to the levy of the tax in any year required by the Constitution, Article IX, Section 6, Subdivision 4. The state auditor and treasurer are directed to make the appropriate entries in the accounts of the respective funds.

Subd. 6. On or before December 1 in each year the state auditor shall levy on all taxable property within the state whatever tax may be necessary to produce an amount sufficient, with all money then and theretofore credited to the bond account, to pay the entire amount of principal and interest then and theretofore due and principal and interest to become due on or before July 1 in the second year thereafter on Minnesota state principal arterial bonds. This tax shall be levied upon all real property used for the purposes of a homestead, as well as other taxable property, notwithstanding the provisions of section 273.13, subdivisions 6 and 7, and shall be subject to no limitation of rate or amount until all such bonds and interest thereon are fully paid. The proceeds of this tax are appropriated and shall be credited to the state bond fund, and the principal of and interest on the bonds are payable from such proceeds, and the whole thereof, or so much as may be necessary, is appropriated for such payments. If at any time there is insufficient money from the proceeds of such taxes to pay the principal and interest when due on Minnesota state principal arterial bonds, such principal and interest shall be paid out of the general fund in the state treasury, and the amount necessary therefor is hereby appropriated.

Sec. 4. [TRANSPORTATION BOND AUTHORIZATION AND APPROPRIATION.] The state auditor is authorized and directed, upon request of the director of the state planning agency, to issue and sell Minnesota state transportation bonds in accordance with the provisions of section 6 of this act, and Article IX, Section 6 of the Constitution, in an aggregate principal amount not to exceed \$80,000,000 which sum, or so much thereof as shall be required, is appropriated from the proceeds of the bonds to the Minnesota state transportation fund created in section 5, and shall be used, with any other money in that fund, solely for the purpose of providing money which is hereby appropriated from that fund to the director of the state planning agency for grants to subdivisions of the state, according to the definition of "subdivision" in section 5, subdivision 1, for the acquisition and betterment of public land and buildings and other public improvements of a capital nature needed to provide adequate public transportation in urban areas, in accordance with the provisions of section 5. This appropriation shall not lapse until the purpose for which it is made has been accomplished or abandoned. The amount of each grant approved for disbursement from the Minnesota state transportation fund shall be and remain appropriated for that purpose until the grant is fully disbursed or part or all thereof is revoked by the state planning agency. Grants appropriated pursuant to this section shall not exceed \$14,000,000 in any one fiscal year of the state of Minnesota.

Sec. 5. [MINNESOTA STATE TRANSPORTATION FUND.] Subdivision 1. A Minnesota state transportation fund is created as a separate bookkeeping account in the general books of account of the state, to record receipts of the proceeds of state bonds and any other money appropriated to the fund and grants disbursed from the fund to subdivisions of the state for the acquisition and betterment of public land and buildings and other public improvements of a capital nature needed to provide adequate public transportation in urban areas, in accordance with the long range state policies and purposes defined in subdivision 2, and in accordance with standards established in regulations to be adopted by the state planning agency pursuant to law, and to be prepared in consultation with the regional development commissions and the metropolitan council established under the provisions of Minnesota Statutes, Sections 462.381 to 462.396 and Chapter 473B, referred to in this section as "regional planning agencies", and in consultation with the "subdivisions" defined and referred to in this section. "Subdivisions" referred to in this section include the metropolitan transit commission created by Minnesota Statutes, Chapter 473A, and any other public body now or hereafter given power by law or a city charter to operate public transportation facilities in any defined area, and any city, village, or borough outside the area of operation of such a public body.

Subd. 2. It is the policy of the state to assist its subdivisions in providing, so far as possible, public transportation facilities in all urban areas within the state by providing state funding for public transportation capital improvements. The state planning agency and regional planning agencies are directed to prepare and revise annually a program of capital grants to subdivisions for specific projects which will implement this policy. Capital costs eligible to be paid from such grants shall include all expenses of the kinds enumerated in Minnesota Statutes, Section 475.65.

Subd. 3. The state planning agency shall promulgate regulations for the administration of grants authorized to be made from the fund.

Subd. 4. The regulations of the state planning agency shall provide that a high priority shall be given to applications from subdivisions which, because of limited tax base, excessive bonded indebtedness, or critical conditions of public transportation service, would face extreme financial hardship without assistance from the state transportation fund, and to applications for systems to serve more than one municipality.

Subd. 5. Applications by subdivisions for grants from the fund shall be made through regional planning agencies to the state planning agency, on forms requiring information prescribed by the regulations of the state planning agency. The regional agency shall certify to the state planning agency those applications which appear to meet the program of capital grants and the standards and criteria set forth by the state planning agency and the regulations promulgated hereunder, and the state

planning agency shall direct grants to be disbursed from the fund on the basis of the standards, criteria and priorities established in its regulations and in this section; provided that no disbursement shall be made until and unless the regional planning agency has by resolution determined the total estimated cost of the project, and ascertained that its financing is assured by the appropriation of the proceeds of bonds or other funds of the subdivision sufficient to pay the estimated cost in excess of the grant, including funds to be granted to it by the federal government if the state planning agency ascertains that such funds are then appropriated and allocated by the federal government to projects within the state and that the subdivision has complied with all conditions under federal law and regulations for a grant of the nature and in the amount involved.

Sec. 6. [MINNESOTA STATE TRANSPORTATION BONDS.] Subdivision 1. For the purpose of providing money appropriated to subdivisions of the state from the Minnesota state transportation fund for the acquisition and betterment of public land, buildings, and improvements of a capital nature needed to provide adequate public transportation in urban areas in accordance with the provisions of section 5, when authorized by law and requested by the director of the state planning agency, the state auditor shall sell and issue bonds of the state of Minnesota for the prompt and full payment of which, with interest thereon, the full faith, credit, and taxing powers of the state are irrevocably pledged. Bonds shall be issued pursuant to this section only as authorized by a law specifying the purpose thereof and the maximum amount of the proceeds authorized to be expended for this purpose. Any act authorizing the issuance of bonds for this purpose, together with this section, constitutes complete authority for such issue, and such bonds shall not be subject to restrictions of limitations contained in any other law.

Subd. 2. Upon request and authorization as provided in subdivision 1 the state auditor shall sell and issue Minnesota state transportation bonds in the aggregate amount requested, upon sealed bids and upon such notice, at such price, in such form and denominations, bearing interest at such rate or rates, maturing in such amounts and on such dates, without option of prepayment or subject to prepayment upon such notice and at such times and prices, payable at such bank or banks within or outside this state, with such provisions for registration, conversion, and exchange and for the issuance of notes in anticipation of the sale or delivery of definitive bonds, and in accordance with such further regulations, as the auditor shall determine, subject to the approval of the attorney general, but not subject to the provisions of sections 15.0411 to 15.0422. The bonds shall be executed by the state auditor and attested by the state treasurer under their official seals. The signatures of the officers on the bonds and any appurtenant interest coupons and their seals may be printed, lithographed, engraved, or stamped thereon, except that each bond shall be authenticated by the manual signature on its face of one of the officers or of an officer of a bank designated

by them as authenticating agent. The state auditor shall ascertain and certify to the purchasers of the bonds the performance and existence of all acts, conditions, and things necessary to make them valid and binding general obligations of the state of Minnesota, subject to the approval of the attorney general.

Subd. 3. All expenses incidental to the sale, printing, execution, and delivery of bonds pursuant to this section, including but not limited to actual and necessary travel and subsistence expenses of state officers and employees for such purposes, shall be paid from the state transportation fund, and the amounts necessary therefor are appropriated from that fund; provided that if any amount is specifically appropriated for this purpose in an act authorizing the issuance of bonds pursuant to this section, such expenses shall be limited to the amount so appropriated.

Subd. 4. The state auditor shall maintain in the state bond fund a separate bookkeeping account which shall be designated as the state transportation bond account, to record receipts and disbursements of money transferred to the fund to pay Minnesota state transportation bonds and income from the investment of such money, which income shall be credited to the account in each fiscal year in an amount equal to the approximate average return that year on all funds invested by the state treasurer, as determined by the treasurer, times the average balance in the account that year.

Subd. 5. The premium and accrued interest received on each issue of Minnesota state transportation bonds shall be credited to the bond account. In order to reduce the amount of taxes otherwise required to be levied, there shall also be credited to the bond account from the general fund in the state treasury, on November 1 in each year, a sum of money sufficient in amount, when added to the balance then on hand therein, to pay all Minnesota state transportation bonds and interest thereon due and to become due to and including July 1 in the second ensuing year. All money so credited and all income from the investment thereof is annually appropriated to the bond account for the payment of such bonds and interest thereon, and shall be available in the bond account prior to the levy of the tax in any year required by the Constitution, Article IX, Section 6, Subdivision 4. The state auditor and treasurer are directed to make the appropriate entries in the accounts of the respective funds.

Subd. 6. On or before December 1 in each year the state auditor shall levy on all taxable property within the state whatever tax may be necessary to produce an amount sufficient, with all money then and theretofore credited to the bond account, to pay the entire amount of principal and interest then and theretofore due and principal and interest to become due on or before July 1 in the second year thereafter on Minnesota state transportation bonds. This tax shall be levied upon all real property used for the purposes of a homestead, as well as other taxable property, notwithstanding the provisions of section 273.13, subdivi-

sions 6 and 7, and shall be subject to no limitation of rate or amount until all such bonds and interest thereon are fully paid. The proceeds of this tax are appropriated and shall be credited to the state bond fund, and the principal of and interest on the bonds are payable from such proceeds, and the whole thereof, or so much as may be necessary, is appropriated for such payments. If at any time there is insufficient money from the proceeds of such taxes to pay the principal and interest when due on Minnesota state transportation bonds, such principal and interest shall be paid out of the general fund in the state treasury, and the amount necessary therefor is hereby appropriated.

Sec. 7. [TRUNK HIGHWAY BONDS; ISSUANCE AND SALE.] The state auditor is authorized and directed, upon request of the commissioner of highways, to issue and sell Minnesota trunk highway bonds under the provisions of Minnesota Statutes, Sections 167.50 to 167.52 and of the Minnesota Constitution, Article IX, Section 6, and Article XVI, Section 12, at such times and in such amounts as may be requested by the commissioner of highways. Bonds issued pursuant to this section are authorized in an aggregate principal amount of \$40,000,000 provided that the total aggregate principal amount of the Minnesota trunk highway bonds issued under the authority of this section or under the authority of any other law, shall not at any time exceed \$150,000,000. The proceeds of such bonds shall be appropriated to the trunk highway fund and shall be used for the purposes specified in the Minnesota Constitution, Article XVI, Section 2.

Sec. 8. Minnesota Statutes 1971, Section 473A.111, Subdivision 1, is amended to read:

473A.111 [TRANSIT TAX LEVIES.] Subdivision 1. [AMOUNT.] For the purposes of chapter 473A, and the metropolitan transit system on or after August 1 of 1971 the metropolitan transit commission may levy upon all taxable property within the metropolitan transit taxing district, defined herein, a transit tax shall not in any year exceed the sum of the following:

(a) An amount equal to (2.9) 1.4 mills times the assessed value of all such property some or all of the proceeds of which may be used to provide for the full and timely payment of its certificates of indebtedness and other obligations of the commission to which collections of the wheelage tax and replacement property tax under Minnesota Statutes 1969, Section 473A.14, have been pledged, plus any amount needed for compliance with any final judgment of a court of competent jurisdiction requiring payment of any amount of the wheelage tax levied by the commission for 1971 and prior years; plus

(b) such additional amount, if any, as the commission determines to be necessary to provide for the full and timely payment of its certificates of indebtedness and other obligations to which property taxes under this section have been pledged, provided

that the amount of principal and interest to come due on such obligations shall not exceed \$3,000,000 in any year.

Sec. 9. [SEVERABILITY.] The invalidity of any provision of this act shall not affect the validity of the remainder of the act.

Sec. 10. [EFFECTIVE DATE.] This act is effective on the day following final enactment."

Further, amend the title in line 20 after "therewith;" and before "amending" by inserting "and authorizing the issuance of Minnesota trunk highway bonds;"; in line 21 by deleting "Sections" and inserting "Section" and in line 22 by deleting "473A.065; and".

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

House Conferees: IRVIN N. ANDERSON, JOHN J. SALCHERT, and AUBREY W. DIRLAM.

Senate Conferees: ALEC G. OLSON, JOHN C. CHENOWETH, and WILLIAM MCCUTCHEON.

Anderson, I., moved that the report of the Conference Committee on H. F. No. 2444 be adopted and that the bill be repassed as amended by the Conference Committee. The motion prevailed.

H. F. No. 2444, A bill for an act relating to transportation; providing principal arterial highway funds for the appropriation of money to counties and municipalities of the state for the purposes of constructing and reconstructing the state's principal arterial highways, authorizing the issuance of state bonds for the purposes thereof and appropriating money in connection therewith; establishing the Minnesota state transportation fund for the appropriation of money to subdivisions of the state for public lands, buildings, and capital improvements needed for public transportation, authorizing the issuance of state bonds for the purposes of the transportation fund and appropriating money in connection therewith; amending Minnesota Statutes 1971, Sections 473A.065; and 473A.111, Subdivision 1.

The bill was read for the third time, as amended by Conference, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 81, and nays 50, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, B.	Eken	Jacobs	Mann
Anderson, D.	Carlson, L.	Enebo	Jaros	McCarron
Anderson, G.	Casserly	Esau	Johnson, C.	McCauley
Anderson, I.	Connors	Faricy	Johnson, D.	McEachern
Becklin	Culhane	Fudro	Jude	Menke
Berg	Cummiskey	Fugina	Kahn	Miller, D.
Berglin	Dahl	Graba	Kelly	Miller, M.
Boland	Dieterich	Growe	LaVoy	Moe
Braun	Dirlam	Hanson	Lemke	Munger
Brinkman	Eckstein	Haugerud	Lindstrom, J.	Nelson

Norton	Prahl	Samuelson	Smith	Voss
Ojala	Quirin	Sarna	Spanish	Wenzel
Parish	Resner	Schreiber	Stanton	Mr. Speaker
Patton	Rice	Searle	Swanson	
Pavlak, R.	Ryan	Sherwood	Tomlinson	
Pehler	St. Onge	Sieben, H.	Vanasek	
Peterson	Salchert	Sieben, M.	Vento	

Those who voted in the negative were:

Adams, S.	DeGroat	Hook	Lombardi	Pleasant
Andersen, R.	Erdahl	Johnson, J.	Long	Savelkoul
Belisle	Erickson	Johnson, R.	McArthur	Schulz
Bell	Ferderer	Jopp	McFarlin	Skaar
Bennett	Fjoslien	Kempe	Myrah	Stangeland
Biersdorf	Flakne	Klaus	Newcome	Ulland
Carlson, A.	Forsythe	Kvam	Niehaus	Weaver
Carlson, D.	Graw	Laidig	Ohnstad	Wigley
Cleary	Hagedorn	Larson	Pavlak, R. L.	Wohlwend
Clifford	Heinitz	Lindstrom, E.	Pieper	Wolcott

The bill was repassed, as amended by Conference, and its title agreed to.

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 879, A bill for an act relating to education; authorizing school boards to pay insurance premiums for retired officers and employees between the ages of 60 and 65.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 1897, A bill for an act relating to regulated industries; certain industries regulated by the department of public service; authorizing fees to defray costs of the department in giving notice in contested cases; defining terms; prescribing conditions for the granting of permits to certain carriers and prescribing conditions for the transfer thereof; specifying the form of license application for livestock buyers; amending Minnesota Statutes 1971, Sections 216.161; 221.011, Subdivision 12; 221.101; 221.121, Subdivision 1; 221.131; 221.141; 221.151, Subdivision 2; 221.281; 221.291; and 239.18, Subdivision 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 972, A bill for an act relating to public welfare; selection of county board members; amending Minnesota Statutes 1971, Section 393.01, Subdivision 2.

H. F. No. 1789, A bill for an act relating to workmen's compensation; liability of self-insured employers for benefits to employees and dependents; amending Minnesota Statutes 1971, Section 176.183, Subdivision 2, and by adding a subdivision.

H. F. No. 2015, A bill for an act relating to aeronautics; increasing the number of intermediate system airports permitted; amending Minnesota Statutes 1971, Section 360.305, Subdivisions 2, 3 and 4.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 954, A bill for an act relating to elections; providing for the reception and counting of absentee ballots; amending Minnesota Statutes 1971, Section 207.11.

H. F. No. 1399, A bill for an act relating to occupations and professions; regulating registration renewals of pharmacists by requiring continuing education; prescribing the powers and duties of the Minnesota state board of pharmacy in relation thereto; amending Minnesota Statutes 1971, Sections 151.13 and 151.14.

H. F. No. 1702, A bill for an act relating to agriculture; providing for the investigation of the complaints of food producers, processors and handlers licensed by the state.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 458, A bill for an act relating to education; reorganization of school districts; exempting certain unorganized territories from inclusion within independent or special districts; amending Minnesota Statutes 1971, Chapter 122, by adding a section.

H. F. No. 977, A bill for an act relating to the state junior college board; increasing membership of the state junior college board from five to seven members; amending Minnesota Statutes 1971, Section 136.61, Subdivisions 1 and 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 1416, A bill for an act relating to mental health; hospitalization and commitment act; amending Minnesota Statutes 1971, Section 253A.08, Subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 1172, A bill for an act relating to motor vehicles; unauthorized use of certain vehicles; repealing Minnesota Statutes 1971, Section 168.83.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House Files, herewith returned:

H. F. No. 595, A bill for an act relating to pollution, requiring the pollution control agency to hold public hearings before granting variances; amending Minnesota Statutes 1971, Section 116.07, Subdivision 5.

H. F. No. 2111, A bill for an act relating to elections; permitting voting compartments when electronic voting systems are in use; amending Minnesota Statutes 1971, Sections 203.10, Subdivision 2; and 206.026, Subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1779, A bill for an act relating to education; teaching practices and certification; providing a penalty; appropriating money; amending Minnesota Statutes 1971, Sections 125.04; 125.05, Subdivisions 1 and 2; 125.06; 125.08; 125.09; 125.181; 125.182; 125.183; 125.184; and 125.185.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Quirin moved that the House concur in the Senate amendments to H. F. No. 1779 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1779, A bill for an act relating to education; teaching practices and certification; providing a penalty; appropriating money; amending Minnesota Statutes 1971, Sections 125.04; 125.05, Subdivisions 1 and 2; 125.06; 125.08; 125.09; 125.181; 125.182; 125.183; 125.184; and 125.185.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 116, and nays 12, as follows:

Those who voted in the affirmative were:

Adams, J.	Dirlam	Jopp	Munger	Sherwood
Adams, S.	Eckstein	Jude	Nelson	Sieben, H.
Andersen, R.	Eken	Kahn	Newcome	Sieben, M.
Anderson, G.	Enebo	Kelly	Norton	Skaar
Anderson, I.	Erdahl	Kempe	Ohnstad	Smith
Becklin	Erickson	Knickerbocker	Ojala	Spanish
Belisle	Esau	Kvam	Parish	Stangeland
Bell	Faricy	Laidig	Patton	Stanton
Bennett	Ferderer	Larson	Pavlak, R.	Swanson
Berg	Fjoslien	LaVoy	Pehler	Tomlinson
Berglin	Flakne	Lemke	Peterson	Ulland
Biersdorf	Forsythe	Lindstrom, J.	Pieper	Vanasek
Boland	Fudro	Lombardi	Prahl	Vento
Braun	Fugina	Long	Quirin	Voss
Carlson, A.	Graba	Mann	Resner	Weaver
Carlson, B.	Growe	McArthur	Rice	Wenzel
Carlson, D.	Hagedorn	McCarron	Ryan	Wigley
Carlson, L.	Hanson	McCauley	St. Onge	Wohlwend
Casserly	Haugerud	McEachern	Salchert	Wolcott
Clifford	Jacobs	McFarlin	Samuelson	Mr. Speaker
Connors	Jaros	Menke	Sarna	
Culhane	Johnson, C.	Miller, D.	Savelkoul	
Cummiskey	Johnson, D.	Miller, M.	Schreiber	
Dahl	Johnson, J.	Moe	Schulz	

Those who voted in the negative were:

Anderson, D.	DeGroat	Johnson, R.	Niehaus	Searle
Brinkman	Dieterich	Klaus	Pavlak, R. L.	
Cleary	Hook	Lindstrom, E.		

The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 1807, A bill for an act relating to agriculture, dairy promotion act; promotion of milk products; voting on promotional orders by producer-members of a cooperative association; amending Minnesota Statutes 1971, Sections 32B.04, Subdivision 4; 32B.06, Subdivision 2; and 32B.09.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Johnson, C., moved that the House concur in the Senate amendments to H. F. No. 1807 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 1807, A bill for an act relating to agriculture, dairy promotion act; promotion of milk products; voting on promotional orders by producer-members of a cooperative association; amending Minnesota Statutes 1971, Sections 32B.04, Subdivision 4; 32B.06, Subdivision 2; and 32B.09.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 116, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	Dieterich	Jopp	Munger	Schreiber
Adams, S.	Dirlam	Jude	Nelson	Schulz
Anderson, D.	Eckstein	Kahn	Newcome	Sherwood
Anderson, G.	Eken	Kelly	Niehaus	Sieben, H.
Anderson, I.	Enebo	Kempe	Norton	Sieben, M.
Bell	Erdahl	Klaus	Ohnstad	Skaar
Bennett	Erickson	Knickerbocker	Ojala	Smith
Berg	Esau	Kvam	Parish	Spanish
Berglin	Faricy	LaVoy	Patton	Stangeland
Biersdorf	Ferderer	Lemke	Pavlak, R.	Stanton
Boland	Forsythe	Lindstrom, E.	Pavlak, R. L.	Swanson
Braun	Fudro	Lindstrom, J.	Pehler	Tomlinson
Brinkman	Fugina	Lombardi	Peterson	Vanasek
Carlson, B.	Graba	Long	Pieper	Vento
Carlson, D.	Growe	Mann	Prahl	Voss
Carlson, L.	Hagedorn	McArthur	Quirin	Weaver
Cassery	Hanson	McCarron	Resner	Wenzel
Cleary	Haugerud	McCauley	Rice	Wigley
Clifford	Hook	McEachern	Ryan	Wolcott
Connors	Jacobs	McFarlin	St. Onge	Mr. Speaker
Culhane	Jaros	Menke	Salchert	
Cummiskey	Johnson, C.	Miller, D.	Samuelson	
Dahl	Johnson, D.	Miller, M.	Sarna	
DeGroat	Johnson, R.	Moe	Savelkoul	

Those who voted in the negative were:

Andersen, R.	Becklin	Flakne	Ulland
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The bill was repassed, as amended by the Senate, and its title agreed to.

Brinkman was excused for the remainder of today's session.

CONSIDERATION UNDER RULE 72

Pursuant to Rule 72, Norton requested immediate consideration of S. F. No. 1702.

S. F. No. 1702 was reported to the House.

Dahl moved that S. F. No. 1702 be re-referred to the Committee on General Legislation and Veterans Affairs. The motion did not prevail.

S. F. No. 1702, A bill for an act relating to the establishment of a riding and hiking trail from Plymouth Village, Hennepin county; authorizing the acquisition of interests in land, and the development, maintenance, and operation of the trail; amending Minnesota Statutes 1971, Section 85.015, Subdivision 1, and by adding a subdivision; repealing Minnesota Statutes 1971, Section 85.015, Subdivision 9.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 86, and nays 34, as follows:

Those who voted in the affirmative were:

Adams, J.	Clifford	Johnson, D.	Moe	Schreiber
Adams, S.	Connors	Johnson, J.	Munger	Schulz
Andersen, R.	Culhane	Jude	Nelson	Sherwood
Anderson, D.	Dieterich	Kahn	Newcome	Sieben, H.
Anderson, G.	Eckstein	Kelly	Norton	Sieben, M.
Anderson, I.	Eken	Kempe	Parish	Skaar
Belisle	Enebo	Klaus	Patton	Smith
Bell	Faricy	Knickerbocker	Pavlak, R.	Ulland
Bennett	Ferderer	Laidig	Pavlak, R. L.	Vanasek
Berg	Flakne	Larson	Pleasant	Vento
Berglin	Forsythe	LaVoy	Prahl	Wigley
Biersdorf	Fudro	Lemke	Quirin	Wohlwend
Boland	Graba	Lindstrom, E.	Resner	Wolcott
Carlson, A.	Grove	Lindstrom, J.	Ryan	Mr. Speaker
Carlson, B.	Hanson	McArthur	Salchert	
Carlson, D.	Heinitz	McCarron	Samuelson	
Carlson, L.	Jacobs	McCauley	Sarna	
Cassery	Johnson, C.	Miller, D.	Savelkoul	

Those who voted in the negative were:

Becklin	Erickson	Jopp	Niehaus	Stanton
Braun	Esau	Kvam	Ohnstad	Swanson
Cleary	Fjoslien	Long	Pehler	Tomlinson
Dahl	Hagedorn	Mann	Peterson	Voss
DeGroat	Haugerud	McEachern	Pieper	Weaver
Dirlam	Hook	McFarlin	Searle	Wenzel
Erdahl	Johnson, R.	Miller, M.	Stangeland	

The bill was passed and its title agreed to.

There being no objection the order of business reverted to Messages from the Senate.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in

which amendment the concurrence of the House is respectfully requested:

H. F. No. 976, A bill for an act relating to pharmacy and drugs; redefining certain terms; revising the qualifications required of applicants for registration; providing for the training of interns; increasing the maximum fee for registration; revising exceptions allowed to registration requirements; regulating the introduction of distressed drugs into the state; amending Minnesota Statutes 1971, Sections 151.01, Subdivisions 5 and 14; 151.10; 151.101; 151.12; 151.211; 151.25; 151.26, Subdivision 1; 151.37, Subdivision 5 and 151.39, by adding a subdivision; repealing Minnesota Statutes 1971, Section 151.26, Subdivision 2.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Weaver moved that the House concur in the Senate amendments to H. F. No. 976 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 976, A bill for an act relating to pharmacy and drugs; redefining certain terms; increasing the compensation of the members of the state board of pharmacy; revising the qualifications required of applicants for registration; providing for the training of interns; increasing the maximum fee for registration; revising exceptions allowed to registration requirements; regulating the introduction of distressed drugs into the state; amending Minnesota Statutes 1971, Sections 151.01, Subdivision 5 and 14; 151.10; 151.101; 151.12; 151.211; 151.25; 151.26, Subdivision 1; 151.37, Subdivision 5 and 151.39, by adding a subdivision; repealing Minnesota Statutes 1971, Section 151.26, Subdivision 2.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 119, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	Carlson, D.	Flakne	Jude	McCarron
Adams, S.	Carlson, L.	Forsythe	Kahn	McCauley
Andersen, R.	Casserly	Fudro	Kelly	McEachern
Anderson, D.	Cleary	Graba	Kempe	McFarlin
Anderson, G.	Clifford	Growe	Klaus	Menke
Anderson, I.	Connors	Hagedorn	Knickerbocker	Miller, D.
Becklin	Dahl	Hanson	Kvam	Miller, M.
Belisle	Dieterich	Haugerud	Laidig	Moe
Bell	Dirlam	Heinitz	Larson	Munger
Bennett	Eckstein	Hook	LaVoy	Nelson
Berg	Eken	Jacobs	Lemke	Newcome
Berglin	Enebo	Jaros	Lindstrom, E.	Niehaus
Biersdorf	Erdahl	Johnson, C.	Lindstrom, J.	Norton
Boland	Erickson	Johnson, D.	Lombardi	Ohnstad
Braun	Esau	Johnson, J.	Long	Parish
Carlson, A.	Faricy	Johnson, R.	Mann	Patton
Carlson, B.	Fjoslien	Jopp	McArthur	Pavlak, R.

Pavlak, R. L.	Resner	Savelkoul	Stanton	Weaver
Pehler	Rice	Schreiber	Swanson	Wenzel
Peterson	Ryan	Sherwood	Tomlinson	Wigley
Pieper	St. Onge	Sieben, H.	Ulland	Wohlwend
Pleasant	Salchert	Skaar	Vanasek	Wolcott
Prahl	Samuelson	Smith	Vento	Mr. Speaker
Quirin	Sarna	Stangeland	Voss	

Those who voted in the negative were:

Culhane	DeGroat	Schulz	Searle
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The bill was repassed, as amended by the Senate, and its title agreed to.

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned, as amended by the Senate, in which amendment the concurrence of the House is respectfully requested:

H. F. No. 2442, A bill for an act relating to the legislature; creating a joint coordinating committee and prescribing its duties; establishing the office of legislative research.

PATRICK E. FLAHAVEN, Secretary of the Senate

CONCURRENCE AND REPASSAGE

Anderson, I., moved that the House concur in the Senate amendments to H. F. No. 2442 and that the bill be repassed as amended by the Senate. The motion prevailed.

H. F. No. 2442, A bill for an act relating to the legislature; creating a joint coordinating committee and prescribing its duties; establishing the office of legislative research; amending Minnesota Statutes 1971, Sections 3.302, Subdivision 1, and 15A.083, Subdivision 3; repealing Minnesota Statutes 1971, Sections 3.301; 482.02; 482.03; 482.10; and 482.13.

The bill was read for the third time, as amended by the Senate, and placed upon its repassage.

The question being taken on the repassage of the bill and the roll being called, there were yeas 121, and nays 2, as follows:

Those who voted in the affirmative were:

Adams, J.	Braun	Eckstein	Haugerud	Knickerbocker
Adams, S.	Carlson, A.	Eken	Heinitz	Kvam
Andersen, R.	Carlson, B.	Enebo	Jacobs	Laidig
Anderson, D.	Carlson, D.	Erdahl	Jaros	Larson
Anderson, G.	Carlson, L.	Erickson	Johnson, C.	LaVoy
Anderson, I.	Cassery	Esau	Johnson, D.	Lemke
Becklin	Cleary	Faricy	Johnson, J.	Lindstrom, E.
Belisle	Clifford	Flakne	Johnson, R.	Lindstrom, J.
Bell	Connors	Forsythe	Jopp	Lombardi
Bennett	Culhane	Fudro	Jude	Long
Berg	Cummiskey	Graba	Kahn	Mann
Berglin	Dahl	Grove	Kelly	McArthur
Biersdorf	Dieterich	Hagedorn	Kempe	McCarron
Boland	Dirlam	Hanson	Klaus	McCauley

McEachern	Ohnstad	Resner	Sieben, H.	Voss
McFarlin	Parish	Rice	Sieben, M.	Weaver
Menke	Patton	Ryan	Skaar	Wenzel
Miller, D.	Pavlak, R.	St. Onge	Smith	Wigley
Miller, M.	Pavlak, R. L.	Salchert	Stangeland	Wohlwend
Moe	Pehler	Samuelson	Stanton	Wolcott
Munger	Peterson	Sarna	Swanson	Mr. Speaker
Nelson	Pieper	Savelkoul	Tomlinson	
Newcome	Pleasant	Schreiber	Ulland	
Niehaus	Prahl	Schulz	Vanasek	
Norton	Quirin	Sherwood	Vento	

Those who voted in the negative were:

DeGroat Searle

The bill was repassed, as amended by the Senate, and its title agreed to.

ADJOURNMENT

Mr. Anderson, I., moved that when the House adjourns today it adjourn until 11:00 a.m., Monday, May 21, 1973. The motion prevailed.

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 11:00 a.m., Monday, May 21, 1973.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

STATE OF MINNESOTA

SIXTY-EIGHTH SESSION - 1973

SIXTY-SIXTH DAY

SAINT PAUL, MINNESOTA, MONDAY, MAY 21, 1973

The House convened at 11:00 a.m. and was called to order by the Speaker.

Prayer was offered by the Chaplain.

The roll was called, and the following members were present:

Adams, J.	Dahl	Johnson, C.	Menke	St. Onge
Adams, S.	DeGroat	Johnson, J.	Miller, D.	Salchert
Andersen, R.	Dieterich	Johnson, R.	Miller, M.	Samuelson
Anderson, D.	Dirlam	Jopp	Moe	Sarna
Anderson, G.	Eckstein	Jude	Mueller	Schreiber
Anderson, I.	Eken	Kahn	Munger	Schulz
Becklin	Enebo	Kelly	Myrah	Searle
Belisle	Erdahl	Kempe	Nelson	Sieben, H.
Bell	Erickson	Klaus	Newcome	Sieben, M.
Bennett	Esau	Knickerbocker	Niehaus	Skaar
Berg	Faricy	Kvam	Norton	Smith
Berglin	Ferderer	Laidig	Ohnstad	Spanish
Biersdorf	Fjoslien	Larson	Ojala	Stanton
Boland	Flakne	LaVoy	Parish	Swanson
Braun	Forsythe	Lemke	Patton	Tomlinson
Brinkman	Fudro	Lindstrom, E.	Pavlak, R.	Ulland
Carlson, A.	Fugina	Lindstrom, J.	Pavlak, R. L.	Vanasek
Carlson, B.	Graba	Lombardi	Pehler	Vento
Carlson, D.	Graw	Long	Peterson	Voss
Carlson, L.	Growe	Mann	Pieper	Weaver
Casserly	Hanson	McArthur	Pleasant	Wenzel
Cleary	Haugerud	McCarron	Prahl	Wigley
Clifford	Heinitz	McCaughey	Quirin	Wohlwend
Connors	Hook	McEachern	Resner	Wolcott
Culhane	Jacobs	McFarlin	Rice	Mr. Speaker
Cummiskey	Jaros	McMillan	Ryan	

A quorum was present.

Hagedorn; Johnson, D.; Savelkoul; Sherwood; and Stangeland were excused.

The Chief Clerk proceeded to read the Journal of the preceding day, when on the motion of Mr. Bennett, the further reading was dispensed with and the Journal was approved as corrected.

SPECIAL ORDERS

S. F. No. 386, A bill for an act relating to courts; witness fees; amending Minnesota Statutes 1971, Section 357.24.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 116, and nays 4, as follows:

Those who voted in the affirmative were:

Adams, J.	Culhane	Johnson, J.	Miller, M.	Schulz
Adams, S.	Cummiskey	Johnson, R.	Moe	Searle
Andersen, R.	Dahl	Jopp	Mueller	Sieben, H.
Anderson, D.	DeGroat	Jude	Munger	Sieben, M.
Anderson, G.	Dieterich	Kahn	Nelson	Skaar
Anderson, I.	Eckstein	Kelly	Newcome	Smith
Becklin	Enebo	Kempe	Niehaus	Spanish
Belisle	Erdahl	Knickerbocker	Norton	Stanton
Bell	Erickson	Kvam	Ohnstad	Swanson
Bennett	Esau	Laidig	Ojala	Tomlinson
Berg	Farcy	Larson	Parish	Ulland
Berglin	Fjoslien	LaVoy	Pavlak, R.	Vanasek
Biersdorf	Flakne	Lemke	Pavlak, R. L.	Vento
Boland	Forsythe	Lindstrom, E.	Pehler	Voss
Braun	Fudro	Lindstrom, J.	Peterson	Weaver
Brinkman	Fugina	Lombardi	Pieper	Wenzel
Carlson, A.	Graba	Long	Pleasant	Wigley
Carlson, B.	Graw	Mann	Prahl	Wohlwend
Carlson, D.	Grove	McArthur	Resner	Wolcott
Carlson, L.	Hanson	McCarron	Rice	Mr. Speaker
Casserly	Heinitz	McCauley	Ryan	
Cleary	Hook	McEachern	St. Onge	
Clifford	Jacobs	McFarlin	Sarna	
Connors	Johnson, C.	Menke	Schreiber	

Those who voted in the negative were:

Klaus	Patton	Quirin	Samuelson
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The bill was passed and its title agreed to.

PETITIONS AND COMMUNICATIONS

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

May 18, 1973

The Honorable Martin O. Sabo
Speaker of the House

Sir:

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

H. F. No. 11, An act relating to human rights; forbidding discrimination in the extension of credit because of sex; amending Minnesota Statutes 1971, Section 363.03, by adding a subdivision.

H. F. No. 190, An act relating to the village of Hugo; authorizing issuance of one additional on-sale license for the sale of intoxicating liquor.

H. F. No. 225, An act relating to municipalities; powers; providing for severance pay to employees; amending Minnesota Statutes 1971, Chapter 465, by adding a section; repealing Laws 1965, Chapters 621 and 690.

H. F. No. 240, An act relating to highway traffic regulations; littering; providing a penalty; amending Minnesota Statutes 1971, Section 169.42.

H. F. No. 399, An act relating to claims against the state; providing for payment of claims approved by the claims commission; appropriating money.

H. F. No. 400, An act relating to corrections; regulating the use of the revolving fund at the state prison; amending Minnesota Statutes 1971, Section 243.43.

H. F. No. 474, An act to establish a foster grandparents program; amending Minnesota Statutes 1971, Section 256.976, Subdivisions 1 and 3.

H. F. No. 532, An act relating to insurance; accident and health insurance policies, and health service plans; requiring health insurance coverage for newborn infants immediately from the moment of birth; amending Minnesota Statutes 1971, Chapter 62A, by adding a section; Sections 62A.10, Subdivision 2; and 62C.14, by adding a subdivision.

H. F. No. 535, An act relating to the firemen's relief association in the city of Coon Rapids; providing for a tax levy.

H. F. No. 632, An act relating to intoxicating liquor; authorizing the issuance of additional on-sale licenses in the county of Cook.

H. F. No. 759, An act relating to probate proceedings; bond in summary administration; amending Minnesota Statutes 1971, Section 525.51, Subdivision 5.

H. F. No. 794, An act relating to corrections; regulating the compensation paid to inmates of state correctional institutions; amending Minnesota Statutes 1971, Section 243.23.

H. F. No. 813, An act relating to state parks and recreation areas; requiring free admission and reduced user fees for senior citizens; amending Minnesota Statutes 1971, Section 85.05.

H. F. No. 890, An act relating to the police department, the policemen's relief association, and policemen's pension fund in the city of Minneapolis.

H. F. No. 945, An act relating to safety in the use of waters of this state; establishing a watercraft safety program; increasing certain license fees; providing penalties; amending Minnesota Statutes 1971, Sections 361.055; 361.22, Subdivision 2; and Chapter 361, by adding a section.

H. F. No. 964, An act relating to the city of Thief River Falls; payment of firemen's service pensions.

H. F. No. 1031, An act relating to education; vocational rehabilitation work activity centers; amending Minnesota Statutes 1971, Sections 121.71; 121.711; 121.712; 121.713; and 121.714.

H. F. No. 1121, An act relating to the uniform management of institutional funds; providing for the management, investment and appropriation of such funds.

H. F. No. 1190, An act relating to municipal industrial development; amending Minnesota Statutes 1971, Sections 474.02, Subdivision 1; 474.03; 474.04; 474.06; and 474.09.

H. F. No. 1465, An act relating to water resources; modifying and strengthening certain powers of the commissioner of natural resources in connection therewith; providing penalties; amending Minnesota Statutes 1971, Sections 105.37, by adding subdivisions; 105.38; 105.39, by adding a subdivision; 105.41; 105.42; 105.43; 105.44, Subdivisions 1, 3, 5, 6; 105.45; 105.47; 105.51, Subdivision 1; and Chapter 105, by adding sections; repealing Minnesota Statutes 1971, Section 105.54.

H. F. No. 1568, An act relating to historic sites; designating additional historical sites; redescribing certain boundaries; amending Minnesota Statutes 1971, Sections 138.53, Subdivisions 7, 8, 12, 16, 20, 21, 43, 46, and by adding subdivisions; 138.54, by adding a subdivision; 138.56, Subdivision 2, and by adding subdivisions; 138.57, Subdivision 13; 138.58, by adding subdivisions; repealing Minnesota Statutes 1971, Sections 138.55, Subdivisions 9, 10, 11, 12, 13, 14, 15, 16, 17, and 20; 138.57, Subdivisions 11, 14, and 15; and 138.58, Subdivision 2.

H. F. No. 1591, An act relating to Hennepin county; establishing powers, duties and rights of the public defender.

H. F. No. 1666, An act relating to elections; providing for the joint nomination and election of the governor and lieutenant governor; amending Minnesota Statutes 1971, Sections 202.04, by adding a subdivision; 202.11, Subdivision 1; 203.28, Subdivision 1, as amended; and 206.07, Subdivision 1, as amended.

H. F. No. 1681, An act relating to the municipal housing and redevelopment act, providing for the construction of market rate housing in cities of the first class; amending Minnesota Statutes 1971, Sections 462.415, by adding a subdivision; 462.591, by adding a subdivision; 462.611; 462.621, by adding a subdivision; 462.631; 462.645, Subdivision 6; 462.691; and 462.695, Subdivisions 1 and 2.

H. F. No. 1706, An act authorizing the city of Minneapolis to levy an assessment against real property for water and sewage disposal services furnished by the city.

H. F. No. 1709, An act relating to city, village, or borough programs of public recreation and playgrounds, the acquisition and betterment of land, buildings, and other facilities therefor, including cultural facilities, and the leasing and sale of such facilities to nonprofit corporations engaged in such programs;

amending Minnesota Statutes 1971, Section 471.191, Subdivision 1.

H. F. No. 1718, An act relating to public water and sewer systems, improvements, and extensions established by counties and district courts; amending Minnesota Statutes 1971, Sections 116A.01, by adding a subdivision; 116A.02, Subdivision 1; 116A.09; 116A.12, Subdivisions 2 and 3a, and by adding subdivisions; 116A.15, Subdivisions 1 and 2; 116A.16; 116A.17, Subdivisions 1, 2, and 4; 116A.18, Subdivision 1; 116A.19, Subdivision 2; 116A.20, Subdivisions 1, 2, and 5; 116A.21; 116A.22; 116A.24, Subdivision 1, and by adding subdivisions; and 273.111, Subdivision 14.

H. F. No. 1949, An act relating to Ramsey county; authorization of the county to appropriate and expend moneys in the improvements of lakes and acquiring land in the vicinity of such lakes for recreational grounds; repealing annual expenditure limitation; amending Laws 1927, Chapter 209, Section 1, as amended.

H. F. No. 1959, An act relating to the city of Duluth; Duluth airport authority; amending Laws 1969, Chapter 577, Section 14.

H. F. No. 1960, An act relating to the Duluth transit authority of the city of Duluth; amending Laws 1969, Chapter 720, Section 11, Subdivision 1.

H. F. No. 1968, An act relating to the city of Saint Paul, authorizing the issuance of bonds and the appropriation of revenues and taxes to finance the acquisition, betterment, and operation of swimming pools for the municipal program of public recreation and playgrounds.

H. F. No. 1969, An act relating to the city of Duluth; authorizing organization of a Spirit Mountain recreation area authority; conferring upon said authority the power and duty to administer, promote, control, direct and manage the organization and ongoing operation of said recreation area; and providing for a tax levy and issuance of bonds.

H. F. No. 2206, An act relating to Mille Lacs county; permitting the county attorney to also act as village, city and school attorney.

H. F. No. 2132, An act relating to civil service in Ramsey county; inclusion of employees of Ramsey county welfare board.

H. F. No. 2178, An act relating to the city of Saint Paul; authorizing the condemnation of real property pursuant to the procedures set forth in its home rule charter.

H. F. No. 2180, An act relating to corporations; take-overs; regulating corporate take-overs; providing a penalty.

H. F. No. 2208, An act relating to the county of Waseca; authorizing the expenditure of money for hospital purposes.

H. F. No. 2241, An act relating to Dakota county; authorizing the board of commissioners to issue bonds for the acquisition and

betterment of parklands; authorizing a levy, within existing park levy limits, and limited to specific purposes, without a referendum.

H. F. No. 2246, An act relating to the city of Little Falls; authorizing the issuance of an additional on-sale license for the sale of intoxicating liquor.

H. F. No. 2351, An act relating to Ramsey county; authorizing issuance of bonds for construction and equipping of certain recreational facilities; amending Laws 1969, Chapter 1055, as amended, by adding a section.

H. F. No. 2352, An act relating to the county of Ramsey; tax levy for educational, scientific and artistic purposes; amending Laws 1961, Chapter 583, Section 1, as amended.

Sincerely,

WENDELL R. ANDERSON
Governor

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

May 19, 1973

The Honorable Martin O. Sabo
Speaker of the House

Sir:

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

H. F. No. 248, An act relating to agriculture; soybean promotion board; promotion and financing; amending Minnesota Statutes 1971, Sections 21A.03; 21A.06; 21A.10; 21A.16, Subdivision 2; and 21A.18.

H. F. No. 346, An act relating to public water and sewer systems; powers of county boards and district courts; amending Minnesota Statutes 1971, Section 116A.01, Subdivision 1.

H. F. No. 368, An act relating to the state college board; authorizing the establishment of educational television and telecommunication projects at the state college at Bemidji.

H. F. No. 443, An act relating to public welfare; appropriating money for the Rochester State Hospital Religious Activity Center, Inc.

H. F. No. 600, An act relating to real estate; brokers and salesmen; licenses; providing penalties; amending Minnesota Statutes 1971, Chapter 82, by adding sections; repealing Minnesota Statutes 1971, Sections 82.01 to 82.16.

H. F. No. 703, An act relating to probate proceedings; partial distribution of probate estates; amending Minnesota Statutes 1971, Section 525.482.

H. F. No. 704, An act relating to probate proceedings; sales, leases, and mortgages in connection with probate matters; amending Minnesota Statutes 1971, Section 525.64.

H. F. No. 833, An act relating to decedent's estates; requiring mailing of notice to a foreign consul in certain circumstances; amending Minnesota Statutes 1971, Section 525.83.

H. F. No. 904, An act relating to divorce; reciprocal enforcement of support; amending Minnesota Statutes 1971, Section 518.42, Subdivision 2.

H. F. No. 906, An act relating to probate proceedings; liability of a representative or his surety for mismanagement or other misconduct; amending Minnesota Statutes 1971, Section 525.501.

H. F. No. 1103, An act relating to the city of Mankato; authorizing the issuance of three additional on-sale liquor licenses.

H. F. No. 1217, An act relating to state employees; prohibiting the receipt of gratuities or other advantages by state employees or their families because of state business; providing a penalty; repealing Minnesota Statutes 1971, Sections 16.11, 241.12, and 246.20.

H. F. No. 1483, An act relating to the city of St. Cloud; authorizing additional on-sale intoxicating liquor licenses.

H. F. No. 1515, An act relating to decedents' estates, revising a spouse's power to elect against a will; amending Minnesota Statutes 1971, Section 525.215.

H. F. No. 1551, An act relating to the county of Ramsey and the city of Saint Paul; authorizing the rendering of emergency or lifesaving service by a physician's trained mobile intensive care paramedic; under certain circumstances granting immunity from civil liability for good faith emergency lifesaving services rendered by physician's trained mobile intensive care paramedics and also for physicians who render medical advice and instructions to such paramedics while the paramedics are in the performance of lifesaving services.

H. F. No. 1556, An act relating to the city of Saint Paul; amending the provisions relating to the issuance of the license for the sale of intoxicating liquor at the civic center; amending Laws 1969, Chapter 783, Section 1, Subdivision 1, as amended.

H. F. No. 1557, An act relating to the city of Saint Paul; providing for and authorizing said city to issue its general obligation bonds for urban renewal redevelopment purposes; amending Laws 1963, Chapter 881, Section 1, as amended; and by adding sections.

H. F. No. 1729, An act relating to the executive council; providing that the lieutenant governor be a member thereof; amending Minnesota Statutes 1971, Section 9.011, Subdivision 1.

H. F. No. 1704, An act authorizing the city of Minneapolis to pay costs of street maintenance and street lighting from general revenues.

H. F. No. 1903, An act authorizing the commissioner of administration to convey the water system at the Brainerd State Hospital to the city of Brainerd, Crow Wing county, Minnesota.

H. F. No. 2072, An act relating to insurance; reinsurance by life insurance companies of aircraft risks; amending Minnesota Statutes 1971, Section 60A.09, Subdivision 5.

H. F. No. 2166, An act relating to Anoka County; authorizing issuance of bonds for county park acquisition and development.

H. F. No. 2173, An act relating to taxation; levy limitations; amending Minnesota Statutes 1971, Sections 275.11, by adding a subdivision; and 412.251.

Sincerely,

WENDELL R. ANDERSON
Governor

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

May 19, 1973

The Honorable Martin O. Sabo
Speaker of the House

Sir:

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

H. F. No. 189, An act relating to intoxicating liquor; issuance of on-sale licenses in certain municipalities.

H. F. No. 347, An act relating to wild animals; taking of small game by an owner or lessee of the land; amending Minnesota Statutes 1971, Section 98.47, Subdivision 10.

H. F. No. 873, An act relating to subdivided lands; the regulation of the disposition of lots, parcels, units or interests in lands within real estate subdivisions; to require registration; to protect the purchaser from unfair and deceptive trade practices; to provide for the filing of bonds and performance assurances; to regulate advertising promotion and sales contracts; to provide for the payment of fees; and to provide penalties; repealing Minnesota Statutes 1971, Sections 83.01 to 83.19.

H. F. No. 1001, An act relating to the environment; establishing a state environmental policy and a program for the systematic review of environmental effects of various projects and actions; requiring an annual environmental report; and amending Minnesota Statutes 1971, Sections 4.12, Subdivision 2; 40.02;

104.01, Subdivision 3; 115.03, Subdivision 1; and 116.07, Subdivision 2.

H. F. No. 1200, An act relating to workmen's compensation; creating a division of workmen's compensation within the department of labor and industry; providing powers and responsibilities to such commission, making the commissioner of the department of labor and industry the head and administrator of such division; providing powers and responsibilities to such commissioner; amending Minnesota Statutes 1971, etc.

H. F. No. 1750, An act relating to the Crow Wing County welfare board and the county nursing home board; providing for increased compensation.

H. F. No. 1767, An act relating to natural resources; establishing the volunteers in parks program and specifying the powers and duties of the commissioner of natural resources in relation thereto; amending Minnesota Statutes 1971, Chapter 85, by adding a section; and Section 176.011, Subdivision 9.

H. F. No. 1853, An act relating to Morrison County; providing for increased compensation for county welfare board; amending Laws 1967, Chapter 818, Section 1.

H. F. No. 1948, An act relating to the town of Ramsey in Anoka County; providing certain powers.

H. F. No. 2240, An act relating to Dakota County; plats and surveys contiguous with any existing or proposed county road in Dakota County, providing for approval thereof by the Dakota County Board of Commissioners.

Sincerely,

WENDELL R. ANDERSON
Governor

Anderson, I., moved that the House recess subject to the call of the Chair. The motion prevailed.

RECESS

RECONVENED

The House reconvened and was called to order by the Speaker.

Anderson, I., moved that the bills remaining on Special Orders, Saturday, May 19, 1973, be returned to General Orders. The motion prevailed.

Anderson, I., and Dirlam introduced:

House Concurrent Resolution No. 10, A house concurrent resolution authorizing membership in the national conference of state legislative leaders, designating Minnesota's representatives therein and providing for the payment of membership fees, dues, and conference expenses.

SUSPENSION OF RULES

Anderson, I., and Dirlam moved that the Rules be so far suspended that House Concurrent Resolution No. 10 be now considered and be placed upon its adoption. The motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 10

A house concurrent resolution authorizing membership in the national conference of state legislative leaders, designating Minnesota's representatives therein and providing for the payment of membership fees, dues, and conference expenses.

Be It Resolved, by the House of Representatives of the State of Minnesota, the Senate concurring therein, that the State of Minnesota continue as a member of the National Conference of State Legislative Leaders, and that the following are designated as the state's representatives therein, viz:

From the House of Representatives: The Speaker, the Chairman of the Committee on Rules and Legislative Administration, two assistant Majority Leaders, the Minority Leader and one Assistant Minority Leader and one minority member to be appointed by the Speaker.

From the Senate: the President of the Senate, the Chairman of the Committee on Rules and Administration, the Assistant Majority Leader, the Assistant Majority Whip, the Minority Leader, the Assistant Minority Leader, and one minority member appointed by the Committee on Committees.

Be It Further Resolved, that such sums of money as are necessary for the payment of membership fees, dues, and conference expenses from time to time shall be paid from the Legislative Expense Fund of the Senate and the House of Representatives. The membership fee shall be shared equally by both branches of the Legislature, and each branch shall pay the dues and conference expenses of its respective members. Payments shall be made as authorized upon certification of the Chief Clerk of the House and the Secretary of the Senate.

Anderson, I., and Dirlam moved that House Concurrent Resolution No. 10 be now adopted.

The question was taken on the adoption of House Concurrent Resolution No. 10 and the roll being called, there were yeas 111, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Biersdorf	Clifford	Erdahl	Graba
Andersen, R.	Boland	Connors	Erickson	Grove
Anderson, G.	Braun	Culhane	Esau	Hanson
Anderson, I.	Brinkman	Cummiskey	Faricy	Heinitz
Becklin	Carlson, A.	Dahl	Ferderer	Hook
Belisle	Carlson, B.	DeGroat	Fjoslien	Jacobs
Bell	Carlson, D.	Dieterich	Flakne	Johnson, C.
Bennett	Carlson, L.	Dirlam	Forsythe	Johnson, J.
Berg	Casserly	Eckstein	Fudro	Johnson, R.
Berglin	Cleary	Enebo	Fugina	Jopp

Kahn	Mann	Norton	Rice	Tomlinson
Kelly	McArthur	Ohnstad	Ryan	Ulland
Kempe	McCauley	Ojala	St. Onge	Vento
Knickerbocker	McEachern	Parish	Samuelson	Voss
Kvam	McFarlin	Patton	Sarna	Weaver
Laidig	Menke	Pavlak, R.	Schreiber	Wenzel
Larson	Miller, M.	Pavlak, R. L.	Schulz	Wohlwend
LaVoy	Moe	Pehler	Sieben, H.	Wolcott
Lemke	Mueller	Peterson	Sieben, M.	Mr. Speaker
Lindstrom, E.	Munger	Pieper	Skaar	
Lindstrom, J.	Nelson	Pleasant	Smith	
Lombardi	Newcome	Prahl	Stanton	
Long	Niehaus	Quirin	Swanson	

House Concurrent Resolution No. 10 was adopted.

Anderson, I., introduced:

House Concurrent Resolution No. 11, A house concurrent resolution providing for adjournment of the legislature on May 21, 1973.

SUSPENSION OF RULES

Anderson, I., moved that the Rules be so far suspended that House Concurrent Resolution No. 11 be now considered and be placed upon its adoption. The motion prevailed.

HOUSE CONCURRENT RESOLUTION NO. 11

A house concurrent resolution providing for adjournment of the legislature on May 21, 1973.

Be It Resolved, by the House of Representatives of the State of Minnesota, the Senate concurring, that upon their adjournment May 21, 1973 the House of Representatives and Senate may each set its next day of meeting as January 15, 1974, at the hour of 12 noon.

Be It Further Resolved, by the House of Representatives of the State of Minnesota, the Senate concurring, that this resolution is the consent of each house for the other to adjourn for more than three days following May 21, 1973.

Anderson, I., moved that House Concurrent Resolution No. 11 be now adopted. House Concurrent Resolution No. 11 was adopted.

INTRODUCTION OF BILLS

Pehler, McCarron, Salchert, Rice, and Knickerbocker introduced:

H. F. No. 2575, A bill for an act relating to drugs; requiring drug manufacturers to sell drugs only at uniform prices and to file schedule of prices; providing penalties.

The bill was read for the first time and referred to the Committee on Commerce and Economic Development.

Wohlwend introduced:

H. F. No. 2576, A bill for an act relating to the city of Moorhead; firemen's relief funds and pensions therein; amending Laws 1955, Chapter 75, Sections 14, Subdivision 2; 14, Subdivision 6; and 16, as amended, added, and renumbered.

The bill was read for the first time and referred to the Committee on Governmental Operations.

Lindstrom, J.; Berg; Vento; Kickerbocker; and Adams, S., introduced:

H. F. No. 2577, A bill for an act relating to courts; appointment of interpreters for handicapped parties to civil proceedings.

The bill was read for the first time and referred to the Committee on Judiciary.

Fugina, Moe, Tomlinson, Ojala, and Prah! introduced:

H. F. No. 2578, A bill for an act relating to taxation; deductions from gross income; providing that no deduction for expenses in attending a convention shall be allowed if said convention is held outside the United States; amending Minnesota Statutes 1971, Section 290.09, Subdivision 2.

The bill was read for the first time and referred to the Committee on Taxes.

Fugina, Kahn, Peterson, Moe, and Prah! introduced:

H. F. No. 2579, A bill for an act relating to motor vehicles; prohibiting the sale of motor vehicle registration lists; amending Minnesota Statutes 1971, Section 168.33, Subdivision 3.

The bill was read for the first time and referred to the Committee on Transportation.

Tomlinson; Andersen, R.; Nelson; Bell; and Bennett introduced:

H. F. No. 2580, A bill for an act relating to the metropolitan transit commission; setting tax levy; amending Minnesota Statutes 1971, Section 473A.111, Subdivision 1.

The bill was read for the first time.

SUSPENSION OF RULES

Pursuant to Article IV, Section 20, of the Constitution of the state of Minnesota, Tomlinson moved that the rule therein be suspended and an urgency be declared so that H. F. No. 2580 be given its second and third readings and be placed upon its final passage. The motion prevailed.

Tomlinson moved that the rules of the House be so far suspended that H. F. No. 2580 be given its second and third readings and be placed upon its final passage. The motion prevailed.

The bill was read for the second time.

H. F. No. 2580, A bill for an act relating to the metropolitan transit commission; setting tax levy; amending Minnesota Statutes 1971, Section 473A.111, Subdivision 1.

The bill was read for the third time and placed upon its final passage.

The question being taken on the passage of the bill and the roll being called, there were yeas 115, and nays 14, as follows:

Those who voted in the affirmative were:

Adams, J.	Cleary	Hanson	Menke	Ryan
Adams, S.	Clifford	Heinitz	Miller, M.	Samuelson
Andersen, R.	Connors	Jacobs	Moe	Sarna
Anderson, D.	Cummiskey	Johnson, C.	Mueller	Schreiber
Anderson, G.	Dahl	Johnson, J.	Munger	Schulz
Anderson, I.	DeGroat	Johnson, R.	Nelson	Searle
Becklin	Dieterich	Kahn	Newcome	Sieben, M.
Belisle	Dirlam	Kelly	Niehaus	Skaar
Bell	Eckstein	Knickerbocker	Norton	Smith
Bennett	Enebo	Laidig	Ohnstad	Stanton
Berg	Erdahl	LaVoy	Ojala	Swanson
Berglin	Erickson	Lemke	Parish	Tomlinson
Biersdorf	Faricy	Lindstrom, E.	Patton	Ulland
Boland	Ferderer	Lindstrom, J.	Pavlak, R. L.	Vanasek
Braun	Flakne	Lombardi	Pehler	Vento
Brinkman	Forsythe	Mann	Peterson	Voss
Carlson, A.	Fudro	McArthur	Pleasant	Weaver
Carlson, B.	Fugina	McCarron	Prahl	Wenzel
Carlson, D.	Graba	McCauley	Quirin	Wohlwend
Carlson, L.	Graw	McEachern	Resner	Wolcott
Cassery	Growe	McFarlin	Rice	Mr. Speaker

Those who voted in the negative were:

Esau	Jopp	Klaus	Long	Sieben, H.
Fjoslien	Jude	Kvam	Pavlak, R.	Wigley
Hook	Kempe	Larson	Pieper	

The bill was passed and its title agreed to.

INTRODUCTION OF BILLS, Continued

Ojala and Fugina introduced:

H. F. No. 2581, A bill for an act relating to school board associations; providing for elections; amending Minnesota Statutes 1971, Section 123.33, Subdivision 10.

The bill was read for the first time and referred to the Committee on General Legislation and Veterans Affairs.

Andersen, R.; Tomlinson; Kahn; Bennett; and Ferderer introduced:

H. F. No. 2582, A bill for an act relating to the metropolitan transit commission; setting tax levy; amending Minnesota Statutes 1971, Section 473A.111, Subdivision 1.

The bill was read for the first time and referred to the Committee on Metropolitan and Urban Affairs.

Pavlak, R.; and Graba introduced:

H. F. No. 2583, A bill for an act relating to intoxicating liquor; changing the excise tax thereon; amending Minnesota Statutes 1971, Section 340.47, Subdivision 1, as amended.

The bill was read for the first time and referred to the Committee on Taxes.

Kempe, Pieper, Bell, Connors, and Adams, S., introduced:

H. F. No. 2584, A bill for an act creating a commission to study Minnesota highways and highway administration; appropriating money therefor.

The bill was read for the first time and referred to the Committee on Transportation.

Dieterich; Anderson, I.; Berglin; and Johnson, D., introduced:

H. F. No. 2585, A bill for an act relating to taxation; capital gains deduction limit; amending Minnesota Statutes 1971, Section 290.16, Subdivision 4.

The bill was read for the first time and referred to the Committee on Taxes.

REPORT FROM THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Mr. Anderson, I., for the Committee on Rules and Legislative Administration, offered the following report:

Be It Resolved, that the Chief Clerk of the House be authorized and is hereby directed to correct and approve the Journal of the House for today, Monday, May 21, 1973.

Be It Further Resolved, that the Chief Clerk of the House be authorized to include in the Journal for Monday, May 21, 1973 any proceedings including subsequent proceedings and any legislative interim committees or commissions created or appointments made pursuant thereto by legislative action or by law.

The question was taken on the adoption of the report, and the report was adopted.

REPORT FROM THE COMMITTEE ON RULES AND
LEGISLATIVE ADMINISTRATION

Mr. Anderson, I., for the Committee on Rules and Legislative Administration, offered the following report:

Be It Resolved, that the House of Representatives retain parking lots A and B for the period from May 21, 1973 to January 15, 1974, for use of members and employees of the House of Representatives.

Be It Further Resolved, that the Sergeant at Arms be directed to provide for public fee parking at such times members are not required to be in attendance at the Capitol.

The question was taken on the adoption of the report and the roll being called, there were yeas 121, and nays 0, as follows:

Those who voted in the affirmative were:

Adams, J.	Cummiskey	Johnson, J.	Miller, M.	Sarna
Adams, S.	Dahl	Johnson, R.	Moe	Schreiber
Andersen, R.	DeGroat	Jopp	Mueller	Schulz
Anderson, D.	Dieterich	Jude	Munger	Searle
Anderson, G.	Dirlam	Kahn	Nelson	Sieben, H.
Anderson, I.	Eckstein	Kelly	Newcome	Sieben, M.
Becklin	Enebo	Kempe	Niehaus	Skaar
Belisle	Erdahl	Klaus	Norton	Smith
Bell	Erickson	Knickerbocker	Ohnstad	Stanton
Bennett	Esau	Kvam	Ojala	Swanson
Berg	Faricy	Laidig	Parish	Tomlinson
Berglin	Ferderer	Larson	Patton	Ulland
Biersdorf	Fjoslien	LaVoy	Pavlak, R.	Vanasek
Boland	Flakne	Lemke	Pavlak, R. L.	Vento
Braun	Forsythe	Lindstrom, E.	Pehler	Voss
Brinkman	Fudro	Lindstrom, J.	Peterson	Weaver
Carlson, A.	Fugina	Lombardi	Pieper	Wenzel
Carlson, B.	Graba	Long	Pleasant	Wigley
Carlson, D.	Graw	Mann	Prahl	Wohlwend
Carlson, L.	Growe	McArthur	Quirin	Wolcott
Casserly	Hanson	McCarron	Resner	Mr. Speaker
Cleary	Heinitz	McCauley	Rice	
Clifford	Hook	McEachern	Ryan	
Connors	Jacobs	McFarlin	St. Onge	
Culhane	Johnson, C.	Menke	Samuelson	

The report was adopted.

REPORT FROM THE COMMITTEE ON RULES AND LEGISLATIVE ADMINISTRATION

Mr. Anderson, I., for the Committee on Rules and Legislative Administration, offered the following report:

Resolved, that the Chief Clerk of the House of Representatives be instructed that during the period of time between May 21, 1973, and the convening of the House of Representatives in 1974, the House Chamber, House Retiring Room, House Hearing and Conference Rooms, House Offices, and the Chief Clerk's Offices, shall be left in their present status and reserved for use by the House of Representatives, Legislative Interim Committees, House Standing Committees and Subcommittees, and to such other use as the Speaker of the House may deem necessary. The House Chamber and House Retiring Room shall be let out for the annual meeting of the Territorial Pioneers; and the House Chamber, House Retiring Room and the unused hearing rooms shall be available annually to the Hi-Y Model Legislature, Girls' State, the Young Leaders Organization, and the 4-H Leadership Conference.

Be It Further Resolved, that the Custodian of the State Capitol shall be instructed to keep the corridors and rotunda clear of all furniture and that all legislative furniture remain in the legislative rooms.

The question was taken on the adoption of the report, and the report was adopted.

MESSAGES FROM THE SENATE

The following messages were received from the Senate:

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 1308, A bill for an act relating to telegraph and telephone companies; regulating corporate bonds issued by telegraph and telephone companies; amending Minnesota Statutes 1971, Chapter 222, by adding a section; repealing Minnesota Statutes 1971, Section 222.14.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has moved to return the report of the Conference Committee on the following House File:

H. F. No. 835, A bill for an act relating to divorce; abolishing the action and substituting proceedings for dissolution; amending Minnesota Statutes 1971, Sections 518.001; 518.01; 518.03; 518.06; 518.07; 518.09; 518.10; 518.11; 518.12; 518.13; 518.14; 518.15; 518.16; 518.17; 518.175, Subdivision 1; 518.25; 518.27; 518.54; 518.55; 518.551; 518.57; 518.58; 518.59; 518.62; 518.63; 518.64 and 518.66; repealing Minnesota Statutes 1971, Sections 518.08; 518.26 and 518.28.

And respectfully requests that the House reconsider the vote whereby the Conference Committee Report on H. F. No. 835 was adopted and H. F. No. 835 was repassed.

And further requests the House re-refer the subject matter of said bill to the Conference Committee, as formerly constituted, for further consideration.

Said House File and Conference Committee Report is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the passage by the Senate of the following House File, herewith returned:

H. F. No. 2580, A bill for an act relating to the metropolitan transit commission; setting tax levy; amending Minnesota Statutes 1971, Section 473A.111, Subdivision 1.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the adoption by the Senate of the following House Concurrent Resolution, herewith returned:

House Concurrent Resolution No. 10, A house concurrent resolution authorizing membership in the national conference of state legislative leaders, designating Minnesota's representatives therein and providing for the payment of membership fees, dues, and conference expenses.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce the adoption by the Senate of the following House Concurrent Resolution, herewith returned:

House Concurrent Resolution No. 11, A house concurrent resolution providing for adjournment of the legislature on May 21, 1973.

PATRICK E. FLAHAVEN, Secretary of the Senate

Mr. Speaker:

I hereby announce that the Senate has concurred in and adopted the report of the Conference Committee on:

H. F. No. 377, A bill for an act relating to the department of human rights; unfair discriminatory practices; amending Minnesota Statutes 1971, Sections 363.01 by adding subdivisions; 363.02, Subdivisions 2 and 3 and by adding subdivisions; 363.03; 363.04, Subdivision 8; 363.05, Subdivision 1; 363.06, Subdivisions 2, 4 and 7; 363.071, Subdivision 2; 363.072, Subdivision 1; 363.091; 363.11; 363.115; 363.12, Subdivisions 1 and 2; 363.13; and Chapter 363, by adding sections.

The Senate has repassed said bill, in accordance with the recommendation and report of the Conference Committee. Said House File is herewith returned to the House.

PATRICK E. FLAHAVEN, Secretary of the Senate

PROTEST AND DISSENT

Pursuant to Article IV, Section 16 of the Minnesota State Constitution, the undersigned request that the following protest and dissent be entered in the Journal of the House:

The entire 1973 Session of the Minnesota Legislature has been characterized by an alarming disregard for rules and procedures and an enthusiastic willingness to violate these rules whenever expediency was desired.

The Rules of the House were intended to protect the rights of the minority and to provide open and thoughtful consideration of important public matters. However, this session we have seen the rights of the minority ignored and the right of every member of this body to be free to express the feelings of their own conscience and constituents obfuscated. We protest this action.

Members of this body have been blatantly coerced by members of the Governor's staff, who were continuously permitted access to the floor of this chamber in violation of Rule 62. The illegal lobbying activity of these individuals was embraced by the

silence of the presiding officer of this body. We protest this inaction.

We protest the obvious violations of Rules 18 and 23 which not only prohibit discussion of the question while the yeas and nays are being taken, but prohibit members from remaining at the desk while a vote is in process.

The general decorum of this body has been reduced to perhaps the lowest level in the history of this state. We protest this.

The weak sometimes need the crutch of illegality to survive; however, the strong and fair need no such tool.

We, the undersigned, hereby give notice to the majority party of this body and the people of this state that any future measure passed by this body, during a time when overt acts of illegal lobbying by the Executive branch and others have taken place, will be contested in every possible way.

Aubrey W. Dirlam
 Thomas W. Newcome
 Gary W. Flakne
 Charles R. Weaver
 Verne E. Long
 Mary Forsythe
 Julian Hook
 Ernee McArthur
 Adolph L. Kvam
 Ernie Lindstrom
 Gary W. Laidig
 John W. Johnson
 Vincent Lombardi
 Andy Skaar
 Wendell O. Erickson
 Ralph Jopp
 Richard Wigley
 Michas M. Ohnstad
 Joe T. Niehaus
 David O. Fjoslien
 O. J. Heinitz
 Neil A. Wohlwend
 Robert L. Pavlak
 Robert E. Johnson
 Richard A. Andersen
 Tony Bennett
 Robert C. Bell

M. J. McCauley
 John S. Biersdorf
 Raymond O. Wolcott
 Ray O. Pleasant
 William H. Schreiber
 August B. Mueller
 Douglas W. Carlson
 Lynn H. Becklin
 James E. Ulland
 Jerry Knickerbocker
 David Cleary
 Salisbury Adams
 Dale E. Erdahl
 Robert J. McFarlin
 Frank H. DeGroat
 Jerome J. Belisle
 Arne H. Carlson
 Robert J. Ferderer
 J. Beryl Clifford
 Delbert F. Anderson
 Rod Searle
 Cal Larson
 Joseph P. Graw
 Bradley G. Pieper
 Walter K. Klaus
 Gilbert D. Esau

ADJOURNMENT

Mr. Anderson, I., moved that when the House adjourns today it adjourn until 12:00 noon, Tuesday, January 15, 1974. The motion prevailed.

Mr. Anderson, I., moved that the House adjourn. The motion prevailed, and the Speaker declared the House stands adjourned until 12:00 noon, Tuesday, January 15, 1974.

EDWARD A. BURDICK, Chief Clerk, House of Representatives

COMMUNICATIONS AND ANNOUNCEMENTS
RECEIVED SUBSEQUENT TO ADJOURNMENT

The following communications were received:

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

May 21, 1973

The Honorable Martin O. Sabo
Speaker of the House
Sir:

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

H. F. No. 66, An act relating to the village of Roseville; procedure upon levy of certain special assessments.

H. F. No. 83, An act relating to licenses; prohibiting the issuance of licenses in certain instances.

H. F. No. 217, An act relating to the village of Roseville; firemen's relief association service pensions; amending Laws 1965, Chapter 598, Section 1, Subdivision 1.

H. F. No. 231, An act relating to the metropolitan sewer board; payment of annual credit to municipalities; amending Minnesota Statutes 1971, Section 473C.05, Subdivision 4.

H. F. No. 490, An act relating to decedent's estates; abolishing published notice of the hearing to settle and allow the final account; amending Minnesota Statutes 1971, Section 525.481.

H. F. No. 588, An act relating to trade regulations; hazardous toys and other articles; restricting the manufacture, sale, and other traffic of such articles in this state; granting regulatory, investigatory, and enforcement powers to the director of the consumer services section of the department of commerce; providing for the testing of such articles; providing penalties.

H. F. No. 622, An act relating to courts; grand juries; causes of challenge to a grand juror; amending Minnesota Statutes 1971, Section 628.54.

H. F. No. 659, An act relating to the city of Willmar; authorizing land acquisition and development to promote industry and alleviate unemployment.

H. F. No. 847, An act relating to taxes on and measured by

net income; net capital gain defined; amending Minnesota Statutes 1971, Section 290.16, Subdivision 3.

H. F. No. 889, An act relating to health; payment of medical and hospital benefits to governmental institutions in certain instances.

H. F. No. 895, An act relating to the city of Wayzata; volunteer firemen's service pensions.

H. F. No. 988, An act relating to Hennepin county; tax levies for the purposes of the county park reserve district; amending Laws 1967, Chapter 721, Section 2, as amended; and Laws 1971, Chapter 954, Section 2.

H. F. No. 1044, An act relating to insurance; making the unfair processing of the claim or complaint of a natural person an unfair trade practice; providing a penalty for violation; amending Minnesota Statutes 1971, Sections 72A.20, Subdivision 1; and 72A.28.

H. F. No. 1058, An act relating to education; extending the program of instruction review authority of the Minnesota higher education coordinating commission to include private collegiate and non-collegiate institutions offering post-secondary education; amending Minnesota Statutes 1971, Section 136A.04.

H. F. No. 1080, An act relating to taxation; requiring the payment of certain taxes prior to the registration or licensing of aircraft; amending Minnesota Statutes 1971, Chapters 297A and 360, by adding sections.

H. F. No. 1275, An act relating to education; school district elections; amending Minnesota Statutes 1971, Section 123.32, Subdivisions 5 and 24, and by adding subdivisions.

H. F. No. 1327, An act relating to the state college board; authorizing the board to apply and receive federal funds for the planning and construction of an emergency driving and research facility and for the construction and operation of the facility; appropriating money for the operation and maintenance thereof.

H. F. No. 1381, An act relating to natural resources; imposing certain duties on the commissioner of natural resources and counties; providing standards and enforcement of permits for utility crossings; establishing state policy providing for the establishments of standards and criteria governing drainage systems as they affect lakes, wetlands, wildlife lands, relating natural resources, and erosion and flood control; amending Minnesota Statutes 1971, Sections 84.415, Subdivisions 1 and 5; 92.46 by adding a subdivision; 106.021, Subdivisions 1, 2, and 4 and by adding a subdivision; 106.081, Subdivisions 1, 3, and 4; 106.091, Subdivision 2; 106.101, Subdivisions 2, 4, and 5; 106.121, Subdivision 4; 106.131; 106.201; 106.221, Subdivision 2; and 106.631, Subdivision 1.

H. F. No. 1575, An act relating to insurance; variable contracts; amending Minnesota Statutes 1971, Sections 61A.13, Subdivision 1; 61A.14, Subdivision 5; 61A.15; 61A.17; 61A.19; 61A.21; and 61A.22.

H. F. No. 1578, An act relating to retirement; firemen's service pensions in the village of Sauk Rapids.

H. F. No. 1664, An act relating to state parks; authorizing additional lands to be included within the boundaries of William O'Brien state park.

H. F. No. 1755, An act relating to taxation; providing certain credits for brewers; amending Minnesota Statutes 1971, Section 340.47, Subdivision 2.

H. F. No. 1844, An act relating to the city of Redwood Falls; authorizing payment of lump sum retirement benefits to firemen.

H. F. No. 1978, An act relating to the Minnesota Historical Society; appropriating money for the acquisition, maintenance, and security of a historic site.

H. F. No. 2127, An act relating to courts; setting the salary of the judge of municipal court in North St. Paul; amending Minnesota Statutes 1971, Section 488.21, Subdivision 2.

H. F. No. 2154, An act authorizing the city of Shakopee to appoint nonresidents of the city to its water, light, power and building commission under certain conditions.

H. F. No. 2160, An act relating to Mankato state college; authorizing Mankato state student association to expend money assigned to it from the college activity fund of Mankato state college for funding a legal counseling and service program for students.

H. F. No. 2234, An act relating to education; clarifying responsibilities of the higher education advisory council; amending Minnesota Statutes 1971, Section 136A.02, Subdivision 6.

H. F. No. 2319, An act relating to the operation of the state government; providing for the purchase of electronic data processing equipment where bids are unsatisfactory; amending Minnesota Statutes 1971, Section 16.07, Subdivision 14.

Sincerely,

WENDELL R. ANDERSON
Governor

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

May 21, 1973

The Honorable Martin O. Sabo
Speaker of the House

Sir:

I have the honor to inform you that I have received, approved,

signed and deposited in the office of the Secretary of State the following House Files:

H. F. No. 70, An act relating to education; general powers of independent school districts; amending Minnesota Statutes 1971, Section 123.35, Subdivision 9.

H. F. No. 308, An act relating to the organization and operation of the state government; creating a department of finance; transferring the powers of the public examiner to the state auditor; creating a legislative audit commission and legislative auditor; appropriating money; amending Minnesota Statutes 1971, Sections 6.21; 9.031, by adding a subdivision; 11.10, Subdivisions 1 and 2; 16.141, Subdivisions 2 and 3; 16.16, Subdivisions 1, 3, 4, 5, 6, 7, 8, and 8a; 215.04; 215.05; 215.06; 215.07; 215.08; and 215.09; repealing Minnesota Statutes 1971, Sections 16.02, Subdivisions 11 and 12; 215.02; and 215.18.

H. F. No. 314, An act relating to the village of Grand Marais; authorizing the issuance of on-sale liquor licenses.

H. F. No. 548, An act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous, omitted, unconstitutional and obsolete references and text; eliminating certain duplicitous and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1971, Chapter 3, by adding a section; Chapter 46, by adding a section; Sections 9.071; 62C.14, by adding a subdivision; 124.221; 169.121, Subdivision 3; 179.68, Subdivision 3; 197.45, Subdivision 1; 412.851; 462.581; 475.67, Subdivision 12; 490.025, Subdivisions 1 and 2; 645.023, Subdivision 2; and Laws 1969, Chapter 251, Section 2; repealing Minnesota Statutes 1971, Chapter 41; and Section 309.176.

H. F. No. 627, An act relating to probate proceedings; inventory and appraisal of estates in probate court; amending Minnesota Statutes 1971, Sections 525.33 and 525.331.

H. F. No. 666, An act relating to Independent School District No. 332, education; state aids and teacher contracts.

H. F. No. 685, An act relating to investments; legal investments for certain financial institutions; amending Minnesota Statutes 1971, Sections 48.67; and 50.14, Subdivision 8.

H. F. No. 715, An act relating to metropolitan transit; exempting property not served by transit system from tax levies; amending Minnesota Statutes 1971, Section 473A.111, Subdivisions 1 and 2.

H. F. No. 730, An act authorizing the sale of certain land to the city of Hastings in which the state of Minnesota owns the reversionary interest; providing for appraisals and payment.

H. F. No. 793, An act relating to corrections; voluntary uncompensated services to the department of corrections; amending Minnesota Statutes 1971, Section 241.01, Subdivision 6.

H. F. No. 901, An act relating to Minnesota Statutes; providing for the correction of erroneous, ambiguous, omitted, unconstitutional and obsolete statutory references and text; eliminating certain duplicitous and conflicting provisions superseded by or conflicting with other provisions of law; amending Minnesota Statutes 1971, Sections 15.50, Subdivision 2; 124.32, Subdivision 1; 290.92, Subdivisions 3, 6, 7, 8, 9, 11, 12, 13, and 15; 297A.24; 340.60, Subdivision 4; 462A.03, Subdivision 2; 462A.17, Subdivision 1; 481.15, Subdivision 2; and 488A.76, Subdivision 1; repealing Minnesota Statutes 1971, Section 35.832; and Laws 1969, Chapter 528.

H. F. No. 959, An act relating to the town of Canosia; authorizing a tax levy for firemen's relief purposes.

H. F. No. 1023, An act relating to home rule charters and charter commissions; amending Minnesota Statutes 1971, Sections 410.12, by adding subdivisions; and 410.30; repealing Minnesota Statutes 1971, Sections 410.17; 410.22; 410.27; and 410.31.

H. F. No. 1104, An act relating to the cities of St. Louis Park and Winona; permitting city council to direct or serve on housing and redevelopment authority or to contact with other governmental units for services provided by such authority.

H. F. No. 1186, An act relating to intoxicating liquor; sale and dispensing at the Minneapolis convention hall-auditorium.

H. F. No. 1193, An act relating to education; variations in assessed valuations; amending Minnesota Statutes 1971, Section 124.802, Subdivision 1.

H. F. No. 1550, An act relating to personnel in government; their rights, privileges and benefits; creating a department of personnel; defining its powers and duties; amending Minnesota Statutes 1971, Sections 15A.021; 15A.031; 15A.041; 15A.12; 43.01, Subdivisions 6, 7, 8, and 9, and by adding subdivisions; 43.02; 43.03; 43.05; 43.06; 43.07; 43.09; 43.111; 43.122; 43.128; 43.13; 43.15; 43.17, Subdivision 2; 43.18, Subdivision 1; 43.19; 43.21; 43.23; 43.24; 43.32; 43.48; 43.43; and Chapter 43, by adding sections; repealing Minnesota Statutes 1971, Sections 15A.14; 16.02, Subdivisions 20 and 22; 43.01, Subdivision 5; 43.041; 43.08; 43.10; 43.18, Subdivision 3; and 43.34.

Sincerely,

WENDELL R. ANDERSON
Governor

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

May 22, 1973

The Honorable Martin O. Sabo
Speaker of the House

Sir:

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

H. F. No. 1486, An act relating to corrections; industrial enterprises conducted at the state prison and the state reformatory; appropriating money; amending Minnesota Statutes 1971, Sections 243.66 and 243.67; and repealing Minnesota Statutes 1971, Sections 243.65; 243.69; 243.81; 243.82; and 243.86.

H. F. No. 1558, An act relating to commerce; clarifying rule making power of the consumer services section, department of commerce; amending Minnesota Statutes 1971, Section 45.16, Subdivision 2.

H. F. No. 1567, An act relating to education; state aids for summer school or year-round classes; amending Minnesota Statutes 1971, Section 124.20.

H. F. No. 1581, An act relating to the Minnesota housing finance agency; prescribing its powers and duties; providing for the financing thereof; appropriating money; amending Minnesota Statutes 1971, Sections 462A.02, by adding a subdivision; 462A.03, Subdivisions 2, 4, 7, 9, and 10, and adding subdivisions; 462A.05, Subdivisions 2, 3, 4, 5, 9, 10, and adding subdivisions; 462A.06, Subdivisions 11 and 12; 462A.07, Subdivision 5; 462A.08, Subdivisions 1, 2 and 3; 462A.09; 462A.10, Subdivisions 2, 3, 4, 5, and 9; 462A.16; 462A.17, Subdivision 1; 462A.18, Subdivision 2; 462A.20, Subdivision 2; 462A.21, Subdivisions 2, 3, and 4; and 462A.22; repealing Minnesota Statutes 1971, Sections 462A.06, Subdivisions 13, 14, 15 and 16; and 462A.23.

H. F. No. 1639, An act authorizing the village of Plymouth to refund temporary improvement bonds issued in the years 1969 to 1973; amending Laws 1971, Chapter 557, Section 1.

H. F. No. 1693, An act relating to the village of New Hope; authorizing the village of New Hope to refund certain temporary improvement bonds.

H. F. No. 1714, An act authorizing the issuance of bonds by Independent School District No. 877.

H. F. No. 1749, An act relating to Carver county; soil and water conservation; expenditures from general revenue fund.

H. F. No. 1776, An act relating to hazardous buildings; amending Minnesota Statutes 1971, Chapter 463, by adding a section.

H. F. No. 1825, An act relating to insurance; the merger and consolidation of insurance companies; permitting the issuance of securities of a corporation which is not a merging or consolidating corporation or the payment of cash; amending Minnesota Statutes 1971, Section 60A.16, Subdivision 2.

H. F. No. 1871, An act relating to the village of Roseville and the city of Brooklyn Center; authorizing the issuance of on-sale licenses for the sale of intoxicating liquor.

H. F. No. 1965, An act relating to the suspension of employees in the classified service of the city of Minneapolis.

H. F. No. 2002, An act relating to bonds; public officers; requiring that bonds of public officers be filed in the office of the register of deeds; amending Minnesota Statutes 1971, Sections 375.03; 382.10; 382.12; 386.01; 386.18; 388.01; 389.011, Subdivision 3; 390.01; 485.01; 488.10, Subdivision 2; 508.31; 525.04; 525.09; 525.10; 574.20; and repealing Minnesota Statutes 1971, Sections 382.09 and 382.11.

H. F. No. 2004, An act relating to Cass county; authorizing issuance of additional on-sale intoxicating liquor licenses.

H. F. No. 2029, An act relating to mining; strengthening certain provisions relating to mineland reclamation; providing penalties; amending Minnesota Statutes 1971, Sections 93.46, Subdivision 3; 93.47, Subdivisions 2, 3, and 5; 93.49; 93.51; and Chapter 93, by adding a section; repealing Minnesota Statutes 1971, Section 93.46, Subdivision 4.

H. F. No. 2052, An act relating to St. Louis county; providing funds for the maintenance and support of county extension work in St. Louis county; amending Laws 1971, Chapter 370, Section 1.

H. F. No. 2097, An act relating to Ramsey county; tax equalization procedure; repealing Special Laws 1876, Chapter 212, as amended.

H. F. No. 2164, An act relating to the town of White, St. Louis county; authorizing an increase in the salaries of clerk, assessor and treasurer.

H. F. No. 2179, An act relating to the city of Hopkins; authorizing the levy, cancellation, and relevy of special assessments for automobile parking facilities.

H. F. No. 2207, An act relating to intoxicating liquor; authorizing one additional on sale license within Todd county.

H. F. No. 2238, An act relating to metropolitan counties; soil and water conservation; expenditures from general revenue fund.

H. F. No. 2239, An act relating to Dakota county; housing and redevelopment authority; jurisdiction; amending Laws 1971, Chapter 333, Section 2.

H. F. No. 2244, An act relating to the city of Winona; authorizing the issuance of two additional on-sale liquor licenses.

H. F. No. 2270, An act relating to the village of North St. Paul; authorizing the construction and financing of certain awnings in the village pursuant to Minnesota Statutes, Chapter 429.

H. F. No. 2294, An act relating to the issuance of bonds by the village of Emmons.

H. F. No. 2308, An act relating to the city of Saint Paul; providing for the contracting out to a private party of the operation and management of the parking ramps and other parking facilities owned by the city which are located within or adjacent to the city's civic center and auditorium; amending Laws 1967, Chapter 459, Section 4, as amended.

H. F. No. 2397, An act relating to zoning; authorizing board of appeals to permit variances for use of one family dwellings; amending Minnesota Statutes 1971, Section 462.357, Subdivision 6.

H. F. No. 2096, An act relating to county extension service; removing limitations on the levy and appropriation for extension activities; amending Minnesota Statutes 1971, Section 38.36.

Sincerely,

WENDELL R. ANDERSON
Governor

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

May 22, 1973

The Honorable Martin O. Sabo
Speaker of the House

Sir:

I am herewith returning without my signature House File No. 1293.

This bill would substantially reduce the minimum penalty for first degree murder in our state. First degree murder is premeditated murder, a deliberate, horrendous taking of human life. It is my firm belief that the sentence for such a crime should not be reduced.

This Legislature has created a full-time parole board, a major step toward improving the process of release and rehabilitation

of persons convicted of crimes. It is my hope that the experience of the new board will provide further insights into the question of sentences and release procedures for all crimes, in the interest of improving our parole procedures and protecting the safety of our citizens.

Sincerely,

WENDELL R. ANDERSON
Governor

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

May 23, 1973

The Honorable Martin O. Sabo
Speaker of the House

Sir:

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

H. F. No. 2174, An act relating to laws and the statutory compilation thereof; prescribing times of and other conditions of publication; appropriating money; amending Minnesota Statutes 1971, Sections 482.07, by adding subdivisions; 648.31, Subdivision 2, and by adding subdivisions; 648.41, Subdivision 2; 648.42; and 648.45.

H. F. No. 2442, An act relating to the legislature; creating a joint coordinating committee and prescribing its duties; establishing the office of legislative research; amending Minnesota Statutes 1971, Sections 3.302, Subdivision 1, and 15A.083, Subdivision 3; repealing Minnesota Statutes 1971, Sections 3.301; 482.02; 482.03; 482.10; and 482.13.

Sincerely,

WENDELL R. ANDERSON
Governor

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

May 23, 1973

The Honorable Martin O. Sabo
Speaker of the House

Sir:

I have the honor to inform you that I have received, approved,

signed and deposited in the office of the Secretary of State the following House Files:

H. F. No. 255, An act relating to barbering by nursing aides; amending Minnesota Statutes 1971, Section 154.04.

H. F. No. 294, An act relating to labor; prescribing penalties for employers who fail to pay certain benefits and wage supplements required by law or agreement.

H. F. No. 309, An act relating to manpower services; unemployment compensation; benefits; amending Minnesota Statutes 1971, Sections 268.04, Subdivision 12; 268.06, Subdivisions 8, 22 and 27; 268.07, Subdivision 2; 268.08, Subdivisions 1, 3 and 5; and 268.09, Subdivision 1, as amended.

H. F. No. 534, An act relating to to workmen's compensation; compensation for permanent partial disability; amending Minnesota Statutes 1971, Section 176.101, Subdivision 3.

H. F. No. 565, An act relating to a tax study commission; amending Extra Session Laws 1971, Chapter 31, Article 13, Section 1.

H. F. No. 586, An act relating to landlords and tenants; restriction on automatic renewals of leases; amending Minnesota Statutes 1971, Chapter 504, by adding a section.

H. F. No. 606, An act relating to eminent domain; providing for uniform relocation assistance, services, payments and benefits for displaced persons; repealing Minnesota Statutes 1971, Section 117.095.

H. F. No. 701, An act relating to education; authorizing and directing the higher education coordinating commission to establish and supervise a student loan program; providing for the issuance of revenue bonds; amending Minnesota Statutes 1971, Sections 136A.14; 136A.15, Subdivisions 5 and 7; 136A.16, Subdivisions 3 and 8; and 136A.17, Subdivisions 1, 3, 4 and 10.

H. F. No. 702, An act relating to probate proceedings; partition of property in probate decree; amending Minnesota Statutes 1971, Section 525.485.

H. F. No. 735, An act relating to commerce; administration of the unfair cigarette sales act; providing penalties; amending Minnesota Statutes 1971, Sections 325.66, Subdivision 4; 325.67; 325.74, Subdivision 1; and 325.75, Subdivisions 1, 2, and 3.

H. F. No. 1038, An act relating to state parks; authorizing additional lands to be included within the boundaries of Rice Lake state park.

H. F. No. 1042, An act relating to waters; southern Minnesota river basin commission; amending Laws 1971, Chapter 705, Section 3, Subdivision 1; and Section 5; repealing Laws 1971, Chapter 705, Section 11.

H. F. No. 1045, An act relating to automobile insurance; cancellation; right to complain; amending Minnesota Statutes 1971, Sections 65B.19, and 65B.21.

H. F. No. 1059, An act relating to real estate; forcible entry and unlawful detainer; landlord and tenant; creating remedies for tenants of substandard housing; amending Minnesota Statutes 1971, Sections 487.17; 488.04, Subdivision 4; 488A.01, Subdivision 5; 488A.18, Subdivision 6; 488A.35, Subdivision 2; 566.01; 566.02; 566.05; 566.06; 566.09; 566.15; 566.16; and Chapter 566, by adding sections.

H. F. No. 1110, An act relating to commerce; providing for the registration and regulation of franchises by the commissioner of securities; requiring certain disclosures; defining and prohibiting unfair practices; providing penalties.

H. F. No. 1134, An act relating to the organization and operation of state government; the powers and duties of the commissioner of iron range resources and rehabilitation; creation, powers and duties of advisory commission; appropriation of funds; amending Minnesota Statutes 1971, Sections 298.22 and 298.221.

H. F. No. 1146, An act relating to the city of Bloomington; appropriating funds for special assessments levied by the city against property of the Normandale state junior college.

H. F. No. 1219, An act relating to the organization and operation of state government; providing the commissioner of natural resources with additional power to organize and reorganize the department; amending Minnesota Statutes 1971, Sections 84.081, Subdivision 1; and 84.083, Subdivision 1.

H. F. No. 1230, An act relating to Hennepin county general hospital; providing for medical care and treatment at various locations and providing for financing thereof; amending Laws 1963, Chapter 738, Section 1, by adding a subdivision.

H. F. No. 1255, An act relating to taxation based upon gross earnings; defining certain businesses subject thereto; amending Minnesota Statutes 1971, Section 295.01, Subdivision 9, and by adding a subdivision.

H. F. No. 1282, An act relating to probate; establishing conservatorships; prescribing and regulating powers, duties and procedures in conservatorships and guardianships; amending Minnesota Statutes 1971, Sections 525.54; 525.541; 525.542; 525.543; 525.55; 525.551; 525.56; 525.57; 525.58; 525.581; 525.582; 525.59; 525.591; 525.60; 525.61; 525.611; 525.612; and amending Minnesota Statutes 1971, Chapter 525, by adding sections.

H. F. No. 1333, An act relating to the affairs of decedents; providing for the validity and effect of certain nontestamentary and testamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect, and powers of attorney over accounts.

H. F. No. 1478, An act relating to highways; the establishment of recreational vehicle lanes on state, county and town road rights of way, including bridges and underpasses; appropriating money; amending Minnesota Statutes 1971, Sections 161.20, Subdivision 2; 161.21, Subdivision 1; 165.02; and 167.50, Subdivision 1.

H. F. No. 1508, An act relating to the incorporation of villages; the annexation and detachment of property from municipalities; the consolidation of municipalities; and the powers and duties of the Minnesota municipal commission in relation thereto; amending Minnesota Statutes 1971, Chapter 414, by adding sections; Sections 414.01, Subdivision 14; 414.031, Subdivision 5; 414.032, Subdivisions 1 and 3; 414.041, Subdivisions 3, 4, and by adding a subdivision; 414.061, Subdivision 4; 414.067, by adding a subdivision; and repealing Minnesota Statutes 1971, Section 414.031, Subdivision 2.

H. F. No. 1536, An act relating to the department of corrections; community corrections centers; amending Minnesota Statutes 1971, Sections 241.31; and 241.32.

H. F. No. 1625, An act relating to workmen's compensation, suicide; amending Minnesota Statutes 1971, Section 176.021, Subdivision 1.

H. F. No. 1626, An act relating to retirement; the Minnesota unclassified employees retirement program; amending Minnesota Statutes 1971, Chapter 352D, by adding sections; Sections 352D.01, 352D.02, 352D.03, 352D.04, 352D.05, 352D.06, and 352D.09; repealing Minnesota Statutes 1971, Sections 352D.07, and 352D.08.

H. F. No. 1635, An act relating to Bois Forte Indian Reservation at Nett lake; providing for the retrocession to the United States of America of all criminal jurisdiction in that area of Indian country.

H. F. No. 1638, An act relating to labor relations; charitable hospitals; amending Minnesota Statutes 1971, Section 179.35, Subdivision 2.

H. F. No. 1697, An act relating to the city of Wheaton; authorizing special tax treatment for real properties used for recreational swimming.

H. F. No. 1720, An act relating to state parks; authorizing additional lands to be included within the boundaries of Sibley state park.

H. F. No. 1870, An act relating to the city of Minneapolis and authorizing condemnation of real property in certain instances pursuant to procedures set forth in its home rule charter or Minnesota Statutes 1971, Chapter 430.

H. F. No. 2050, An act relating to Aitkin county; authorizing issuance of additional on-sale intoxicating liquor licenses.

H. F. No. 2100, An act relating to taxation; occupation and royalty taxes on ores; providing for change of dates for assessment, payment and collection; transferring certain administrative duties to commissioner of taxation; amending Minnesota Statutes 1971, Sections 298.01, Subdivisions 1 and 2; 298.10; 298.12; 298.13; 298.28, Subdivision 1; 298.282, Subdivisions 2, 3, and 4; 298.283; 299.012, Subdivision 3; 299.05; 299.06; 299.07; 299.08; 299.09; and 299.10.

H. F. No. 2145, An act relating to the city of Alexandria, the townships of Alexandria, Carlos, Hudson and LaGrand and the sanitary sewer board of the Alexandria lake area sanitary district in the county of Douglas; amending Laws 1971, Chapter 869, Sections 2, Subdivision 2; 4, Subdivision 5; 12, Subdivisions 1 and 2; 13, Subdivision 4; 17, Subdivision 7; and 18, Subdivision 6.

H. F. No. 2225, An act relating to insurance; providing for legal expense insurance; amending Minnesota Statutes 1971, Sections 60A.06, Subdivision 1; 60A.07, Subdivisions 5a, 5b, and 5c; and 60A.08, by adding a subdivision.

Sincerely,

WENDELL R. ANDERSON
Governor

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

May 24, 1973

The Honorable Martin O. Sabo
Speaker of the House

Sir:

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

H. F. No. 295

H. F. No. 633

H. F. No. 954

H. F. No. 961

H. F. No. 976

H. F. No. 977

H. F. No. 991

H. F. No. 1036

H. F. No. 1053

H. F. No. 1065
H. F. No. 1172
H. F. No. 1203
H. F. No. 1271
H. F. No. 1297
H. F. No. 1302
H. F. No. 1306
H. F. No. 1308
H. F. No. 1355
H. F. No. 1372
H. F. No. 1399
H. F. No. 1404
H. F. No. 1410
H. F. No. 1416
H. F. No. 1436
H. F. No. 1473
H. F. No. 1511
H. F. No. 1854
H. F. No. 2098
H. F. No. 2107
H. F. No. 2121
H. F. No. 2353

Sincerely,

WENDELL R. ANDERSON
Governor

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

May 24, 1973

The Honorable Martin O. Sabo
Speaker of the House

Sir:

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

H. F. No. 9

H. F. No. 23
H. F. No. 133
H. F. No. 134
H. F. No. 221
H. F. No. 223
H. F. No. 266
H. F. No. 358
H. F. No. 377
H. F. No. 437
H. F. No. 458
H. F. No. 491
H. F. No. 595
H. F. No. 611
H. F. No. 624
H. F. No. 647
H. F. No. 805
H. F. No. 877
H. F. No. 879
H. F. No. 924
H. F. No. 972
H. F. No. 938
H. F. No. 1000
H. F. No. 1585
H. F. No. 1612
H. F. No. 1659
H. F. No. 1673
H. F. No. 1675
H. F. No. 1702
H. F. No. 1712
H. F. No. 1779
H. F. No. 1789
H. F. No. 1807
H. F. No. 1821
H. F. No. 1837
H. F. No. 1897
H. F. No. 1906

H. F. No. 1940
H. F. No. 1944
H. F. No. 1945
H. F. No. 1996
H. F. No. 2015
H. F. No. 2087
H. F. No. 2093
H. F. No. 2111
H. F. No. 2247
H. F. No. 2275
H. F. No. 2303
H. F. No. 2381
H. F. No. 2437
H. F. No. 2438
H. F. No. 2447
H. F. No. 2449
H. F. No. 2473
H. F. No. 2482
H. F. No. 2484
H. F. No. 2485
H. F. No. 2491
H. F. No. 2530
H. F. No. 2531
H. F. No. 2580

Sincerely,

WENDELL R. ANDERSON
Governor

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

May 24, 1973

The Honorable Martin O. Sabo
Speaker of the House

Sir:

I am herewith returning without my approval House File No. 1307.

A letter of explanation will follow at the earliest opportunity.

Sincerely,

WENDELL R. ANDERSON
Governor

STATE OF MINNESOTA
OFFICE OF THE GOVERNOR
ST. PAUL 55155

June 7, 1973

The Honorable Martin O. Sabo
Speaker of the House

Sir:

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

H. F. No. 1772, An act relating to the Minnesota historical society; commissioning a painting concerning Indian life; appropriating money.

Sincerely,

WENDELL R. ANDERSON
Governor

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
771		295	May 18	May 18
	11	296	May 18	May 18
	190	297	May 18	May 18
	225	298	May 18	May 18

JOURNAL OF THE HOUSE

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	240	299	May 18	May 18
	399	300	May 18	May 18
	400	301	May 18	May 18
	474	302	May 18	May 18
	532	303	May 18	May 18
	535	304	May 18	May 18
	632	305	May 18	May 18
	759	306	May 18	May 18
	794	307	May 18	May 18
	813	308	May 18	May 18
	890	309	May 18	May 18
	945	310	May 18	May 18
	964	311	May 18	May 18
	1031	312	May 18	May 18
	1121	313	May 18	May 18
	1190	314	May 18	May 18
	1465	315	May 18	May 18
	1568	316	May 18	May 18
	1591	317	May 18	May 18

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts

of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	1666	318	May 18	May 18
	1681	319	May 18	May 18
	1706	320	May 18	May 18
	1709	321	May 18	May 18
	1718	322	May 18	May 18
	1949	323	May 18	May 18
	1959	324	May 18	May 18
	1960	325	May 18	May 18
	1968	326	May 18	May 18
	1969	327	May 18	May 18
	2206	328	May 18	May 18
	2132	329	May 18	May 18
	2178	330	May 18	May 18
	2180	331	May 18	May 18
	2208	332	May 18	May 18
	2241	333	May 18	May 18
	2246	334	May 18	May 18
	2351	335	May 18	May 18
	2352	336	May 18	May 18
1341		337	May 19	May 19
1317		338	May 19	May 19
1316		339	May 19	May 19
1242		340	May 19	May 19
1165		341	May 19	May 19

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
1160		342	May 19	May 19
1156		343	May 19	May 19
1037		344	May 19	May 19
1109		345	May 19	May 19
1128		346	May 19	May 19
1141		347	May 19	May 19
1155		348	May 19	May 19
1222		349	May 19	May 19
1233		350	May 19	May 19
1332		351	May 19	May 19
1278		352	May 19	May 19
1376		353	May 19	May 19
1353		354	May 19	May 19
1388		355	May 19	May 19
1498		356	May 19	May 19
1655		357	May 19	May 19
1724		358	May 19	May 19
1708		359	May 19	May 19
1781		360	May 19	May 19
1731		361	May 19	May 19
1782		362	May 19	May 19

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
1836		363	May 19	May 19
1930		364	May 19	May 19
1993		365	May 19	May 19

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
1994		366	May 19	May 19
2125		367	May 19	May 19
2148		368	May 19	May 19
2233		369	May 19	May 19
2230		370	May 19	May 19
2317		371	May 19	May 19
2320		372	May 19	May 19
942		373	May 19	May 19
900		374	May 19	May 19
1147		375	May 19	May 19
1095		376	May 19	May 19
17		377	May 19	May 19
60		378	May 19	May 19
225		379	May 19	May 19

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
410		380	May 19	May 19
475		381	May 19	May 19
496		382	May 19	May 19
523		383	May 19	May 19
551		384	May 19	May 19
578		385	May 19	May 19
697		386	May 19	May 19
736		387	May 19	May 19
	1200	388	May 19	May 19

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	2173	389	May 19	May 19
	2166	390	May 19	May 19
	2072	391	May 19	May 19
	1903	392	May 19	May 19
	1704	393	May 19	May 19
	1729	394	May 19	May 19
	1557	395	May 19	May 19
	1556	396	May 19	May 19

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	1551	397	May 19	May 19
	1515	398	May 19	May 19
	1483	399	May 19	May 19
	1217	400	May 19	May 19
	1103	401	May 19	May 19
	906	402	May 19	May 19
	904	403	May 19	May 19
	833	404	May 19	May 19
	704	405	May 19	May 19
	248	406	May 19	May 19
	346	407	May 19	May 19
	368	408	May 19	May 19
	443	409	May 19	May 19
	600	410	May 19	May 19
	703	411	May 19	May 19

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	1001	412	May 19	May 19
	873	413	May 19	May 19

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	347	414	May 19	May 19
	189	415	May 19	May 19
	2240	416	May 19	May 19
	1853	417	May 19	May 19
	1948	418	May 19	May 19
	1750	419	May 19	May 19
	1767	420	May 19	May 19
54		421	May 19	May 19
122		422	May 19	May 19
507		423	May 19	May 19
650		424	May 19	May 19
794		425	May 19	May 19
695		426	May 19	May 19
753		427	May 19	May 19
906		428	May 19	May 19
1030		429	May 19	May 19
1087		430	May 19	May 19
1943		431	May 19	May 19
1954		432	May 19	May 19
925		433	May 19	May 19
929		434	May 19	May 19

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received

from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
2232		435	May 19	May 19
2221		436	May 19	May 19
2157		437	May 19	May 19
1835		438	May 19	May 19
1803		439	May 19	May 19
1666		440	May 19	May 19
1560		441	May 19	May 19

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
34		442	May 21	May 21
118		443	May 21	May 21
137		444	May 21	May 21
226		445	May 21	May 21
261		446	May 21	May 21
415		447	May 21	May 21
476		448	May 21	May 21

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
546		449	May 21	May 21
752		450	May 21	May 21
746		451	May 21	May 21
880		452	May 21	May 21
903		453	May 21	May 21
979		454	May 21	May 21
992		455	May 21	May 21
1025		456	May 21	May 21
1101		457	May 21	May 21
1194		458	May 21	May 21
1296		459	May 21	May 21
1809		460	May 21	May 21
1941		461	May 21	May 21
	66	462	May 21	May 21
	83	463	May 21	May 21
	217	464	May 21	May 21

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	231	465	May 21	May 21
	490	466	May 21	May 21

<i>S.F.</i>	<i>H.F.</i>	<i>Session Laws</i>	<i>Date Approved</i>	<i>Date Filed</i>
<i>No.</i>	<i>No.</i>	<i>Chapter No.</i>	<i>1973</i>	<i>1973</i>
	588	467	May 21	May 21
	622	468	May 21	May 21
	659	469	May 21	May 21
	847	470	May 21	May 21
	889	471	May 21	May 21
	895	472	May 21	May 21
	988	473	May 21	May 21
	1044	474	May 21	May 21
	1058	475	May 21	May 21
	1080	476	May 21	May 21
	1275	477	May 21	May 21
	1327	478	May 21	May 21
	1381	479	May 21	May 21
	1575	480	May 21	May 21
	1578	481	May 21	May 21
	1664	482	May 21	May 21
	1755	483	May 21	May 21
	1844	484	May 21	May 21
	1978	485	May 21	May 21
	2127	486	May 21	May 21

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	2154	487	May 21	May 21
	2160	488	May 21	May 21
	2234	489	May 21	May 21
	2319	490	May 21	May 21

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	70	491	May 21	May 21
	308	492	May 21	May 21
	314	493	May 21	May 21
	548	494	May 21	May 21
	627	495	May 21	May 21
	666	496	May 21	May 21
	685	497	May 21	May 21
	715	498	May 21	May 21
	730	499	May 21	May 21
	793	500	May 21	May 21
	901	501	May 21	May 21
	959	502	May 21	May 21
	1023	503	May 21	May 21

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	1104	504	May 21	May 21
	1186	505	May 21	May 21
	1193	506	May 21	May 21
	1550	507	May 21	May 21
899		508	May 21	May 21
962		509	May 21	May 21
1972		510	May 21	May 21

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
405		511	May 22	May 22
	1486	512	May 22	May 22
	1558	513	May 22	May 22
	1567	514	May 22	May 22
	1581	515	May 22	May 22
	1639	516	May 22	May 22
	1693	517	May 22	May 22
	1714	518	May 22	May 22
	1749	519	May 22	May 22
	1776	520	May 22	May 22

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	1825	521	May 22	May 22
	1871	522	May 22	May 22
	1965	523	May 22	May 22
	2002	524	May 22	May 22
	2004	525	May 22	May 22
	2029	526	May 22	May 22
	2052	527	May 22	May 22
	2096	528	May 22	May 22
	2097	529	May 22	May 22
	2164	530	May 22	May 22
	2179	531	May 22	May 22
	2207	532	May 22	May 22
	2238	533	May 22	May 22

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	2239	534	May 22	May 22
	2244	535	May 22	May 22
	2270	536	May 22	May 22
	2294	537	May 22	May 22

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	2308	538	May 22	May 22
	2397	539	May 22	May 22

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

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<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
56		540	May 23	May 23
82		541	May 23	May 23
211		542	May 23	May 23
256		543	May 23	May 23
257		544	May 23	May 23
325		545	May 23	May 23
342		546	May 23	May 23
471		547	May 23	May 23
488		548	May 23	May 23
501		549	May 23	May 23
537		550	May 23	May 23
557		551	May 23	May 23
568		552	May 23	May 23
672		553	May 23	May 23
678		554	May 23	May 23

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
690		555	May 23	May 23
721		556	May 23	May 23
765		557	May 23	May 23
926		558	May 23	May 23
938		559	May 23	May 23
943		560	May 23	May 23
965		561	May 23	May 23
1004		562	May 23	May 23

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
1028		563	May 23	May 23
1059		564	May 23	May 23
1125		565	May 23	May 23
1164		566	May 23	May 23
1252		567	May 23	May 23
1283		568	May 23	May 23
1374		569	May 23	May 23
1404		570	May 23	May 23
1436		571	May 23	May 23

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
1455		572	May 23	May 23
1505		573	May 23	May 23
1526		574	May 23	May 23
1582		575	May 23	May 23
1592		576	May 23	May 23
1602		577	May 23	May 23
1653		578	May 23	May 23
1667		579	May 23	May 23
1699		580	May 23	May 23
1797		581	May 23	May 23
1847		582	May 23	May 23
1872		583	May 23	May 23
1893		584	May 23	May 23
1895		585	May 23	May 23

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
1948		586	May 23	May 23
1949		587	May 23	May 23
1950		588	May 23	May 23
2016		589	May 23	May 23

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
2113		590	May 23	May 23
2115		591	May 23	May 23
2167		592	May 23	May 23
2250		593	May 23	May 23
2275		594	May 23	May 23
1364		595	May 23	May 23
2047		596	May 23	May 23
	255	597	May 23	May 23
	2442	598	May 23	May 23
	309	599	May 23	May 23
	534	600	May 23	May 23
	565	601	May 23	May 23
	294	602	May 23	May 23
	586	603	May 23	May 23
	606	604	May 23	May 23
	701	605	May 23	May 23
	702	606	May 23	May 23
	735	607	May 23	May 23
	1038	608	May 23	May 23
	1042	609	May 23	May 23

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts

of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	1045	610	May 23	May 23
	1059	611	May 23	May 23
	1110	612	May 23	May 23
	1134	613	May 23	May 23
	1146	614	May 23	May 23
	1219	615	May 23	May 23
	1230	616	May 23	May 23
	1255	617	May 23	May 23
	1282	618	May 23	May 23
	1333	619	May 23	May 23
	1478	620	May 23	May 23
	1508	621	May 23	May 23
	1536	622	May 23	May 23
	1625	623	May 23	May 23
	1626	624	May 23	May 23
	1635	625	May 23	May 23
	1638	626	May 23	May 23
	1697	627	May 23	May 23
	1720	628	May 23	May 23
	1870	629	May 23	May 23
	2050	630	May 23	May 23
	2100	631	May 23	May 23
	2145	632	May 23	May 23

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	2174	633	May 23	May 23
	2225	634	May 23	May 23

Sincerely,
ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

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<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	295	635	May 24	May 24
	633	636	May 24	May 24
	954	637	May 24	May 24
	961	638	May 24	May 24

JOURNAL OF THE HOUSE

4229

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	976	639	May 24	May 24
	977	640	May 24	May 24
	991	641	May 24	May 24
	1036	642	May 24	May 24
	1053	643	May 24	May 24
	1065	644	May 24	May 24
	1172	645	May 24	May 24
	1203	646	May 24	May 24
	1271	647	May 24	May 24
	1297	648	May 24	May 24
	1302	649	May 24	May 24
	2121	650	May 24	May 24
	1306	651	May 24	May 24
	1308	652	May 24	May 24
	1355	653	May 24	May 24
	1372	654	May 24	May 24
	1399	655	May 24	May 24
	1404	656	May 24	May 24
	1410	657	May 24	May 24

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

I have the honor to inform you that the following enrolled Acts of the 1973 Session of the State Legislature have been received from the Office of the Governor and are deposited in the Office

of the Secretary of State for preservation pursuant to the State Constitution, Article IV, Section 11:

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	1416	658	May 24	May 24
	1436	659	May 24	May 24
	1473	660	May 24	May 24
	1511	661	May 24	May 24
	1854	662	May 24	May 24
	2098	663	May 24	May 24
	2107	664	May 24	May 24
	2353	665	May 24	May 24
224		666	May 24	May 24
612		667	May 24	May 24
681		668	May 24	May 24
968		669	May 24	May 24
985		670	May 24	May 24
996		671	May 24	May 24
1047		672	May 24	May 24
1091		673	May 24	May 24
1120		674	May 24	May 24
1182		675	May 24	May 24
1246		676	May 24	May 24
1247		677	May 24	May 24
1302		678	May 24	May 24
1445		679	May 24	May 24
1480		680	May 24	May 24

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
 OFFICE OF THE SECRETARY OF STATE
 ST. PAUL 55155

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

The Honorable Alec G. Olson
 President of the Senate

Sirs:

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<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
1540		681	May 24	May 24
1557		682	May 24	May 24
1626		683	May 24	May 24
1702		684	May 24	May 24
47		685	May 24	May 24
160		686	May 24	May 24
328		687	May 24	May 24
384		688	May 24	May 24
386		689	May 24	May 24
430		690	May 24	May 24
452		691	May 24	May 24
462		692	May 24	May 24
464		693	May 24	May 24
485		694	May 24	May 24
581		695	May 24	May 24
582		696	May 24	May 24
615		697	May 24	May 24
733		698	May 24	May 24
813		699	May 24	May 24
877		700	May 24	May 24

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
910		701	May 24	May 24
1029		702	May 24	May 24
1351		703	May 24	May 24

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

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<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
1623		704	May 24	May 24
1633		705	May 24	May 24
1643		706	May 24	May 24
1654		707	May 24	May 24
1896		708	May 24	May 24
1742		709	May 24	May 24
1824		710	May 24	May 24
1961		711	May 24	May 24
1964		712	May 24	May 24
2014		713	May 24	May 24
2021		714	May 24	May 24
2050		715	May 24	May 24
2118		716	May 24	May 24
2119		717	May 24	May 24

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
2166		718	May 24	May 24
2338		719	May 24	May 24
2417		720	May 24	May 24
	9	721	May 24	May 24
	23	722	May 24	May 24
	133	723	May 24	May 24
	134	724	May 24	May 24
	221	725	May 24	May 24
	223	726	May 24	May 24

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

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<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	266	727	May 24	May 24
	358	728	May 24	May 24
	377	729	May 24	May 24
	437	730	May 24	May 24
	458	731	May 24	May 24
	491	732	May 24	May 24
	595	733	May 24	May 24
	611	734	May 24	May 24

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	624	735	May 24	May 24
	647	736	May 24	May 24
	805	737	May 24	May 24
	877	738	May 24	May 24
	879	739	May 24	May 24
	924	740	May 24	May 24
	1000	741	May 24	May 24
	1585	742	May 24	May 24
	1612	743	May 24	May 24
	1675	744	May 24	May 24
	1702	745	May 24	May 24
	1712	746	May 24	May 24
	1837	747	May 24	May 24
	1821	748	May 24	May 24
	1779	749	May 24	May 24

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
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The Honorable Martin O. Sabo
Speaker of the House of Representatives

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Sirs:

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<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	1789	750	May 24	May 24
	1807	751	May 24	May 24
	1659	752	May 24	May 24

<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	1673	753	May 24	May 24
	1897	754	May 24	May 24
	1906	755	May 24	May 24
	1940	756	May 24	May 24
	1944	757	May 24	May 24
	1945	758	May 24	May 24
	1996	759	May 24	May 24
	2015	760	May 24	May 24
	2087	761	May 24	May 24
	2093	762	May 24	May 24
	2111	763	May 24	May 24
	2247	764	May 24	May 24
	2275	765	May 24	May 24
	2303	766	May 24	May 24
	2381	767	May 24	May 24
	2437	768	May 24	May 24
	2438	769	May 24	May 24
	2447	770	May 24	May 24
	2449	771	May 24	May 24
	2473	772	May 24	May 24

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

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Sirs:

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<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
	2482	773	May 24	May 24
	2484	774	May 24	May 24
	2485	775	May 24	May 24
	2491	776	May 24	May 24
	2530	777	May 24	May 24
	2531	778	May 24	May 24
	2580	779	May 24	May 24
	938	780	May 24	May 24
	972	781	May 24	May 24

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

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<i>S.F. No.</i>	<i>H.F. No.</i>	<i>Session Laws Chapter No.</i>	<i>Date Approved 1973</i>	<i>Date Filed 1973</i>
1726		782		May 29

Sincerely,

ARLEN ERDAHL
Secretary of State

STATE OF MINNESOTA
OFFICE OF THE SECRETARY OF STATE
ST. PAUL 55155

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

The Honorable Alec G. Olson
President of the Senate

Sirs:

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<i>S.F.</i> No.	<i>H.F.</i> No.	<i>Session Laws</i> <i>Chapter No.</i>	<i>Date Approved</i> 1973	<i>Date Filed</i> 1973
	1772	783	June 7	June 7

Sincerely,

ARLEN ERDAHL
Secretary of State

REPORT PURSUANT TO JOINT RULES 20 AND 23c

Pursuant to Joint Rules 20 and 23c, bills are being returned to House Standing Committees to which they were last previously referred, as follows:

H. F. No. 210 to the Committee on Education

H. F. No. 226 to the Committee on Labor-Management Relations

H. F. No. 597 to the Committee on Environmental Preservation and Natural Resources

H. F. No. 673 to the Committee on Environmental Preservation and Natural Resources

H. F. No. 908 to the Committee on Judiciary

H. F. No. 956 to the Committee on General Legislation and Veterans Affairs

H. F. No. 1105 to the Committee on Crime Prevention and Corrections

H. F. No. 1207 to the Committee on Environmental Preservation and Natural Resources

H. F. No. 1210 to the Committee on General Legislation and Veterans Affairs

H. F. No. 1485 to the Committee on ~~Commerce and Economic Development~~

H. F. No. 1489 to the Committee on Education

H. F. No. 1491 to the Committee on Education

H. F. No. 1552 to the Committee on Agriculture

H. F. No. 1562 to the Committee on Crime Prevention and Corrections

H. F. No. 1674 to the Committee on Governmental Operations

H. F. No. 1795 to the Committee on Judiciary

H. F. No. 1812 to the Committee on Commerce and Economic Development

H. F. No. 1820 to the Committee on Education

H. F. No. 1875 to the Committee on Commerce and Economic Development

H. F. No. 1891 to the Committee on Environmental Preservation and Natural Resources

H. F. No. 1951 to the Committee on Metropolitan and Urban Affairs

H. F. No. 1988 to the Committee on Governmental Operations

H. F. No. 2021 to the Committee on Crime Prevention and Corrections

H. F. No. 2024 to the Committee on Education

H. F. No. 2033 to the Committee on Financial Institutions and Insurance

H. F. No. 2048 to the Committee on Health and Welfare

H. F. No. 2085 to the Committee on Health and Welfare

H. F. No. 2106 to the Committee on City Government

H. F. No. 2152 to the Committee on Governmental Operations

H. F. No. 2163 to the Committee on Local Government

H. F. No. 2218 to the Committee on City Government

H. F. No. 2260 to the Committee on Governmental Operations

H. F. No. 2284 to the Committee on Environmental Preservation and Natural Resources

H. F. No. 2315 to the Committee on Environmental Preservation and Natural Resources

H. F. No. 2325 to the Committee on Governmental Operations

H. F. No. 2333 to the Committee on Health and Welfare

H. F. No. 2334 to the Committee on Health and Welfare

- H. F. No. 2335 to the Committee on Health and Welfare
- H. F. No. 2336 to the Committee on Health and Welfare
- H. F. No. 2339 to the Committee on Higher Education
- H. F. No. 2349 to the Committee on Local Government
- H. F. No. 2372 to the Committee on Environmental Preservation and Natural Resources
- H. F. No. 2375 to the Committee on Environmental Preservation and Natural Resources
- H. F. No. 2377 to the Committee on Financial Institutions and Insurance
- H. F. No. 2435 to the Committee on Transportation
- S. F. No. 96 to the Committee on Financial Institutions and Insurance
- S. F. No. 526 to the Committee on Environmental Preservation and Natural Resources
- S. F. No. 544 to the Committee on Environmental Preservation and Natural Resources
- S. F. No. 602 to the Committee on Environmental Preservation and Natural Resources
- S. F. No. 625 to the Committee on Environmental Preservation and Natural Resources
- S. F. No. 734 to the Committee on Environmental Preservation and Natural Resources
- S. F. No. 1712 to the Committee on Environmental Preservation and Natural Resources
- S. F. No. 1721 to the Committee on Environmental Preservation and Natural Resources
- S. F. No. 2015 to the Committee on Environmental Preservation and Natural Resources
- S. F. No. 2350 to the Committee on Governmental Operations
- H. F. No. 336 and its companion bill, S. F. No. 980, to the Committee on Commerce and Economic Development
- H. F. No. 648 and its companion bill, S. F. No. 552, to the Committee on Agriculture
- H. F. No. 737 and its companion bill, S. F. No. 951, to the Committee on Commerce and Economic Development
- H. F. No. 1028 and its companion bill, S. F. No. 944, to the Committee on Education
- H. F. No. 1368 and its companion bill, S. F. No. 1213, to the Committee on City Government

H. F. No. 1610 and its companion bill, S. F. No. 1305, to the Committee on Education

H. F. No. 2165 and its companion bill, S. F. No. 2272, to the Committee on Local Government

REPORT PURSUANT TO JOINT RULE 23b

Pursuant to Joint Rule 23b, bills being considered by Conference Committees were returned to the House and laid on the table as follows:

H. F. Nos. 334, 835, and 1547.

REPORT PURSUANT TO JOINT RULE 23d

Pursuant to Joint Rule 23d, bills returned to the House by the Governor with his objections were laid on the table as follows:

H. F. Nos. 1293 and 1307.

ANNOUNCEMENTS BY THE SPEAKER

The Speaker announced the appointment of the following members of the House to the following interim commissions and committees:

**INTERIM COMMISSION AND COMMITTEE
APPOINTMENTS 1973**

Pursuant to the provisions of Minnesota Statutes 1971, Section 1.22, the Speaker announced the appointment of the following members of the House to the Great Lakes Basin Commission:

LaVoy and Andersen, R.

Pursuant to the provisions of Minnesota Statutes 1971, Section 3.922, Subdivision 1, the Speaker announced the appointment of the following members of the House to the Indian Affairs Commission:

Samuelson, Casserly, and Becklin

Pursuant to the provisions of Minnesota Statutes 1971, Section 3.29, Subdivision 2, the Speaker announced the appointment of the following members of the House to the Commission on Interstate Cooperation:

Johnson, C.; Graba; Berglin; Rice; and Searle

Pursuant to the provisions of Chapter 634 of the Laws of Minnesota for 1971, Section 1, Subdivision 5, the Speaker announced the appointment of Smith to the Midwestern Board for Medical and Allied Education.

Pursuant to the provisions of Minnesota Statutes 1971, Section 1.34, Subdivision 1, the Speaker announced the appointment of the following members of the House to the Minnesota-Wisconsin Boundary Area Commission:

Sieben, M.; Lemke; Pavlak, R. L.; McCauley; and Carlson, L.

Pursuant to the provisions of Minnesota Statutes 1971, Section 161.1419, Subdivision 2, the Speaker announced the appointment of the following members of the House to the Mississippi River Parkway Commission:

Pehler, Weaver, and Eken

Pursuant to the provisions of the Laws of Minnesota 1973, Chapter 741, the Speaker announced the appointment of the following members of the House to the Joint Legislative Review Committee:

Kelly, Vento, and Cummiskey

The Minority Leader appointed the following members of the House to the Joint Legislative Review Committee:

Ferderer, Forsythe and Savelkoul

Pursuant to the provisions of Minnesota Statutes 1971, Section 3.66, the Speaker announced the appointment of the following members of the House to the State Claims Commission:

Faricy, McCarron, and Erdahl

Pursuant to the provisions of the Laws of Minnesota 1973, Chapter 598, the Speaker announced the appointment of the following members of the House to the Joint Coordinating Committee:

Pavlak, R., and Norton

The Minority Leader appointed the following members of the House to the Joint Coordinating Committee:

Dirlam and Newcome

Pursuant to the provisions of the Laws of Minnesota 1973, Chapter 492, the Speaker announced the appointment of the following members of the House to the Legislative Audit Commission:

Sabo; Anderson, I.; Pavlak, R.; Quirin; and Norton.

The Minority Leader appointed the following members of the House to the Legislative Audit Commission:

Anderson, D.; Long; and Searle

CERTIFICATE

I certify that the Journal of the House for Monday, May 21, 1973, including subsequent proceedings, has been corrected and is hereby approved.

EDWARD A. BURDICK, Chief Clerk, House of Representatives